



City of Madison

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

Proceedings - 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, May 20, 2014

6:30 PM

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

ROLL CALL

At 6:30pm, Mayor Paul R. Soglin in the chair.

Present: 20 - Paul R. Soglin
Lisa Subeck
Lauren Cnare
Michael E. Verveer
Shiva Bidar-Sielaff
Marsha A. Rummel
Steve King
Scott J. Resnick
Paul E. Skidmore
Maurice S. Cheeks
Chris Schmidt
Larry Palm
Lucas Dailey
John Strasser
David Ahrens
Denise DeMarb
Joseph R. Clausius
Anita Weier
Mark Clear
Matthew J. Phair

Excused: 1 - Ledell Zellers

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. ZELLERS

OPENING REMARKS

SUSPENSION OF RULES

Suspend Rules 2.04 (order of business), 2.05 (introduction of business), 2.24 (ordinances), and 2.25 (resolutions) for items so designated on the agenda.

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

HONORING RESOLUTIONS

1. [34142](#) Proclaiming May 2014 as "American Stroke Month" in Madison, Wisconsin.

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

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

Enactment No: RES-14-00379

2. [34143](#) Congratulating the James Madison Memorial High School Forensics Team, champions of the 2014 Wisconsin Forensic Coaches Association State Tournament.

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

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

Enactment No: RES-14-00380

3. [34159](#) Congratulating Brad Clark on his retirement and thanking him for 26 years of exemplary service to the City of Madison.

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

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

Enactment No: RES-14-00381

PETITIONS AND COMMUNICATIONS: None received by deadline.

EARLY PUBLIC COMMENT

SPECIAL ORDER OF BUSINESS AT 6:45 PM

PRESENTATION OF CONSENT AGENDA

At this time, a consent agenda will be moved with the recommended action listed for each item EXCEPT:

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

RECESSED PUBLIC HEARINGS - BEGIN AT 6:45 PM

REPORT OF PLAN COMMISSION

33394

Creating Section 28.022 -- 00115 of the Madison General Ordinances to change the zoning of property located at 617 North Segoe Road, 11th Aldermanic District, from NMX (Neighborhood Mixed-Use) District to PD (Planned Development) District to demolish an office building to allow construction of a 115-unit apartment building.

Sponsors: Planning Division

A motion was made by Cnare, seconded by Resnick, to Adopt the Following Amendment(s). The motion passed by voice vote/other.

The amendment is:

Additional Condition: In the case that the property allows dogs, the owner shall establish a pet waste station area on the property.

A motion was made by DeMarb, seconded by Resnick, to Adopt Unanimously as amended with conditions. The motion passed by voice vote/other.

There were five registrants in support and seventeen in opposition.

Enactment No: ORD-14-00098

AGENDA NOTE: A valid protest petition has been filed on this zoning change. This item will need the votes of $\frac{3}{4}$ of the Council voting on the matter for approval.

PUBLIC HEARINGS - BEGIN AT 6:45 PM

REPORT OF PLAN COMMISSION

5. **33590** Creating Section 28.022 - 00124 and Section 28.022 - 00125 of the Madison General Ordinances to change the zoning of property generally addressed as 501-517 Commerce Drive, 9th Aldermanic District, from A (Agricultural) District and PD (Planned Development) District to Amended PD(GDP-SIP) (Planned Development (General Development Plan - Specific Implementation Plan) District to allow construction of Phase III of All Saints Campus, with 50 age-restricted apartments, 60-unit community based residential facility and common facilities.

Sponsors: Planning Division

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

There was one registrant in support.

Enactment No: ORD-14-00099

6. [33592](#) Creating Section 28.022 -- 00119 of the Madison General Ordinances to change the zoning of properties located at 403 and 404 Schewe Road, 9th Aldermanic District, from Temp A (Agricultural) District to SR-C2 (Suburban Residential - Consistent 2) District to provide zoning for future residential development

Sponsors: Planning Division

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

There were three registrants in support.

Enactment No: ORD-14-00100

7. [33594](#) Creating Section 28.022 - 00122 of the Madison General Ordinances to amend a Planned Development District to approve an Amended General Development Plan, and creating Section 28.022 - 00123 to amend a Planned Development District to approve an Amended Specific Implementation Plan to construct a roof-aging research farm at 6401 American Parkway, 17th Aldermanic District.

Sponsors: Planning Division

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

There were two registrants in support.

Enactment No: ORD-14-00101

8. [33596](#) SUBSTITUTE. Creating Section 28.022 -- 00120 of the Madison General Ordinances to amend a Planned Development District to approve an Amended General Development Plan, for properties located at 2340, 2504 and 2507 Winnebago Street - Union Corners, 6th Aldermanic District, to include various medical offices, retail, mixed-use and residential buildings

Sponsors: Planning Division

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

There were three registrants in support.

Enactment No: ORD-14-00103

9. [33597](#) Creating Section 28.022 -- 00121 of the Madison General Ordinances to change the zoning of property located at 6313 Odana Road, 19th Aldermanic District, from SE (Suburban Employment) District to CC (Commercial Center) District to allow construction of an addition to a retail building at 6301 Odana Road

Sponsors: Planning Division

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

There was one registration in support.

Enactment No: ORD-14-00104

10. [33807](#) Amending Section 28.005(1)(b) of the Madison General Ordinances to create a shoreland zoning ordinance for county lands annexed after May 7 1982, as required by 2013 Wisconsin Act 80.

Sponsors: Steve King and Ledell Zellers

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

Enactment No: ORD-14-00105

END OF PUBLIC HEARINGS

BUSINESS PRESENTED BY THE MAYOR

APPOINTMENTS

11. [33937](#) Report of the Mayor submitting citizen committee appointments (introduction 5-6-2014; action 5-20-2014).

Sponsors: Paul R. Soglin

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

12. [34172](#) Report of the Mayor submitting citizen committee appointments (introduction 5-20-2014; action 6-3-2014).

Sponsors: Paul R. Soglin

Confirm 6-3-2014

A motion was made by Schmidt, seconded by DeMarb, to Referred to the COMMON COUNCIL. The motion passed by voice vote/other.

13. [34176](#) Report of the Mayor submitting alder committee appointments.

Sponsors: Paul R. Soglin

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

REPORTS OF OFFICERS

REPORT OF CITY ATTORNEY

14. [34149](#) Repealing and re-enacting Section 34.01(13)(a) and (b) of the Madison General Ordinances to re-enact fire code standards that had been in effect in March, 2012.

Sponsors: Scott J. Resnick and Michael E. Verveer

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

Enactment No: ORD-14-00102

AGENDA NOTE: The Building Code, Fire Code, Conveyance Code, and Licensing Appeals Board will consider this item prior to introduction on May 20, 2014

REPORT OF BOARD OF ESTIMATES

15. [33489](#) Authorizing the Monona Terrace Community and Convention Center Board to accept a sponsorship from Great Dane Pub and Brewing Company, Inc. in the amount of \$10,000 to help offset the cost of the 2014 summer concerts at Monona Terrace and amending the Monona Terrace operating budget accordingly.

Sponsors: Michael E. Verveer

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

Enactment No: RES-14-00382

16. [33490](#) Authorizing the Monona Terrace Community and Convention Center Board to accept a sponsorship from Mini of Madison in the amount of \$5,000 to help offset the cost of the 2014 summer concerts at Monona Terrace and amending the Monona Terrace operating budget accordingly.

Sponsors: Michael E. Verveer

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

Enactment No: RES-14-00383

17. [33507](#) Reclassification of the Electrician (#1785) position at the Water Utility to an Electrician Foreperson; and reallocating the incumbent, Mark Heiss, to the new position

Sponsors: Paul R. Soglin

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

Enactment No: RES-14-00384

18. [33536](#) Authorizing the Mayor and City Clerk to execute a loan agreement to fund a \$70,000 Mansion Hill-James Madison Park Neighborhood Small Cap TIF Loan to Peter Linsmeier to purchase and renovate the property located at 144-146 N. Hancock Street and convert it from a rental to owner-occupied housing.

Sponsors: Ledell Zellers

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

19. [33599](#) Authorizing the City to execute a service contract for a 1 year term of service provided by Hiebing Inc. for marketing and advertising of Monona Terrace Community and Convention Center.

Sponsors: Michael E. Verveer

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

Enactment No: RES-14-00386

20. [33600](#) Authorizing the City to execute a Steam Energy Utility Service contract for a 10 year term of service provided by the State of Wisconsin Department of Administration.

Sponsors: Michael E. Verveer

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

Enactment No: RES-14-00387

21. [33609](#) Approving the Amendment of the Project Plan for Tax Incremental District (TID) #35 (Todd Drive), City of Madison.

Sponsors: John Strasser

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

Enactment No: RES-14-00388

22. [33748](#) Amending the 2014 Sewer and Stormwater Operating Budgets to add \$80,800 for inspection of storm and sanitary sewer facilities as they are installed with the 2014 Construction Projects.

Sponsors: Paul R. Soglin

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

Enactment No: RES-14-00389

23. [33753](#) Approving a Mutual Aid Box Alarm System Agreement (MABAS) between the City and the Wisconsin Department of Military Affairs for fire, rescue and emergency medical services.

Sponsors: Paul E. Skidmore

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

Enactment No: RES-14-00390

24. [33813](#) Resolution to authorize a contract with Frank Productions, Inc., for Freakfest 2014 and to authorize gating and ticketing for entry into the event area.

Sponsors: Paul R. Soglin, Chris Schmidt, Scott J. Resnick, Michael E. Verveer and Ledell Zellers

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

Enactment No: RES-14-00391

25. [33821](#) Authorizing the Mayor and City Clerk to execute a lease with Lake Monona Sailing Club, Inc. allowing for the continued use of part of Olin-Turville Park to accommodate a pier and boat hoists for private sailboats and no more than three commercial boats.

Sponsors: Joseph R. Clausius and Mark Clear

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

Enactment No: RES-14-00392

26. [33842](#) Reallocating the incumbent (T. Mohr) to a Traffic Engineer 1, underfilling the budgeted level of Traffic Engineer 2 (position #1213).

Sponsors: Paul R. Soglin

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

Enactment No: RES-14-00393

27. [33843](#) Deleting one Facilities Maintenance Worker position (CG16,R09) (#4301) in the permanent salary detail of the Engineering Division budget, recreating it as a Maintenance Mechanic 1 position (CG16,R13) and reallocating the current incumbent to the new position.

Sponsors: Paul R. Soglin

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

Enactment No: RES-14-00394

28. [33852](#) Authorizing the Mayor to sign and the CD Division to submit an application to the Wisconsin Department of Administration for Emergency Solutions Grant, Transitional Housing Program and Homeless Prevention Program (ETH) funds on behalf of specific agencies providing housing and services to homeless and at-risk persons; and authorizing the Mayor and City Clerk to execute agreements with the State and specific non-profit agencies using the state ETH funds to serve homeless and at-risk individuals and families.

Sponsors: Maurice S. Cheeks, Lauren Cnare and Matthew J. Phair

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

Enactment No: RES-14-00395

29. [33859](#) Authorizing the subordination of previously approved loans to Red Caboose Day Care Center, Inc. and authorizing the Mayor and City Clerk to sign agreements to subordinate the loans.

Sponsors: Maurice S. Cheeks, Lauren Cnare and Matthew J. Phair

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

Enactment No: RES-14-00396

30. [33868](#) Seeking Common Council approval of Art in Public Places funding award to the Bayview Foundation, Inc on behalf of the Monona Bay Neighborhood Association as recommended by the Madison Arts Commission.

Sponsors: Marsha A. Rummel

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

Enactment No: RES-14-00397

31. [33886](#) Classify the 1.0 FTE position in the Library Budget, currently identified as "Planner (Construction Coord.)" as a Planner 2 in CG18, Range 08.

Sponsors: Paul R. Soglin

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

Enactment No: RES-14-00398

32. [33887](#) Create a new position of Principal Planner (CG18, R15) in the Planning Division budget to be filled through an internal competitive process. Upon filling the position, the underlying vacancy will be deleted to fund the new position.

Sponsors: Paul R. Soglin

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

Enactment No: RES-14-00399

33. [33888](#) Reclassification of a vacant 50% FTE Clerk 2 (#459) position at the Library to a 60% FTE Library Assistant 1.

Sponsors: Paul R. Soglin

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

Enactment No: RES-14-00400

34. [33889](#) Reclassification of a vacant 100% FTE Administrative Clerk (#497) position at the Library to a 60% FTE Library Assistant 1; and increasing the FTE of Library Assistant 1(#435) from 60% to 80%.

Sponsors: Paul R. Soglin

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

Enactment No: RES-14-00401

35. [33890](#) Reclassification of a vacant 95% FTE Clerk Typist (#516) position at the Library to a 90% FTE Library Assistant 1.

Sponsors: Paul R. Soglin

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

Enactment No: RES-14-00402

36. [33891](#) Increase the FTE percentage of Librarian 2 (#428) to 100%.

Sponsors: Paul R. Soglin

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

Enactment No: RES-14-00403

37. [33896](#) Seeking Common Council approval of the 2014-2015 Arts Grants awards funding as recommended by the Madison Arts Commission.

Sponsors: Marsha A. Rummel

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

Enactment No: RES-14-00404

38. [33922](#) Approving the selection of the Wisconsin Youth Company as the operator of the neighborhood center which is to be constructed in the Theresa Terrace neighborhood, authorizing the WYC to begin outreach and planning efforts with neighborhood residents in anticipation of the construction and opening of the center, and authorizing the Mayor and the City Clerk to enter into an agreement with the WYC to carry out these roles.

Sponsors: Paul R. Soglin, Matthew J. Phair, Lauren Cnare and Denise DeMarb

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

Enactment No: RES-14-00405

39. [33923](#) Report of Police Chief: Police Overtime for 2013 & 1st Quarter 2014

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

40. [33924](#) Authorizing the Mayor and City Clerk to enter into an Agreement between the City and Bartolotta Fireworks Company, Inc. for the fireworks display at Elver Park.

Sponsors: Lisa Subeck, Matthew J. Phair and Paul R. Soglin

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

Enactment No: RES-14-00406

41. [33925](#) Amending the 2014 Parks Division Operating Budget and the 2014 Operating Budget Miscellaneous Appropriations to provide funding for the City sponsored Elver Fireworks event on July 3, 2014.

Sponsors: Paul R. Soglin, Matthew J. Phair and Lisa Subeck

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

Enactment No: RES-14-00407

42. [33927](#) To authorize the City to enter into an agreement with Madison Ultimate Frisbee Association (MUFA) for the non-exclusive use of city park land for recreational Ultimate Frisbee leagues and practices. (Various AD's)

Sponsors: Joseph R. Clausius and Mark Clear

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

Enactment No: RES-14-00408

43. [33935](#) Authorizing the Mayor and City Clerk to sign a contract with Vision Government Systems, Inc. for software and implementation services for a new Property Assessment System for the City Assessor's Office.

Sponsors: Paul R. Soglin

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

Enactment No: RES-14-00409

44. [33940](#) Approving the selection of Construction Training, Inc. and its collaborative partners to provide services in support of an apprenticeship program to help prepare low-income and disadvantaged persons for employment in the trades, and authorizing the Mayor and the City Clerk to enter into an agreement with Construction Training, Inc. to implement the program.

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

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

There were two registrants in support.

Enactment No: RES-14-00410

REPORT OF BOARD OF PARK COMMISSIONERS

45. [33926](#) Authorizing the Parks Superintendent to enter into a cooperative agreement with the Wisconsin Department of Natural Resources for a Fishing in the Neighborhood (FIN) Fishing Coach Internship program.

Sponsors: Joseph R. Clausius, Larry Palm and Anita Weier

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

Enactment No: RES-14-00411

46. [33945](#) Supporting the application by the Madison Parks Foundation for a Dane County Partners for Recreation and Conservation (PARC) grant for development of two new splash parks, one in Reindahl Park and one in Elver Park.

Sponsors: Joseph R. Clausius

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

Enactment No: RES-14-00412

REPORT OF BOARD OF PUBLIC WORKS

47. [33579](#) Approving the revised roadway geometry for the CTH M / CTH PD intersection. (1st AD)

Sponsors: Lisa Subeck, Paul E. Skidmore and Steve King

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

Enactment No: RES-14-00413

48. [33744](#) Authorizing the Mayor and City Clerk to enter into an agreement with Sustainable Engineering Group LLC to provide professional commissioning services for the Fire Administration Office Building Tenant Improvements and Fire Station No. 1 Remodel in the amount of \$68,525.00. (4th AD)

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

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

Enactment No: RES-14-00414

49. [33747](#) Amending Resolution RES-14-00148, File No. 32967, Approving future phase contract for the Subdivision known as 9414 Silicon Prairie Parkway CSM, Private Contract No. 2362. (9th AD)

Sponsors: BOARD OF PUBLIC WORKS

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

Enactment No: RES-14-00415

50. [33893](#) Declaring the City of Madison's intention to exercise its police powers establishing the Morrison Court Reconstruction Assessment District - 2014.

Sponsors: BOARD OF PUBLIC WORKS

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

Enactment No: RES-14-00416

51. [33899](#) Authorizing the Mayor and City Clerk to enter into agreements with Dane County for the resurfacing and jurisdictional transfer of CTH BW (E. Broadway from USH 51 to Dutch Mill Road). (16th AD)

Sponsors: Denise DeMarb

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

Enactment No: RES-14-00417

52. [33901](#) Awarding Public Works Contract No. 7307, Highland Manor Storm Shelter (Water Main Component).

Sponsors: BOARD OF PUBLIC WORKS

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

Enactment No: RES-14-00418

53. [33911](#) Approving plans and specifications and authorizing the Board of Public Works to advertise and receive bids for 2014 Playground Improvements - Group 2.

Sponsors: BOARD OF PUBLIC WORKS

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

Enactment No: RES-14-00419

54. [33920](#) Authorizing the Mayor and the City Clerk to execute an agreement with MSA Professional Services for design engineering services for the design of sanitary sewer with the Wisconsin Department of Transportation (WisDOT) Stoughton Road (USH 51) Bridge Overpass over Cottage Grove Road.

Sponsors: BOARD OF PUBLIC WORKS

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

Enactment No: RES-14-00420

55. [33959](#) Approving plans and specifications for public improvements required to serve Phase 2 of the Subdivision known as Birchwood Point and authorizing construction to be undertaken by the Developer, Private Contract No. 2382. (9th AD)

Sponsors: BOARD OF PUBLIC WORKS

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

Enactment No: RES-14-00421

REPORT OF CITY CLERK

56. [33965](#) Theater License (200 Seats)
Madison Opera, Inc.
335 W Mifflin St.

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

57. [34107](#) Alcohol License Review Committee Report of Operator License Applications May 20, 2014. See attached report for list of operators.

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

REPORT OF DEPARTMENT OF PLANNING AND COMMUNITY AND ECONOMIC DEVELOPMENT

58. [33676](#) Approving a Certified Survey Map of property owned by ECC Washington Avenue Property, LLC located at 4602 E. Washington Avenue; 17th Ald. Dist.

Sponsors: Planning Division

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

Enactment No: RES-14-00422

59. [33691](#) Approving a Certified Survey Map of property owned by Copper Creek Apartments, LLC located at 3848-3864 Maple Grove Drive; 7th Ald. Dist.

Sponsors: Planning Division

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

Enactment No: RES-14-00423

REPORT OF MADISON FOOD POLICY COUNCIL

60. [33949](#) SUBSTITUTE - Urging the Congressional Delegation of Wisconsin, U.S. Congress, White House Administration, U.S. Department of Agriculture, and other governmental bodies and organizations to support policies and programs that encourage the development of diversified farming practices that promote a healthy, sustainable food production system.

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

A motion was made by Phair, seconded by Bidar-Sielaff, to Adopt Unanimously. The motion passed by voice vote/other.

Enactment No: RES-14-00431

AGENDA NOTE: A recommendation will be made from the floor.

REPORT OF PLAN COMMISSION

61. [33671](#) Approving the preliminary plat of Autumn Ridge Reserve on property generally addressed as 403 & 404 Schewe Road; 9th Ald. Dist.

Sponsors: Planning Division

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

Enactment No: RES-14-00424

62. [33674](#) Approving the final plat of White Oak Ridge on land generally addressed as 80 White Oaks Lane; 20th Ald. Dist.

Sponsors: Planning Division

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

There was one registration in support.

Enactment No: RES-14-00425

63. [33677](#) Approving a Certified Survey Map of property owned by the District Council of Madison, Inc., Society of St. Vincent de Paul located at 6301-6313 Odana Road; 19th Ald. Dist., and modifying or removing a 42-foot building setback line adjacent to US Highways 12 and 14, which affects the proposed lot.

Sponsors: Planning Division

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

Enactment No: RES-14-00426

REPORT OF RISK MANAGER

64. [33713](#) R. Burnham - property damage - \$14,669.00.

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

REPORT OF TRANSIT/ PARKING COMMISSION

65. [33506](#) Amending the Metro Transit 2014 Operating Budget to allow for the increase of service frequency on Route 50 during the last third of 2014.

Sponsors: Chris Schmidt and Anita Weier

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

Enactment No: RES-14-00427

66. [33892](#) Related to the approval of Madtown Hopper LLC's application for one low-speed vehicle service license and two low-speed vehicle permits.

Sponsors: Scott J. Resnick

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

Enactment No: RES-14-00428

REPORT OF VENDING OVERSIGHT COMMITTEE

67. [33582](#) A RESOLUTION granting Special Vending Approvals under MGO 9.13(6)(k) for 2014 Special Events as detailed on the accompanying special event resolution table.

Sponsors: Michael E. Verveer

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

There was one registration in support.

Enactment No: RES-14-00429

ITEMS REFERRED TO THIS MEETING

RESOLUTIONS

68. [34001](#) Authorizing the Mayor and City Clerk to execute a Memorandum of Understanding with the representatives of the City of Tepatitlán de Morelos, Jalisco Mexico confirming a sister city relationship with the City of Madison, Wisconsin USA.

Sponsors: Shiva Bidar-Sielaff

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

Enactment No: RES-14-00430

69. [34004](#) Creating an Ad Hoc Downtown Public Restroom Committee.

Sponsors: Larry Palm, Michael E. Verveer, Scott J. Resnick, Marsha A. Rummel,
Chris Schmidt and Ledell Zellers

A motion was made by Palm, seconded by Cnare, to Adopt As Amended. The motion passed by voice vote/other.

Enactment No: RES-14-00432

INTRODUCTION OF NEW BUSINESS FOR REFERRAL WITHOUT DEBATE

ORDINANCES

70. [34028](#) Amending Section 3.53(6)(h) of the Madison General Ordinances to remove the monetary expenditure requirement for a double-fill position.

Sponsors: Paul R. Soglin

This Ordinance was Referred to the BOARD OF ESTIMATES

71. [34135](#) Amending Sections 35.02(4)(a), (b), (c) and creating Section 35.02(10) of the Madison General Ordinances to allow the City to recover sewer connection fees at the time a property is connected to the sanitary sewer.

Sponsors: Larry Palm and Paul R. Soglin

Additional referral to Board of Estimates

This Ordinance was Referred to the BOARD OF PUBLIC WORKS

72. [34154](#) Amending Sections 22.01(9) and 22.15(2)(c) of the Madison General Ordinances to update obsolete references to the Wisconsin Statutes.

Sponsors: Michael E. Verveer

Adopt 6-3-2014

This Ordinance was Referred to the COMMON COUNCIL

73. [34158](#) Creating Section 33.54 of the Madison General Ordinances to establish the Small Business Enterprises Appeals Committee.

Sponsors: Paul R. Soglin, David Ahrens and Paul E. Skidmore

Additional referrals to Affirmative Action Commission, Board of Public Works

This Ordinance was Referred to the COMMON COUNCIL ORGANIZATIONAL COMMITTEE

74. [34182](#) Creating Section 28.022 - 00132 of the Madison General Ordinances to amend the Planned Development District - General Development Plan for Grandview Commons Town Center to expand the list of potential future uses of Lot 649; 6004 Gemini Drive, 3rd Aldermanic District.

Sponsors: Planning Division

This Ordinance was Referred to the PLAN COMMISSION

RESOLUTIONS

75. [34012](#) Discontinuing/Vacating of a portion of Clymer Place, an alley, from the existing east right-of-way of North Mills Street to the west right-of-way of North Brooks Street, being part of University Addition to Madison located in the Southwest 1/4 of the Northwest 1/4 of Section 23, Town 7 North, Range 9 East, City of Madison, Dane County, Wisconsin. (8th AD)

Sponsors: Scott J. Resnick

Additional referral to Plan Commission

This Resolution was Referred to the BOARD OF PUBLIC WORKS

76. [34026](#) Authorizing the acceptance of ownership from Bay Creek Neighborhood Association of a "Little Free Library" located within Brittingham Park at 710 South Shore Drive.

Sponsors: Lucas Dailey

Additional referrals to Board of Public Works, Plan Commission

This Resolution was Referred to the BOARD OF PARK COMMISSIONERS

77. [34134](#) Amending the Traffic Engineering Division operating budget to increase the FTE percentage of Bicycle Registration Coordinator (#3221) to 0.60 FTE.

Sponsors: Paul R. Soglin

This Resolution was Referred to the BOARD OF ESTIMATES

78. [34153](#) Authorizing the Mayor and City Clerk to sign a contract with Toole Design Group, LLC. for the development of a Bicycle and Moped Parking Study for Downtown Madison.

Sponsors: Paul R. Soglin, Marsha A. Rummel, Maurice S. Cheeks and Michael E. Verveer

Additional referral to Board of Estimates

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

79. [34167](#) Authorizing the Transit General Manager to file an application for a Section 5307, public transit capital, capital maintenance, and capital planning grant with U.S. Department of Transportation and authorizing the Mayor and the City Clerk to execute the associated grant agreement with USDOT and the associated 13 (c) agreement with Teamsters Local No. 695.

Sponsors: Chris Schmidt

Additional referral to Board of Estimates

This Resolution was Referred to the TRANSIT AND PARKING COMMISSION

PRESENTATION OF CLAIMS AGAINST THE CITY OF MADISON

CLAIMS - REFER TO RISK MANAGER

80. [34000](#) M. Torphy, attorney for Estate of K. Kaatz and S. Kaatz - personal injury - \$350,000.00.

This Claim was Referred to the Risk Manager

81. [34002](#) M. Rhodes Carson - vehicle damage - \$327.05.

This Claim was Referred to the Risk Manager

82. [34011](#) K. Levesque - property damage - \$522.00.

This Claim was Referred to the Risk Manager

83. [34045](#) L. Smith - property damage - \$1980.00.

This Claim was Referred to the Risk Manager

84. [34048](#) L. Shebesta - vehicle damage - \$424.99.

This Claim was Referred to the Risk Manager

85. [34054](#) G. Bennett - personal injury, loss of business, pain and suffering - \$5,200,000.00.

This Claim was Referred to the Risk Manager

86. [34137](#) M. Gonzalez - vehicle damage - \$1,500.00.

This Claim was Referred to the Risk Manager

87. [34155](#) J. Albrecht - vehicle damage - \$937.68.

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.

88. [34016](#) Amending Sections 11.06(3), (4)(a), (5)(a), (7)(a), creating Sec. 11.06(7)(b), renumbering Secs. 11.06(7)(b) through (m) to Sec. 11.06(7)(c) through (7)(n), creating Sec. 11.06(7)(e)3., renumbering Secs. 11.06(7)(e)3. and 4. to Secs. 11.06(7)(e)4. and 5., amending Secs. 11.06(7)(f)1., 5. and 6., (9), (10)(a)2., creating Sec. 11.06(10)(c), renumbering Secs. 10.06(10)(c) through (g) to Secs. 11.06(10)(d) through (h), amending Secs. 11.06(10)(d)1. and (10)(f) of the Madison General Ordinances to permit the business of and outline the licensing requirements for Transportation Network Companies operating in the City of Madison.

Sponsors: Scott J. Resnick

ANNOUNCEMENTS & INTRODUCTION OF ITEMS FROM THE FLOOR

- [34193](#) Amending Section 27.04(2)(k)5. of the Madison General Ordinances eliminating the fee for online filing of rental dwelling contact information.

Sponsors: John Strasser and Marsha A. Rummel

This Ordinance was Referred to the LANDLORD AND TENANT ISSUES COMMITTEE

ADJOURNMENT @ 8:45 PM

A motion was made by King, seconded by Resnick, to Adjourn at 8:45pm. The motion passed by voice vote/other.