



# City of Madison

City of Madison  
Madison, WI 53703  
[www.cityofmadison.com](http://www.cityofmadison.com)

## Meeting Minutes - Approved COMMON COUNCIL

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Tuesday, March 17, 2015

6:30 PM

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

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### ROLL CALL

**Present:** 21 - Paul R. Soglin; Lisa Subeck; Ledell Zellers; Lauren Cnare; Michael E. Verveer; Shiva Bidar-Sielaff; Marsha A. Rummel; Steve King; Scott J. Resnick; Paul E. Skidmore; Maurice S. Cheeks; Chris Schmidt; Larry Palm; Lucas Dailey; John Strasser; David Ahrens; Denise DeMarb; Joseph R. Clausius; Anita Weier; Mark Clear and Matthew J. Phair

### 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:

### 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 Schmidt, seconded by DeMarb, to Suspend the Rules.  
The motion passed by voice vote/other.**

### HONORING RESOLUTIONS

- 1. [37433](#) Honoring and commending the work of Will and Becky Green and Mentoring Positives for their positive contribution to the youth of Madison, especially the youth of the Darbo-Worthington Neighborhood.

**Sponsors:** Marsha A. Rummel, Shiva Bidar-Sielaff, David Ahrens, Maurice S. Cheeks, Joseph R. Clausius, Mark Clear, Lauren Cnare, Lucas Dailey, Denise DeMarb, Steve King, Larry Palm, Matthew J. Phair, Scott J. Resnick, Chris Schmidt, Paul E. Skidmore, John Strasser, Lisa Subeck, Michael E. Verveer, Anita Weier and Ledell Zellers

**A motion was made by Rummel, seconded by Schmidt, 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. [36828](#) Creating Section 28.022-00153 of the Madison General Ordinances to change the zoning of property located at 2165 Rimrock Road, 14th Aldermanic District, from SE (Suburban Employment) District to CC-T (Commercial Corridor - Transitional) District to convert an existing commercial building into an auto sales business.

**Sponsors:** Planning Division

**A motion was made by Schmidt, seconded by DeMarb, to Place On File. The motion passed by voice vote/other.**

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

- 3. [37429](#) Approving Plans, Specifications, And Schedule Of Assessments For Potter Street Reconstruction Assessment District - 2015.

**Sponsors:** BOARD OF PUBLIC WORKS

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

- 4. [37430](#) Approving Plans, Specifications, And Schedule Of Assessments For Center Avenue and Sommers Avenue Reconstruction Assessment District - 2015.

**Sponsors:** BOARD OF PUBLIC WORKS

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

**END OF PUBLIC HEARINGS**

Ald. Schmidt moved to suspend the rules and take item #94, file id 37673 out of order seconded by Ald. DeMarb. This was done on a voice vote.

**PUBLIC COMMENT - TO BE TAKEN UP NO EARLIER THAN 7:00PM**

The Common Council heard testimony from 28 speakers.

**BUSINESS PRESENTED BY THE MAYOR**

- 5. [37627](#) Approving the allocation of \$50,000 in previously authorized funds from Miscellaneous Appropriations to fund nine proposals received during the 2015 Madison Food Policy Council "SEED" Grants funding process, and authorizing the Mayor and City Clerk to enter into agreements with the associated agencies, organizations, groups, and individuals to implement the designated projects or programs.

**Sponsors:** Paul R. Soglin, Shiva Bidar-Sielaff, Ledell Zellers and Marsha A. Rummel

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

6. [37634](#) Report of the Mayor submitting citizen committee appointments (introduction 3-17-2015; action 3-31-2015).

**Sponsors:** Paul R. Soglin

Confirm 3-31-2015

**A motion was made to Refer to the COMMON COUNCIL. The motion passed by voice vote/other.**

7. [37635](#) Report of the Mayor submitting names of appointees to the Committee on Employee Relations.

**Sponsors:** Paul R. Soglin

**This Appointment was Confirm Under Suspension of Rules 2.04, 2.05, 2.24 & 2.25**

8. [37686](#) Report of the Mayor submitting a citizen committee appointment to the Emerson East-Eken Park-Yahara Neighborhood Plan Steering Committee.

**Sponsors:** Paul R. Soglin

**A motion was made by Schmidt, seconded by DeMarb, to Confirm Under Suspension of Rules 2.04, 2.05, 2.24 & 2.25. The motion passed by voice vote/other.**

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

9. [37457](#) Supporting bargaining between SEIU Healthcare Wisconsin Meriter registered nurses and Meriter Unity Point Health for the good of the city.

**Sponsors:** Chris Schmidt, Ledell Zellers and Marsha A. Rummel

**A motion was made by Schmidt, seconded by DeMarb, to Place On File. The motion passed by voice vote/other.**

## **REPORTS OF OFFICERS**

### **REPORT OF BOARD OF ESTIMATES**

10. [36921](#) Amending the 2015 Mayor's Office Operating Budget to provide increased expenditure authority for the 2015 Mayor's Bike Summit.

**Sponsors:** Paul R. Soglin

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

11. [36945](#) SUBSTITUTE Resolution Approving the Entrepreneurship and Small Business Development Resource Fund RFP and Fund Release.
- Sponsors:** Scott J. Resnick, Larry Palm, Lisa Subeck, Joseph R. Clausius, Shiva Bidar-Sielaff, John Strasser, Lauren Cnare, Steve King, Matthew J. Phair, Michael E. Verveer, Ledell Zellers, Mark Clear, Marsha A. Rummel and Lucas Dailey

**A motion was made by Schmidt, seconded by DeMarb, to Adopt. The motion passed by voice vote/other.**

12. [36982](#) Approving a contract with Galls, LLC for the employee uniform management program.
- Sponsors:** Lisa Subeck

**A motion was made by Schmidt, seconded by DeMarb, to Adopt. The motion passed by voice vote/other.**

13. [37065](#) Authorizing Summit Credit Union as a qualified public depository for the City Treasurer's Certificate of Authority.
- Sponsors:** Paul R. Soglin, Lauren Cnare and Matthew J. Phair

**A motion was made by Schmidt, seconded by DeMarb, to Adopt. The motion passed by voice vote/other.**

14. [37110](#) Authorizing the Mayor, City Clerk and Chief of Police to accept a public safety grant from the Wisconsin Department of Transportation for Pedestrian Safety Enforcement (\$25,000)
- Sponsors:** Michael E. Verveer and Scott J. Resnick

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

15. [37309](#) Approving the re-appropriation of \$6,000 from Miscellaneous Appropriations to the Community Development Division for a contract with Porchlight, Inc. to provide homeless "Registry Week" coordination and implementation services; amending the affected sections of the 2015 Adopted Operating Budget as appropriate; and amending Porchlight's current Outreach Services contract to reflect the expanded scope and commensurable increase in budget authority associated with the provision of the additional services.
- Sponsors:** Paul R. Soglin, Maurice S. Cheeks, Lauren Cnare, Matthew J. Phair, Marsha A. Rummel and Ledell Zellers

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

16. [37311](#) A resolution required by the Department of Workforce Development for the reauthorizing of the City of Madison's Self-Insured Worker's Compensation Program.

**Sponsors:** Paul R. Soglin

**A motion was made by Schmidt, seconded by DeMarb, to Adopt. The motion passed by voice vote/other.**

17. [37315](#) Authorizing the City of Madison to pay Employee Trust Funds (ETF) \$138,718.54 representing the employer and employee portion of WRS contributions and interest for current and former stagehands and granting authority to the City Attorney to pursue legal action against ETF, the current and former stagehand employees and any other necessary party to recover the money loaned by the City to the current and former Stagehands, for the employee portion, with interest, of the WRS contribution.

**Sponsors:** Paul R. Soglin

**A motion was made by Schmidt, seconded by DeMarb, to Adopt. The motion passed by voice vote/other.**

18. [37329](#) Authorizing the Mayor and City Clerk to amend the contract with Kimley-Horn Associates for parking and traffic impact evaluation consultant services related to the implementation of the East Washington Avenue Capitol Gateway Corridor Plan, projects within the Capitol East District, and evaluating parking and traffic impacts within the Capital East District and the South Capitol Transit-Oriented Development (SCTOD) Planning District.

**Sponsors:** Marsha A. Rummel and Ledell Zellers

**A motion was made by Schmidt, seconded by DeMarb, to Adopt. The motion passed by voice vote/other.**

19. [37346](#) Authorizing the Mayor and City Clerk to sign an Agreement with Holy Name Catholic Center Inc, for payment of municipal services.

**Sponsors:** Paul E. Skidmore

**A motion was made by Schmidt, seconded by DeMarb, to Adopt. The motion passed by voice vote/other.**

20. [37360](#) Authorizing the selection of a portion of Census Tract 20 as the focus for a concentration neighborhood planning process and the creation of an Ad-Hoc steering committee.

**Sponsors:** Maurice S. Cheeks, Lauren Cnare, Matthew J. Phair and Marsha A. Rummel

**A motion was made by Schmidt, seconded by DeMarb, to Refer to the PLAN COMMISSION. The motion passed by voice vote/other.**

21. [37383](#) Create the following hourly classifications in CG71-00, to be paid the prevailing rate in place at the time of hire:

Electrician, Electrician Apprentice, Painter, Painter Apprentice, Carpenter, Carpenter Apprentice, Plumber, Plumber Apprentice

**Sponsors:** Paul R. Soglin

**A motion was made by Schmidt, seconded by DeMarb, to Adopt. The motion passed by voice vote/other.**

22. [37401](#) Reclassification of four (4) Street and Sewer Machine Operator 1 positions (#TBD) in the Engineering Division to Street and Sewer Machine Operator 2, to be posted for internal competition. Upon filling, the underlying vacancies will be deleted.

**Sponsors:** Paul R. Soglin

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

23. [37408](#) Authorizing the Mayor and City Clerk to execute a development agreement to fund a \$2,050,000 Tax Incremental Finance Loan to 316 WWA, LLC or its assigns to assist in the redevelopment of the office and commercial project located at 316 West Washington Avenue and within the boundary of a proposed TID #45.

**Sponsors:** Paul R. Soglin and Michael E. Verveer

**A motion was made by Schmidt, seconded by DeMarb, to Adopt. The motion passed by voice vote/other.**

**There was one registration in support.**

24. [37431](#) Authorizing the execution of a First Amendment to the Contract for Purchase of Blight Study Services executed between the City of Madison and MSA Professional Services ("MSA").

**Sponsors:** Chris Schmidt

**A motion was made by Schmidt, seconded by DeMarb, to Adopt. The motion passed by voice vote/other.**

#### REPORT OF BOARD OF PUBLIC WORKS

25. [37268](#) Approving plans and specifications and authorizing the Board of Public Works to advertise and receive bids for the construction of Capital City Path Reconstruction and Bridge Replacement. (6th & 15th AD)

**Sponsors:** BOARD OF PUBLIC WORKS

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

26. [37335](#) SUBSTITUTE Authorizing the Mayor and the City Clerk to enter into an agreement with Destree Design Architects Inc, in the amount of ~~\$55,000~~ \$45,000 for additional architectural and engineering design services to complete the construction documents for a Park Restroom Prototype Building and the Lake Edge Park Restroom.

**Sponsors:** David Ahrens

**A motion was made by Schmidt, seconded by DeMarb, to Adopt. The motion passed by voice vote/other.**

27. [37386](#) Accepting sanitary sewer and sidewalk and terrace improvements constructed by Private Contract In Gordon Commons - 717 W. Johnson Street, Private Contract No. 2253.

**Sponsors:** BOARD OF PUBLIC WORKS

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

28. [37387](#) Accepting sanitary sewer, storm sewer, and street improvements constructed by Private Contract In Madison College Allied Health Building, Private Contract No. 2280.

**Sponsors:** BOARD OF PUBLIC WORKS

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

29. [37388](#) Accepting storm sewer and street, sidewalk and bike path improvements constructed by Private Contract In 8001 Raymond Rd - CSM, Private Contract No. 2176.

**Sponsors:** BOARD OF PUBLIC WORKS

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

30. [37390](#) Authorizing the Mayor and City Clerk to execute Addendum No. 2 to the Contract for Professional Services with Strand Associates Inc. for development of a comprehensive Lake Wingra Watershed Management Plan.

**Sponsors:** BOARD OF PUBLIC WORKS

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

31. [37391](#) Assessing Benefits - University Relief Storm Phase 4.

**Sponsors:** BOARD OF PUBLIC WORKS

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

32. [37392](#) Approving plans and specifications and authorizing the Board of Public Works to advertise and receive bids for Warner Park Community Recreation Center Carpet Removal/Replacement.

**Sponsors:** BOARD OF PUBLIC WORKS

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

33. [37393](#) Declaring the City of Madison's intention to exercise its police powers establishing the Hermina Street Reconstruction Assessment District - 2015.

**Sponsors:** BOARD OF PUBLIC WORKS

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

34. [37395](#) Declaring the City of Madison's intention to exercise its police powers establishing the Wirth Court Reconstruction Assessment District - 2015.

**Sponsors:** BOARD OF PUBLIC WORKS

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

35. [37396](#) Approving plans and specifications for public improvements required to serve Phase 3 of the Subdivision known as Birchwood Point and authorizing construction to be undertaken by the Developer, Private Contract No. 2414 and Rescinding Resolution RES 15-00163, File No. 36961. (9th AD)

**Sponsors:** BOARD OF PUBLIC WORKS

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

36. [37406](#) Accepting storm sewer, street, sidewalk and pavement restoration constructed by Private Contract In Wisconsin Energy Institute, Private Contract No. 2262.

**Sponsors:** BOARD OF PUBLIC WORKS

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

37. [37409](#) Accepting sanitary sewer, storm sewer, and street and terrace restoration constructed by Private Contract In Don Miller Redevelopment (754 E. Washington Avenue and 741 E. Mifflin Street), Private Contract No. 2301.

**Sponsors:** BOARD OF PUBLIC WORKS

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

38. [37414](#) Declaring the City of Madison's intention to exercise its police powers establishing the Hoepker Road Assessment District - 2015. (17th AD)

**Sponsors:** BOARD OF PUBLIC WORKS

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

39. [37420](#) SUBSTITUTE RESOLUTION Authorizing the Mayor and City Clerk to sign and execute a 5 year Agreement with two (2) five (5) year renewal periods with The Madison 56er's Soccer Club, Inc. to reserve soccer fields at the West Towne Area Retention Basin ( WTARB) in exchange for The Madison 56er's Soccer Clubs Inc.'s maintenance of those fields.

**Sponsors:** Paul E. Skidmore, David Ahrens and Mark Clear

**A motion was made by Schmidt, seconded by DeMarb, to Adopt. The motion passed by voice vote/other.**

40. [37421](#) Authorizing the Mayor and the City Clerk to execute an agreement with AECOM for design engineering services for the Gammon Road Pedestrian Bicycle Underpass Structure.

**Sponsors:** Mark Clear and Paul E. Skidmore

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

41. [37434](#) Awarding Public Works Contract No. 7366, Annual Horizontal Sawcutting of Concrete Sidewalk and Incidental Work (District 10) - 2015.

**Sponsors:** BOARD OF PUBLIC WORKS

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

42. [37435](#) Awarding Public Works Contract No. 7412, Resurfacing 2015 - Curb & Gutter and Castings.

**Sponsors:** BOARD OF PUBLIC WORKS

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

43. [37436](#) Awarding Public Works Contract No. 7413, Resurfacing 2015 Asphalt Pavement Pulverizing & Paving.  
**Sponsors:** BOARD OF PUBLIC WORKS
- A motion was made by Schmidt, seconded by DeMarb, to Adopt Under Suspension of Rules 2.04, 2.05, 2.24, and 2.25. The motion passed by voice vote/other.
44. [37437](#) Assessing *Partial* Benefits - Wolfe Addition to Hawk's Creek Assessment District - 2013.  
**Sponsors:** BOARD OF PUBLIC WORKS
- A motion was made by Schmidt, seconded by DeMarb, to Adopt Under Suspension of Rules 2.04, 2.05, 2.24, and 2.25. The motion passed by voice vote/other.
45. [37438](#) Awarding Public Works Contract No. 7414, Resurfacing 2015 - Asphalt Base Patching and Base Patch Grinding.  
**Sponsors:** BOARD OF PUBLIC WORKS
- A motion was made by Schmidt, seconded by DeMarb, to Adopt Under Suspension of Rules 2.04, 2.05, 2.24, and 2.25. The motion passed by voice vote/other.
46. [37439](#) Awarding Public Works Contract No. 7456, 2015 Tennis and Basketball Court Resurfacing.  
**Sponsors:** BOARD OF PUBLIC WORKS
- A motion was made by Schmidt, seconded by DeMarb, to Adopt Under Suspension of Rules 2.04, 2.05, 2.24, and 2.25. The motion passed by voice vote/other.
47. [37440](#) Awarding Public Works Contract No.7466, Highland Manor Park Improvements.  
**Sponsors:** BOARD OF PUBLIC WORKS
- A motion was made by Schmidt, seconded by DeMarb, to Adopt Under Suspension of Rules 2.04, 2.05, 2.24, and 2.25. The motion passed by voice vote/other.

48. [37441](#) Awarding Public Works Contract No. 7473, 2015 Park Playgrounds - Group 1.

**Sponsors:** BOARD OF PUBLIC WORKS

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

49. [37442](#) Approving plans and specifications for public improvements necessary for the project known as 1802 Maplecrest Drive - Phase 4 authorizing construction to be undertaken by the Developer, Private Contract No. 2427. (1 st AD)

**Sponsors:** BOARD OF PUBLIC WORKS

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

50. [37443](#) Approving Addendum No. 1 to Future Phase Contract for Paragon Place and authorizing construction to be undertaken by the Developer, Private Contract No. 2360. (9th AD)

**Sponsors:** BOARD OF PUBLIC WORKS

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

51. [37446](#) Accepting sanitary sewer, storm sewer, and street improvements (including bituminous surface pavement) constructed by Private Contract In Grimm St Relocation, 2502 Anderson Street CSM, Private Contract No. 2282.

**Sponsors:** BOARD OF PUBLIC WORKS

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

52. [37453](#) Accepting street and terrace improvements constructed by Private Contract for 434-450 W. Johnson Street PUD, Private Contract No. 2150.

**Sponsors:** BOARD OF PUBLIC WORKS

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

53. [37501](#) Authorizing the Mayor and City Clerk to execute an agreement with the State of Wisconsin Department of Transportation for the improvement of County Trunk Highway M (CTH M - Prairie Hill Rd to Cross Country Rd) and authorizing the Mayor and City Clerk to execute an agreement with City of Verona and Dane County for cost sharing on the project. (1st AD)

**Sponsors:** BOARD OF PUBLIC WORKS

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

54. [37502](#) Authorizing the Mayor and City Clerk to execute an agreement with the State of Wisconsin Department of Transportation for the improvement of Buckeye Road (Monona Dr to Stoughton Rd) and authorizing the Mayor and City Clerk to execute an agreement with Dane County for cost sharing on the project. (15th AD)

**Sponsors:** BOARD OF PUBLIC WORKS

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

55. [37503](#) Authorizing the Mayor and City Clerk to execute an agreement with the State of Wisconsin Department of Transportation for state review services for preliminary engineering for E. Johnson St. (Baldwin St to First St). (2nd & 12th AD).

**Sponsors:** BOARD OF PUBLIC WORKS

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

56. [37504](#) Authorizing the Mayor and City Clerk to execute an agreement with the State of Wisconsin Department of Transportation for state review services for preliminary engineering for Cottage Grove Road (S Thompson Dr to Sprecher Rd) and authorizing the Mayor and City Clerk to execute an agreement with Dane County for cost sharing on the project. (3rd & 16th AD).

**Sponsors:** BOARD OF PUBLIC WORKS

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

57. [37505](#) Authorizing the Mayor and City Clerk to execute an agreement with the State of Wisconsin Department of Transportation for the improvement of County Trunk Highway PD (CTH PD/McKee Rd - Meriter Way to Maple Grove Rd) and authorizing the Mayor and City Clerk to execute an agreement with City of Verona and Dane County for cost sharing on the project. (7th AD)

**Sponsors:** BOARD OF PUBLIC WORKS

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

#### REPORT OF CITY ATTORNEY

58. [36891](#) UNLAWFUL TAXATION: St. Raphael's Congregation - unlawful taxation - \$98,479.89.

**A motion was made by Schmidt, seconded by DeMarb, to Deny. The motion passed by voice vote/other.**

59. [36902](#) UNLAWFUL TAXATION: M.A. Drescher for Attic Angel Prairie Point - unlawful taxation - \$477,231.89.

**A motion was made by Schmidt, seconded by DeMarb, to Deny. The motion passed by voice vote/other.**

60. [37102](#) UNLAWFUL TAXATION: DeWitt Ross & Stevens for Association of Women in Agriculture Benefit Corp. - unlawful taxation - \$19,957.51.

**A motion was made by Schmidt, seconded by DeMarb, to Deny. The motion passed by voice vote/other.**

61. [37107](#) UNLAWFUL TAXATION: Joseph Pickart, Whyte Hirschboeck Dudek S.C., for United Rentals - unlawful taxation - \$155,000.00.

**A motion was made by Schmidt, seconded by DeMarb, to Deny. The motion passed by voice vote/other.**

62. [37112](#) UNLAWFUL TAXATION: Joseph Pickart, Whyte Hirschboeck Dudek S.C., for NES Equipment Services Corp. - unlawful taxation - \$30,900.00.

**A motion was made by Schmidt, seconded by DeMarb, to Deny. The motion passed by voice vote/other.**

**REPORT OF COMMON COUNCIL ORGANIZATIONAL COMMITTEE**

63. [36317](#) Requesting city staff develops and enters into an agreement with Nextdoor.com to provide a public interface and presence on Nextdoor.com.

**Sponsors:** John Strasser and Scott J. Resnick

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

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

64. [37005](#) Approving a Certified Survey Map of property owned by Lindholm Properties located at 2501-2525 University Avenue; 5th Ald. Dist.

**Sponsors:** Planning Division

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

65. [37006](#) Approving a Certified Survey Map of property owned by Infinity, LLC located at 5802-5818 Charon Lane; 3rd Ald. Dist.

**Sponsors:** Planning Division

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

**REPORT OF PLAN COMMISSION**

66. [37313](#) Creating Section 15.01(593) of the Madison General Ordinances entitled "City Boundaries" and being part of the chapter entitled "Aldermanic Districts and Wards" attaching to the 9th Aldermanic District the Machian Attachment, and amending Section 15.02(122) of the Madison General Ordinances to assign the attached property to Ward 122.

**Sponsors:** Paul R. Soglin

**A motion was made by Schmidt, seconded by DeMarb, to Adopt. The motion passed by voice vote/other.**

- 67. [37314](#) Creating Section 15.01(594) of the Madison General Ordinances entitled “City Boundaries” and being part of the chapter entitled “Aldermanic Districts and Wards” attaching to the 9th Aldermanic District the Malmquist Attachment, creating Section 15.02(127) of the Madison General Ordinances to assign the attached property to Ward 127.

**Sponsors:** Paul R. Soglin

**A motion was made by Schmidt, seconded by DeMarb, to Adopt. The motion passed by voice vote/other.**

**ITEMS REFERRED TO THIS MEETING**

- 68. [37488](#) Calling for increased funding for comprehensive reproductive health care.

**Sponsors:** Lisa Subeck, Marsha A. Rummel, Ledell Zellers, Joseph R. Clausius and Shiva Bidar-Sielaff

**A motion was made by Schmidt, seconded by DeMarb, to Adopt. The motion passed by voice vote/other.**

- 69. [37491](#) Supporting Continued Funding of SeniorCare.

**Sponsors:** Mark Clear, Michael E. Verveer, Anita Weier, John Strasser, Shiva Bidar-Sielaff, Lauren Cnare, Chris Schmidt, Lucas Dailey, Steve King, Ledell Zellers, Scott J. Resnick, Lisa Subeck, Joseph R. Clausius, Maurice S. Cheeks, Matthew J. Phair, Marsha A. Rummel and David Ahrens

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

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

**ORDINANCES**

- 70. [37621](#) Amending Sections 23.38 and 1.08 of the Madison General Ordinances to prohibit the possession of nicotine products by a person under age 18.

**Sponsors:** Matthew J. Phair and Lauren Cnare

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

71. [37622](#) Amending Sections 23.385 and 1.08 of the Madison General Ordinances to prohibit the possession of nicotine products by individuals under the age of 18.

**Sponsors:** Matthew J. Phair and Lauren Cnare

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

72. [37632](#) Creating Sections 28.022 - 00161 and Section 28.022 - 00162 of the Madison General Ordinances to amend a Planned Development District to approve an Amended General Development Plan and Specific Implementation Plan to replat 6 lots approved for two-family dwellings-twin into 12 single-family lots at 467-507 North Star Drive and 452 and 504 Pluto Drive, 3rd Aldermanic District.

**Sponsors:** Planning Division

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

73. [37648](#) Creating Section 28.022 -- 00164 of the Madison General Ordinances to change the zoning of properties located at 4103-4119 Portage Road, 17th Aldermanic District, from Temp A (Temporary Agricultural) District to SR-V2 (Suburban Residential - Varied 2) District to construct a residential building complex containing 284 apartments in 3 buildings with pool and clubhouse.

**Sponsors:** Planning Division

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

74. [37649](#) Creating Section 28.022 -- 00163 of the Madison General Ordinances to change the zoning of properties located at 633 West Main Street and 624 West Doty Street, 4th Aldermanic District, from DR-2 (Downtown Residential 2) District to UMX (Urban Mixed Use) District to rezone existing office building and surface parking lot to conforming district, re-approve accessory parking facility, and combine parcels into 1 commercial lot.

**Sponsors:** Planning Division

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

75. [37657](#) Amending Section 28.095 of the Madison General Ordinances to eliminate the Parks and Recreation District maximum lot coverage requirement.

**Sponsors:** Joseph R. Clausius and Mark Clear

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

**RESOLUTIONS**

76. [36743](#) Authorizing the Mayor and City Clerk to contract with Moor Salvage and Recovery to process appliances and scrap metal from the Street Division's large item program

**Sponsors:** Steve King

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

77. [37207](#) Adopting Certain Administrative Procedure Memoranda as Rules of Conduct for Alderpersons.

**Sponsors:** Paul R. Soglin and Paul E. Skidmore

**This Resolution was Referred to the COMMON COUNCIL ORGANIZATIONAL COMMITTEE**

78. [37411](#) Adopt-A-Median Program

**Sponsors:** Paul R. Soglin, Paul E. Skidmore and Marsha A. Rummel

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

79. [37415](#) Establishing a Glass-Free Zone for Langdon Street between North Park and North Lake Streets, and North Park Street between University Avenue and Observatory Drive, from 10:00 a.m. on May 2, 2015 to 2:00 a.m. on May 3, 2015.

**Sponsors:** Scott J. Resnick

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

80. [37417](#) Move the classification of Street Vending Coordinator from CG 16, Range 13 to CG16, Range 14, recreate the position (#3612) of Street Vending Coordinator, currently in CG16, Range 13, in CG16, Range 14 in the Economic Development Division budget, and reallocate the incumbent (W. Hansen) to the new position.

**Sponsors:** Paul R. Soglin

Additional referral to Personnel Board.

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

81. [37419](#) Authorizing the Madison Arts Administrator to administer BandSwap and for the Mayor and City Clerk to enter into contracts with potential sponsors and donors to offset expenses for the event and amending the 2015 Adopted Operating Budget to reflect event revenues and expenditures.

**Sponsors:** Marsha A. Rummel

Additional referral to Madison Arts Commission.

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

82. [37449](#) Accepting the Phase 1 report from *Any Given Child Madison* and authorizing the City's continued participation as *Any Given Child Madison* proceeds with Phase 2 - Capacity Building and Implementation.

**Sponsors:** Paul R. Soglin, Shiva Bidar-Sielaff, Marsha A. Rummel and Ledell Zellers

Additional referral to Education Committee.

**This Resolution was Referred to the MADISON ARTS COMMISSION**

83. [37450](#) Authorizing the Traffic Engineering Division to reallocate funding to provide a one-time grant to fund a neighborhood bicycle repair initiative and allow City staff to solicit funds for this purpose.

**Sponsors:** Marsha A. Rummel, John Strasser and Matthew J. Phair

Additional referral to Board of Estimates.

**This Resolution was Referred to the PEDESTRIAN/BICYCLE/MOTOR VEHICLE COMMISSION**

84. [37559](#) Authorizing a one year service contract for sports marketing services, between the City and the Madison Area Sports Commission.

**Sponsors:** Mark Clear and John Strasser

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

85. [37572](#) Approving the sale of a vacant parcel of land located at 4208 Milwaukee Street to Matrix Milwaukee Street, LLC.

**Sponsors:** David Ahrens

Additional referral to Plan Commission

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

86. [37588](#) Recreate the vacant 1.0 FTE position (#876) of Organizational Improvement Specialist (CG18, R08) in the Human Resource Department budget as an Organization Development & Training Officer (CG18, R12), commensurate with the funding approved in the 2015 operating budget.

**Sponsors:** Paul R. Soglin

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

87. [37591](#) Create a second position of Assistant Parks Superintendent (CG18, R16) in the Parks Division budget to be posted and filled through an internal competitive process. Upon filling, the underlying position will remain unfilled for the remainder of 2015 to fund the position.

**Sponsors:** Paul R. Soglin

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

88. [37610](#) Vacation/Discontinuance of a portion of Evan Acres Road and a portion of Savannah Road and repealing RES-12-00227.

**Sponsors:** Paul R. Soglin and Denise DeMarb

Additional referral to Plan Commission.

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

89. [37626](#) Authorizing the Mayor and City Clerk to execute a loan agreement with Heartland Housing, Inc. or an affiliate legal entity, for up to \$1,050,000 for the development of permanent supportive housing at 707-709 Rethke Avenue.

**Sponsors:** Marsha A. Rummel, Maurice S. Cheeks and Ledell Zellers

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

90. [37646](#) A resolution authorizing the Mayor and City Clerk to enter into a contract between the City of Madison and Elevate Energy a non-profit corporation to implement activities related to the Georgetown University Energy Competition.

**Sponsors:** Ledell Zellers, Lauren Cnare, Matthew J. Phair, Lisa Subeck, David Ahrens, Shiva Bidar-Sielaff, Paul R. Soglin, Joseph R. Clausius, Michael E. Verveer, Anita Weier, John Strasser, Scott J. Resnick, Marsha A. Rummel and Lucas Dailey

Sustainable Madison Committee

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

91. [37652](#) Authorizing the Planning Division to submit an application to the Capital Area Regional Planning Commission to amend the Central Urban Service Area to include lands within the Pioneer Neighborhood Development Plan's Development Phasing Area C west of South Point Road.

Sponsors: Paul E. Skidmore and Paul R. Soglin

**This Resolution was Referred to the PLAN COMMISSION**

92. [37655](#) Accepting the final report of the City Traffic Engineer and the post two-way left turn lane conversion analysis of N. Sherman Avenue.

Sponsors: Larry Palm and Anita Weier

**This Resolution was Referred to the PEDESTRIAN/BICYCLE/MOTOR VEHICLE COMMISSION**

93. [37656](#) Create a 1.0 FTE Clerk Typist 1 (CG20-03) position within the Fire Department budget.

Sponsors: Paul R. Soglin

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

94. [37673](#) Resolution in support of on-going efforts by the Police Chief and City Attorney's Office to create and execute a Memorandum of Understanding (MOU) with the Dane County District Attorney's Office and Dane County Human Services in regards to Dane County's "*Community Restorative Court*" (CRC) initiative.

Sponsors: Paul R. Soglin, Shiva Bidar-Sielaff and Marsha A. Rummel

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

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

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

95. [37493](#) R. Berlan, Progressive Universal Insurance, for K. Allen - vehicle damage - \$2,308.88.

**This Claim was Referred to the Risk Manager**

96. [37557](#) N. Perrine - vehicle damage - \$1,146.16.

**This Claim was Referred to the Risk Manager**

97. [37590](#) M. Weber-Rounds, American Family Insurance, for R. and M. Lindauer - vehicle damage - \$250.00.

**This Claim was Referred to the Risk Manager**

98. [37613](#) L. Foster, Triggs Plumbing - vehicle damage - \$679.46.

**This Claim was Referred to the Risk Manager**

99. [37624](#) D. Peters - property loss - \$300.00.

**This Claim was Referred to the Risk Manager**

100. [37647](#) K. Thompson - vehicle damage - \$820.80.

**This Claim was Referred to the Risk Manager**

101. [37650](#) M. Dorda - vehicle damage - \$343.12.

**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.

102. [37506](#) Accepting a Report of the Fire Chief on Cross Jurisdictional Dispatching.

103. [37507](#) Creating Section 10.056(6)(q) and amending Sections 10.056(6)(m) and 10.056(6)(n)1. of the Madison General Ordinances to clarify that a Street Use Permit for an event that includes an illegal activity may be denied, clarifying the list of unpaid fees that could result in permit denial, and correcting a typographical error.

**Sponsors:** Paul R. Soglin and Michael E. Verveer

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

**36998**

To develop an Energy Work Plan, investigate options and provide recommendations to the Common Council on how to implement the Energy Work Plan.

**Sponsors:** Shiva Bidar-Sielaff, Lauren Cnare, Ledell Zellers, Michael E. Verveer, David Ahrens, Denise DeMarb, Lucas Dailey and Chris Schmidt

adopt at Common Council 3-31-2015 meeting.

**This Resolution was Referred**

**37694**

Reaffirming the value of environmental education to Wisconsin's citizens and natural resources and urging the Wisconsin Legislature and Governor to restore public funding and support for environmental education in our state to the 2015 - 2017 budget.

**Sponsors:** Lauren Cnare, Mark Clear, Ledell Zellers, Marsha A. Rummel, Chris Schmidt, Lucas Dailey and Matthew J. Phair

Common Council meeting of 3-31-2015 to adopt.

**This Resolution was Referred to the COMMON COUNCIL**

**ADJOURNMENT**

**A motion was made by Schmidt, seconded by DeMarb, to Adjourn at 8:23pm.  
The motion passed by voice vote/other.**