



City of Madison

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

Meeting Minutes - Approved COMMON COUNCIL

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Tuesday, February 23, 2016

6:30 PM

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

Roll Call

at 6:32 p.m. Alder DeMarb in the Chair.

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

Excused: 3 - Paul R. Soglin; Shiva Bidar-Sielaff and Steve King

NOTIFIED ABSENCES: MAYOR SOGLIN, ALD. BIDAR-SIELAFF, ALD. KING

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 Cheeks, seconded by Verveer, to Suspend the Rules. The motion passed by voice vote/other.

HONORING RESOLUTIONS

1. [39747](#) Recognizing the legacy, creativity and sense of humor of Leon Varjian on the cultural landscape of Madison and proclaiming February 23, 2016 to be LEON VARJIAN DAY.

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

A motion was made by Verveer, seconded by Rummel, to Adopt Unanimously Under Suspension of Rules 2.04, 2.24, & 2.25. The motion passed by voice vote/other.

Five registrants in support.

- 2. [41019](#) Congratulating Ann Gullickson on her retirement and thanking her for almost 19 years of exemplary service to the City of Madison.

Sponsors: Paul R. Soglin, David Ahrens, Samba Baldeh, Shiva Bidar-Sielaff, Sheri Carter, Maurice S. Cheeks, Mark Clear, Denise DeMarb, 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 Cheeks, seconded by Rummel, 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

A motion was made by Cheeks, seconded by Verveer, to Adopt the Consent Agenda. The motion passed by voice vote/other.

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

- 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 Cheeks, seconded by Verveer, to Place On File Without Prejudice and Close the Public Hearing. The motion passed by voice vote/other.

PUBLIC HEARINGS - BEGIN AT 6:45 PM

REPORT OF BOARD OF PUBLIC WORKS

- 5. [41503](#) Approving Revised Schedule Of Assessments For East & West Mifflin Street, North Carroll Street and North Pinckney Street Assessment District - 2016.

Sponsors: BOARD OF PUBLIC WORKS

A motion was made by Cheeks, seconded by Verveer, to Adopt Under Suspension of Rules 2.04, 2.05, 2.24, and 2.25, and Close the Public Hearing. The motion passed by voice vote/other.

- 6. [41517](#) Approving Plans, Specifications, And Schedule Of Assessments For Van Deusen Sidewalk Assessment District - 2016.

Sponsors: BOARD OF PUBLIC WORKS

A motion was made by Cheeks, seconded by Eskrich, to Adopt Under Suspension of Rules 2.04, 2.05, 2.24, and 2.25, and Close the Public Hearing. The motion passed by voice vote/other.

One registrant in opposition.

- 7. [41518](#) Approving Plans, Specifications, And Schedule Of Assessments For Jenifer Street, S. Paterson Street, S. Brearly Street, and S. Few Street Reconstruction Assessment District - 2015.

Sponsors: BOARD OF PUBLIC WORKS

A motion was made by Cheeks, seconded by Verveer, to Adopt.

Six registrants in opposition.

Two registrants in support of amendment.

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

A vote was taken on the motion to adopt. The motion passed by voice vote/other.

- 8. [41519](#) Approving Plans, Specifications, And Schedule Of Assessments For Cottage Grove Road Resurfacing Assessment District - 2016.

Sponsors: BOARD OF PUBLIC WORKS

A motion was made by Cheeks, seconded by Verveer, 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

- 4. [40614](#) Amending Section 28.142(2) of the Madison General Ordinances to clarify that the six-foot tall fence requirement applies to single- and two-family dwellings.

Sponsors: Ledell Zellers

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

One registrant neither supporting nor opposing.

- 9. [41408](#) Creating Section 28.022-00219 of the Madison General Ordinances to change the zoning of property located at 5204 North Sherman Avenue, 18th Aldermanic District, from Temp A (Temporary Agricultural) District to SR-C3 (Suburban Residential-Consistent 3) District.

Sponsors: Planning Division

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

- 10. [41416](#) Creating Section 28.022-00220 of the Madison General Ordinances to change the zoning of property located at 1910 Tennyson Lane, 12th Aldermanic District, from the SR-V2 (Suburban Residential - Varied 2) District to the SR-C1 (Suburban Residential - Consistent 1) District to reduce the size of the approved zoning lot in accordance with conditions of approval.

Sponsors: Larry Palm

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

END OF PUBLIC HEARINGS

BUSINESS PRESENTED BY THE MAYOR

- 11. [41576](#) Report of the Mayor submitting citizen committee appointments (introduction 2-2-2016; action 2-23-2016).

Sponsors: Paul R. Soglin

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

- 12. [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 Cheeks, seconded by Verveer, to Refer to the COMMON COUNCIL and should be returned by 3/1/2016. The motion passed by voice vote/other.

BUSINESS PRESENTED BY THE PRESIDENT OF THE COMMON COUNCIL

- 13. [39749](#) Creating an Ad Hoc Transportation Ordinance Review Committee.

Sponsors: Denise DeMarb, Ledell Zellers, Steve King, Paul E. Skidmore, Rebecca Kemble and Mark Clear

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

REPORTS OF OFFICERS

REPORT OF BOARD OF ESTIMATES

- 14. [41382](#) Amending the 2016 Stormwater Utility Operating Budget to fund an invasive species control initiative, authorizing an amendment to the existing contract with Operation Fresh Start managed by the Community Development Division and amending the 2016 Operating Budget of the Community Development Division.

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

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

Ayes: 18 - Barbara Harrington-McKinney; Ledell Zellers; Amanda Hall; Michael E. Verveer; Marsha A. Rummel; Zach Wood; Paul E. Skidmore; Maurice S. Cheeks; Chris Schmidt; Larry Palm; Sara Eskrich; Sheri Carter; David Ahrens; Denise DeMarb; Samba Baldeh; Rebecca Kemble; Mark Clear and Matthew J. Phair

Excused: 3 - Paul R. Soglin; Shiva Bidar-Sielaff and Steve King

15. [41458](#) Delete the classification of Police Administrative Services Manager in CG18, R12, and recreate it in CG18, R14. Recreate position #2576 as a 1.0 FTE Police Administrative Services Manager in CG18, Range 14, and reallocate the incumbent (T. Genin) to the new position, in the Police budget.
- Sponsors:** Paul R. Soglin
- A motion was made by Cheeks, seconded by Verveer, to Adopt. The motion passed by voice vote/other.**
16. [41459](#) Delete the classification of Police Records Section Manager in CG18, R12, and recreate it in CG18, R15. Recreate position #4202 as a 1.0 FTE Police Records Section Manager in CG18, Range 15, and reallocate the incumbent (S. Fitchel) to the new position, in the Police budget. Delete the classification of Police Records Section Supervisor in CG18, Range 10.
- Sponsors:** Paul R. Soglin
- A motion was made by Cheeks, seconded by Verveer, to Adopt. The motion passed by voice vote/other.**
- One registrant in opposition.**
17. [41471](#) Amending the 2016 adopted Parking Utility Operating Budget to increase budget authority by \$34,880.00 for the purchase of one vehicle scheduled for replacement in 2015.
- Sponsors:** Rebecca Kemble
- A motion was made by Cheeks, seconded by Verveer, to Adopt - 15 Votes Required. The motion passed by the following vote:**
- Ayes:** 18 - Barbara Harrington-McKinney; Ledell Zellers; Amanda Hall; Michael E. Verveer; Marsha A. Rummel; Zach Wood; Paul E. Skidmore; Maurice S. Cheeks; Chris Schmidt; Larry Palm; Sara Eskrich; Sheri Carter; David Ahrens; Denise DeMarb; Samba Baldeh; Rebecca Kemble; Mark Clear and Matthew J. Phair
- Excused:** 3 - Shiva Bidar-Sielaff; Steve King and Paul R. Soglin
18. [41530](#) Approving an extension of a provisional appointment for Matt Wachter from February 1, 2016 until such time as the position of CDA Executive Director is filled on a permanent basis or until August 1, 2016, whichever is earlier.
- Sponsors:** Paul R. Soglin
- A motion was made by Cheeks, seconded by Verveer, to Adopt. The motion passed by voice vote/other.**

19. [41534](#) Create the classification series of Public Works Development Manager 1-2 in CG18, R10 and R12, respectively; and recreate the 1.0 FTE position currently identified as "Development Manager" in the Engineering Division budget as a Public Works Development Manager 2 in CG18, R12.

Sponsors: Paul R. Soglin

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

20. [41549](#) Authorizing the amendment of the expiration dates within two leases between the City and the United States Postal Service for the Capital Station Post Office retail space and adjacent parking at the Madison Municipal Building .

Sponsors: Michael E. Verveer

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

21. [41571](#) SUBSTITUTE Approving the provision of up to \$120,000 to Commonwealth Development Inc. for contracted staff and administrative costs associated with recruiting, training, supporting and paying salary and fringe costs for approximately 50 youth interns for the 2016 Wanda Fullmore Youth Internship Program, and authorizing the Mayor and the City Clerk to enter into an agreement with Commonwealth Development Inc. to implement the program.

Sponsors: Paul R. Soglin, Shiva Bidar-Sielaff, Maurice S. Cheeks, Matthew J. Phair, Denise DeMarb and Marsha A. Rummel

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

22. [41573](#) ~~SUBSTITUTE: Approving the provision~~ Amending the 2016 Adopted Operating Budget to appropriate \$15,000 from the Contingent Reserve to the Community Development Division for a purchased services contract of up to \$15,000 to Madison Urban Ministry (MUM) for the provision of case management services to participants in the Communities Against Violence Program. ~~and amending the 2016 Adopted Operating Budget to appropriate funds from Contingent Reserve to the Community Development Division for a contract for services.~~

Sponsors: Paul R. Soglin, Shiva Bidar-Sielaff, Denise DeMarb, Matthew J. Phair and Paul E. Skidmore

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

Ayes: 18 - Ledell Zellers; Amanda Hall; Michael E. Verveer; Marsha A. Rummel; Zach Wood; Paul E. Skidmore; Maurice S. Cheeks; Chris Schmidt; Larry Palm; Sara Eskrich; Sheri Carter; David Ahrens; Denise DeMarb; Samba Baldeh; Rebecca Kemble; Mark Clear; Matthew J. Phair and Barbara Harrington-McKinney

Excused: 3 - Shiva Bidar-Sielaff; Steve King and Paul R. Soglin

23. [41574](#) SUBSTITUTE: Authorizing ~~(a vendor to be identified by February 4, 2016)~~ Heartland Health Outreach, Inc. to provide the services of a *Street Outreach Team* that will identify, engage and connect chronically homeless persons with local support resources, including permanent housing and individualized treatment plans geared toward achieving housing stability.

Sponsors: Samba Baldeh, Maurice S. Cheeks, Matthew J. Phair, Marsha A. Rummel and Amanda Hall

A motion was made by Cheeks, seconded by Verveer, to Adopt.

One registrant in opposition.

A motion was made by Baldeh, seconded by Ahrens, to Refer to a future Meeting of the COMMON COUNCIL. The motion failed by the following vote:

Ayes: 9 - Michael E. Verveer; Maurice S. Cheeks; Larry Palm; Sheri Carter; David Ahrens; Samba Baldeh; Rebecca Kemble; Ledell Zellers and Barbara Harrington-McKinney

Noes: 7 - Amanda Hall; Marsha A. Rummel; Zach Wood; Paul E. Skidmore; Sara Eskrich; Mark Clear and Matthew J. Phair

Excused: 3 - Shiva Bidar-Sielaff; Steve King and Paul R. Soglin

Non Voting: 2 - Chris Schmidt and Denise DeMarb

Alder Harrington-McKinney called the question of the motion to Adopt.

A vote was taken on the motion to adopt. The motion passed by voice vote/other.

REPORT OF BOARD OF PARK COMMISSIONERS

24. [41664](#) Citizen Appointment to Subcommittee of the Board of Park Commissioners

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

REPORT OF BOARD OF PUBLIC WORKS

25. [41268](#) Approving the City of Madison Standard Specifications for Public Works Construction, 2016 Edition.

Sponsors: Paul E. Skidmore

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

26. [41406](#) Approving plans and specifications and authorizing the Board of Public Works to advertise and receive bids for Structural Rehabilitation of Water Mains - 2016.

Sponsors: BOARD OF PUBLIC WORKS

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

27. [41529](#) Authorizing the Mayor and City Clerk to enter into a contract with Isthmus Architecture for the Forest Hill Mausoleum Architectural Consulting Services .

Sponsors: Paul E. Skidmore and Denise DeMarb

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

28. [41532](#) Awarding Public Works Contract No. 7614, McKenna Boulevard and South Gammon Road Assessment District - 2016.

Sponsors: BOARD OF PUBLIC WORKS

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

29. [41533](#) Awarding Public Works Contract No. 7618, 2016 Tennis and Basketball Court Resurfacing.

Sponsors: BOARD OF PUBLIC WORKS

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

30. [41548](#) Authorizing the Mayor and City Clerk to enter into a contract with Ayres Associates, Inc for obtaining, processing and providing updated orthophotography and Lidar data for The City of Madison Engineering Division Mapping needs.

Sponsors: Maurice S. Cheeks, Larry Palm and Paul E. Skidmore

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

- 31. [41551](#) Approving plans and specifications for public improvements necessary for the project known as 8850 Blackhawk Road - Brownpoint Reserve and authorizing construction to be undertaken by the Developer, Private Contract No. 7677. (9th AD)

Sponsors: BOARD OF PUBLIC WORKS

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

- 32. [41608](#) Approving plans and specifications for public improvements required to serve Phase 2 of the Subdivision known as Hawks Valley and authorizing construction to be undertaken by the Developer, and Rescinding Resolution RES-15-00626, File Number 39080; Private Contract No. 2401. (1st AD)

Sponsors: BOARD OF PUBLIC WORKS

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

- 33. [41609](#) Approving Addendum No. 1 to the Subdivision Contract for Aspen Grove, Contract No. 2390. (1st AD)

Sponsors: BOARD OF PUBLIC WORKS

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

- 34. [41613](#) Approving plans and specifications for public improvements necessary for the project known as 1101 Feather Edge Drive - Hawks Woods Condominium 2016 and authorizing construction to be undertaken by the Developer, Private Contract No. 7681. (1st AD)

Sponsors: BOARD OF PUBLIC WORKS

A motion was made by Cheeks, seconded by Verveer, 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

- 35. [40861](#) Report of Operator License Applications February 23, 2016. See attached report for list of operators.

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

REPORT OF COMMON COUNCIL ORGANIZATIONAL COMMITTEE

36. [40611](#) 2nd SUBSTITUTE Creating Section 33.29 of the Madison General Ordinances to create a Room Tax Commission for the City of Madison.
- Sponsors:** Paul R. Soglin, Mark Clear and Amanda Hall
- A motion was made by Cheeks, seconded by Verveer, to Adopt. The motion passed by voice vote/other.**
37. [41153](#) Amending Sec. 24.08(3)(d) of the Madison General Ordinances to clarify certain exemptions to the Noise Control Ordinance.
- Sponsors:** Marsha A. Rummel, Samba Baldeh and Mark Clear
- A motion was made by Cheeks, seconded by Verveer, to Adopt. The motion passed by voice vote/other.**
- One registrant neither in support nor opposition.**

REPORT OF COMMUNITY DEVELOPMENT BLOCK GRANT COMMITTEE

38. [40719](#) Accepting the report and recommendations of the Housing Strategy Committee - Senior Housing chapter.
- Sponsors:** Zach Wood and Larry Palm
- A motion was made by Cheeks, seconded by Verveer, to Adopt. The motion passed by voice vote/other.**

REPORT OF DEPARTMENT OF PLANNING AND COMMUNITY AND ECONOMIC DEVELOPMENT

- [41250](#) Approving a Certified Survey Map of property owned by 818 North Star LLC and Fusion Apartments LLC, located at 818 North Star Drive and 841 Jupiter Drive; 3rd Ald. Dist.
- Sponsors:** Planning Division
- A motion was made by Cheeks, seconded by Verveer, 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

39. [37506](#) Accepting a Report of the Fire Chief on Cross Jurisdictional Dispatching.
- A motion was made by Cheeks, seconded by Verveer, to Adopt. The motion passed by voice vote/other.**

REPORT OF RISK MANAGER

40. [41520](#) K. Harmison - vehicle damage - \$6,531.27.

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

41. [41547](#) K. Rauckman - vehicle damage - \$2,451.95.

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

REPORT OF TRANSIT/ PARKING COMMISSION

42. [41361](#) Authorizing the Mayor and the City Clerk to enter in to an agreement with Dane County to provide Group Access Service for the City of Madison for the calendar year 2016.

Sponsors: Rebecca Kemble and Chris Schmidt

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

43. [41362](#) Authorizing the Mayor and the City Clerk to enter in to an agreement with Dane County for the purpose of providing the Metro Transit Utility with State 85.21 funding given to Dane County for the provision of accessible transportation for eligible persons within Metro Transit's service area in the calendar year 2016.

Sponsors: Rebecca Kemble and Chris Schmidt

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

44. [41363](#) Authorizing the Mayor and the City Clerk to enter into an agreement with Dane County to provide Volunteer Driver Escort Services for the City of Madison for the calendar year 2016.

Sponsors: Rebecca Kemble and Chris Schmidt

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

45. [41367](#) Authorizing the Mayor and City Clerk to enter into an agreement with Dane County to provide \$19,300 in assistance to Metro Transit for transit information services, promotion efforts and operations for calendar year 2016, and \$5,000 to the Madison Area Transportation Planning Board (a Metropolitan Planning Organization) to support the County Specialized Transportation coordination activities for the calendar year 2016.

Sponsors: Chris Schmidt, Steve King and Mark Clear

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

REPORT OF VENDING OVERSIGHT COMMITTEE

- 46. [39899](#) SUBSTITUTE Amending Sections 9.13(1), (1)(d), (3), (3)(a).3., (6)(e)1.b. & c., (6)(g), (6)(h), and (6)(i)1.a., and repealing Section 9.13(1)(a) & (c) of the Madison General Ordinances to create an Umbrella Basic Street Vendor License for Mall/Concourse Food Vendors, to update and clarify the licensing requirements for individuals present in a Food Vending Cart, and make minor editorial improvements.

Sponsors: Michael E. Verveer and Zach Wood

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

- 47. [40939](#) Amending Sections 9.13(3)(a)1. and 2., 9.13(6)(h)3.a.i., 9.13(7)(e), and 9.13(10)(f), of the Madison General Ordinances to increase license fees.

Sponsors: Michael E. Verveer and Zach Wood

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

ITEMS REFERRED TO THIS MEETING

- 48. [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 Cheeks, seconded by Verveer, to Refer to a future Meeting to Accept to the COMMON COUNCIL and should be returned by 3/1/2016. The motion passed by voice vote/other.

INTRODUCTION OF NEW BUSINESS FOR REFERRAL WITHOUT DEBATE

ORDINANCES

- 49. [41645](#) Amending Section 33.27 of the Madison General Ordinances, "Staff Committees," to provide an introduction, clarify titles, and correct inconsistencies.

Sponsors: CITY ATTORNEY

A motion was made by DeMarb, seconded by Cheeks, to Refer to the COMMON COUNCIL ORGANIZATIONAL COMMITTEE. The motion passed by voice vote/other.

50. [41672](#) Creating Section 28.022 - 00225 of the Madison General Ordinances to amend a Planned Development District at properties located at 9301 Silicon Prairie Parkway and 301, 302 Pine Lawn Parkway, 9th Aldermanic District, to approve an Amended General Development Plan, and creating Section 28.022 - 00226 to amend a Planned Development District to approve a Specific Implementation Plan.
- Sponsors:** Planning Division
- A motion was made by DeMarb, seconded by Cheeks, to Referred for Public Hearing to the PLAN COMMISSION. The motion passed by voice vote/other.**
51. [41715](#) Amending Sections 28.066, 28.140(1)(e), and 28.151 of the Madison General Ordinances to add more substance and clarity to the Mixed-Use Center District ordinance so that it can be more effectively implemented to achieve the purposes for which it exists.
- Sponsors:** Steve King and Ledell Zellers
- A motion was made by DeMarb, seconded by Cheeks, to Referred for Public Hearing to the PLAN COMMISSION. The motion passed by voice vote/other.**
52. [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 Refer to a future Meeting to Adopt to the COMMON COUNCIL and should be returned by 3/1/2016. The motion passed by voice vote/other.**
53. [41814](#) Amending Section 3.03, repealing and recreating Section 3.04, and amending Section 3.13 of the Madison General Ordinances to move the Employee Assistance Office from the Human Resources Department to the Mayor's Office and revise the responsibilities of the Human Resources Department.
- Sponsors:** Paul R. Soglin
- A motion was made by DeMarb, seconded by Cheeks, to Refer to the COMMON COUNCIL ORGANIZATIONAL COMMITTEE. The motion passed by voice vote/other.**
54. [41815](#) Granting leases of subterranean space and airspace to 25 West Main Parking, LLC for use of the public right-of-way below and above 25 West Main Street, 115 South Carroll Street and 126 South Carroll Street for encroaching features.
- Sponsors:** Michael E. Verveer
- 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.**

55. [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 Refer to a future Meeting to Adopt to the COMMON COUNCIL and should be returned by 3/1/2016. The motion passed by voice vote/other.**
56. [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 Refer to a future Meeting to Adopt to the COMMON COUNCIL and should be returned by 3/1/2016. The motion passed by voice vote/other.**
57. [41822](#) Creating Section 28.022-00227 of the Madison General Ordinances to change the zoning of property located at 1910 Tennyson Lane, 12th Aldermanic District, from the SR-V2 (Suburban Residential - Varied 2) District to the SR-C1 (Suburban Residential - Consistent 1) District because applicant for re-zoning request has failed to satisfy conditions of approval.
- Sponsors:** Larry Palm
- 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.**

RESOLUTIONS

58. [41614](#) Authorizing the Mayor and City Clerk to execute a lease agreement with Tiger Lilly Seeds for the lease of 801 Royster Oaks Dr (parcel #071009225220). This land is owned and operated by the Storm Water Utility.
- 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.**
59. [41666](#) Authorizing the acceptance of a Quit Claim Deed from Eagle Aerie Holding Company, Inc. to the City of Madison for the dedication of a property located at 762 Holy Cross Way.
- Sponsors:** Samba Baldeh
- 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.**

60. [41680](#) Proclaiming Sunday, April 17, 2016 as International Migratory Bird Day in the City of Madison.

Sponsors: Paul R. Soglin, David Ahrens, Samba Baldeh, Shiva Bidar-Sielaff, Sheri Carter, Maurice S. Cheeks, Mark Clear, Denise DeMarb, 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 Refer to the BOARD OF PARK COMMISSIONERS. The motion passed by voice vote/other.

61. [41714](#) To commemorate the 46th anniversary of Earth Day on April 22nd, proclaim April 23rd as Earth Day Challenge Day, and endorse and encourage citizen participation in the clean-up events at City of Madison Parks. (All ADs)

Sponsors: Paul R. Soglin, David Ahrens, Samba Baldeh, Shiva Bidar-Sielaff, Sheri Carter, Maurice S. Cheeks, Mark Clear, Denise DeMarb, 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 Refer to the BOARD OF PARK COMMISSIONERS. The motion passed by voice vote/other.

62. [41718](#) Authorizing the Mayor, City Clerk and Chief of Police to accept public safety grants from the Wisconsin Department of Transportation: Speed Enforcement (\$100,000), Seatbelt Enforcement (\$60,000) and Drive Sober Mobilization (\$4,000); and amend budgets accordingly

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.

63. [41720](#) Approving a Small Cap TIF #43 Park/Drake (Greenbush) loan of up to \$90,000 to Jonathan Roth, Borrower(s), for the purchase and/or renovation of the property located at 424 S. Mills Street, Madison, WI, and its conversion from rental to owner-occupied housing; and authorizing the Mayor and City Clerk to Execute a loan agreement with the Borrower(s) to effectuate this transaction.

Sponsors: Sara Eskrich, Samba Baldeh, Maurice S. Cheeks and Matthew J. Phair

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

64. [41733](#) To adjust the Child Care Assistance income guidelines to keep them in line with the poverty guidelines published by the U.S. Department of Health and Human Services and adopted by the State and to reflect inflationary increases.
- Sponsors:** Denise DeMarb
- Additional Referral to Early Childhood Care and Education Committee
- A motion was made by DeMarb, seconded by Cheeks, to Refer to the BOARD OF ESTIMATES. The motion passed by voice vote/other.**
65. [41737](#) Approving revised plans and specifications for East and West Mifflin Street, North Carroll Street and North Pinckney Street Assessment District - 2016.
- Sponsors:** Michael E. Verveer
- Additional Referral to Pedestrian Bicycle Motor Vehicle 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.**
66. [41807](#) Accepting the Terms & Conditions of an Agreement between City of Madison and Summit Credit Union to Establish a Solar Loan Program.
- Sponsors:** Rebecca Kemble, Ledell Zellers, Larry Palm and Matthew J. Phair
- A motion was made by DeMarb, seconded by Cheeks, to Refer to the BOARD OF ESTIMATES. The motion passed by voice vote/other.**
67. [41808](#) Authorizing the City Engineer to submit grant applications for the WisDOT 2016-2020 Transportation Alternatives Program (TAP).
- Sponsors:** Paul R. Soglin
- A motion was made by DeMarb, seconded by Cheeks, to Refer to the BOARD OF PUBLIC WORKS. The motion passed by voice vote/other.**
68. [41809](#) Approving County / Municipal Agreement for Local Let PARC & Ride Bike Trail Grant Program for Capital City Path Segment 1, (Buckeye Road - Dondee Road) Engineering Project No. 10154, and authorizing the Mayor and City Clerk to execute this agreement with the County of Dane for construction cost sharing.
- Sponsors:** Denise DeMarb
- A motion was made by DeMarb, seconded by Cheeks, to Refer to the BOARD OF PUBLIC WORKS. The motion passed by voice vote/other.**

69. [41819](#) Accepting the Public Market Implementation Strategy, directing City staff and the Local Food Committee to move forward with the Strategy's five Work Elements, and authorize city staff to issue Requests for Proposals for two of the Work Elements.
- Sponsors:** Amanda Hall, Larry Palm and Marsha A. Rummel
- Additional referral to Madison Local Food Committee
- A motion was made by DeMarb, seconded by Cheeks, to Refer to the BOARD OF ESTIMATES. The motion passed by voice vote/other.**
70. [41823](#) Authorizing the execution of a Landscaping Maintenance Agreement with the Blair Street Gardens Committee, Inc., for access and maintenance purposes of two decorative garden areas at 603 East Wilson Street and 499 East Wilson Street.
- Sponsors:** Marsha A. Rummel
- 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.**
71. [41824](#) Authorizing the execution of an agreement to terminate the option rights with respect to Phase 6 at Union Corners provided to Gorman & Company in the Second Amendment to the the Purchase and Sale Agreement executed between the City of Madison and Gorman & Company.
- Sponsors:** Marsha A. Rummel
- A motion was made by DeMarb, seconded by Cheeks, to Refer to the BOARD OF ESTIMATES. The motion passed by voice vote/other.**
72. [41837](#) Establishing a voluntary energy benchmarking program
- Sponsors:** Matthew J. Phair
- A motion was made by DeMarb, seconded by Cheeks, to Refer to the BOARD OF ESTIMATES. The motion passed by voice vote/other.**
73. [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 and Marsha A. Rummel
- A motion was made by DeMarb, seconded by Cheeks, to Refer to a future Meeting to Adopt to the COMMON COUNCIL and should be returned by 3/1/2016. The motion passed by voice vote/other.**

LICENSES

74. [41841](#) Public Hearing - New License
Shi Shi FA LLC • dba Mini Hot Pot
1272 S Park St • Agent: Vincent Chang • Estimated Capacity: 50
Class B Beer • 10% alcohol, 90% food
Aldermanic District 13 (Alder Eskrich) • Police Sector 306

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

75. [41844](#) Public Hearing - New License
Gallery 1444 LLC • dba The Blind Pig
1444 E Washington Ave • Agent: John H Chandler
Estimated Capacity: 49
Class B Beer, Class C Wine • 90% alcohol, 10% food
Aldermanic District 2 (Alder Zellers) • Police Sector 409

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

76. [41845](#) Public Hearing - New License
Loeder Oil Co INC • dba American Center BP
5551 Eastpark Blvd • Agent: Daniel Loeder
Class A Liquor • 2% alcohol, 0% food, 98% other
Aldermanic District 17 (Alder Baldeh) • Police Sector 520

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

77. [41848](#) Public Hearing - New License
608 LLC • dba 608 Restaurant & Bar
1738 Fordem Ave • Agent: Jonathan Enriquez
Estimated Capacity: 120 indoor/15 outdoor
Class B Combination Liquor & Beer • 60% alcohol, 40% food
Aldermanic District 2 (Alder Zellers) • Police Sector 409

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

PRESENTATION OF CLAIMS AGAINST THE CITY OF MADISON

CLAIMS - REFER TO RISK MANAGER

78. [41632](#) Dawn Schoenwetter, American Family Mutual Insurance Co. for J. Dutka - vehicle damage - \$1,208.58.

This Claim was Referred to the Risk Manager

79. [41695](#) C. Perna - vehicle damage - \$989.67.

This Claim was Referred to the Risk Manager

80. [41698](#) L. Beriont - vehicle damage - \$1,658.57.

This Resolution was Referred to the Risk Manager

81. [41778](#) D. Frank - vehicle damage - \$936.22.

This Claim was Referred to the Risk Manager

82. [41827](#) A. Kaetterhenry, American Family Insurance for M. Roed - vehicle damage - \$2,581.58.

This Claim was Referred to the Risk Manager

83. [41828](#) Allstate for A. Fish - personal injury - \$1,344.41.

This Claim was Referred to the Risk Manager

84. [41838](#) S. Vosberg - vehicle damage - \$1,525.53.

This Claim was Referred to the Risk Manager

85. [41839](#) K. Krentz for Meridian Group, Inc. - property damage - \$2,270.00.

This Claim was Referred to the Risk Manager

86. [41840](#) NOTICE OF CIRCUMSTANCES OF CLAIM - D. Schwartz, DeWitt Ross & Stevens S.C. for S. Washa - damage and personal injury - amount to be determined.

This Claim was Referred to the Risk Manager

CLAIMS - REFER TO CITY ATTORNEY

87. [41615](#) UNLAWFUL TAXATION: Joseph Pickart, Whyte Hirschboeck Dudek S.C., for NES Equipment Services Corp. - unlawful taxation - \$31,020.00.

This Claim was Referred to the CITY ATTORNEY

88. [41616](#) UNLAWFUL TAXATION: Joseph Pickart, Whyte Hirschboeck Dudek S.C., for United Rentals - unlawful taxation - \$144,455.00.

This Claim was Referred to the CITY ATTORNEY

89. [41665](#) UNLAWFUL TAXATION: Matthew Fleming, Murphy Desmond S.C. for St. Raphael's Congregation - unlawful taxation - \$98,432.21.

This Claim was Referred to the CITY ATTORNEY

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.

90. [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

ANNOUNCEMENTS & INTRODUCTION OF ITEMS FROM THE FLOOR

- [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 Cheeks, seconded by Verveer, to Refer to a future Meeting to Adopt to the COMMON COUNCIL and should be returned by 3/1/2016. The motion passed by voice vote/other.

- [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

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

ADJOURNMENT

A motion was made by Cheeks, seconded by Verveer, to Adjourn at 9:14 p.m.
The motion passed by voice vote/other.