



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.

Tuesday, March 1, 2016

6:30 PM

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

ROLL CALL

Present: 20 - Paul R. Soglin; Barbara Harrington-McKinney; Ledell Zellers; Amanda Hall; Michael E. Verveer; Marsha A. Rummel; Steve King; Zach Wood; Paul E. Skidmore; Maurice S. Cheeks; Tim Gruber; Larry Palm; Sara Eskrich; Sheri Carter; David Ahrens; Denise DeMarb; Samba Baldeh; Rebecca Kemble; Mark Clear and Matthew J. Phair

Excused: 1 - Shiva Bidar-Sielaff

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. BIDAR-SIELAFF

OPENING REMARKS

APPOINTING RESOLUTION

- [39898](#)** Appointing Tim Gruber as Alderperson for District 11 to serve until the Spring 2017 election.
Sponsors: Denise DeMarb, Maurice S. Cheeks, Shiva Bidar-Sielaff, Mark Clear, Rebecca Kemble, Matthew J. Phair, Ledell Zellers and Michael E. Verveer
A motion was made by DeMarb, seconded by Cheeks, to Adopt. The motion passed by voice vote/other.
There were two registrations in support.

SWEARING IN OF NEWLY APPOINTED ALDERPERSON

Ald. Gruber was administered his oath of office by the City Clerk and he was marked as present in the official record.

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.

HONORING RESOLUTIONS

- 2. [41734](#) Recognizing and commending Lois Evenson for her professional and personal dedication to the City of Madison on the occasion of her retirement.

Sponsors: Denise DeMarb, Paul R. Soglin, David Ahrens, Samba Baldeh, Shiva Bidar-Sielaff, Sheri Carter, Maurice S. Cheeks, Mark Clear, Sara Eskrich, Amanda Hall, Barbara Harrington-McKinney, Rebecca Kemble, Steve King, Larry Palm, Matthew J. Phair, Marsha A. Rummel, Chris Schmidt, Paul E. Skidmore, 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.

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

REPORT OF ALCOHOL REVIEW COMMITTEE

3. [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 DENY BECAUSE OF THE HEALTH, SAFETY, AND WELFARE OF THE COMMUNITY. The motion passed by voice vote/other.

4. [41269](#) Public Hearing - New License
Coffee House Holdings, Inc • dba Starbucks #2425
1 E Main St • Agent: Ryan Bartelak • Estimated Capacity: 39
Class B Combination Liquor & Beer • 2% alcohol, 93% food, 5% other
Aldermanic District 4 (Alder Verveer) • Police Sector 405

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

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

A motion was made by DeMarb, seconded by Ahrens, to Take A Recess at 8:51pm. The motion passed by voice vote/other.

This was Reconvene at 9:00 pm.

Present: 20 - Paul R. Soglin; Barbara Harrington-McKinney; Ledell Zellers; Amanda Hall; Michael E. Verveer; Marsha A. Rummel; Steve King; Zach Wood; Paul E. Skidmore; Maurice S. Cheeks; Tim Gruber; Larry Palm; Sara Eskrich; Sheri Carter; David Ahrens; Denise DeMarb; Samba Baldeh; Rebecca Kemble; Mark Clear and Matthew J. Phair

Excused: 1 - Shiva Bidar-Sielaff

5. [41561](#) Appeal of Plan Commission Decision on Conditional Use for 2230 W. Broadway, 14th Ald. Dist. (Legistar #40590)

A motion was made by DeMarb, seconded by Cheeks, to Grant the Appeal. There were 17 registrations supporting the appeal, 14 registrations opposing the appeal, and one registration netither supporting nor opposing. The motion failed by the following vote:

Ayes: 3 - Sheri Carter; David Ahrens and Samba Baldeh

Noes: 15 - Ledell Zellers; Amanda Hall; Michael E. Verveer; Marsha A. Rummel; Steve King; Zach Wood; Paul E. Skidmore; Maurice S. Cheeks; Tim Gruber; Larry Palm; Sara Eskrich; Denise DeMarb; Rebecca Kemble; Mark Clear and Matthew J. Phair

Abstentions: 1 - Barbara Harrington-McKinney

Excused: 1 - Shiva Bidar-Sielaff

Non Voting: 1 - Paul R. Soglin

NOTE: Legislative File No. 41561 requires a 2/3 vote of the Council (14 votes) to reverse or modify the Plan Commission decision.

REPORT OF ALCOHOL LICENSE REVIEW COMMITTEE

6. [41505](#) Public Hearing - New License
Badgerfest Inc • dba Festival Foods
810 E Washington Ave • Agent: Paul Anderson • Estimated Capacity: 147in/25
out
Class B Combination Liquor & Beer • 9% alcohol, 88% food, 3% other.
Aldermanic District 2 (Alder Zellers) • Police Sector 407

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.

There were two registrations in support.

7. [41506](#) Public Hearing - New License
Ideal Bar LLC • dba Ideal Bar
1968 Atwood Ave • Agent: Brady Borman • Estimated Capacity: 99
Class B Combination Liquor & Beer • 90% alcohol, 5% food, 5% other
Aldermanic District 6 (Alder Rummel) • Police Sector 410

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. [41507](#) Public Hearing - New License
Revel LLC • dba Revel
107 N Hamilton St • Agent: Sarah Van Dyke • Estimated Capacity: 30
Class B Combination Liquor & Beer • 9% alcohol, 3% food, 88% other.
Aldermanic District 4 (Alder Verveer) • Police Sector 406

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.

There was one registration in support.

9. [41508](#) Public Hearing - New License
Cask & Ale LLC • dba Cask & Ale
212 State St • Agent: Kenneth Boll • Estimated Capacity: 120
Class B Combination Liquor & Beer • 100% alcohol, 0 % food
Aldermanic District 4 (Alder Verveer) • Police Sector 406
- 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.

REPORT OF PLAN COMMISSION

10. [40613](#) Creating Section 28.004(1) and renumbering Sections 28.004(1) through (6) to (2) through (7), respectively, of the Madison General Ordinances to state how a permissive zoning code, like Chapter 28, should be interpreted.
- Sponsors:** 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

11. [41842](#) Report of the Mayor submitting citizen committee appointments (introduction 2-23-2016; action 3-1-2016).
- Sponsors:** Paul R. Soglin
- A motion was made by DeMarb, seconded by Cheeks, to Confirm. The motion passed by voice vote/other.**

REPORTS OF OFFICERS

REPORT OF AFFIRMATIVE ACTION COMMISSION

12. [41556](#) Resolution authorizing the Affirmative Action Division to Partner with the Construction Employment Initiative and Other Organizations to Perform Tasks Related to the City's Job Skills Bank as Required for City Contractors under MGO 39.02(9)(C).
- Sponsors:** Sara Eskrich and Paul R. Soglin
- A motion was made by DeMarb, seconded by Cheeks, to Adopt. The motion passed by voice vote/other.**

13. [41562](#) Amending Section 39.02(9)(c) of the Madison General Ordinances to require contractors to interview qualified applicants referred by other organizations designated by the City in addition to applicants referred by the Affirmative Action Division.

Sponsors: Paul R. Soglin and Sara Eskrich

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

REPORT OF ALCOHOL LICENSE REVIEW COMMITTEE

14. [39614](#) Entity Reorganization
BAT Inc • dba Madhatter
322 W Gorham St
Class B Combination Liquor & Beer
Aldermanic District 4 (Alder Verveer)
1 new officer, remove 1 officer

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

15. [41063](#) 21+ Entertainment License
Kabul Inc • dba Kabul Restaurant • Capacity: 99
540 State St • Agent: Scott Haumersen
Class B Combination Liquor & Beer • 10% alcohol, 90% food
Aldermanic District 2 (Alder Zellers) • Police Sector 403

A motion was made by DeMarb, seconded by Cheeks, to Grant With Condition(s). The motion passed by voice vote/other.

16. [41292](#) Operator License Application
William M Clay - Establishment where employed: Cafe Porta Alba

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

17. [41509](#) Change of Agent
Apple Hospitality Group LLC • dba Applebee's Neighborhood Grill & Bar • 4710
East Towne Blvd
New Agent: Larry Allen Cook
Class B Combination Liquor & Beer
Aldermanic District 17 (Alder Baldeh)

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

18. [41510](#) Change of Agent
Aldi Inc • dba Aldi • 8222 Watts Rd
New Agent: Tyler Goetz
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.

19. [41511](#) 21+ Entertainment License
Kavanaugh Inc • dba Kavanaugh's Catering • Capacity: 2000
301 Wisconsin Ave • Agent: John Kavanaugh
Class B Combination Liquor & Beer • 10% alcohol, 90% food
Aldermanic District 2 (Alder Zellers) • Police Sector 406

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

20. [41512](#) 21+ Entertainment License
Cask & Ale LLC • dba Cask & Ale • Capacity: 120
212 State St • Agent: Kenneth Boll
Class B Combination Liquor & Beer • 100% alcohol, 0% food
Aldermanic District 4 (Alder Verveer) • Police Sector 406

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

There was one registration in support.

21. [41514](#) Temporary Class B Retailer License
Concurrent with Street Use Permit
Madison Parks Foundation
Event Location: John Nolen Drive (Broom to Breese)
Event Date: June 25, 2016 (Rain Date: June 26, 2016)
Aldermanic District 4 (Ald. Verveer)
Police District: 306
Event: Shake the Lake

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

22. [41515](#) Entity Reorganization
HOA Restaurant Holder LLC • dba Hooters
2639 East Springs Dr
Class B Combination Liquor & Beer
Aldermanic District 17 (Alder Baldeh)
Remove 1 Officer

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

23. [41535](#) Operator License Application
Terry Revels

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

24. [41539](#) Temporary Class B Retailer License
Concurrent with Street Use Permit
Outreach, Inc.
Event Location: 100 block of King St
Event Date: 08/20/2016
Aldermanic District 4 (Ald. Verveer)
Police District: 406
Event: Woof's Pride

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

25. [41541](#) Change of Licensed Premise
BAT Inc. • dba Madhatter • Capacity: 200
322 W Gorham • Agent: Susan McKinney
Class B Combination Liquor & Beer • 100% alcohol, 0% food
Aldermanic District 4 (Alder Verveer) • Police Sector 403
Increase indoor capacity to 320

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

26. [41746](#) Operator License Application
Theresa Robinson - Establishment where employed: Kelleys Market

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

27. [41774](#) Operator License Application
John Peek - Establishment where employed: Kelley Williamson

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

REPORT OF BOARD OF PUBLIC WORKS

28. [41303](#) Determining a Public Purpose and Necessity and adopting a Relocation Order for the acquisition of land interests required for the construction and maintenance of the Demetral Park Path, a new shared-use (bicycle and pedestrian) path completing a route from E. Johnson Street at Pennsylvania Avenue to Commercial Avenue at Packers Avenue. Located in part of the NW $\frac{1}{4}$ of the SW $\frac{1}{4}$ and the NE $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Section 6, T7N, R10E. (12th AD)

Sponsors: Larry Palm

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

29. [41422](#) Authorizing the Mayor and City Clerk to execute a Cooperative Agreement 2015 Renewal with the Capital Area Regional Planning Commission for the investigation of water resources within the City of Madison through the Dane County Cooperative Water Resources Monitoring Program. Said Agreement renewal covers the period of 1/1/16 thru 12/31/16.

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 with Ald. Hall abstaining.

30. [41461](#) Authorizing the Mayor and City Clerk to execute a contract with CGC, Inc for the purpose of furnishing professional services to test asphalt pavement mixtures, concrete mixes and soil compaction; investigate soils; drilling and well construction on various projects administered by the City of Madison.

Sponsors: Paul E. Skidmore

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.

31. [41516](#) Authorizing the Mayor and City Clerk to execute an Intergovernmental Agreement with the Madison Metropolitan Sewerage District (MMSD) and other partners in Adaptive Management for the time period of 1/1/2017 thru 12/31/2021.

Sponsors: Paul E. Skidmore, Larry Palm and Sara Eskrich

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

32. [41524](#) Authorizing the execution of a Purchase and Sale Agreement by the City of Madison, for the purchase of two platted outlots located at 334 Rustic Drive and 134 Venus Way, from AnchorBank FSB.

Sponsors: Amanda Hall

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.

33. [41742](#) Approving plans and specifications and authorizing the Board of Public Works to advertise and receive bids for East Broadway Service Rd Water Main Replacement.

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.

34. [41743](#) Approving plans and specifications and authorizing the Board of Public Works to advertise and receive bids for New Sidewalk Installation 2016.

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.

35. [41745](#) Approving plans and specifications and authorizing the Board of Public Works to advertise and receive bids for Willow Creek Stormwater Treatment.

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.

36. [41775](#) Approving plans and specifications for public improvements required to serve Phase 1 of the Subdivision known as First Addition to 1000 Oaks and authorizing construction to be undertaken by the Developer, Private Contract No. 7648, and hereby rescinding resolution RES-16-00019, File No. 41105. (9th AD)

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.

37. [41776](#) Approving plans and specifications for surface paving required to serve the Subdivision known as First Addition to 1000 Oaks and authorizing construction to be undertaken by the Developer, Private Contract No. 7650, and hereby rescinding Resolution RES-16-00021, File No. 41107. (9th AD)

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.

38. [41790](#) Awarding Public Works Contract No. 7611, Utility Replacement with Resurfacing 2016 Assessment District.

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.

39. [41791](#) Awarding Public Works Contract No. 7615, Resurfacing 2016 - Curb & Gutter and Castings Assessment District.

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.

40. [41792](#) Awarding Public Works Contract No. 7616, Resurfacing 2016 - Asphalt Pavement Pulverizing, Milling & Paving.

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.

41. [41793](#) Awarding Public Works Contract No. 7621, Resurfacing 2016 - Asphalt Base Patching and Base Patch Grinding.

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.

42. [41794](#) Awarding Public Works Contract No. 7627, Hillcrest Drive and Hillcrest Circle Assessment District - 2016.

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.

43. [41802](#) Approving plans and specifications; and authorizing the Mayor and City Clerk to enter into an Intergovernmental Agreement with the Madison Metropolitan Sewerage District (MMSD) for a cured in place lining of large sanitary and storm sewer interceptors.

Sponsors: BOARD OF PUBLIC WORKS

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

REPORT OF CITY CLERK'S OFFICE

44. [40862](#) Report of Operator License Applications March 1, 2016. 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 PLAN COMMISSION

45. [41145](#) Approving the preliminary plat and final plat of The Turn at Cherokee at 5204 N. Sherman Avenue; 18th 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 PUBLIC SAFETY REVIEW COMMITTEE

46. [40427](#) Amending Section 23.16 of the Madison General Ordinances to clarify the definition of law enforcement officer as defined in this section and amending Section 1.08(3)(a) to establish a bail deposit for this section.

Sponsors: Shiva Bidar-Sielaff, Marsha A. Rummel, Michael E. Verveer, Zach Wood and Ledell Zellers

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 RISK MANAGER

47. [40805](#) T. Jackson, State Farm Insurance for L. Deyoung - property damage - \$14,151.31.

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

48. [40837](#) CLAIM: A. Mather - personal injury - 1,016.14.

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

49. [41632](#) Dawn Schoenwetter, American Family Mutual Insurance Co. for J. Dutka - vehicle damage - \$1,208.58.

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

REPORT OF WATER UTILITY BOARD

50. [41560](#) Authorizing the Mayor and City Clerk to execute a Release of Public Water Main Easement, and accepting the Grant of new Public Water Main Easement for the public water main facilities located at 7243 Manufacturers Drive.

Sponsors: Samba Baldeh

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

ITEMS REFERRED TO THIS MEETING

ORDINANCES

51. [41810](#) Amending Section 15.02(99) of the Madison General Ordinances by changing the polling location for Ward 99.

Sponsors: Steve King

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

52. [41816](#) Amending Sections 15.02(101), (102), (119) and (121) of the Madison General Ordinances by changing the polling locations for Wards 101, 102, 119 and 121.

Sponsors: Barbara Harrington-McKinney

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

53. [41817](#) Amending Sections 15.02(103), (114), (115) and (116) of the Madison General Ordinances by changing the polling locations for Wards 103, 114, 115 and 116.

Sponsors: Barbara Harrington-McKinney

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

REPORTS

54. [41536](#) Report dated February 2, 2016 re: Board, Committee, Commission, Ad Hoc Committee and Subcommittee Members who have not filed the Statement of Interests Form.

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

RESOLUTIONS

55. [41874](#) Declaring the month of March as Get Your Voter ID Month.

Sponsors: Paul R. Soglin, Denise DeMarb, Maurice S. Cheeks, Samba Baldeh, Zach Wood, Sara Eskrich, Ledell Zellers, David Ahrens, Amanda Hall, Michael E. Verveer, Sheri Carter, Marsha A. Rummel, Steve King, Shiva Bidar-Sielaff, Mark Clear, Barbara Harrington-McKinney, Rebecca Kemble, Larry Palm, Matthew J. Phair and Paul E. Skidmore

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

There was one registration in support.

INTRODUCTION OF NEW BUSINESS FOR REFERRAL WITHOUT DEBATE

RESOLUTIONS

56. [41789](#) Supporting the execution of a First Amendment to the Lease executed between the City and Community GroundWorks, Inc. for various community garden sites on City-owned land.

Sponsors: Paul R. Soglin and Steve King

This Resolution was Referred to the BOARD OF PARK COMMISSIONERS

57. [41895](#) Setting the 2016 Rates for the City's Stormwater Utility and the Madison Sewer Utility

Sponsors: Paul E. Skidmore and Paul R. Soglin

This Resolution was Referred to the BOARD OF ESTIMATES

58. [41900](#)

A resolution authorizing the City to apply to the USDOT's Beyond Traffic: The Smart City Challenge; and, if selected, authorizing the Mayor and City Clerk to sign an agreement with USDOT to accept a first round prize of \$100,000; authorizing a contract between the City of Madison and two consultants, the Wisconsin Traffic Operations & Safety Laboratory and _____ to prepare the final Smart City application; and, authorizing the City to submit the final application.

Sponsors: Paul R. Soglin

This Resolution was Referred to the BOARD OF ESTIMATES

59. [41901](#) Amending Substitute Resolution RES-15-00436, File No. 37360, adopted on 05-19-2015 to authorize 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: Marsha A. Rummel

This Resolution was Referred to the COMMUNITY DEVELOPMENT BLOCK GRANT COMMITTEE

60. [41909](#) Recreating the vacant position #775 from a 1.0 FTE Administrative Clerk 1 (CG20, R09) to a 1.0 FTE Program Assistant 1, (CG20, Range 11) in the Finance department budget.

Sponsors: Paul R. Soglin

This Resolution was Referred to the BOARD OF ESTIMATES

61. [41911](#) Recreating the position #706 of 1.0 FTE Administrative Clerk 1 in CG20-09 as an Account Clerk 3 (job class code # J004) in CG20-11, in the Treasurer's Operating Budget; and reallocating the incumbent, M. Reamer, to the new position.

Sponsors: Paul R. Soglin

Additional referral to Personnel Board.

This Resolution was Referred to the BOARD OF ESTIMATES

62. [41912](#) Recreating the position #749 of 1.0 FTE Administrative Clerk 1 in CG20-09 as an Account Clerk 3 (job class code # J004) in CG20-11, in the Treasurer's Operating Budget; and reallocating the incumbent, C. Wirth, to the new position.

Sponsors: Paul R. Soglin

Additional referral to Personnel Board

This Resolution was Referred to the BOARD OF ESTIMATES

63. [41919](#) Recreating the position #1521 of 1.0 FTE Public Works Foreperson in CG18-05 as Recreation Services Coordinator (H187) in CG18-08, in the Parks Division Operating Budget; and reallocating the incumbent, J. Schmitt to the new position.

Sponsors: Paul R. Soglin

Additional referral to Personnel Board

This Resolution was Referred to the BOARD OF ESTIMATES

64. [41936](#) Authorizing the Mayor and City Clerk to execute an agreement with Shake the Lake Madison, LLC for the temporary closure and private use of the Olin Park boat launch for the annual Shake the Lake event for the years 2016 to 2020.

Sponsors: Paul R. Soglin, Mark Clear and Samba Baldeh

Additional referral to Board of Estimates

This Resolution was Referred to the BOARD OF PARK COMMISSIONERS

65. [41957](#) Amending Enactment No. RES-08-00057 and authorizing the Mayor and City Clerk to execute a purchase and sale agreement and partial release of mortgage for CDA-owned lots in the Allied Drive area.

Sponsors: Sheri Carter, Maurice S. Cheeks and Sara Eskrich

Additional referrals to Board of Estimates, Board of Park Commissioners

This Resolution was Referred to the COMMUNITY DEVELOPMENT AUTHORITY

66. [41965](#) Authorizing the execution of a Plat Restriction Amendment to partially release and modify the minimum elevation restriction for low window or door openings pertaining to certain buildings constructed certain lots within the Final Plat of Genesis.

Sponsors: Paul E. Skidmore

This Resolution was Referred to the BOARD OF PUBLIC WORKS

PRESENTATION OF CLAIMS AGAINST THE CITY OF MADISON

CLAIMS - REFER TO RISK MANAGER

67. [41905](#) A. Woodruff - vehicle damage - \$89.03.

This Claim was Referred to the Risk Manager

68. [41908](#) D. Schultz - vehicle damage - \$2,226.68.

This Claim was Referred to the Risk Manager

69. [41910](#) A. Nell - vehicle damage - \$1,620.93.

This Claim was Referred to the Risk Manager

70. [41935](#) NOTICE OF INJURY: D. Kovacs, Hupy and Abraham S.C., for K. Sulejmani - personal injury - amount to be determined.

This Claim was Referred to the Risk Manager

71. [41945](#) Madison Gas and Electric Company - property damage - \$3,254.35.

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.

72. [41940](#) Authorizing the Mayor and City Clerk to execute agreements and the Finance Director to issue purchase orders to MG&E and Charter Communication for the undergrounding of overhead utilities along Atwood Avenue.

Sponsors: Marsha A. Rummel

ANNOUNCEMENTS & INTRODUCTION OF ITEMS FROM THE FLOOR

- [41987](#) Authorizing Metro Transit to apply to USDOT for a 2015 TIGER grant; Amending the Metro 2016 Adopted Operating Budget to appropriate \$24,875 from Metro fund balance to support a purchased service with Vandewalle & Associates to provide grant writing services.

Sponsors: David Ahrens

This Resolution was Referred to the BOARD OF ESTIMATES

- [41990](#) Authorizing the execution of a Space Use Agreement with Heartland Housing, Inc. and Heartland Health Outreach, Inc., allowing for the operation of temporary office space for purposes directly related to the mission of providing permanent supportive housing to homeless individuals within the community.

Sponsors: Michael E. Verveer

This Resolution was Referred to the BOARD OF ESTIMATES

ADJOURNMENT

A motion was made by Ahrens, seconded by King, to Adjourn at 10:01pm. The motion passed by voice vote/other.