



# City of Madison

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

## Proceedings - Approved COMMON COUNCIL

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Tuesday, March 29, 2011

6:30 PM

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

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ROLL CALL at 6:35pm

**Present:** 19 -

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; Tim Bruer; Larry Palm; Judy Compton; Joseph R. Clausius; Michael Schumacher; Mark Clear and Thuy Pham-Remmele

**Excused:** 1 -

Jed Sanborn

**Non Voting:** 1 -

David J. Cieslewicz

### SPEAKING GUIDELINES

#### Speaking Limits:

**Public Hearing - 5 Minutes, Information Hearing - 5 Minutes, Other Items - 3 minutes.**

**You must register before your item is considered by the Council.**

**The use of audible cell phone ringers and active use and response to cellular phone technology by the governing body, staff and members of the public is discouraged in the Council Chambers while the Council is in session.**

**NOTIFIED ABSENCES: Ald. 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. Clear, seconded by Ald. Cnare, to Suspend the Rules. The motion passed by voice vote/other.**

### HONORING RESOLUTIONS

1. [21868](#) SUBSTITUTE - Congratulating the Madison Memorial High School Boys Basketball Team on winning the 2011 State WIAA Division 1 Title.

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

A motion was made by Ald. Clear, seconded by Ald. Cnare, to Adopt Under Suspension of Rules 2.04, 2.05, 2.24, and 2.25. 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:

1) items which have registrants wishing to speak. 2) items which require an extraordinary (roll call) vote and are not included on the consent agenda by unanimous consent. 3) items which alderperson(s) have separated out for discussion/debate purposes.

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

#### REPORT OF PLAN COMMISSION

2. [15932](#) SUBSTITUTE Adopting and confirming amendments to the Madison General Ordinances as set forth in attached Exhibit F pursuant to Sec. 66.0103, Wis. Stats. to revise the City's Zoning Ordinance.

**Sponsors:** David J. Cieslewicz

**A motion was made by Ald. Clear, seconded by Ald. Cnare, to Adopt the Following Amendment(s): Amendment 1 as written out in the attached document. The motion passed by voice vote/other.**

- [15932](#) **AMENDED SUBSTITUTE** Adopting and confirming amendments to the Madison General Ordinances as set forth in attached Exhibit F pursuant to Sec. 66.0103, Wis. Stats. to revise the City's Zoning Ordinance.

**Sponsors:** David J. Cieslewicz

**A motion was made by Ald. Schumacher, seconded by Ald. Kerr, to Adopt the Following Amendment(s): Amendment 2 as written out in the attached document failed voice vote/other.**

**A motion was made by Ald. Clausius, seconded by Ald. Compton, to Adopt the Following Amendment(s): Amendment 3 to include the changes to Medical Facilities only. The motion passed by voice vote/other.**

**A motion was made by Ald. Rhodes-Conway, seconded by Ald. Kerr, to Adopt the Following Amendment(s): Amendment 4 as written in the attached document. The motion passed by voice vote/other.**

**A motion was made by Ald. Rhodes-Conway, seconded by Ald. Kerr, to Separate Amendment. The motion passed by voice vote/other.**

**A motion was made by Ald. Clausius, seconded by Ald. Bruer, to Adopt With Friendly Amendment: Amendment 5 2c adding the words "one or more of" after the word meets. The motion passed by voice vote/other.**

**A motion was made by Ald. Clausius, seconded by Ald. Bruer, to Adopt the Following Amendment(s). The motion failed by the following vote:**

- Present:** 1 -  
Larry Palm
- Excused:** 2 -  
Judy Compton and Jed Sanborn
- Ayes:** 7 -  
Steve King; Chris Schmidt; Tim Bruer; Joseph R. Clausius; Michael Schumacher; Mark Clear and Thuy Pham-Remmele
- Noes:** 10 -  
Bridget R. Maniaci; Lauren Cnare; Michael E. Verveer; Shiva Bidar-Sielaff; Marsha A. Rummel; Bryon A. Eagon; Paul E. Skidmore; Brian L. Solomon; Satya V. Rhodes-Conway and Julia S. Kerr
- Non Voting:** 1 -  
David J. Cieslewicz

**A motion was made by Ald. Cnare, seconded by Ald. Bidar-Sielaff, to Adopt the Following Amendment(s): Amendment No. 6 as written in the attached document. The motion passed by voice vote/other.**

**A motion was made by Ald. Rummel, seconded by Ald. Verveer, to Adopt the Following Amendment(s): Amendment No. 7 as indicated on the attached documents. The motion failed by the following vote:**

- Excused:** 1 -  
Jed Sanborn
- Ayes:** 3 -  
Michael E. Verveer; Marsha A. Rummel and Brian L. Solomon
- Noes:** 16 -  
Bridget R. Maniaci; Lauren Cnare; Shiva Bidar-Sielaff; Steve King; Bryon A. Eagon; Paul E. Skidmore; Chris Schmidt; Satya V. Rhodes-Conway; Julia S. Kerr; Tim Bruer; Larry Palm; Judy Compton; Joseph R. Clausius; Michael Schumacher; Mark Clear and Thuy Pham-Remmele
- Non Voting:** 1 -  
David J. Cieslewicz

**A motion was made by Ald. Rummel, seconded by Ald. Kerr, to Adopt the Following Friendly Amendment(s): : Amendment No. 8 as indicated on the attached documents but only deleting the words, "or an addition to an existing principal building be located closer to the OHWM than the lakefront setback of the existing principal building." The motion failed by the following vote:**

- Excused:** 1 -  
Jed Sanborn
- Ayes:** 4 -  
Michael E. Verveer; Marsha A. Rummel; Satya V. Rhodes-Conway and Larry Palm
- Noes:** 15 -  
Bridget R. Maniaci; Lauren Cnare; Shiva Bidar-Sielaff; Steve King; Bryon A. Eagon; Paul E. Skidmore; Brian L. Solomon; Chris Schmidt; Julia S. Kerr; Tim Bruer; Judy Compton; Joseph R. Clausius; Michael Schumacher; Mark Clear and Thuy Pham-Remmele

**Non Voting:** 1 -

David J. Cieslewicz

**A motion was made by Ald. Rhodes-Conway, seconded by Ald. Verveer, to Adopt the Following Friendly Amendment(s): Amendment No. 9 as written in the attached document except unstrike 6 (d) and add, "6 (n) There shall be no increase.". The motion passed by voice vote/other.**

**A motion was made by Ald. Kerr, seconded by Ald. Rhodes-Conway, to Place On File. The motion passed by voice vote/other.**

**A motion was made by Ald. Rummel, seconded by Ald. Cnare, to Adopt the Following Amendment(s). The motion failed by the following vote:**

**Excused:** 1 -

Jed Sanborn

**Ayes:** 8 -

Bridget R. Maniaci; Michael E. Verveer; Marsha A. Rummel; Paul E. Skidmore; Brian L. Solomon; Satya V. Rhodes-Conway; Larry Palm and Michael Schumacher

**Noes:** 11 -

Lauren Cnare; Shiva Bidar-Sielaff; Steve King; Bryon A. Eagon; Chris Schmidt; Julia S. Kerr; Tim Bruer; Judy Compton; Joseph R. Clausius; Mark Clear and Thuy Pham-Remmele

**Non Voting:** 1 -

David J. Cieslewicz

**A motion was made by Ald. Clear, seconded by Ald. Cnare, to Adopt With Amendment(s). The motion passed by the following vote:**

**Excused:** 1 -

Jed Sanborn

**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; Tim Bruer; Larry Palm; Judy Compton; Joseph R. Clausius; Michael Schumacher and Mark Clear

**Noes:** 1 -

Thuy Pham-Remmele

**Non Voting:** 1 -

David J. Cieslewicz

**3. [21170](#)**

Creating Section 28.06(2)(a)3522. 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 31,000 square-foot office/laboratory building with attached greenhouse. 16th Aldermanic District; 5402 World Dairy Drive.

**Sponsors:** Common Council By Request

**A motion was made by Ald. Compton, seconded by Ald. Clear, to Adopt with Recommendation(s). The motion passed by voice vote/other.**

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

4. [21463](#) Public Hearing - New License  
Wood Dragon Inc. • dba Amy's Cafe & Bar  
414 W Gilman St • Agent: Richard Brahmer  
Estimated Capacity: 80 indoors  
Class B Combination Liquor & Beer • 45% alcohol, 55% food  
Aldermanic District 4 (Alder Verveer) • Police Sector 403 • Density Area  
**A motion was made by Ald. Clear, seconded by Ald. Cnare, to Grant with Condition(s): 1) The establishment must meet the definition of a restaurant under Madison General Ordinances; 2) Capacity is set at 80 indoors, 28 outdoors subject to proper city approvals for a sidewalk cafe; 3) Food will be available until Midnight; and Close the Public Hearing. The motion passed by voice vote/other.**
5. [21502](#) Public Hearing - New License  
Charleys of Madison LLC • dba Charleys  
122 State St • Agent: Gavin Langhammer • Estimated Capacity: 113  
Class B Combination Liquor & Beer • 40% alcohol, 60% food  
Aldermanic District 4 (Alder Verveer) • Police Sector 406 • Density Area  
**A motion was made by Ald. Clear, seconded by Ald. Cnare, to Grant with Condition(s): 1) The establishment must meet the definition of a restaurant under Madison General Ordinances 2) Capacity is set at 113 indoors, 24 outdoors subject to proper city approvals for a sidewalk cafe 3) Food will be available at all times the establishment is open; and Close the Public Hearing. The motion passed by voice vote/other.**
6. [21503](#) Public Hearing - New License  
Mohammed ATA Hinnawi • dba Nile Restaurant  
6119 Odana Rd • Agent: Mohammed Hinnawi • Estimated Capacity: 88  
Class B Combination Liquor & Beer • 10% alcohol, 90% food  
Aldermanic District 19 (Alder Clear) • Police Sector 113  
**A motion was made by Ald. Clear, seconded by Ald. Cnare, to Grant and Close the Public Hearing. The motion passed by voice vote/other.**
7. [21505](#) Public Hearing - New License  
HML LLC • dba Electric Earth Cafe  
546 W Washington Ave • Agent: Sean Lee • Estimated Capacity: 90  
Class B Combination Liquor & Beer • 20% alcohol, 80% food  
Aldermanic District 4 (Alder Verveer) • Police Sector 404 • Density Area  
**A motion was made by Ald. Clear, seconded by Ald. Cnare, to Grant with Condition(s): That the establishment meet the definition of a restaurant under the Madison General Ordinances and that food be served at all times the establishment is open and Close the Public Hearing. The motion passed by voice vote/other.**

**REPORT OF BOARD OF PUBLIC WORKS**

8. [21641](#) Approving Plans, Specifications, And Schedule Of Assessments For Prairie Hill Road Sewer and Water Assessment District - 2011.

**Sponsors:** BOARD OF PUBLIC WORKS

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

9. [21642](#) Approving Plans, Specifications, And Schedule Of Assessments For W. Main Street, Brittingham Place, Rodney Court Assessment District - 2011.

**Sponsors:** BOARD OF PUBLIC WORKS

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

#### REPORT OF PLAN COMMISSION

10. [21500](#) Amending Sec. 28.03(2) of the Madison General Ordinances to change the definition of auto title loan business.

**Sponsors:** Julia S. Kerr

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

#### END OF PUBLIC HEARINGS

#### BUSINESS PRESENTED BY THE MAYOR

#### APPOINTMENTS

11. [21685](#) Report of the Mayor submitting citizen committee appointments (introduced 3-15-2011; action 3-29-2011).

**Sponsors:** David J. Cieslewicz

**A motion was made by Ald. Clear, seconded by Ald. Cnare, to Confirm. The motion passed by voice vote/other. Ald. Pham-Remmele requested to be recorded as voting No.**

12. [21783](#) Board of Assessors appointments dated March 17, 2011.

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

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

13. [21481](#) To approve the Madison Sustainability Plan.

**Sponsors:** Satya V. Rhodes-Conway, Judy Compton and Marsha A. Rummel

**A motion was made by Ald. Clear, seconded by Ald. Cnare, to Referred to the LANDMARKS COMMISSION. The motion passed by voice vote/other.**

AGENDA NOTE: Item is under "Business by the President" for the purpose of adding an additional referral agency: Landmarks Commission.

## REPORTS OF OFFICERS

### REPORT OF ALCOHOL LICENSE REVIEW COMMITTEE

14. [21396](#) Change of Licensed Premise  
Sammy Aziz LLC • dba ZuZu Cafe • Capacity: 48  
1336 Drake St • Agent: Robert Shapiro  
Class B Combination Liquor & Beer • 35% alcohol, 65% food  
Aldermanic District 13 (Alder Kerr) • Police Sector 303  
Expansion of outdoor seating.  
**A motion was made by Ald. Clear, seconded by Ald. Cnare, to Grant. The motion passed by voice vote/other.**
15. [21411](#) Change of Agent  
Madison Turners Inc • dba Madison Turners • 3001 S Stoughton Rd  
New Agent: Richard Blatter  
Class B Combination Liquor & Beer • 50% alcohol, 50% food  
Aldermanic District 16 (Alder Compton) • Police Sector 619  
**A motion was made by Ald. Clear, seconded by Ald. Cnare, to Grant. The motion passed by voice vote/other.**
16. [21663](#) Change of Corporate Control  
Wadsworth Old Chicago, Inc • dba Old Chicago  
7202 Mineral Point Rd • Agent: Charissa Bratt  
Class B Combination Liquor & Beer • 63% alcohol, 37% food  
Aldermanic District 9 (Alder Skidmore) • Police Sector 125  
3 new officers  
**A motion was made by Ald. Clear, seconded by Ald. Cnare, to Grant. The motion passed by voice vote/other.**
17. [21667](#) Change of Licensed Premise  
Joseph Vale • dba Tiki Shack • Capacity: 51  
Address 126 State St • Agent: Joseph Vale  
Class B Combination Liquor & Beer • 20% alcohol, 80% food  
Aldermanic District 4 (Alder Verveer) • Police Sector 406  
Change from one dining room to two, addition of 15'X9' kitchen.  
**A motion was made by Ald. Clear, seconded by Ald. Cnare, to Grant. The motion passed by voice vote/other.**
18. [21673](#) Change of Licensed Premise  
Echo Tap, Inc • dba Echo Tap & Grill • Capacity:125  
554 W Main St • Agent: Patrick Rynes  
Class B Combination Liquor & Beer • 65% alcohol, 35% food  
Aldermanic District 4 (Alder Verveer) • Police Sector 404  
Addition of an outdoor seating area

**A motion was made by Ald. Clear, seconded by Ald. Cnare, to Grant With Condition(s): That the Licensee comply with the conditions of their conditional use permit. The motion passed by voice vote/other.**

19. [21674](#) 21+ Entertainment License  
HML, LLC • dba Electric Earth Cafe • Capacity: 90  
546 W Washington Ave • Agent: Sean Lee  
Class B Combination Liquor & Beer • 20% alcohol, 80% food  
Aldermanic District 4 (Alder Verveer) • Police Sector 404

**A motion was made by Ald. Clear, seconded by Ald. Cnare, to Grant With Condition(s): That the establishment meet the definition of a restaurant under the Madison General Ordinances and that food be served at all times the establishment is open. The motion passed by voice vote/other.**

20. [21869](#) Alcohol License Review Committee Report of Operator License Applications  
March 23, 2011. See attached report for list of operators.

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

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

21. [20987](#) Creating Section 40.115 of the Madison General Ordinances to require that all conveyances be maintained at all times except when the conveyance is undergoing routine testing or maintenance.

**Sponsors:** Lauren Cnare, Paul E. Skidmore and Michael E. Verveer

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

22. [21401](#) Amending Secs. 7.56(1), 10.41(1), 17.13(1), 18.01(3), 19.08(1)(c), 22.05(6), 23.57(1), 24.13(1), 27.09(5)(a), 28.12(13)(f)1., 29.15(5), 30.01(13)(a), 31.04(4)(c)1. and 37.12(7)(a) of the Madison General Ordinances to increase Building Inspection compliance inspection fees.

**Sponsors:** Michael E. Verveer

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

#### REPORT OF BOARD OF ESTIMATES

23. [21021](#) Authorizing the Mayor and City Clerk to enter into contract with the Board of Regents of the University of Wisconsin System on behalf of the University of Wisconsin Survey Center to administer annual resident satisfaction surveys in 2011, 2012 and 2013.

**Sponsors:** David J. Cieslewicz

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

24. [21324](#) Authorizing the provision of up to \$239,993 in HOME Match funds to

Silverstone Partners, Inc. to be used to assist with the acquisition and/or construction of Wingra Commons, a 63 unit rental property located at 1012 Fish Hatchery Rd.

**Sponsors:** Shiva Bidar-Sielaff, Tim Bruer, Marsha A. Rummel and Julia S. Kerr

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

25. [21572](#) Authorizing the Mayor, City Clerk and Chief of Police to accept donations of cash, goods and services for the purpose of addressing the conditions that give rise to public safety issues regarding social networking, cell phones, online gaming, and the Internet (cyber safety).

**Sponsors:** David J. Cieslewicz and Paul E. Skidmore

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

26. [21598](#) Amending the 2011 Capital Budgets of Engineering Major Streets, Stormwater Utility and Water Utility to allow for the construction of an assessable project for the proposed Genesis subdivision. (16th AD)

**Sponsors:** Judy Compton

**A motion was made by Ald. Clear, seconded by Ald. Cnare, to Adopt - 15 Votes Required. The motion passed by voice vote/other.**

#### REPORT OF BOARD OF PUBLIC WORKS

27. [21254](#) Approving and adopting a Policy for funding the Undergrounding of Overhead Utility Lines.

**Sponsors:** David J. Cieslewicz, Marsha A. Rummel and Michael E. Verveer

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

28. [21257](#) A Substitute Resolution Determining a Public Purpose and Necessity and adopting an Alternative Relocation Order for the acquisition of land interests required for the construction of South Point Road from Mineral Point Road to 2600 feet south - Engineering Project No. 53W0902. (9th AD)

**Sponsors:** Paul E. Skidmore

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

29. [21399](#) Amending the Master List of Street Names and Designations and amending the City Engineer's Street Numbering Map, referred to in Sections 10.34(1) and 10.35, Madison General Ordinances

Changing the existing name of Arrowwood (2-W's) Drive to Arrowwood (1-W) Drive from Sheridan Drive to Almo Avenue.

**Sponsors:** Satya V. Rhodes-Conway

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

30. [21615](#)

Approving plans and specifications and authorizing the Board of Public Works to advertise and receive bids to Repave/Repair Metro Transit Employee/Visitor Parking Lot - Contract 6684 (6th AD)

**Sponsors:** BOARD OF PUBLIC WORKS

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

31. [21643](#)

Approving plans and specifications and authorizing the Board of Public Works to advertise and receive bids for John Nolen Drive Concrete Joint Repair, Contract No. 6629.

**Sponsors:** BOARD OF PUBLIC WORKS

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

32. [21644](#)

Approving plans and specifications and authorizing the Board of Public Works to advertise and receive bids or change order to an existing resurfacing contract for Raymond Road Turn Lane Extension.

**Sponsors:** BOARD OF PUBLIC WORKS

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

33. [21648](#)

Approving plans and specifications and authorizing the Board of Public Works to advertise and receive bids for Hoboken & Fayette Force Main Replacements - 2011, Contract No. 6666. (14th AD)

**Sponsors:** BOARD OF PUBLIC WORKS and Paul E. Skidmore

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

34. [21651](#)

Declaring the City of Madison's intention to exercise its police powers establishing the Ridgeway-Schmedeman Drainage 2011 assessment district.

**Sponsors:** BOARD OF PUBLIC WORKS

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

35. [21653](#)

Awarding Public Works Contract No. 6637, Storm Sewer with Resurfacing - East.

**Sponsors:** BOARD OF PUBLIC WORKS

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

36. [21654](#)

Awarding Public Works Contract No. 6550, Regent Street / Monroe Street Intersection - 2010.

**Sponsors:** BOARD OF PUBLIC WORKS

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

37. [21655](#) Awarding Public Works Contract No. 6572, Joylynn Drive & Douglas Trail Assessment District - 2010 Turner Avenue Sidewalk Assessment District - 2010.

**Sponsors:** BOARD OF PUBLIC WORKS

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

38. [21656](#) Awarding Public Works Contract No. 6603, North Frances Street Resurfacing Assessment District - 2011.

**Sponsors:** BOARD OF PUBLIC WORKS

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

39. [21657](#) Awarding Public Works Contract No. 6623, North Carroll Street & West Dayton Street Assessment District - 2011.

**Sponsors:** BOARD OF PUBLIC WORKS

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

40. [21658](#) Awarding Public Works Contract No. 6647, Park Landscaping / Land Management.

**Sponsors:** BOARD OF PUBLIC WORKS

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

41. [21659](#) Awarding Public Works Contract No. 6595, Sidewalk & Curb & Gutter, Citywide Installation & Repair - 2011.

**Sponsors:** BOARD OF PUBLIC WORKS

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

42. [21660](#) Awarding Public Works Contract No. 6635, Resurfacing 2011 - Pavement & Asphalt Paving.

**Sponsors:** BOARD OF PUBLIC WORKS

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

43. [21661](#) Awarding Public Works Contract No. 6645, Street Tree Installation - 2011.

**Sponsors:** BOARD OF PUBLIC WORKS

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

44. [21662](#) Awarding Public Works Contract No. 6521, University Avenue, Highland Avenue, Van Hise Avenue, Walnut Street Reconstruction Assessment District - 2011.

**Sponsors:** BOARD OF PUBLIC WORKS

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

45. [21664](#) Authorizing the Mayor and City Clerk to enter into an agreement with the State of Wisconsin Department of Transportation for state review services for preliminary engineering for East Johnson Street. (2nd AD)

**Sponsors:** BOARD OF PUBLIC WORKS

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

46. [21696](#) Authorizing the execution of a lease between the City of Madison and East Washington LLC to provide an off-street temporary parking location during the reconstruction of Williamson Street.

**Sponsors:** Marsha A. Rummel

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

47. [21704](#) Declaring the City of Madison's intention to exercise its police powers establishing the Pickford Street and Stang Street Reconstruction Assessment District - 2011. (10th & 12th ADs)

**Sponsors:** BOARD OF PUBLIC WORKS

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

48. [21705](#) Authorizing the Mayor and City Clerk to execute agreements with MG&E, and Charter Communications for the under grounding of overhead utilities on East Dayton Street and North Webster Street (4th AD)

**Sponsors:** BOARD OF PUBLIC WORKS

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

49. [21710](#) Improvements accepted for Sherman Terrace Condominium Association Water Main Replacement - 2009, Contract 6381. (2nd AD)

**Sponsors:** BOARD OF PUBLIC WORKS

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

50. [21712](#) Assessing Benefits - Sherman Terrace Condominium Association Water Main

Replacement 2009.

**Sponsors:** BOARD OF PUBLIC WORKS

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

51. [21738](#) Authorizing the Mayor and City Clerk to execute agreements with MG&E, AT&T and Charter Communications for the under grounding of overhead utilities North Frances Street. (4th AD)

**Sponsors:** BOARD OF PUBLIC WORKS

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

#### REPORT OF DOWNTOWN COORDINATING COMMITTEE

52. [21682](#) Amending Section 24.04(3) of the Madison General Ordinances to create two new sound amplification permit areas, authorize the Park Commission to establish sound amplification permit fees, and clarify the application process for sound amplification permits.

**Sponsors:** Joseph R. Clausius and Michael E. Verveer

**A motion was made by Ald. Clear, seconded by Ald. Cnare, to Adopt with Recommendation(s): The performance area within the city park located at 452 State Street, from 12:00 p.m. to 7:00 p.m. on Friday, Saturday, and Sunday. The motion passed by voice vote/other.**

#### REPORT OF PED BIKE MOTOR VEHICLE COMMISSION

53. [21402](#) Creating Secs. 12.76(5), (6), and (7) and Sec. 12.79(8) and amending Sec. 1.08(3)(a) of the Madison General Ordinances to regulate bicycle traffic through bicycle-specific traffic control signals and to establish a bail deposit for violations.

**Sponsors:** Judy Compton and Paul E. Skidmore

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

#### REPORT OF DEPARTMENT OF PLANNING AND COMMUNITY AND ECONOMIC DEVELOPMENT

54. [21722](#) Approving a Certified Survey Map of property owned by Jeffrey C. & Marvin J. Levy located at 3010 Nob Hill Road. 14th Ald. Dist.

**Sponsors:** Common Council By Request

**A motion was made by Ald. Clear, seconded by Ald. Cnare, to Adopt Under Suspension of Rules 2.04, 2.05, 2.24, and 2.25. The motion passed by voice vote/other.**

55. [21723](#) Approving a Certified Survey Map of property owned by Lucky Redheads, LLC and 414 Grand Canyon, LLC located at 414 Grand Canyon Drive and

6701 Mineral Point Road. 19th Ald. Dist.

**Sponsors:** Common Council By Request

**A motion was made by Ald. Clear, seconded by Ald. Cnare, to Adopt Under Suspension of Rules 2.04, 2.05, 2.24, and 2.25. The motion passed by voice vote/other.**

56. [21724](#) Approving a Certified Survey Map of property owned by the University of Wisconsin Board of Regents located at 1116-1126 W. Dayton Street and 201 N. Charter Street. 8th Ald. Dist.

**Sponsors:** Common Council By Request

**A motion was made by Ald. Clear, seconded by Ald. Cnare, to Adopt Under Suspension of Rules 2.04, 2.05, 2.24, and 2.25. The motion passed by voice vote/other.**

#### REPORT OF RISK MANAGER

57. [20837](#) D. Saxby, American Family Insurance Group, for J. Padgham, 7603 Widgeon Way, Madison, 53717 - vehicle damage - \$2,473.05.  
**A motion was made by Ald. Clear, seconded by Ald. Cnare, to Disallow. The motion passed by voice vote/other.**
58. [21535](#) R. Vorpahl, 1603 Drotning Rd., Stoughton, 53589 - vehicle damage - \$507.12.  
**A motion was made by Ald. Clear, seconded by Ald. Cnare, to Disallow. The motion passed by voice vote/other.**
59. [21536](#) R. Perno, State Farm Mutual Automobile Insurance Co. for M. Prusha, 1506 Bradford Bay, Waunakee, 53597 - vehicle damage - \$7,748.52.  
**A motion was made by Ald. Clear, seconded by Ald. Cnare, to Disallow. The motion passed by voice vote/other.**
60. [21565](#) D. Schmidt, 4306 E. MH Townline Rd., Milton, 53563 - personal injury - \$75,000.00.  
**A motion was made by Ald. Clear, seconded by Ald. Cnare, to Disallow. The motion passed by voice vote/other.**
61. [21581](#) H. Khazai, 22 Prairie Hill Ct., Madison, 53719 - property damage - \$3820.00.  
**A motion was made by Ald. Clear, seconded by Ald. Cnare, to Disallow. The motion passed by voice vote/other.**
62. [21602](#) D. Dohm, W10372 Hwy. 60, Lodi, 53555 - property damage - \$566.88.  
**A motion was made by Ald. Clear, seconded by Ald. Cnare, to Disallow. The motion passed by voice vote/other.**
63. [21666](#) N. Miller, 1044 N. Pleasant View Rd., #201, Middleton, 53562 - vehicle damage - \$199.20.

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

#### REPORT OF WATER UTILITY BOARD

64. [21647](#) Authorizing the Mayor and City Clerk to execute a temporary limited easement for sloping and grading purposes to the Town of Middleton for the reconstruction of a portion of Old Sauk Road.

**Sponsors:** Paul E. Skidmore

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

#### ITEMS REFERRED TO THIS MEETING

##### ORDINANCES

65. [19916](#) SUBSTITUTE Amending Sec. 3.35(6)(h) and creating Secs. 3.35(6)(i) and (j) of the Madison General Ordinances to establish conditions and procedures for a third party to pay for incumbent's permitted expenses.

**Sponsors:** Michael E. Verveer

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

##### RESOLUTIONS

66. [20900](#) Amending the 2011 Adopted Operating Budget to Reappropriate \$507,248 from Direct Appropriation to Capital to the Affordable Housing Trust Fund.

**Sponsors:** David J. Cieslewicz, Satya V. Rhodes-Conway and Bridget R. Maniaci

A motion was made by Ald. Rhodes-Conway, seconded by Ald. Maniaci, to Adopt - 15 Votes Required. . The motion FAILED by the following vote:

**Ayes:** 9 -

Bridget R. Maniaci; Michael E. Verveer; Shiva Bidar-Sielaff; Marsha A. Rummel; Bryon A. Eagon; Brian L. Solomon; Satya V. Rhodes-Conway; Tim Bruer and Michael Schumacher

**Noes:** 12 -

Jed Sanborn; Lauren Cnare; Steve King; Paul E. Skidmore; Chris Schmidt; Julia S. Kerr; Larry Palm; Judy Compton; Joseph R. Clausius; Mark Clear; Thuy Pham-Remmele and David J. Cieslewicz

67. [21104](#) SUBSTITUTE Amending the 2011 Capital Budget for Engineering-Major Streets to fund the undergrounding of overhead utilities on Williamson Street (Blount Street to Paterson Street), increasing the budget authority for assessments for the reconstruction of Williamson Street and authorizing the Mayor and City Clerk to execute agreements with MG&E, Charter Communications, AT&T, US Signal and TDS for undergrounding. (6th AD)

**Sponsors:** David J. Cieslewicz and Marsha A. Rummel

**A motion was made by Ald. Rummel, seconded by Ald. Cnare, to Re-refer to the BOARD OF ESTIMATES meeting on April 11, 2011. The motion passed by voice vote/other.**

68. [21515](#) Authorizing the execution of a lease at 316 West Washington Avenue for the temporary relocation of the City of Madison's Central Public Library.

**Sponsors:** Michael E. Verveer

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

69. [21551](#) To extend the closing hours at Olbrich Botanical Gardens to 11:30 p.m. on Saturday, June 18, 2011 for the 24th annual Rhapsody in Bloom benefit dinner and dance. ADs 6 & 15

**Sponsors:** Marsha A. Rummel, Larry Palm, Joseph R. Clausius and Paul E. Skidmore

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

70. [21556](#) To commemorate the 41st anniversary of Earth Day on April 22, 2011, to proclaim April 23, 2011 as Earth Day Clean-up Day and endorsing and encouraging citizen participation in the clean-up events at City of Madison Parks. (Various ADs)

**Sponsors:** David J. Cieslewicz, Shiva Bidar-Sielaff, Tim Bruer, Joseph R. Clausius, Mark Clear, Lauren Cnare, 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. Cnare, to Adopt. The motion passed by voice vote/other.**

71. [21586](#) Establishing a Glass-Free Zone for the West Mifflin Street area 8:00 a.m. on April 30, 2011 through 6:00 a.m. on May 1, 2011

**Sponsors:** Michael E. Verveer

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

72. [21725](#) Supporting federal funding of Community Action Agency programs.

**Sponsors:** Marsha A. Rummel, Michael E. Verveer, Satya V. Rhodes-Conway, Lauren Cnare, Chris Schmidt and Brian L. Solomon

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

73. [21734](#) Requesting the Metro Manager seek full reimbursement for the cost of providing special service to the State of Wisconsin and that the Metro Manager no longer provide services shuttling State of Wisconsin employees and officials other than members of the Capitol or University Police Department.

**Sponsors:** Larry Palm, Shiva Bidar-Sielaff, Chris Schmidt, Julia S. Kerr and Michael E. Verveer

**A motion was made by Ald. Cnare, seconded by Ald. Kerr, to Adopt the Following Amendment(s): That Metro report back to the Common Council on the new policy failed voice vote/other.**

**21734**

Requesting the Metro Manager seek full reimbursement for the cost of providing special service to the State of Wisconsin and that the Metro Manager no longer provide services shuttling State of Wisconsin employees and officials other than members of the Capitol or University Police Department.

**Sponsors:** Larry Palm, Shiva Bidar-Sielaff, Chris Schmidt, Julia S. Kerr and Michael E. Verveer

**A motion was made by Ald. Clear, seconded by Ald. Cnare, to Adopt With Friendly Amendment: To strike the last clause of the resolution. The motion passed by the following vote:**

**Excused:** 1 -

Jed Sanborn

**Ayes:** 14 -

Bridget R. Maniaci; Lauren Cnare; Michael E. Verveer; Shiva Bidar-Sielaff; Marsha A. Rummel; Steve King; Bryon A. Eagon; Paul E. Skidmore; Chris Schmidt; Julia S. Kerr; Tim Bruer; Larry Palm; Joseph R. Clausius and Mark Clear

**Noes:** 5 -

Brian L. Solomon; Satya V. Rhodes-Conway; Judy Compton; Michael Schumacher and Thuy Pham-Remmele

**Non Voting:** 1 -

David J. Cieslewicz

**74. 21803**

~~A resolution providing~~ An ALTERNATE to resolution number 21803 to provide For A Wage Increase in the Last Pay Period of 2013, and Establishing a Policy on Avoidance of Layoffs for Non-represented employees- , and to provide a temporary wage adjustment of 5% for non-represented employees to offset the WRS contribution if/when it is imposed by the State.

**Sponsors:** David J. Cieslewicz

**A motion was made by Ald. Clear, seconded by Ald. Cnare, to Re-refer to a Future Meeting to Adopt failed voice vote/other.**

**21803**

A resolution providing For A Wage Increase in the Last Pay Period of 2013 and Establishing a Policy on Avoidance of Layoffs for Non-represented employees.

**Sponsors:** David J. Cieslewicz

**A motion was made by Ald. Clear, seconded by Ald. Cnare, to Adopt as Amended Under Suspension of Rules 2.04, 2.05, 2.24, and 2.25. The motion passed by voice vote/other. Ald. Pham-Remmele requested to be recorded as voting No and Ald. Solomon requested to be recorded as Abstaining.**

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**INTRODUCTION OF NEW BUSINESS FOR REFERRAL WITHOUT DEBATE****ORDINANCES**

75. [21732](#) Creating Section 28.06(2)(a)3528. of the Madison General Ordinances rezoning property from C2 General Commercial District to PUD(GDP) Planned Unit Development (General Development Plan) District and creating Section 28.06(2)(a)3529. 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 office building to allow construction of 64 apartment units in two buildings; 20th Aldermanic District; 677 South Segoe Road.
- Sponsors:** Common Council By Request
- This Ordinance was Referred for Public Hearing to the PLAN COMMISSION**
76. [21733](#) Creating Section 28.06(2)(a)3526. of the Madison General Ordinances rezoning property from C2 General Commercial District to PUD(GDP) Planned Unit Development (General Development Plan) District and creating Section 28.06(2)(a)3527. 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 two residential structures to allow construction of a mixed-use building with 18 apartment units and 4,400 square feet of first floor commercial space; 13th Aldermanic District; 1907-1911 Monroe Street.
- Sponsors:** Common Council By Request
- This Ordinance was Referred for Public Hearing to the PLAN COMMISSION**
77. [21740](#) Amending Sec. 3.35(5)(b) of the Madison General Ordinances to clarify the cross-referenced meaning of the term "political activity."
- Sponsors:** Michael E. Verveer
- This Ordinance was Referred to the ETHICS BOARD**
78. [21846](#) Amending Sec. 23.05(8)(a), repealing Sec. 23.05(8)(b) and renumbering Sec. 23.05(8)(c) to (b) of the Madison General Ordinances to eliminate size requirements for no smoking signs and to create a universal sign for nonsmoking.
- Sponsors:** Lauren Cnare
- This Ordinance was Referred to the BOARD OF HEALTH FOR MADISON AND DANE COUNTY**
79. [21847](#) Creating Secs. 9.24(1)(d), (2)19. and amending Sec. 9.24(9)(a) and (b) of the Madison General Ordinances to clarify that temporary secondhand dealers are required to be licensed and to add gold and silver to the list of articles requiring a secondhand dealers license.

**Sponsors:** Michael E. Verveer

**This Ordinance was Referred to the PUBLIC SAFETY REVIEW COMMITTEE**

80. [21853](#) Adopting amendments to the Generalized Future Land Use Plan maps in the City of Madison Comprehensive Plan.

**Sponsors:** Lauren Cnare

**This Ordinance was Referred for Public Hearing to the PLAN COMMISSION**

## RESOLUTIONS

81. [21537](#) Authorizing the Mayor and the City Clerk to enter into an agreement with Edgewood College for the provision of 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:** Brian L. Solomon, Jed Sanborn and Chris Schmidt

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

82. [21694](#) Accepting an Offer to Sell from Dane County for a vacant parcel of land located at 5009 Hob Street, for extension of a public sidewalk from South Stoughton Road Service Road to Hob Street.

**Sponsors:** Jill Johnson

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

83. [21739](#) Authorizing the Mayor and the City Clerk to enter into an agreement with Dane County for provision of access by employees to Metro Transit fixed route and ADA paratransit services, with reimbursement by Dane County to the transit utility for rides taken by Dane County employees for the term April 1, 2011 through March 31, 2012 with one automatic renewal for an additional year (April 1, 2012 through March 31, 2013).

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

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

84. [21756](#) Approving the Fire Chief to sign agreements between the City of Madison Fire Department and property owners and/or medical facilities.

**Sponsors:** David J. Cieslewicz, Paul E. Skidmore and Lauren Cnare

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

85. [21751](#) Relating to Capitol Pedicycle d/b/a Capitol Pedaler Cab Application (CP) for a pedal-cab service operator license.

**Sponsors:** Michael E. Verveer and Brian L. Solomon

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

86. [21754](#) Authorizing to double-fill the position of Streets Operations Analyst from June 27, 2011 through August 19, 2011.  
**Sponsors:** David J. Cieslewicz  
**This Resolution was Referred to the BOARD OF ESTIMATES**
87. [21768](#) Accepting the 2010 Fire Prevention Grant if awarded by the Federal Emergency Management Agency (FEMA), Department of Homeland Security (DHS).  
**Sponsors:** David J. Cieslewicz, Paul E. Skidmore and Lauren Cnare  
**This Resolution was Referred to the BOARD OF ESTIMATES**
88. [21804](#) Authorizing the Mayor and City Clerk to enter into an agreement with Common Wealth Development, Inc., to provide \$250,000 in for the preparation of a detailed business plan; fundraising plan and strategy; organization plan; select design/rendering services; outreach, project management, and other pre-development expenses associated with the development of the Madison Public Market.  
**Sponsors:** Marsha A. Rummel  
**This Resolution was Referred to the BOARD OF ESTIMATES**
89. [21805](#) Authorizing the Mayor and City Clerk to enter into a Memorandum of Understanding with the Capital Region Sustainable Communities Consortium, enter into a Subgrantee agreement with the Capital Area Regional Planning Commission, and amend the 2011 Department of Planning & Community & Economic Development Capital Budget Project No. 4 (CT36-54950-823601-00-2940536) to accept a \$300,000 grant through the Capital Region's Sustainable Communities Regional Planning Grant for preparation of a project proposal/business plan, architectural and engineering plan, public benefits plan, and predevelopment/site planning work for the Madison Sustainability Commerce Center.  
**Sponsors:** Satya V. Rhodes-Conway  
**A motion was made to Referred to the BOARD OF ESTIMATES. The motion passed by voice vote/other.**
90. [21806](#) Authorizing the execution of a maintenance agreement with the Marquette Neighborhood Association for an area of decorative landscaping, to be located in the public right-of-way at the south quadrant of the intersection of Eastwood Drive and South First Street.  
**Sponsors:** Marsha A. Rummel  
**This Resolution was Referred to the BOARD OF PUBLIC WORKS**
91. [21813](#) Classifying the proposed position of Stormwater Compliance Engineer (CG 18-08) within the Engineering Division budget.  
**Sponsors:** Lauren Cnare

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

92. [21815](#) Creation of Compensation Group 31 (CG31) for Library Page employees represented by AFSCME.

**Sponsors:** Lauren Cnare

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

93. [21818](#) To SUSPEND the handcrafted goods vending restrictions on May 8, 2011 from 6:00a.m. to 3:00pm during the USA Cycling Collegiate Nationals and authorizing Team Sports, Inc., as sponsor of the special event, to select vendors and vending sites for the duration of this special event on the Capitol Concourse - comprised of the 10 blocks of N. and S. Pinckney, the 10 blocks of N. and S. Carroll St., the 10 blocks of E. and W. Mifflin St. and the 10 blocks of E. and W. Main St.

**Sponsors:** Michael E. Verveer and Thuy Pham-Remmele

**This Resolution was Referred For Public Hearing to the COMMON COUNCIL**

94. [21819](#) To SUSPEND the handcrafted goods and personally prepared food vending restrictions on May 14, 2011 during World fair trade day and authorizing SERRV, as sponsor of the special event, to select vendors for the duration of the event at "30 On the Square" (the performance area at the top of State St. adjacent to the Wisconsin Veteran's Museum)

**Sponsors:** Michael E. Verveer

**This Resolution was Refer For Public Hearing to the COMMON COUNCIL**

95. [21820](#) To SUSPEND the handcrafted goods vending restrictions on May 22, 2011 from 9:00a.m. to 3:00pm during the CAPITAL K-9S CHALLENGE and authorizing City of Madison Police K-9 and Equine Partners, Inc. (aka Capital K9s) as sponsor of the special event, to select vendors and vending sites for the duration of this special event on the following blocks of the Capitol Concourse - the 10 block of S. Pinckney, the 10 blocks of N. and S. Carroll St., the 10 blocks of W. Mifflin St. and the 10 blocks of E. and W. Main St.

**Sponsors:** Michael E. Verveer

**This Resolution was Referred to the STREET USE STAFF COMMISSION**

96. [21821](#) To SUSPEND the handcrafted goods, personally prepared food vending restrictions and INVALIDATE certain Mall/Concourse vending licenses on Sunday, May 29 during MADISON MARATHON and authorizing Madison Festivals Inc., as sponsor of the special event, to select vendors, vending sites and performers for the duration of the event on the 10 blocks of E. & W. Main St., 10 blocks of N. & S. Carroll and Pinckney and the 100 & 200 blocks of Martin Luther King, Jr. Blvd.

**Sponsors:** Michael E. Verveer

**This Resolution was Referred to the STREET USE STAFF COMMISSION.**

97. [21822](#) Authorizing Madison Festivals Inc. as sponsor of MADISON MARATHON, EXCLUSIVE rights to select vendors, salespersons, vending sites and performers for MADISON MARATHON, on Sunday, May 29 2011 from 6:00a.m to 5:00p.m.within the perimeter of the area involved in the event.
- Sponsors:** Michael E. Verveer
- This Resolution was Referred to the STREET USE STAFF COMMISSION.**
98. [21823](#) To SUSPEND the handcrafted goods vending restrictions on June 4, 2011 from 8:00am to 5:00pm during CARS ON STATE and authorizing the Greater State Street Business Association, as sponsor of the special event, to select vendors and vending sites for the duration of this special event on the 100-600 blocks of State St and the 200-300 blocks of N. Henry St.
- Sponsors:** Michael E. Verveer
- This Resolution was Referred to the STREET USE STAFF COMMISSION.**
99. [21824](#) To SUSPEND the handcrafted goods and personally prepared food vending restrictions on June 4, 2011 during COWS ON THE CONCOURSE and authorizing the Dane County Dairy Promotion Committee, as sponsor of the special event, to select vendors, vending sites and performers for the duration of the event on the 10 blocks of E. & W. Main St. and the 100 & 200 blocks of Martin Luther King, Jr. Blvd.
- Sponsors:** Michael E. Verveer
- This Resolution was Referred to the STREET USE STAFF COMMISSION**
100. [21825](#) To SUSPEND the handcrafted goods, personally prepared food vending restrictions on June 5, 2011 from 8:00am to 4:00pm during Ride the Drive and authorizing Madison Parks Division, as sponsor of the special event, to select vendors and vending sites for the duration of this special event on the 100 block of Martin Luther King Jr., the 10 blocks of S. Pinckney, E. & W. Main Sts. and N. & S. Carroll.
- Sponsors:** Michael E. Verveer
- This Resolution was Referred to the STREET USE STAFF COMMISSION.**
101. [21826](#) To SUSPEND the handcrafted goods and personally prepared food vending restrictions on June 11, 2011 during Safety Saturday and authorizing the Madison Fire Department, as sponsor of the special event, to select vendors, vending sites and performers for the duration of the event on the 10 blocks of E. & W. Main St., the 10 block of N. & S. Pinckney and the 100 & 200 blocks of Martin Luther King, Jr. Blvd.
- Sponsors:** Michael E. Verveer
- This Resolution was Referred to the STREET USE STAFF COMMISSION**
102. [21827](#) To SUSPEND the handcrafted goods vending restrictions on June 26, 2011 from 8:00a.m. to 9:00pm during TOUR OF AMERICA'S DAIRYLAND and authorizing Team Sports, Inc., as sponsor of the special event, to select

vendors and vending sites for the duration of this special event on the Capitol Concourse - comprised of the 10 blocks of N. and S. Pinckney, the 10 blocks of N. and S. Carroll St., the 10 blocks of E. and W. Mifflin St. and the 10 blocks of E. and W. Main St.

**Sponsors:** Michael E. Verveer

**This Resolution was Referred to the STREET USE STAFF COMMISSION**

103. [21828](#) To SUSPEND the handcrafted goods, personally prepared food vending restrictions on June 29, July 6, 13, 20, 27 and August 3, 2011 (rain dates June 30, July 7, 14, 21, 28 and August 4, 2011) from 3:00 p.m. to 11:59 p.m. during CONCERTS ON THE SQUARE and authorizing the Wisconsin Chamber Orchestra, as sponsor of the special event, to select vendors and vending sites for the duration of this special event on the 10 blocks of E. & W. Main St. and N. & S. Pinckney and the 100 blocks of E. Washington and MLK Jr. Blvd.

**Sponsors:** Michael E. Verveer

**This Resolution was Referred to the STREET USE STAFF COMMISSION.**

104. [21829](#) To SUSPEND the handcrafted goods, personally prepared food vending restrictions and INVALIDATE Mall/Concourse vending licenses from 6:00p.m. July 8 to 9:00p.m. July 10, 2011 in the areas specified below for the benefit of the Madison Museum of Contemporary Art, so that the 53rd Annual ART FAIR ON THE SQUARE may occur.

**Sponsors:** Michael E. Verveer

**This Resolution was Referred to the STREET USE STAFF COMMISSION.**

105. [21830](#) Authorizing the Madison Museum of Contemporary Art, as sponsor of the 53rd Annual ART FAIR ON THE SQUARE, EXCLUSIVE RIGHTS to select vendors, salespersons, vending sites and performers for the duration of this special event, 6:00p.m. July 8 to 9:00p.m. July 10, 2011, within the perimeter of the area, defined in the companion resolution, involved in the event.

**Sponsors:** Michael E. Verveer

**This Resolution was Referred to the STREET USE STAFF COMMISSION**

106. [21831](#) To SUSPEND the handcrafted goods, personally prepared food vending restrictions and INVALIDATE certain Mall/Concourse vending licenses from 6:00p.m. July 8 to 9:00p.m. July 10, 2011 on the 200 block of Martin Luther King, Jr. Blvd. for the benefit of WI Alliance of Artists & Craftspeople, so that ART FAIR OFF THE SQUARE may occur.

**Sponsors:** Michael E. Verveer

**This Resolution was Referred to the STREET USE STAFF COMMISSION**

107. [21832](#) Authorizing the WI Alliance of Artists and Craftspeople, as sponsor of the ART FAIR OFF THE SQUARE, EXCLUSIVE rights to select vendors, salespersons, vending sites and performers for the duration of the ART FAIR

OFF THE SQUARE, from 6:00p.m. July 8 to 9:00p.m. July 10, 2011 on the 200 block of Martin Luther King Jr. Blvd.

**Sponsors:** Michael E. Verveer

**This Resolution was Referred to the STREET USE STAFF COMMISSION**

108. [21833](#) To SUSPEND the handcrafted goods, personally prepared food vending restrictions and INVALIDATE Mall/Concourse vending licenses on July 15, 16 and 17, 2011 in the areas specified below for the benefit of the Greater State St. Business Association (GSSBA), so that MAXWELL ST. DAYS may occur.

**Sponsors:** Michael E. Verveer

**This Resolution was Referred to the STREET USE STAFF COMMISSION**

109. [21834](#) Authorizing the Greater State Street Business Association (GSSBA), as sponsor of MAXWELL ST. DAYS, EXCLUSIVE rights to select vendors, salespersons, vending sites and performers for the duration of MAXWELL ST. DAYS, July 15, 16 and 17, 2011 within the perimeter of the area involved in the event.

**Sponsors:** Michael E. Verveer

**This Resolution was Referred to the STREET USE STAFF COMMISSION**

110. [21835](#) To SUSPEND the handcrafted goods vending restrictions on Sunday, July 31, 2011 from 8:00a.m. to 2:00p.m. during THE 1000 MILE JOURNEY and authorizing The Rainbird Foundation, as sponsor of the special event, to select vendors and vending sites for the duration of this special event on the Capitol Concourse - comprised of the 10 blocks of N. and S. Pinckney, the 10 blocks of N. and S. Carroll St., the 10 blocks of E. and W. Mifflin St. and the 10 blocks of E. and W. Main St.

**Sponsors:** Michael E. Verveer

**This Resolution was Referred to the STREET USE STAFF COMMISSION**

111. [21836](#) To SUSPEND the handcrafted goods and personally prepared food vending restrictions on August 13, 2011 during India day and authorizing the Association of Indians in America, as sponsor of the special event, to select vendors, vending sites and performers for the duration of the event on the 200 block of Martin Luther King, Jr. Blvd.

**Sponsors:** Michael E. Verveer

**This Resolution was Referred to the STREET USE STAFF COMMISSION**

112. [21837](#) To SUSPEND the handcrafted goods and personally prepared food vending restrictions on August 10, 17, 24, 31 and September 7, 2011 during the Jazz @ 5 concert series and authorizing Jazz @ 5 Inc., as sponsor of the special event, to select vendors, vending sites and performers within the 100 block of State St. for the duration of the special event.

**Sponsors:** Michael E. Verveer

**This Resolution was Referred to the STREET USE STAFF COMMISSION**

113. [21838](#) To SUSPEND the handcrafted goods vending restrictions on August 20, 2011 from 8:00am to 5:00pm during MOTORCYCLES ON STATE and authorizing the Greater State Street Business Association, as sponsor of the special event, to select vendors and vending sites for the duration of this special event on the 100-600 blocks of State St and the 200-300 blocks of N. Henry St.

**Sponsors:** Michael E. Verveer

**This Resolution was Referred to the STREET USE STAFF COMMISSION**

114. [21839](#) To SUSPEND the handcrafted goods, personally prepared food vending restrictions and INVALIDATE certain Mall/Concourse vending licenses from 6:00p.m. September 2nd to 11:59 p.m. on September 4th, 2011 in the areas specified below for the benefit of Madison Festivals Inc., so that TASTE OF MADISON may occur.

**Sponsors:** Michael E. Verveer

**This Resolution was Referred to the STREET USE STAFF COMMISSION**

115. [21840](#) Authorizing Madison Festivals Inc. as sponsor of TASTE OF MADISON, EXCLUSIVE rights to select vendors, salespersons, vending sites and performers for the duration of the TASTE OF MADISON, from 6:00p.m. September 2 to 11:59 p.m. on September 4, 2011, within the perimeter of the area involved in the event.

**Sponsors:** Michael E. Verveer

**This Resolution was Referred to the STREET USE STAFF COMMISSION**

116. [21841](#) To SUSPEND the handcrafted goods and personally prepared food vending restrictions September 7-11, 2011 during IRONMAN WI Expo and authorizing the Ford Ironman Wisconsin, as sponsor of the special event, to select vendors, vending sites and performers for the duration of the event on the 200 block of Martin Luther King, Jr. Blvd.

**Sponsors:** Michael E. Verveer

**This Resolution was Referred to the STREET USE STAFF COMMISSION**

117. [21842](#) To SUSPEND the handcrafted goods and personally prepared food vending restrictions Saturday, September 17, 2011 during the Food for Thought Festival and authorizing the Dane County REAP Food Group, as sponsor of the event, to select vendors, vending sites and performers for the duration of the event on the 100 and 200 blocks of Martin Luther King, Jr. Blvd.

**Sponsors:** Michael E. Verveer

**This Resolution was Referred to the STREET USE STAFF COMMISSION**

118. [21843](#) To SUSPEND the handcrafted goods, personally prepared food vending restrictions and INVALIDATE Mall/Concourse vending licenses from 6:00p.m. October 29 to 3:00a.m. October 30, 2011 in the areas specified in the Street Use Permit Frank Productions, Inc. will obtain for Freakfest 2011.
- Sponsors:** Michael E. Verveer
- This Resolution was Referred to the STREET USE STAFF COMMISSION**
119. [21844](#) Authorizing Frank Productions, Inc., as organizing group for FREAKFEST 2011, EXCLUSIVE RIGHTS to select vendors, salespersons, vending sites and performers for the duration of this special event, 6:00pm October 29 to 3:00a.m. October 30, 2011, within the perimeter of the area, defined in the Street Use Permit for the event.
- Sponsors:** Michael E. Verveer
- This Resolution was Referred to the STREET USE STAFF COMMISSION**
120. [21848](#) Authorizing the execution of a lease between the City of Madison and Yahara Square Associates, LLP to provide an off-street temporary parking location during the reconstruction of Williamson Street.
- Sponsors:** Marsha A. Rummel
- This Resolution was Referred to the BOARD OF PUBLIC WORKS**
121. [21849](#) Authorizing the execution of a Purchase and Sale Agreement between the City of Madison and Research Products Corporation, for property located at 204 South Ingersoll Street for the proposed Central Park and the funding of costs associated with the stabilization of the property.
- Sponsors:** Marsha A. Rummel and Joseph R. Clausius
- This Resolution was Referred to the BOARD OF ESTIMATES**
122. [21851](#) Authorizing the sole source purchase of a PatrolSim V Driving Simulator, equipment installation and training, and a four-year warranty from MPRI, a Division of L-3 Services, Inc. ("L-3 MPRI").
- Sponsors:** Mark Clear and David J. Cieslewicz
- This Resolution was Referred to the BOARD OF ESTIMATES**
123. [21852](#) Authorizing the execution of a temporary construction easement to the County of Dane to allow for the County's construction of a public pedestrian/bicycle path across lands within Baxter Park, located at 777 Engelhart Drive, and across the Stormwater Utility parcel located at 909 Lorena Parkway.
- Sponsors:** Tim Bruer
- This Resolution was Referred to the BOARD OF PARK COMMISSIONERS**
124. [21866](#) Authorizing the Mayor and City Clerk to enter into an agreement with (Insert Company Name Here) for (Enter Dollar Amount Here) to provide move

management consulting services for the move of library contents away from and back to the Madison Central Public Library during the remodel, renovation, and exterior improvement project.

**Sponsors:** Michael E. Verveer and Larry Palm

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

## LICENSES

125. [21552](#) Public Hearing - New License  
Tytan Hospitality Inc • dba The Roost Pub and Grill  
88 Hawks Landing Circle • Agent: Tyler Kneubuehl  
Estimated Capacity: 200  
Class B Combination Liquor & Beer • 40% alcohol, 60% food  
Aldermanic District 1 (Alder Sanborn) • Police Sector 135  
**This License was Referred for Public Hearing to the ALCOHOL LICENSE REVIEW COMMITTEE**
126. [21553](#) Public Hearing - New License  
Ana Y Rojas Munoz • dba Mexico Lindo  
2001 Zeier Rd • Agent: Ana Y Rojas Munoz • Estimated Capacity: 96  
Class B Beer, Class C Wine • 15% alcohol, 85% food  
Aldermanic District 17 (Alder Clausius) • Police Sector 517  
**This License was Referred for Public Hearing to the ALCOHOL LICENSE REVIEW COMMITTEE**
127. [21855](#) Public Hearing - Transfer of Location  
Wings on State LLC • dba Buffalo Wild Wings Grill & Bar  
789 University Ave • Agent: Greg Meyers • Estimated Capacity: 293  
Class B Combination Liquor & Beer • 20% alcohol, 80% food  
Aldermanic District 8 (Alder Resnick) • Police Sector 402 • Density Area  
**This License was Referred for Public Hearing to the ALCOHOL LICENSE REVIEW COMMITTEE**
128. [21856](#) Public Hearing - New License  
My Buddies LLC • dba My Buddies  
4325 Lien Rd • Agent: Dale Wells • Estimated Capacity: 280  
Class B Combination Liquor & Beer • 30% alcohol, 70% food  
Aldermanic District 17 (Alder Clausius) • Police Sector 605  
**This License was Referred for Public Hearing to the ALCOHOL LICENSE REVIEW COMMITTEE**
129. [21857](#) Public Hearing - New License  
Red Corporation • dba Red Contemporary Japanese Sushi Bar  
106 King St • Agent: Yip Yip • Estimated Capacity: 50  
Class B Combination Liquor & Beer • 10% alcohol, 90% food  
Aldermanic District 4 (Alder Verveer) • Police Sector 406 • Density Area  
**This License was Referred for Public Hearing to the ALCOHOL LICENSE REVIEW COMMITTEE**

130. [21858](#) Public Hearing - New License  
Trixie's Liquor Store LLC • dba Trixie's Liquor Store  
2929 E Washington Ave • Agent: Colleen Welch  
Class A Beer, Class A Liquor  
Aldermanic District 15 (Alder Palm) • Police Sector 603  
  
**This License was Referred for Public Hearing to the ALCOHOL LICENSE REVIEW COMMITTEE**
131. [21859](#) Public Hearing - New License  
Capital One Petroleum LLC • dba Pantry 41 BP  
735 E Washington Ave • Agent: Harpreet Kaur  
Class A Beer, Class A Liquor  
Aldermanic District 6 (Alder Rummel) • Police Sector 408  
  
**This License was Referred for Public Hearing to the ALCOHOL LICENSE REVIEW COMMITTEE**
132. [21860](#) Public Hearing - New License  
The Kollege Klub Inc • dba Kollege Klub  
529 N Lake St • Agent: Jordan Meier • Estimated Capacity: 305  
Class B Combination Liquor & Beer • 75% alcohol, 20% food 5% other  
Aldermanic District 8 (Alder Resnick) • Police Sector 403 • Density Area  
  
**This License was Referred for Public Hearing to the ALCOHOL LICENSE REVIEW COMMITTEE**
133. [21861](#) Public Hearing - New License  
Sugar LLC • dba Gigi's Cupcakes  
554 N Midvale • Agent: Cherie Levy • Estimated Capacity:20  
Class C Wine • 3% alcohol, 96.5% food, .5% other  
Aldermanic District 11 (Alder Schmidt) • Police Sector 108  
  
**This License was Referred for Public Hearing to the ALCOHOL LICENSE REVIEW COMMITTEE**
134. [21862](#) Public Hearing - New License  
Lofa LLC • dba Paradise Liquor  
3179 Muir Field Rd • Agent: Henry Stanley  
Class A Beer, Class A Liquor  
Aldermanic District 7 (Alder King) • Police Sector 121  
  
**This License was Referred for Public Hearing to the ALCOHOL LICENSE REVIEW COMMITTEE**
135. [21863](#) Public Hearing - New License  
Francisco Gonzalez Trejo • dba Juquila  
121 E Main St • Agent: Francisco Gonzalez Trejo  
Estimated Capacity: 60  
Class B Combination Liquor & Beer • 10% alcohol, 90% food  
Aldermanic District 4 (Alder Verveer) • Police Sector 406 • Density Area  
  
**This License was Referred for Public Hearing to the ALCOHOL LICENSE REVIEW COMMITTEE**
136. [21864](#) Public Hearing - New License

Tempest LLC • dba Tempest Oyster Bar  
 120 E Wilson St • Agent: Henry Doane • Estimated Capacity: 228  
 Class B Combination Liquor & Beer • 50% alcohol, 50% food  
 Aldermanic District 6 (Alder Rummel) • Police Sector 405 • Density Area

**This License was Referred for Public Hearing to the ALCOHOL LICENSE REVIEW COMMITTEE**

137. [21865](#) Public Hearing - New License  
 Johnson Public House • dba Johnson Public House  
 908 E Johnson St • Agent: Kyle Johnson • Estimated Capacity: 49  
 Class B Beer, Class C Wine • 25% alcohol, 75% food  
 Aldermanic District 2 (Alder Maniaci) • Police Sector 407
- This License was Referred for Public Hearing to the ALCOHOL LICENSE REVIEW COMMITTEE**

## PRESENTATION OF CLAIMS AGAINST THE CITY OF MADISON

### CLAIMS - REFER TO RISK MANAGER

138. [21735](#) C. Kowalczyk, American Family Mutual Insurance Company, for J. and E. Schaffer, 2124 Liberty Dr., Cottage Grove, 53527 - vehicle damage - \$610.76.
- This Claim was Referred to the Risk Manager**
139. [21736](#) R. Nair, 9 Mt. Rainier Ln., Madison, 53705 - property damage - \$760.00.
- This Claim was Referred to the Risk Manager**
140. [21737](#) A. Rauch, 4517 Wildwood Ct., Eau Claire, 54701 - vehicle damage - \$3,262.69.
- This Claim was Referred to the Risk Manager**
141. [21767](#) State Farm Insurance Companies for Stacey Kulow, 630 W. Olin Ave., # 1, Madison, 53715-2138 - vehicle damage - \$889.75.
- This Claim was Referred to the Risk Manager**
142. [21817](#) C. Akkerman, 5525 Tesla Ter, Madison, 53705 - personal injury - \$4,567.29.
- This Claim was Referred to the Risk Manager**

THE FOLLOWING ITEMS WERE INTRODUCED FROM THE FLOOR AT THE LAST COMMON COUNCIL MEETING, AND ARE ON THIS AGENDA PURSUANT TO SEC. 2.05(1)(B), MGO SOLELY FOR THE PURPOSE OF ADDING ADDITIONAL REFERRALS.

143. [21725](#) Supporting federal funding of Community Action Agency programs.
- Sponsors:** Marsha A. Rummel, Michael E. Verveer, Satya V. Rhodes-Conway, Lauren Cnare, Chris Schmidt and Brian L. Solomon

Note: File 21725 is also item #72 on this agenda under Items Referred To This Meeting for adoption.

- 144. [21734](#) Requesting the Metro Manager seek full reimbursement for the cost of providing special service to the State of Wisconsin and that the Metro Manager no longer provide services shuttling State of Wisconsin employees and officials other than members of the Capitol or University Police Department.

**Sponsors:** Larry Palm, Shiva Bidar-Sielaff, Chris Schmidt, Julia S. Kerr and Michael E. Verveer

Note: File 21734 is also item #73 on this agenda under Items Referred To This Meeting for adoption.

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

**ADJOURNMENT at 2:03 AM**

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