



# City of Madison

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

## Meeting Minutes - Approved COMMON COUNCIL

*This meeting can be viewed LIVE on Madison City Channel, cable channel 98, digital channel 994, or at [www.madisoncitychannel.tv](http://www.madisoncitychannel.tv).*

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Tuesday, October 6, 2015

6:30 PM

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

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### ROLL CALL

at 6:31 pm. Mayor Soglin in the chair.

**Present:** 17 - Paul R. Soglin; Ledell Zellers; Amanda Hall; Michael E. Verveer; Shiva Bidar-Sielaff; Marsha A. Rummel; Zach Wood; Paul E. Skidmore; Maurice S. Cheeks; Chris Schmidt; Larry Palm; Sheri Carter; David Ahrens; Denise DeMarb; Samba Baldeh; Mark Clear and Matthew J. Phair

**Excused:** 4 - Barbara Harrington-McKinney; Steve King; Sara Eskrich and Rebecca Kemble

### 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. KING, ALD. ESKRICH, ALD. KEMBLE**

### OPENING REMARKS

### SUSPENSION OF RULES

A motion was made by DeMarb, seconded by Cheeks, to Suspend the Rules.  
The motion passed by voice vote/other.

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.

### PETITIONS AND COMMUNICATIONS

### 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

- 1. [39500](#)** Amending Sections 28.151, 28.211 and 28.061 of the Madison General Ordinances to allow limited production and processing as a conditional use in TSS, CC-T and the CC Districts.

**Sponsors:** Paul R. Soglin

Adopt 11/03/15

**A motion was made by DeMarb, seconded by Cheeks, to Re-refer for Recessed Public Hearing to the COMMON COUNCIL. The motion passed by voice vote/other.**

### REPORT OF BOARD OF ESTIMATES

- 2. [39672](#)** 2016 Executive Capital Budget

**Sponsors:** Paul R. Soglin

Adopt 11/10/15

**A motion was made by DeMarb, seconded by Cheeks, to Re-refer for Recessed Public Hearing to the COMMON COUNCIL. The motion passed by voice vote/other.**

### REPORT OF PLAN COMMISSION

- 3. [39301](#)** Creating Section 28.022 -- 00180 of the Madison General Ordinances to change the zoning of properties located at 115-117 South Bassett Street, 4th Aldermanic District, from PD(GDP-SIP) (Planned Development- General Development Plan-Specific Implementation Plan) District to Amended PD(GDP-SIP) Amended Planned Development (General Development Plan-Specific Implementation Plan) District.

**Sponsors:** Planning Division

**A motion was made by DeMarb, seconded by Cheeks, to Re-refer for Recessed Public Hearing to the PLAN COMMISSION. The motion passed by voice vote/other.**

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

**REPORT OF ALCOHOL LICENSE REVIEW COMMITTEE**

- 4. [39461](#) Public Hearing - New License  
Red Sushi 2 LLC • dba IN Restaurant  
846 E Washington Ave • Agent: Tatsiana Zhykharevich  
Estimated Capacity: 150 indoor, 50 outdoor  
Class B Combination Liquor & Beer • 20% alcohol, 80% food  
Aldermanic District 2 (Alder Zellers) • Police Sector 407

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

- 5. [39848](#) Public Hearing - New License  
Kangchen Inc • dba Kangchen Indian Cuisine  
7475 Mineral Point Rd, Ste 12 • Agent: Indra Thapa  
Estimated Capacity: 90  
Class B Beer, Class C Wine • 10% alcohol, 90% food  
Aldermanic District 9 (Alder Skidmore) • Police Sector 124

**A motion was made by DeMarb, seconded by Cheeks, to Re-refer for Recessed Public Hearing to the ALCOHOL LICENSE REVIEW COMMITTEE. The motion passed by voice vote/other.**

- 6. [39850](#) Public Hearing - New License  
Midwest Retail Group Madison LLC • dba 7-Eleven #37285A  
673 State St • Agent: James F Fiene  
Class A Beer  
Aldermanic District 4 (Alder Verveer) • Police Sector 403

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

- 7. [39851](#) Public Hearing - New License  
Midwest Retail Group Madison LLC • dba 7-Eleven #35850A  
2201 S Park St • Agent: James F Fiene  
Class A Beer  
Aldermanic District 14 (Alder Carter) • Police Sector 310

The condition is:  
1) No sale of single cans or bottles.

**A motion was made by DeMarb, seconded by Cheeks, to Grant with Condition(s) and Close the Public Hearing. The motion passed by voice vote/other.**

8. [39853](#) Public Hearing - New License  
Midwest Retail Group Madison LLC • dba 7-Eleven #35848A  
2703 W Beltline Hwy • Agent: James F Fiene  
Class A Beer  
Aldermanic District 14 (Alder Carter) • Police Sector 308

The condition is:

- 1) No sale of single cans or bottles.

**A motion was made by DeMarb, seconded by Cheeks, to Grant with Condition(s) and Close the Public Hearing. The motion passed by voice vote/other.**

9. [39854](#) Public Hearing - New License  
Midwest Retail Group Madison LLC • dba 7-Eleven #35851A  
2216 University Ave • Agent: James F Fiene  
Class A Beer  
Aldermanic District 5 (Alder Bidar-Sielaff) • Police Sector 301

The condition is:

- 1) No sale of single cans or bottles.

**A motion was made by DeMarb, seconded by Cheeks, to Grant with Condition(s) and Close the Public Hearing. The motion passed by voice vote/other.**

10. [39856](#) Public Hearing - New License  
Fired Up LLC • dba Fired Up Pottery  
4112 Monona Dr • Agent: Kim Stanfill-McMillan • Estimated Capacity: 70  
Class C Wine • 5% alcohol, 95% other  
Aldermanic District 15 (Alder Ahrens) • Police Sector 613

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

11. [39857](#) Public Hearing - New License  
Barriques LLC • dba Barriques  
2166 Atwood Ave • Agent: Finn Berge • Estimated Capacity: 120  
Class B Combination Liquor & Beer • 13% alcohol, 83% food, 4% other  
Aldermanic District 6 (Alder Rummel) • Police Sector 601

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

12. [39859](#) Public Hearing - New License  
The Cheesecake Factory Restaurants Inc • dba The Cheesecake Factory  
Space #C-01, 66 West Towne Mall • Agent: Anthony Jampole • Estimated  
Capacity: 313  
Class B Combination Liquor & Beer • 11% alcohol, 88% food, 1% other  
Aldermanic District Skidmore (Alder 9) • Police Sector 124

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

**There was one registration in support.**

13. [39861](#) Public Hearing - New License  
Kwik Trip Inc • dba Tobacco Outlet Plus #529  
3868 E Washington Ave • Agent: David Doelger  
Class A Cider  
Aldermanic District 17 (Alder Baldeh) • Police Sector 516

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

14. [39863](#) Public Hearing - New License  
Kwik Trip Inc • dba Tobacco Outlet Plus #514  
1113 N Sherman Ave, Suite A • Agent: Joshua Wurtz  
Class A Cider  
Aldermanic District 12 (Alder Palm) • Police Sector 503

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

15. [39864](#) Public Hearing - New License  
Mahendran Namasivayam • dba Sadhana Wine Shop  
36 S Bassett St  
Class A Liquor, Class A Beer  
Aldermanic District 4 (Alder Verveer) • Police Sector 404  
This clarifies the address of the location only.

The conditions are:

1. The establishment shall not sell, dispense or give away fermented malt beverages in the original container in amounts less than the amount contained in a six pack of 12 ounce bottles or cans. This is only applicable to fermented malt beverages which fall into the following categories of brands: Domestic Premium, Domestic Sub-Premium (which includes Value and Economy brands), Malt Liquor & similarly situated imported brands.
2. Flavored malt beverages containing up to 6% alcohol by volume may not be sold, dispensed or given away in the original container in amounts less than a four pack of 12 ounce bottles or cans. Flavored malt beverages containing over 6% alcohol by volume may not be sold, dispensed or given away in the original container in amounts less than a six pack of 12 ounce bottles or cans.
3. The establishment shall not sell, dispense or give away intoxicating liquor in the original container in amounts of two hundred (200) milliliters or less in volume. 'Intoxicating liquor' shall not include wine in the original container with an alcohol content of 15% or less by volume.
4. The establishment shall not sell, dispense or give away flavored fortified wines in the original container with an alcohol content of more than 12.5% alcohol by volume, where spirits have been added to the wine that have not been produced from the same fruit as the wine, for consumption off the licensed premises. This prohibition shall not apply to any other wine product as defined by Wisconsin State Statute §125.02(22).

**A motion was made by DeMarb, seconded by Cheeks, to Grant with Condition(s) and Close the Public Hearing. The motion passed by voice vote/other.**

#### REPORT OF PLAN COMMISSION

16. [39528](#) Amending Section 28.185(6) of the Madison General Ordinances to exempt from the demolition approval process single-family dwellings destroyed by fire where the bulk and placement of the replacement building meets certain requirements.

**Sponsors:** PLAN COMMISSION

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

17. [39711](#) Creating Section 28.022 -- 00182 of the Madison General Ordinances to change the zoning of property located at 2524 Winnebago Street, 6th Aldermanic District, from PD(SIP) Planned Development (Specific Implementation Plan) District to Amended PD(SIP) Amended Planned Development (Specific Implementation Plan) District.
- Sponsors:** Planning Division
- The conditions are:
- 1) The last sentence of comment 2c of the Planning Division report be amended to state: "That details of the treatment of the art wall or living wall provided along Milwaukee Street shall be provided." The preceding language of that comment shall remain.
  - 2) That bike parking be provided at all major entrances.
- A motion was made by DeMarb, seconded by Cheeks, to Adopt with Conditions and Close the Public Hearing. The motion passed by voice vote/other.**
18. [39891](#) Creating Section 28.022-00184 of the Madison General Ordinances to change the zoning of properties located at 3520-3546 East Washington Avenue, 15th Aldermanic District, from CC-T (Commercial Corridor - Transitional) District to TR-C3 (Traditional Residential-Consistent 3) District.
- Sponsors:** David Ahrens
- A motion was made by DeMarb, seconded by Cheeks, to Adopt and Close the Public Hearing. The motion passed by voice vote/other.**
- There were two registrations in opposition.**
19. [39896](#) Creating Section 28.022 -- 00183 of the Madison General Ordinances to change the zoning at properties located at 702-750 University Row, 19th Aldermanic District, from PD (GDP) Planned Development (General Development Plan) District to PD (SIP) Planned Development (Specific Implementation Plan) District.
- Sponsors:** Planning Division
- A motion was made by DeMarb, seconded by Cheeks, to Adopt and Close the Public Hearing. The motion passed by voice vote/other.**
- There were three registrations in support.**
20. [39901](#) Amending Section 28.071(3)(h)2. of the Madison General Ordinances to eliminate the requirement that rooftop screening of equipment be constructed at least one foot above the height of the equipment.
- Sponsors:** PLAN COMMISSION
- A motion was made by DeMarb, seconded by Cheeks, to Adopt and Close the Public Hearing. The motion passed by voice vote/other.**

- 21. [39903](#) Amending Section 28.079(2) of the Madison General Ordinances to amend the rear yard setback requirements in the DR2 District.

**Sponsors:** Michael E. Verveer and Ledell Zellers

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

**END OF PUBLIC HEARINGS**

**BUSINESS PRESENTED BY THE MAYOR**

- 22. [40268](#) Report of the Mayor submitting citizen committee appointments (introduction 10-6-2015; action 10-20-2015).

**Sponsors:** Paul R. Soglin

Confirm 10/20/15

**A motion was made by DeMarb, seconded by Cheeks, to Refer to a future Meeting to Confirm to the COMMON COUNCIL. The motion passed by voice vote/other.**

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

- 23. [40102](#) Accepting the report and recommendations from the Community Policing and Body Camera Ad Hoc Committee.

**Sponsors:** Paul R. Soglin

Accept 10/20/15

**A motion was made by DeMarb, seconded by Cheeks, to Re-refer to the COMMON COUNCIL. The motion passed by voice vote/other.**

NOTE: LEGISLATIVE FILE NO. 40102 WAS REFERRED TO THE 10/6/15 COMMON COUNCIL MEETING. ON 9/15/15 THE COUNCIL ADDED REFERRALS TO THE EOC AND PUBLIC SAFETY REVIEW COMMITTEE. THESE COMMITTEES STILL NEED TO REVIEW THE RESOLUTION/RECOMMENDATIONS. RECOMMENDED ACTION: RE-REFER TO 10/20/15 COUNCIL MEETING.

**REPORTS OF OFFICERS**

**REPORT OF ALCOHOL LICENSE REVIEW COMMITTEE**



24. [39603](#) Change of Licensed Premise  
Weary Traveler Freehouse • dba Weary Traveler Freehouse  
Capacity: 99 indoor/149 outdoor  
1201 Williamson St • Agent: Bregan Fuller  
Class B Combination Liquor & Beer • 50% alcohol, 50% food  
Aldermanic District 6 (Alder Rummel) • Police Sector 408  
Create an adjacent private dining room.

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

25. [39615](#) Entity Reorganization  
CMFG Life Insurance Company • dba International Commons Inc  
5810 Mineral Point Rd  
Class B Combination Liquor & Beer  
Aldermanic District 11 (Alder Schmidt)  
2 new officers, remove 1 officer

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

26. [39623](#) Operator License Application  
Applicant - Sarah Zeimet

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

27. [39712](#) Disciplinary Matter - demerit point assessment  
BAT Inc • dba Madhatter  
322 W Gorham St  
Agent: Ted Gervasi  
Class B Combination Liquor & Beer  
Aldermanic District 4 (Alder Verweer)

**A motion was made by DeMarb, seconded by Cheeks, to Accept the Demerit Point Assessment. The motion passed by voice vote/other.**

28. [39713](#) Disciplinary Matter - demerit point assessment  
Mad Towne Ventures LLC • Chasers • capacity of 144  
319 W Gorham St • Agent: William Rudy  
Class B Combination Liquor & Beer • 50% Alcohol, 50% food  
Aldermanic District 04 (Alder Verveer) • Police Sector 403

**A motion was made by DeMarb, seconded by Cheeks, to Accept the Demerit Point Assessment. The motion passed by voice vote/other.**

29. [39714](#) Disciplinary Matter - demerit point assessment  
Halo of Madison LLC • dba Whiskey Jacks Saloon • Capacity: 297  
552 State St • Agent: Joshua Hurley  
Class B Combination Liquor & Beer • 100% alcohol  
Aldermanic District 2 (Alder Zellers) • Police Sector 400

**A motion was made by DeMarb, seconded by Cheeks, to Accept the Demerit Point Assessment. The motion passed by voice vote/other.**

30. [39788](#) Operator License Application  
Applicant - Ian M S Flaws

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

31. [39865](#) Change of Agent  
Walgreen Co • dba Walgreens #03343  
7810 Mineral Point Rd  
New Agent: Matthew Schultz  
Class A Beer, Class A Liquor  
Aldermanic District 9 (Alder Skidmore)

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

32. [39867](#) Entity Reorganization  
Stephen Josheff • dba Le Tigre Lounge  
1328 S Midvale Blvd  
Class B Combination Liquor & Beer  
Aldermanic District 10 (Alder Cheeks)  
1 new officer, remove 1 officer

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

**There was one registration in support.**

33.     [39870](#)           Operator License Application  
Applicant - Martin M Cue

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

34.     [40009](#)           Change of Licensed Premise  
The Kollege Klub Inc • dba The Kollege Klub • Capacity: 305  
529 N Lake St • Agent: Jorann Meier  
Class B Combination Liquor & Beer • 75% alcohol, 15% food  
Aldermanic District 8 (Alder Wood) • Police Sector 403  
Request to increase capacity to 400

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

35.     [40011](#)           Change of Agent  
Panchim LLC • dba Harry's Liquor • 3506 Packers Ave  
New Agent: Charanjeet Kaur  
Class A Liquor & Beer  
Aldermanic District 12 (Alder Palm)

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

36.     [40014](#)           Entity Reorganization  
Panchim LLC • dba Harry's Liquor  
3506 Packers Ave  
Class A Liquor & Beer  
Aldermanic District 12 (Alder Palm)  
1 new officer, remove 1 officer

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

37.     [40018](#)           Operator License Application  
Applicant - Jake Englebert

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

38. [40027](#) Change of Agent  
Edgewater Management Company • dba The Edgewater  
1001 Wisconsin Place  
New Agent: Amy Supple  
Class B Combination Liquor & Beer  
Aldermanic District 2 (Alder Zellers)

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

#### REPORT OF BOARD OF ESTIMATES

39. [39140](#) AN ALTERNATE Amending Sections 9.13(5)(c) and 9.13(6)(h)3.a.iv. of the Madison General Ordinances to create a per-square-foot license fee for all sidewalk cafés and increasing the license fees for Mall/Concourse sidewalk cafes in the State Street Mall/Capitol Concourse Vending Area.

**Sponsors:** Michael E. Verveer

Adopt 10/20/15

**A motion was made by DeMarb, seconded by Cheeks, to Refer to a future Meeting to Adopt to the COMMON COUNCIL. The motion passed by voice vote/other.**

40. [39537](#) SUBSTITUTE resolution authorizing the Mayor and City Clerk to enter into an agreement with Extenet Systems, Inc. for a pilot program to place Distributed Antenna System (DAS) wireless attachments on two (2) City-owned street light poles, one on Mineral Point Road and one on Gammon Road. ~~A Resolution authorizing the Mayor and City Clerk to enter into an agreement with Extenet Systems, Inc. for a pilot project to place Distributed Antenna System (DAS) wireless attachments on two city owned street light poles, one on Mineral Point Road and one on Gammon Road.~~

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

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

41. [39807](#) Authorizing The Issuance Of \$12,395,000 General Obligation Corporate Purpose Bonds, Series 2015-C, Of The City Of Madison, Wisconsin, Providing The Details Thereof, Establishing Interest Rates Thereon And Levying Taxes Therefor

**Sponsors:** Paul R. Soglin

**A motion was made by DeMarb, seconded by Cheeks, to Adopt - 15 Votes Required. The motion passed by the following vote:**

**Ayes:** 16 - Ledell Zellers; Amanda Hall; Michael E. Verveer; Shiva Bidar-Sielaff; Marsha A. Rummel; Zach Wood; Paul E. Skidmore; Maurice S. Cheeks; Chris Schmidt; Larry Palm; Sheri Carter; David Ahrens; Denise DeMarb; Samba Baldeh; Mark Clear and Matthew J. Phair

**Excused:** 4 - Barbara Harrington-McKinney; Steve King; Sara Eskrich and Rebecca Kemble

**Non Voting:** 1 - Paul R. Soglin

NOTE: BOARD OF ESTIMATES WILL CONSIDER LEG. FILE #39807 AT A SPECIAL MEETING ON 10/6/15. RECOMMENDATION WILL BE MADE FROM THE FLOOR. 15 VOTES REQUIRED.

42. [39808](#) Authorizing The Issuance Of \$65,565,000 General Obligation Promissory Notes, Series 2015-A, And \$13,345,000 Taxable General Obligation Promissory Notes, Series 2015-B, All Of The City Of Madison, Wisconsin, Providing The Details Thereof, Establishing Interest Rates Thereon And Levying Taxes Therefor

**Sponsors:** Paul R. Soglin

**A motion was made by DeMarb, seconded by Cheeks, to Adopt - 15 Votes Required. The motion passed by the following vote:**

**Ayes:** 16 - Ledell Zellers; Amanda Hall; Michael E. Verveer; Shiva Bidar-Sielaff; Marsha A. Rummel; Zach Wood; Paul E. Skidmore; Maurice S. Cheeks; Chris Schmidt; Larry Palm; Sheri Carter; David Ahrens; Denise DeMarb; Samba Baldeh; Mark Clear and Matthew J. Phair

**Excused:** 4 - Barbara Harrington-McKinney; Steve King; Sara Eskrich and Rebecca Kemble

**Non Voting:** 1 - Paul R. Soglin

NOTE: BOARD OF ESTIMATES WILL CONSIDER LEG. FILE #39808 AT A SPECIAL MEETING ON 10/6/15. RECOMMENDATION WILL BE MADE FROM THE FLOOR. 15 VOTES REQUIRED.

43. [39841](#) Resolution approving the State Street Retail District Improvement Grant Program.

**Sponsors:** Paul R. Soglin, Michael E. Verveer, Ledell Zellers and Sara Eskrich

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

44. [39915](#) **SUBSTITUTE** Approving a contract with **subaward agreement with** the University of Wisconsin Board of Regents for Fire Department participation in the Community Paramedicine Program.

**Sponsors:** Paul R. Soglin, Paul E. Skidmore and Maurice S. Cheeks

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

45. [39927](#) Report of the Allied Drive/Verona Road Area Staff Team: Recommendation to Accept Response to Allied Grocery RFP

**Sponsors:** Paul R. Soglin

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

**There were seven registrations in support and one in neither support nor opposition.**

46. [39979](#) Amending the 2015 Operating Budget of Engineering and Authorizing the City to accept a donation from the family and friends of Emily Zhu for the purpose of purchasing and installing a bench in her memory, to be located on public property along the Ice Age Junction Path near Raymond Road. (1st AD)

**Sponsors:** Barbara Harrington-McKinney

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

47. [40066](#) 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); and to amend budgets accordingly

**Sponsors:** Paul E. Skidmore, Sara Eskrich and Ledell Zellers

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

48. [40080](#) Resolution authorizing a double-fill of the position of Public Works General Foreperson (Construction Manager, #1118) in Engineering due to the retirement of Jim Martinson.

**Sponsors:** Paul R. Soglin

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

- 49. [40130](#) Creation of a new 1.0 FTE LTE Program Assistant 2 position (CG20, R12; #TBD) in the Community Development Division budget.

**Sponsors:** Paul R. Soglin

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

**REPORT OF BOARD OF PUBLIC WORKS**

- 50. [39137](#) Approving plans and specifications and authorizing the Board of Public Works to advertise and receive bids for MATC North Ditch Restoration.

**Sponsors:** BOARD OF PUBLIC WORKS

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

- 51. [40015](#) Approving plans and specifications and authorizing the Board of Public Works to advertise and receive bids for 2016 Fall Parks Division Tree Planting. (Various ADs)

**Sponsors:** BOARD OF PUBLIC WORKS

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

- 52. [40021](#) Approving plans and specifications and authorizing the Board of Public Works to advertise and receive bids for 2016 Spring Park Division Tree Planting. ( VARIOUS AD's)

**Sponsors:** BOARD OF PUBLIC WORKS

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

- 53. [40022](#) Awarding Public Works Contract No. 7541, Tenney Park Tree Plantings.

**Sponsors:** BOARD OF PUBLIC WORKS

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

- 54. [40025](#) Awarding Public Works Contract No. 7515, Tenney Lagoon Shoreline Native Vegetation Installation and Maintenance.

**Sponsors:** BOARD OF PUBLIC WORKS

A motion was made by DeMarb, seconded by Cheeks, 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 CLERK**

- 55. [40145](#) Report of Operator License Applications October 6, 2015. See attached report for list of operators.

A motion was made by DeMarb, seconded by Cheeks, to Grant. The motion passed by voice vote/other.

**REPORT OF DOWNTOWN COORDINATING COMMITTEE**

- 56. [40091](#) To approve the 2016 Operating Plan for Madison's Central Business Improvement District (#1).

**Sponsors:** Michael E. Verveer, Zach Wood and Ledell Zellers

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

**REPORT OF HOUSING STRATEGY COMMITTEE**

- 57. [39668](#) Accepting the report and recommendations of the Housing Strategy Committee - Market Rate Rental Report.

**Sponsors:** Larry Palm and Zach Wood

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

There was one registration in neither support nor opposition.

**REPORT OF PLAN COMMISSION**



58. [39421](#) Accepting the Greening America's Capitals: Brittingham - Triangle Green Project Report and authorizing staff to further study the concepts and actions contained in the Report during future planning and infrastructure activities within the project area.

**Sponsors:** Sara Eskrich

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

59. [39480](#) Approving the revised preliminary plat and final plat of Tennyson Ridge on land addressed as 1818-1910 Tennyson Lane; 12th Ald. Dist.

**Sponsors:** Planning Division

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

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

60. [39489](#) Approving a Certified Survey Map of property owned by Trout Properties, LLC located at 2107-2249 Sherman Avenue; 12th Ald. Dist.

**Sponsors:** Planning Division

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

**There were three registrations in support.**

61. [39649](#) Approving a Certified Survey Map of property owned by the Community Development Authority of the City of Madison located at 2401-2409 Dunns Marsh Terrace; 10th Ald. Dist.

**Sponsors:** Planning Division

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

62. [39650](#) Approving a Certified Survey Map of property owned by the Community Development Authority of the City of Madison located at 2411-2417 Dunns Marsh Terrace; 10th Ald. Dist.

**Sponsors:** Planning Division

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

63. [39868](#) Approving a Certified Survey Map of property owned by PDQ Food Stores, Inc. located at 3520-3546 E. Washington Avenue; 15th Ald. Dist.

**Sponsors:** Planning Division

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

64. [39871](#) Approving a Certified Survey Map of property owned by Makita, LLC located at 5400-5404 Raywood Road; 14th Ald. Dist.

**Sponsors:** Planning Division

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

65. [39872](#) Approving a Certified Survey Map of property owned by Lenhart Properties located at 3810-3826 Kipp Street; 16th Ald. Dist.

**Sponsors:** Planning Division

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

66. [39873](#) Approving a Certified Survey Map of property owned by The Regent Market Cooperative located at 2136-2138 Regent Street; 5th Ald. Dist.

**Sponsors:** Planning Division

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

67. [39874](#) Approving a Certified Survey Map of property owned by Ziegler at Elderberry, LLC located at 9603 Paragon Street; 9th Ald. Dist.

**Sponsors:** Planning Division

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

68. [39877](#) Approving a Certified Survey Map of property owned by McAllen Properties 120, LLC located at 3102 Meier Road; 16th Ald. Dist.

**Sponsors:** Planning Division

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

69. [40116](#) Re-approving a Certified Survey Map of property owned by Renaissance Property Group, LLC located at 740 Jenifer Street (aka 739 Williamson Street); 6th Ald. Dist.

**Sponsors:** Planning Division

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

ROLL CALL

**Present:** 18 - Paul R. Soglin; Barbara Harrington-McKinney; Ledell Zellers; Amanda Hall; Michael E. Verveer; Shiva Bidar-Sielaff; Marsha A. Rummel; Zach Wood; Paul E. Skidmore; Maurice S. Cheeks; Chris Schmidt; Larry Palm; Sheri Carter; David Ahrens; Denise DeMarb; Samba Baldeh; Mark Clear and Matthew J. Phair

**Excused:** 3 - Steve King; Sara Eskrich and Rebecca Kemble

**REPORT OF PUBLIC SAFETY REVIEW COMMITTEE**

70. [39502](#) SUBSTITUTE Creating Section 23.60, renumbering current Section 23.60 to Section 23.70, and amending Section 1.08(3)(a) of the Madison General Ordinances to impose a time limit on use of public benches, to prohibit sitting or lying or lodging in the public sidewalks and rights of way and specified other public places, during specified hours in the Central Business District, and establish a bail deposit schedule for violations thereof, to be known as the Downtown Pedestrian Protection Ordinance.

**Sponsors:** Paul R. Soglin

**A motion was made by DeMarb, seconded by Cheeks, to Adopt with the Recommendation(s). There were two registrations in support and nine in opposition. The motion failed by the following vote:**

**Ayes:** 1 - Paul E. Skidmore

**Noes:** 16 - Ledell Zellers; Amanda Hall; Michael E. Verveer; Shiva Bidar-Sielaff; Marsha A. Rummel; Zach Wood; Maurice S. Cheeks; Chris Schmidt; Larry Palm; Sheri Carter; David Ahrens; Samba Baldeh; Mark Clear; Matthew J. Phair; Paul R. Soglin and Barbara Harrington-McKinney

**Abstentions:** 1 - Denise DeMarb

**Excused:** 3 - Steve King; Sara Eskrich and Rebecca Kemble

**REPORT OF RISK MANAGER**

71. [39925](#) R. Horan - vehicle damage - \$200.00.

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

72. [40019](#) J. Batton and A. Kasper - vehicle damage - \$641.05.

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

73. [40024](#) V. Reyes - vehicle damage - \$550.00.

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

74. [40086](#) L. Carreto - vehicle damage - \$830.11.

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

**REPORT OF WATER UTILITY BOARD**

- 75. [39838](#) Authorizing the execution of an Underground Electric Line Easement to Madison Gas and Electric Company across a portion of the City Water Utility Well #20 property located at 2829 Prairie Road.

**Sponsors:** Matthew J. Phair

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

- 76. [39839](#) Authorizing the execution of an Underground Electric Line Easement to Madison Gas and Electric Company across a portion of the City Water Utility Well #31 property located at 4901 Tradewinds Parkway.

**Sponsors:** Denise DeMarb

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

- 77. [39846](#) Authorizing electric service agreements for the purchase of interruptible electric service with Alliant Energy Corporation for various Madison Water Utility locations

**Sponsors:** Sheri Carter

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

- 78. [39905](#) Authorizing the Mayor and the City Clerk to execute a Release of Water Main Easement and to grant a Water Main Easement for existing facilities over a portion of the property located at 1701 Wright Street.

**Sponsors:** Larry Palm

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

- 79. [40050](#) Amending Madison Water Utility's 2015 Adopted Capital Budget to reallocate funding system-wide miscellaneous projects to the upgrade of Well 12, and authorizing the Mayor and the City Clerk to execute an amendment to the Professional Services Agreement with SEH, Inc. for pre-design planning, public participation support, the preparation of final construction drawings and specifications, permitting, bidding, and construction administration for the redesign of the Upgrade of Well 12.

**Sponsors:** David Ahrens

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

### ITEMS REFERRED TO THIS MEETING

#### ORDINANCES

- 80. [40028](#) Amending Section 15.02(58) of the Madison General Ordinances by changing the polling location for Ward 58.

**Sponsors:** Zach Wood

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

- 81. [40029](#) Amending Section 15.02(65) of the Madison General Ordinances by changing the polling location for Ward 65.

**Sponsors:** Sara Eskrich

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

- 82. [40079](#) Amending Section 15.02(72) of the Madison General Ordinances by changing the polling location for Ward 72.

**Sponsors:** Sheri Carter

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

#### RESOLUTIONS

83. [38885](#) SUBSTITUTE Accepting the Public Market Business Plan as the guiding document for the implementation of a public market ~~at First Street and East Johnson Street~~ and directing the Local Food Committee to develop and execute a project implementation strategy for the Public Market and a plan for the Market District. ~~provide recommendations on operating structure, transition, and a market district plan.~~

**Sponsors:** Paul R. Soglin, Marsha A. Rummel, Larry Palm and Amanda Hall

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

**There were 12 registrations in support, one in opposition, and one in neither support nor opposition.**

84. [39917](#) Declaring the City of Madison's intention to work in partnership with Nehemiah Center for Urban Leadership Development on a targeted four month Homeless, jobless and disaffected individuals assessment Pilot Program.

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

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

## INTRODUCTION OF NEW BUSINESS FOR REFERRAL WITHOUT DEBATE

### ORDINANCES

85. [39852](#) Amending Section 6.19(6) of the Madison General Ordinances to permit the Fire Department to bill for authorized fees.

**Sponsors:** Paul E. Skidmore

**A motion was made by DeMarb, seconded by Cheeks, to Refer to the BOARD OF ESTIMATES. The motion passed by voice vote/other.**

86. [40131](#) Creating Section 28.022 - 00191 and Section 28.022 - 00192 of the Madison General Ordinances to change the zoning of properties located at 210 and 215 South Pinckney Street, 4th Aldermanic District, from DC (Downtown Core) District to PD(GDP)SIP (Planned Development (General Development Plan) Specific Implementation Plan) District.

**Sponsors:** Planning Division

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

87. [40132](#) Creating Section 28.022 - 00193 and Section 28.022 - 00194 of the Madison General Ordinances to change the zoning of properties located at 10202-10304 Valley View Road, 9th Aldermanic District, from Temp A (Temporary Agriculture) District, to SR-C1 (Suburban Residential-Consistent 1) District and PR (Parks and Recreation) District.

**Sponsors:** Planning Division

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

88. [40157](#) Creating Section 9.01(2)(a) of the Madison General Ordinances to allow the clerk to issue a license or permit to an applicant who owes unpaid forfeitures provided applicant is under a payment plan.

**Sponsors:** Paul R. Soglin

**A motion was made by DeMarb, seconded by Cheeks, to Refer to the BOARD OF ESTIMATES. The motion passed by voice vote/other.**

89. [40166](#) Amending Sections 38.02 and 38.05(3)(c), creating Sections 38.05(3)(b), 38.05(9)(d)7.a.vii, viii., and 38.09(5)(a)1. - 4., and repealing Sections 38.05(3)(f)3. and 38.05(9)(o) of the Madison General Ordinances removes the Alcohol License Density section, clarifies the City's publication fees, permits the issuance of alcohol licenses to movie theaters and painting studios, and creates the requirements for the Class A Cider license.

**Sponsors:** Shiva Bidar-Sielaff, Paul E. Skidmore and Michael E. Verveer

**A motion was made by DeMarb, seconded by Cheeks, to Refer to the ALCOHOL LICENSE REVIEW COMMITTEE. The motion passed by voice vote/other.**

90. [40231](#) Creating Section 12.138(14) of the Madison General Ordinances to reduce commuter parking impact and promote the use of off-street parking.

**Sponsors:** Sara Eskrich, Shiva Bidar-Sielaff, Michael E. Verveer and Ledell Zellers

Additional referrals to Landlord & Tenant Issues Committee, Plan Commission

**A motion was made by DeMarb, seconded by Cheeks, to Refer to the TRANSIT AND PARKING COMMISSION. The motion passed by voice vote/other.**

91. [40236](#) Amending Sections 15.02(92) and (95) of the Madison General Ordinances by changing the polling locations for Ward 92 and Ward 95.

**Sponsors:** Matthew J. Phair

Adopt 10/20/2015

**A motion was made by DeMarb, seconded by Cheeks, to Refer to a future Meeting to Adopt to the COMMON COUNCIL. The motion passed by voice vote/other.**



92. [40252](#) Repealing Section 15.01(577) of the Madison General Ordinances to terminate the delayed attachment for the property located at 4963 Bultman Road, Town of Burke.

**Sponsors:** Paul R. Soglin

Additional referral to Plan Commission

**A motion was made by DeMarb, seconded by Cheeks, to Refer to the BOARD OF PUBLIC WORKS. The motion passed by voice vote/other.**

93. [40269](#) Creating Section 28.022 - 00195 of the Madison General Ordinances to assign zoning to properties located on the south side of CTH T/ Commercial Avenue west of Sprecher Road, 3rd Aldermanic District, as A (Agricultural) District, hereinafter referred to as "Area A"; creating Section 28.022 - 00196 to assign zoning to properties located along and south of CTH T and Seminary Springs Road east to the eastern town line, 3rd Aldermanic District, as A (Agricultural) District and CN (Conservancy) District, hereinafter referred to as "Area B"; creating Section 28.022 - 00197 to assign zoning to properties addressed as 6211 Milwaukee Street, 3rd Aldermanic District, as A (Agricultural) District, CN (Conservancy) District, and PD (Planned Development) District, hereinafter referred to as "Area C"; creating Section 28.022 - 00198 to assign zoning to properties located along the east side of S. Sprecher Road from Cottage Grove Road (CTH BB) north, 3rd Aldermanic District, as PD (Planned Development) District, CN (Conservancy) District, A (Agricultural) District, and SR-C2 (Suburban Residential - Consistent District 2) District, hereinafter referred to as "Area D"; creating Section 28.022 - 00199 to assign zoning to properties addressed as 3382 CTH BB, 3rd Aldermanic District, as A (Agricultural) District, hereinafter referred to as "Area E"; creating Section 28.022 - 00200 to assign zoning to properties addressed as 4324 and 4330 Sprecher Road, 16th Aldermanic District, as SR-C1 (Suburban Residential - Consistent District 1) District, hereinafter referred to as "Area F"; creating Section 28.022 - 00201 to assign zoning to properties addressed as 3445, 3449, 3453, 3458 and 3461 CTH BB, 16th Aldermanic District, as SR-C1 (Suburban Residential - Consistent District 1) District and CC-T (Commercial Corridor-Transitional) District, hereinafter referred to as "Area G"; creating Section 28.022 - 00202 to assign zoning to properties addressed as 3311 CTH BB, 16th Aldermanic District, as A (Agricultural) District, hereinafter referred to as "Area H"; creating Section 28.022 - 00203 to assign zoning to properties located on the both sides of CTH AB/ E. Buckeye Road east of Sprecher Road and extending north to Cottage Grove Road and south to the Union Pacific Railroad, 16th Aldermanic District, as A (Agricultural) District, CN (Conservancy) District, and SR-C1 (Suburban Residential - Consistent District 1) District, hereinafter referred to as "Area I."

**Sponsors:** Paul R. Soglin

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

## RESOLUTIONS

94. [39797](#) Authorizing the Mayor and the City Clerk to enter into a contract with Trapeze Software Group, Inc. for 2015 -2019 to provide software maintenance and support at an estimated cost of \$415,000 for 2015 with options for additional software support.
- Sponsors:** Chris Schmidt and Rebecca Kemble
- Additional referral to Board of Estimates
- This Resolution was Referred to the TRANSIT AND PARKING COMMISSION**
95. [39984](#) Authorizing the acceptance of a Public Water Main Easement from Capitol West Towne LLC for an existing water main facility located at 7333 West Towne Way.
- Sponsors:** Paul E. Skidmore
- Additional referral to Plan Commission
- A motion was made by DeMarb, seconded by Cheeks, to Refer to the WATER UTILITY BOARD. The motion passed by voice vote/other.**
96. [40155](#) Resolution to authorize a contract with Frank Productions, Inc., for Freakfest 2015 and to authorize gating and ticketing for entry into the event area.
- Sponsors:** Paul R. Soglin, Denise DeMarb, Ledell Zellers, Zach Wood and Michael E. Verveer
- A motion was made by DeMarb, seconded by Cheeks, to Refer to the BOARD OF ESTIMATES. The motion passed by voice vote/other.**
97. [40179](#) Authorizing the execution of an Underground Electric Line Easement to Madison Gas and Electric Company, across a portion of the City Water Utility Well #30 property, located at 1133 Moorland Road.
- Sponsors:** Sheri Carter
- Additional referral to Plan Commission
- A motion was made by DeMarb, seconded by Cheeks, to Refer to the WATER UTILITY BOARD. The motion passed by voice vote/other.**
98. [40180](#) Authorizing the termination of an attachment agreement for the Town of Burke property located at 4963 Bultman Road.
- Sponsors:** Paul R. Soglin
- Additional referral to Plan Commission
- This Resolution was Referred to the BOARD OF PUBLIC WORKS**

99. [40181](#) Authorizing the execution of an Underground Electric Easement to Madison Gas and Electric Company across a portion of a City-owned property, located at 1234 East Washington Avenue.

**Sponsors:** Ledell Zellers

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

100. [40185](#) Authorizing the Application for a Dane County PARC & Ride Bike Trail Grant, Acceptance of a Grant Award, and Execution of a Grant Agreement. (16th AD)

**Sponsors:** Denise DeMarb

Additional referral to Board of Public Works

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

101. [40186](#) Recreating a 1.0 FTE Transit Account Clerk 1 (#2917, CG42, R07) position in the Metro Transit Department to a 1.0 FTE Transit Account Clerk 3 (CG42, R11-class number R004) to be filled through an internal competitive process.

**Sponsors:** Paul R. Soglin

**A motion was made by DeMarb, seconded by Cheeks, to Refer to the BOARD OF ESTIMATES. The motion passed by voice vote/other.**

102. [40187](#) Recreation of a 1.0 FTE Administrative Assistant (#3586, CG17, R14) to a 1.0 FTE Accounting Technician 3 (CG20, R16) in the Community Development Division budget, to be posted and filled through an internal competitive process.

**Sponsors:** Paul R. Soglin

Additional referral to Personnel Board

**A motion was made by DeMarb, seconded by Cheeks, to Refer to the BOARD OF ESTIMATES. The motion passed by voice vote/other.**

103. [40188](#) Recreate the 1.0 FTE position #74 of "Administrative Clerk 1" (CG17/09, currently occupied by K. McCarthy) as "Program Assistant 1" (CG17/11, class code G047) in the Civil Rights budget and reallocate the incumbent to the new position.

**Sponsors:** Paul R. Soglin

Additional referral to Personnel Board

**A motion was made by DeMarb, seconded by Cheeks, to Refer to the BOARD OF ESTIMATES. The motion passed by voice vote/other.**

104. [40190](#) Authorizing the execution of an Underground Fiber Optic Cable Easement to the County of Dane across a portion of Henry Vilas Zoo, located at 702 South Randall Avenue.
- Sponsors:** Sara Eskrich
- Additional referral to Plan Commission
- A motion was made by DeMarb, seconded by Cheeks, to Refer to the BOARD OF PARK COMMISSIONERS. The motion passed by voice vote/other.**
105. [40191](#) To approve the schedule of Special Charges for the State Street Mall/Capitol Concourse for 2014/15 Maintenance Charges.
- Sponsors:** Michael E. Verveer and Ledell Zellers
- Additional referral to Downtown Coordinating Committee
- A motion was made by DeMarb, seconded by Cheeks, to Refer to the BOARD OF ESTIMATES. The motion passed by voice vote/other.**
106. [40209](#) Deleting the classification of Streets Operations Manager in CG 18, R14, and creating the classification of Assistant Streets Superintendent in CG 18, R15. Recreating and retitling the position #1700 of 1.0 FTE Streets Operations Manager in CG18, R14 as Assistant Streets Superintendent in CG18-15, in the Streets Division Operating Budget; and reallocating the incumbent, S. Schultz to the new position.
- Sponsors:** Paul R. Soglin
- Additional referral to Personnel Board
- A motion was made by DeMarb, seconded by Cheeks, to Refer to the BOARD OF ESTIMATES. The motion passed by voice vote/other.**
107. [40210](#) Create the classifications of Community Paramedic 1 and 2 with placement in CG16, Range 15 and 17, respectively.
- Sponsors:** Paul R. Soglin
- A motion was made by DeMarb, seconded by Cheeks, to Refer to the PERSONNEL BOARD. The motion passed by voice vote/other.**
108. [40214](#) Authorizing the Mayor and City Clerk or the Designee of the Finance Director to execute a sole source Purchase of Services Contract with Simon and Company.
- Sponsors:** Paul R. Soglin
- A motion was made by DeMarb, seconded by Cheeks, to Refer to the BOARD OF ESTIMATES. The motion passed by voice vote/other.**

109. [40229](#) Approving the Fire Department to accept donations of goods or services of no more than \$15,000 annually from one party or business that are distributed to the community.

**Sponsors:** Paul E. Skidmore

**A motion was made by DeMarb, seconded by Cheeks, to Refer to the BOARD OF ESTIMATES. The motion passed by voice vote/other.**

110. [40235](#) Amending the 2015 Facilities Management Capital Budget and Awarding Public Works Contract No. 7311, CCB City Channel Remodel to JH Findorff & Son, Inc.

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

Additional referral to Board of Public Works

**A motion was made by DeMarb, seconded by Cheeks, to Refer to the BOARD OF ESTIMATES. The motion passed by voice vote/other.**

111. [40237](#) Awarding a contract to Restech Services, LLC for a 2 year pilot program to provide fiber to the home pursuant to the "Bridging the Digital Divide" RFP, and authorizing the Mayor and City Clerk to enter into a contract for the pilot program.

**Sponsors:** Paul R. Soglin, Paul E. Skidmore, Maurice S. Cheeks and Samba Baldeh

**A motion was made by DeMarb, seconded by Cheeks, to Refer to the BOARD OF ESTIMATES. The motion passed by voice vote/other.**

112. [40238](#) Determining a Public Purpose and Necessity and adopting a Relocation Order for the acquisition of land interests required for the construction and maintenance of a new public storm sewer between parcels located at 3514 and 3522 Sargent Street. Located in part of the NE ¼ of the NE ¼ of Section 8, T7N, R10E. (15th AD)

**Sponsors:** David Ahrens

Additional referral to Plan Commission

**A motion was made by DeMarb, seconded by Cheeks, to Refer to the BOARD OF PUBLIC WORKS. The motion passed by voice vote/other.**

113. [40254](#) Authorizing the City to execute a service contract for a 1 year term of service, with three 1 year renewal options, provided by The Hiebing Group, Inc., for marketing and advertising of Monona Terrace Community and Convention Center.
- Sponsors:** Michael E. Verveer
- Additional referral to Board fo Estimates
- A motion was made by DeMarb, seconded by Cheeks, to Refer to the MONONA TERRACE COMMUNITY AND CONVENTION CENTER BOARD. The motion passed by voice vote/other.**
114. [40257](#) Approving an Amendment to the Project Plan for Tax Incremental District (TID) #25 (Wilson St Corridor), City of Madison.
- Sponsors:** Michael E. Verveer
- Additional referral to Plan Commission
- A motion was made by DeMarb, seconded by Cheeks, to Refer to the BOARD OF ESTIMATES. The motion passed by voice vote/other.**
115. [40260](#) Authorizing a Land Use Agreement between Spirit SPE Portfolio 2006-1, LLC, and the City (the "Grantee") to allow for the continued use of its land to maintain and access an existing public bus stop zone.
- Sponsors:** Larry Palm
- A motion was made by DeMarb, seconded by Cheeks, to Refer to the BOARD OF ESTIMATES. The motion passed by voice vote/other.**
116. [40267](#) Authorizing the Mayor and the City Clerk to execute a Professional Services Agreement with Baxter & Woodman, Inc. for pre-design planning, public participation support, the preparation of final construction drawings and specifications, permitting, bidding, and construction administration for the Blackhawk Water Tower.
- Sponsors:** David Ahrens and Sheri Carter
- A motion was made by DeMarb, seconded by Cheeks, to Refer to the WATER UTILITY BOARD. The motion passed by voice vote/other.**

## LICENSES

117. [40240](#) Public Hearing - New License  
Next Door Brewing LLC • dba Next Door Brewing Company  
2439 Atwood Ave • Agent: Aric Dieter • Estimated Capacity: 99  
Class C Wine • 40% alcohol, 55% food, 5% other  
Aldermanic District 6 (Alder Rummel) • Police Sector 601

**A motion was made by DeMarb, seconded by Cheeks, to Refer For Public Hearing to the ALCOHOL LICENSE REVIEW COMMITTEE. The motion passed by voice vote/other.**

118. [40242](#) Public Hearing - New License  
Mirk 3 LLC • dba Badger Tavern  
1612 Seminole Hwy • Agent: Mike Franklin • Estimated Capacity: 99  
Class B Combination Liquor & Beer • 50% alcohol, 50% food  
Aldermanic District 10 (Alder Cheeks) • Police Sector 103

**A motion was made by DeMarb, seconded by Cheeks, to Refer For Public Hearing to the ALCOHOL LICENSE REVIEW COMMITTEE. The motion passed by voice vote/other.**

119. [40243](#) Public Hearing - New License  
Growlers to Go-Go LLC • dba Growler's to Go-Go  
2927 East Washington Ave • Agent: Chris Welch  
Estimated Capacity: 20  
Class B Beer • 80% alcohol, 20% other  
Aldermanic District 6 (Alder Rummel) • Police Sector 603

**A motion was made by DeMarb, seconded by Cheeks, to Refer For Public Hearing to the ALCOHOL LICENSE REVIEW COMMITTEE. The motion passed by voice vote/other.**

120. [40244](#) Public Hearing - New License  
Hong Kong Chili LLC • dba Hong Kong Chili  
1441 Regent St • Agent: Jason Chien • Estimated Capacity: 30  
Class B Beer & Class C Wine • 10% alcohol, 90% food  
Aldermanic District 13 (Alder Eskrich) • Police Sector 303

**A motion was made by DeMarb, seconded by Cheeks, to Refer For Public Hearing to the ALCOHOL LICENSE REVIEW COMMITTEE. The motion passed by voice vote/other.**

121. [40245](#) Public Hearing - New License  
Oriental Gifts LLC • dba Tobacco Plus  
1935 Monroe Street • Agent: Abdul Qadir  
Class A Beer, Class A Cider  
Aldermanic District 13 (Alder Eskrich) • Police Sector 303

**A motion was made by DeMarb, seconded by Cheeks, to Refer For Public Hearing to the ALCOHOL LICENSE REVIEW COMMITTEE. The motion passed by voice vote/other.**

122. [40246](#) Public Hearing - New License  
Table Wine LLC • dba Table Wine  
2045 Atwood Ave #111 • Agent: Molly Moran • Estimated Capacity: 40  
Class B Combination Liquor & Beer • 98% alcohol, 2% other  
Aldermanic District 6 (Alder Rummel) • Police Sector 410

**A motion was made by DeMarb, seconded by Cheeks, to Refer For Public Hearing to the ALCOHOL LICENSE REVIEW COMMITTEE. The motion passed by voice vote/other.**

123. [40247](#) Public Hearing - New License  
Kwik Trip Inc • dba Kwik Trip 187  
4825 American Pkwy • Agent: Emily A Aplin  
Class A Beer, Class A Liquor  
Aldermanic District 17 (Alder Baldeh) • Police Sector 520

**A motion was made by DeMarb, seconded by Cheeks, to Refer For Public Hearing to the ALCOHOL LICENSE REVIEW COMMITTEE. The motion passed by voice vote/other.**

124. [40248](#) Public Hearing - New License  
Shopko Holding Company LLC  
dba Shopko Stores Operating Co LLC #29  
7401 Mineral Point Rd • Agent: Mike Blattner  
Class A Beer  
Aldermanic District 9 (Alder Skidmore) • Police Sector 124

**A motion was made by DeMarb, seconded by Cheeks, to Refer For Public Hearing to the ALCOHOL LICENSE REVIEW COMMITTEE. The motion passed by voice vote/other.**



125. [40249](#) Public Hearing - New License  
Madison Cuisine LLC • dba Madison Cuisine  
785 University Ave • Agent: Jing Hong Zheng • Estimated Capacity: 115  
Class B Beer & Class C Wine • 1% alcohol, 99% food  
Aldermanic District 8 (Alder Wood) • Police Sector 402

**A motion was made by DeMarb, seconded by Cheeks, to Refer For Public Hearing to the ALCOHOL LICENSE REVIEW COMMITTEE. The motion passed by voice vote/other.**

126. [40250](#) Public Hearing - New License  
Ni & Dong LLC • dba Ramen Station  
1124 S Park St • Agent: Qiao Kong Ni • Estimated Capacity: 70  
Class B Beer, Class C Wine • 10% alcohol, 85% food, 5% other  
Aldermanic District 13 (Alder Eskrich) • Police Sector 306

**A motion was made by DeMarb, seconded by Cheeks, to Refer For Public Hearing to the ALCOHOL LICENSE REVIEW COMMITTEE. The motion passed by voice vote/other.**

127. [40251](#) Public Hearing - New License  
Tip Top Cabaret LLC • dba Tip Top Cabaret  
610 North St • Agent: Benjamin C Altschul • Estimated Capacity: 99  
Class B Combination Liquor & Beer • 55% alcohol, 35% food, 10% other  
Aldermanic District 12 (Alder Palm) • Police Sector 503

**A motion was made by DeMarb, seconded by Cheeks, to Refer For Public Hearing to the ALCOHOL LICENSE REVIEW COMMITTEE. The motion passed by voice vote/other.**

128. [40253](#) Public Hearing - New License  
Sabaidee Thailand WI LLC • dba Monsoon Siam 2  
2045 Atwood Ave #109 • Agent: Dutdao Wonglaka  
Estimated Capacity: 45-60  
Class B Combination Liquor & Beer • 15% alcohol, 80% food, 5% other  
Aldermanic District 6 (Alder Rummel) • Police Sector 410

**A motion was made by DeMarb, seconded by Cheeks, to Refer For Public Hearing to the ALCOHOL LICENSE REVIEW COMMITTEE. The motion passed by voice vote/other.**

129. [40256](#) Public Hearing - New License  
PDQ Food Stores Inc • dba PDQ Stores #136  
3528 East Washington Ave • Agent: Patti Jorgenson  
Class A Beer, Class A Liquor  
Aldermanic District 15 (Alder Ahrens) • Police Sector 513

**A motion was made by DeMarb, seconded by Cheeks, to Refer For Public Hearing to the ALCOHOL LICENSE REVIEW COMMITTEE. The motion passed by voice vote/other.**

#### **OPERATING BUDGET**

130. [40163](#) 2016 Executive Operating Budget

**A motion was made by DeMarb, seconded by Cheeks, to Refer to the BOARD OF ESTIMATES. The motion passed by voice vote/other.**

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

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

131. [40117](#) NOTICE OF INJURY - V. Barnes - personal injury - amount to be determined.

**A motion was made by DeMarb, seconded by Cheeks, to Refer to the Risk Manager. The motion passed by voice vote/other.**

132. [40122](#) R. Hummel - property damage - \$3,023.00.

**A motion was made by DeMarb, seconded by Cheeks, to Refer to the Risk Manager. The motion passed by voice vote/other.**

133. [40126](#) D. Evans - vehicle damage - \$1,301.04.

**A motion was made by DeMarb, seconded by Cheeks, to Refer to the Risk Manager. The motion passed by voice vote/other.**

134. [40135](#) C. Dums - vehicle damage - \$1,055.30.

**A motion was made by DeMarb, seconded by Cheeks, to Refer to the Risk Manager. The motion passed by voice vote/other.**

- 135. [40154](#) NOTICE OF INJURY - J. Richards, Gruber Law Office, LLC, for R. Harp - personal injury and vehicle damage - amount to be determined.

**A motion was made by DeMarb, seconded by Cheeks, to Refer to the Risk Manager. The motion passed by voice vote/other.**

- 136. [40164](#) M. Shultz - loss of property and personal injury - \$472.65.

**A motion was made by DeMarb, seconded by Cheeks, to Refer to the Risk Manager. The motion passed by voice vote/other.**

- 137. [40215](#) V. Casieri, Schueler, Dallavo & Casieri, for Overture Center Foundation, Inc. - property damage - \$60,000.00.

**A motion was made by DeMarb, seconded by Cheeks, to Refer to the Risk Manager. The motion passed by voice vote/other.**

- 138. [40241](#) M. Taranto - vehicle damage - \$350.00.

**A motion was made by DeMarb, seconded by Cheeks, to Refer to the Risk Manager. The motion passed by voice vote/other.**

- 139. [40259](#) R. Perry, Wilber & Associates, for W. Shampo - vehicle damage - \$9,014.63.

**A motion was made by DeMarb, seconded by Cheeks, to Refer to the Risk Manager. The motion passed by voice vote/other.**

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.

- 140. [40128](#) Amending Section 4.10 of the Madison General Ordinances to increase the number of days for processing the City payroll.

**Sponsors:** Paul R. Soglin

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

**ADJOURNMENT**

**A motion was made by DeMarb, seconded by Cheeks, to Adjourn at 9:38 pm. The motion passed by voice vote/other.**