



City of Madison

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

Meeting Minutes - Approved COMMON COUNCIL

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Tuesday, November 20, 2018

6:30 PM

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

ROLL CALL

Mayor Soglin in the chair at 6:30pm.

Present: 20 - Paul R. Soglin; Barbara Harrington-McKinney; Ledell Zellers; Amanda Hall; Michael E. Verveer; Shiva Bidar-Sielaff; Marsha A. Rummel; Zach Wood; Paul E. Skidmore; Maurice S. Cheeks; Arvina Martin; Larry Palm; Allen A. Arntsen; Sheri Carter; David Ahrens; Michael J. Tierney; Samba Baldeh; Rebecca Kemble; Keith Furman and Matthew J. Phair

Excused: 1 - Steve King

SPEAKING GUIDELINES

Speaking Limits:

Public Hearing - 5 Minutes, Information Hearing - 5 Minutes, Other Items - 3 minutes.

You must register before your item is considered by the Council.

The use of audible cell phone ringers and active use and response to cellular phone technology by the governing body, staff and members of the public is discouraged in the Council Chambers while the Council is in session.

NOTIFIED ABSENCES: ALD. KING

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 Baldeh, seconded by Carter, to Suspend the Rules. The motion passed by voice vote/other.

HONORING RESOLUTIONS

- 1. [53832](#) Proclaiming that the City of Madison Mayor and Common Council stand in solidarity with, and support of, the families of those slain at the Tree of Life Or L'Simcha in the Squirrel Hill neighborhood of Pittsburg, Pennsylvania, the congregation and the community it serves.

Sponsors: Paul R. Soglin, Samba Baldeh, Sheri Carter, David Ahrens, Allen A. Arntsen, Shiva Bidar-Sielaff, Maurice S. Cheeks, Keith Furman, Amanda Hall, Barbara Harrington-McKinney, Rebecca Kemble, Steve King, Arvina Martin, Larry Palm, Matthew J. Phair, Marsha A. Rummel, Paul E. Skidmore, Michael J. Tierney, Michael E. Verveer, Zach Wood and Ledell Zellers

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

There were 2 registrants in support.

- 2. [53603](#) Establishing a sister city relationship between the cities of Madison, Wisconsin in the United States and Bahir Dar, Amhara Region in Ethiopia.

Sponsors: Samba Baldeh

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

There were 34 registrants in support.

- 3. [53841](#) Affirming and proclaiming Friday, November 23, 2018 as Ho-Chunk Day.

Sponsors: Arvina Martin, Paul R. Soglin, Samba Baldeh, Sheri Carter, David Ahrens, Allen A. Arntsen, Shiva Bidar-Sielaff, Maurice S. Cheeks, Keith Furman, Amanda Hall, Barbara Harrington-McKinney, Rebecca Kemble, Steve King, Larry Palm, Matthew J. Phair, Marsha A. Rummel, Paul E. Skidmore, Michael J. Tierney, Michael E. Verveer, Zach Wood and Ledell Zellers

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

PETITIONS AND COMMUNICATIONS

PETITIONS

- 4. [53549](#) Petition received in the Madison City Clerk's Office 10/17/2018 from United Financial Group, Inc. to attach a parcel from the Town of Middleton to the City of Madison.

Accept 12/4/18

A motion was made by Baldeh, seconded by Carter, to Refer to a future Meeting to Accept to the COMMON COUNCIL. The motion passed by voice vote/other.

EARLY PUBLIC COMMENT

SPECIAL ORDER OF BUSINESS AT 6:45 PM

PRESENTATION OF CONSENT AGENDA

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

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

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

- 5. [53221](#) 2nd SUBSTITUTE Amending Sections 28.211, 28.151, 28.061, 28.072, 28.082 and 28.091 of the Madison General Ordinances to add Tasting Room as a use and to amend the supplemental regulations of Restaurant-Nightclub and make Restaurant-Nightclub a conditional use in all districts where it is allowed.

Sponsors: Marsha A. Rummel

A motion was made by Baldeh, seconded by Carter, to Adopt as Substituted 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

6. [53375](#) Approving Plans, Specifications, And Schedule Of Assessments For American Parkway Sidewalk Assessment District - 2017. (17th AD)
- Sponsors:** BOARD OF PUBLIC WORKS
- A motion was made by Baldeh, seconded by Carter, 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.**

7. [53638](#) Approving Plans, Specifications, And Schedule Of Assessments For Hammersley Avenue Assessment District - 2019. (11th AD)
- Sponsors:** BOARD OF PUBLIC WORKS
- A motion was made by Baldeh, seconded by Carter, 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.**

REPORT OF PLAN COMMISSION

8. [52663](#) Creating Section 28.022 -- 00341 of the Madison General Ordinances to change the zoning of properties located at 1314 and 1318 East Washington Avenue, 2nd Aldermanic District, from CC-T (Commercial Corridor - Transitional) and TR-V1 (Traditional Residential-Varied 1) Districts to TE (Traditional Employment) District.
- Sponsors:** Planning Division
- A motion was made by Baldeh, seconded by Carter, to Adopt with Conditions and Close the Public Hearing. The motion passed by voice vote/other.**
- Subject to the comments and conditions contained in the Plan Commission materials and the following conditions:**
- That Condition #19 included in the Plan Commission materials be removed.
 - That Condition #31 included in the Plan Commission materials be edited to include traffic calming features as a potential use of the development security deposit to Traffic Engineering.
 - That the applicant provide fencing between the nursery school and around the play area that consists of a solid eight foot wall or fence, and that the applicant provide fencing along the property line between the play area and East Washington Avenue that consists of six to eight foot tall solid wall or fence. The exact height shall be determined following discussions with neighboring property owners.
 - That a sidewalk and bike lane be maintained along East Washington Avenue throughout construction.
- There was 1 registrant in support.**

- 9. [53457](#) Creating Section 28.022 -- 00347 of the Madison General Ordinances to change the zoning of property located at 647 Bear Claw Way, 9th Aldermanic District, from PD (Planned Development) District to SR-V2 (Suburban Residential-Varied 2) District to provide zoning for nine-unit townhouse.

Sponsors: Planning Division

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

Subject to the comments and conditions contained in the Plan Commission materials.

There was 1 registrant in support.

END OF PUBLIC HEARINGS

BUSINESS PRESENTED BY THE MAYOR

- 10. [53632](#) Report of the Mayor submitting resident committee appointments (introduction 10/30/2018; action 11/20/2018).

Sponsors: Paul R. Soglin

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

- 11. [53825](#) Report of the Mayor submitting resident committee appointments (introduction 11/20/2018; action 12/4/2018).

Sponsors: Paul R. Soglin

Confirm 12/4/18

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

REPORTS OF OFFICERS

REPORT OF BOARD OF PUBLIC WORKS

- 12. [53204](#) Creating Section 8.10 of the Madison General Ordinances entitled “Temporary Land Use Permit”, amend Section 8.15(1) to account for this change, and amend Section 1.08(3)(a) to establish a bond schedule for this new section.

Sponsors: Paul R. Soglin and Samba Baldeh

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

- 13. [53369](#) Authorizing the City’s acceptance of a Permanent Limited Easement for grading and sloping purposes granted to the City by Alabaster Holdings, LLC over and across a portion of the property located at 3116 Commercial Avenue. (15th A.D.)

Sponsors: David Ahrens

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

- 14. [53370](#) Authorizing the acceptance of a Public Storm Sewer Easement with Alabaster Holdings, LLC, a Wisconsin limited liability company on a portion of the property located at 3116 Commercial Ave. (15th A.D.)

Sponsors: David Ahrens

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

- 15. [53521](#) Accepting improvements constructed by Private Contract for 1603 Monroe Street, Private Contract 7892. (13th AD)

Sponsors: BOARD OF PUBLIC WORKS

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

- 16. [53580](#) Approving plans and specifications for the commercial space, parking structure and transfer slab above the Judge Doyle Garage (the Podium) on Block 88 and authorizing the City Engineer to advertise and receive bids for the project. (4th AD)

Sponsors: Paul R. Soglin and Michael E. Verveer

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

Ayes: 17 - Barbara Harrington-McKinney; Ledell Zellers; Amanda Hall; Michael E. Verveer; Marsha A. Rummel; Zach Wood; Paul E. Skidmore; Maurice S. Cheeks; Arvina Martin; Larry Palm; Allen A. Arntsen; Sheri Carter; Michael J. Tierney; Samba Baldeh; Rebecca Kemble; Keith Furman and Matthew J. Phair

Noes: 1 - David Ahrens

Excused: 2 - Shiva Bidar-Sielaff and Steve King

Non Voting: 1 - Paul R. Soglin

17. [53597](#) Authorizing the City of Madison’s Mayor and Clerk to grant a Permanent Limited Easement for Public Water Main Purposes to the City of Fitchburg over a portion of Huegel Park located at 5902 Williamsburg Way. (20th A.D.)

Sponsors: Matthew J. Phair

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

18. [53613](#) Declaring the City of Madison's intention to exercise its police powers establishing the Haywood Drive Reconstruction Assessment District - 2019. (13th AD)

Sponsors: Allen A. Arntsen

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

19. [53614](#) Determining a Public Purpose and Necessity and adopting a Relocation Order for the acquisition of land interests required for the construction and maintenance of a public sidewalk connecting existing sidewalks along the east side of American Parkway. Located in part of the NW ¼ of the SW ¼ and SW ¼ of the NW ¼ of Section 14, T8N, R10E. (17th AD)

Sponsors: Samba Baldeh

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

20. [53615](#) Authorizing the Mayor and City Clerk to enter into an inter-governmental agreement with Dane County for continuation of an ongoing Information and Education Program as part of the Madison Area Municipal Stormwater Permit group (MAMSWaP).

Sponsors: Keith Furman, Paul E. Skidmore and Michael J. Tierney

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

21. [53642](#) Awarding Public Works Contract No. 8104, Shepard Terrace, Chamberlain Avenue, Van Hise and Mason Street Assessment District - 2018. (5th AD)

Sponsors: BOARD OF PUBLIC WORKS

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

22. [53668](#) Declaring the City of Madison's intention to exercise its police powers establishing the N. Ingersoll Street, Elizabeth Street, and Jean Street Assessment District - 2019. (2nd AD)

Sponsors: Ledell Zellers

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

23. [53674](#) Approving plans and specifications and authorizing the Board of Public Works to advertise and receive bids for Warning Sirens - 2019. (9th, 17th, 3rd and 16th ADs)

Sponsors: Michael J. Tierney and Samba Baldeh

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

24. [53675](#) Approving plans and specifications and authorizing the Board of Public Works to advertise and receive bids for Spring Harbor at Masthead (Nautilus Pond Reconstruction). (19th AD)

Sponsors: BOARD OF PUBLIC WORKS

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

25. [53678](#) Authorizing the Mayor and the City Clerk to execute an amendment to the non-competitive service contract with MSA Professional Services to provide survey and design services to mitigate flooding issues at the Hawks Landing Golf Course and surrounding neighborhood. (1st AD)

Sponsors: BOARD OF PUBLIC WORKS

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

26. [53683](#) Declaring the City of Madison's intention to exercise its police powers establishing the Alleys Reconstruction Assessment District - 2019. (13th AD)

Sponsors: Allen A. Arntsen

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

27. [53684](#) Declaring the City of Madison's intention to exercise its police powers establishing the Bridge Road Assessment District - 2019. (14th AD)

Sponsors: Sheri Carter

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

28. [53736](#) Declaring the City of Madison's intention to exercise its police powers establishing the E Dayton Street Resurfacing with Utilities Assessment District - 2019. (2nd AD)

Sponsors: Ledell Zellers

A motion was made by Baldeh, seconded by Carter, 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'S OFFICE

29. [38582](#) Report of Operator License Applications November 20, 2018. See attached report for list of operators.

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

REPORT OF DEPARTMENT OF PLANNING AND COMMUNITY AND ECONOMIC DEVELOPMENT

30. [52221](#) Approving a Certified Survey Map of property owned by PJB-II, LLC located at 555 W. Washington Avenue; 4th Ald. Dist.

Sponsors: Planning Division

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

31. [52916](#) Approving a Certified Survey Map of property owned by the County of Dane and located at 1314-1326 E. Washington Avenue; 2nd Ald. Dist.

Sponsors: Planning Division

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

32. [53279](#) Approving a Certified Survey Map of property owned by Dale Scholl located at 1609-1619 N. Stoughton Road; 17th Ald. Dist.

Sponsors: Planning Division

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

REPORT OF FINANCE COMMITTEE

33. [53219](#) SUBSTITUTE Amending Sections 4.26(3)(e), 4.26(4)(a)8., 4.26(4)(b), 4.26(4)(c), 39.02(9)(a)2.c., and 39.02(9)(e)2. of the Madison General Ordinances to raise the competitive bidding threshold for service contracts from \$25,000 to \$50,000, raise other purchasing thresholds to \$50,000, increase the thresholds for multi-year service contracts that may be signed by the Finance Director, raise the threshold to \$50,000 for city contractors to file an affirmative action plan, and raise the maximum amount of liquidated damages a contractor could pay for various affirmative action violations.

Sponsors: Matthew J. Phair

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

- 34. [53320](#) Accepting the Madison Fiber-to-the-Premises Implementation Plan and recommendations of the Digital Technology Committee.

Sponsors: Samba Baldeh and Keith Furman

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

- 35. [53362](#) Authorizing a Second Amendment to RES-17-00664 Authorizing the Execution of a Development Agreement with Garver Feed Mill, LLC to include a recorded version of CSM No. 14664 and modify the permitted location of a private storm sewer over City-owned lands.

Sponsors: Marsha A. Rummel

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

- 36. [53405](#) Amending the Metro Transit 2018 Operating Budget to authorize the City of Madison to accept funds in the amount of \$10,000 from the University of Wisconsin - Madison in support of the JobRide Plus-Dane County project seeking to develop a proposal to connect public transit with transportation to jobs outside of Metro's service area.

Sponsors: David Ahrens and Ledell Zellers

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

Ayes: 17 - Ledell Zellers; Amanda Hall; Michael E. Verveer; Marsha A. Rummel; Zach Wood; Paul E. Skidmore; Maurice S. Cheeks; Arvina Martin; Larry Palm; Allen A. Arntsen; Sheri Carter; David Ahrens; Michael J. Tierney; Samba Baldeh; Keith Furman; Matthew J. Phair and Barbara Harrington-McKinney

Recused: 1 - Rebecca Kemble

Excused: 2 - Shiva Bidar-Sielaff and Steve King

Non Voting: 1 - Paul R. Soglin

- 37. [53436](#) SUBSTITUTE Amending Sec. 10.055(8)(c) of the Madison General Ordinances to update the Street Occupation Permit Fees.

Sponsors: Ledell Zellers and Michael E. Verveer

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

38. [53746](#) Accepting \$100,000 per year for four years from Urban Land Interests (ULI) and Findorff, beginning in 2020 to help the City move forward with employment initiatives in anticipation of generating more small, minority and women-owned businesses.

Sponsors: Paul R. Soglin

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

REPORT OF RISK MANAGER

39. [49837](#) J. Jansen, Habush Habush & Rottier, S.C., attorney for J. Doughty - personal injury - \$250,000.00.

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

40. [52163](#) D. Phebus, Arellano & Phebus, S.C., attorney for V. Gastelum Sanchez - personal injury - greater than \$1.00.

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

41. [52851](#) J. Davis , Afni Subrogation Department, for M. Castro - vehicle damage - \$1,378.47.

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

42. [53287](#) J. Scott Olson, The Jeff Scott Olson Law Firm, S.C., for C. Jones - vehicle damage - \$106,217.64.

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

43. [53418](#) M. Faggio, American Family, for A. McWilliams Rosanske - vehicle damage - \$12,347.23.

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

44. [53547](#) V. Brockmiller - property damage - \$14,275.49.

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

- 45. [53548](#) G. Mattar, Denenberg Tuffley, PLLC, for MMSD - property damage - greater than \$1.00.

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

- 46. [53552](#) L. and W. Jacobson - property damage - \$90,736.15.

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

- 47. [53578](#) P. Lu - property damage - \$225.00.

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

- 48. [53627](#) C. Verdico for Housing Initiatives - property damage - \$630.00.

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

REPORT OF TRANSPORTATION COMMISSION

- 49. [53232](#) ~~SUBSTITUTE - Approving plans and specifications for the proposed University of Wisconsin-Madison, Linden Drive Parking Garage Project.~~

Sponsors: Shiva Bidar-Sielaff

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

REPORT OF TRANSPORTATION POLICY AND PLANNING BOARD

- 50. [53220](#) Amending Sections 12.1335(2) of the Madison General Ordinances to expand the boundaries of the "Snow Emergency Zone."

Sponsors: Allen A. Arntsen

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

RECONSIDERATION

51. [53530](#) SUBSTITUTE - Authorizing an Amendment to the Executed Development Agreement between the City of Madison and Beitler Real Estate Services LLC and Directing Further Actions as a Component of the Judge Doyle Development Project.

Sponsors: Paul R. Soglin, Michael E. Verveer and Samba Baldeh

Common Council (1/8/19)

A motion was made by Verveer, seconded by Carter, to Reconsider and refer to a future meeting. The motion passed by voice vote/other.

INTRODUCTION OF NEW BUSINESS FOR REFERRAL WITHOUT DEBATE

ORDINANCES

52. [53807](#) Amending Section 3.32(3)(g), 3.54(15)(d), 3.54(15)(f), 3.54(19) and 3.54(20) of the Madison General Ordinances to update the ordinances that relate to changes in employee handbooks.

Sponsors: Paul R. Soglin

Additional referral to Finance Committee (11/26/18) and Common Council (12/4/18)

A motion was made by Baldeh, seconded by Carter, to Refer to the FINANCE COMMITTEE. The motion passed by voice vote/other.

53. [53809](#) Amending Section 28.185(7)(a)2.b., creating Section 28.185(7)(a)5., renumbering Section 28.185(7)(a)5. to 6., and amending Section 28.185(7)(b) of the Madison General Ordinances to add a Demolition and Removal standard requiring the Plan Commission to consider the proposed impact of a building relocation on city terrace trees.

Sponsors: Ledell Zellers

Additional referrals to Board of Park Commissioners, Plan Commission (12/17/18), Common Council (1/8/19)

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

54. [53811](#) Creating Section 28.022 -- 00353 of the Madison General Ordinances to change the zoning of property located at 1954 E. Washington Avenue, 12th Aldermanic District, from TR-V2 (Traditional Residential - Varied 2) District to TR-U1(Traditional Residential - Urban 1) District.

Sponsors: Planning Division

Additional referrals to Plan Commission (12/17/18) and Common Council (1/8/19)

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

55. [53812](#) Creating Section 28.022 -- 00352 of the Madison General Ordinances to change the zoning of property located at 2002 Tennyson Lane/3804 Packers Avenue, 12th Aldermanic District, from SR-C1 (Suburban Residential - Consistent 1) District to CC-T (Commercial Corridor - Transitional) District.

Sponsors: Planning Division

Additional referrals to Plan Commission Public Hearing (12/17/18) and Common Council (1/8/19)

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

56. [53818](#) Creating Section 10.056(2)(f), amending Sections 10.056(6)(a), (b), (d), (i), (o), 10.056(11), and 10.056(12)(a) of the Madison General Ordinances creating and modifying the standards of issuance for street use permits, creating the Downtown Zone and authorizing policies for permits in that zone, and allowing a permit to be cancelled prior to an event in case of emergency.

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

Additional referral to Downtown Coordinating Committee

A motion was made by Baldeh, seconded by Carter, to Refer to the STREET USE STAFF COMMISSION. The motion passed by voice vote/other.

57. [53819](#) Creating Section 15.01(609) of the Madison General Ordinances entitled "City Boundaries" and being part of the chapter entitled "Aldermanic Districts and Wards" attaching to the 9th Aldermanic District the Herrling Family Attachment and amending Section 15.02(124) of the Madison General Ordinances to assign the attached property to Ward 124; and assigning a temporary zoning classification of A Agriculture District.

Sponsors: Paul R. Soglin

Adopt 12/4/18

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

58. [53820](#) Amending Section 31.075(2)(a) of the Madison General Ordinances to increase the permit fee for a promotional banner.

Sponsors: Michael E. Verveer

Additional referral to Finance Committee

A motion was made by Baldeh, seconded by Carter, to Refer to the VENDING OVERSIGHT COMMITTEE. The motion passed by voice vote/other.

59. [53821](#) Creating Sections 9.13(1)(a) and (6)(n)6.c. and amending Sections 9.13(3), (3)(a), (5)(b), (5)(c), (6)(h), (6)(i)1. (6)(i)2., (7)(e), (7)(e)1., (10)(f), (10)(g)1., (12)(g), (12)(h)1., (5)(d)5., and 9.54(10)(a)1. of the Madison General Ordinances to increase most street vending license fees and the Table permit fee; and create a system of late fees associated with the licenses.

Sponsors: Michael E. Verveer

Additional referral to Finance Committee

A motion was made by Baldeh, seconded by Carter, to Refer to the VENDING OVERSIGHT COMMITTEE. The motion passed by voice vote/other.

RESOLUTIONS

60. [53663](#) Authorizing the Mayor and the City Clerk to execute a Consent to Occupy Easements for the benefit of Dane County to allow private storm water management facilities and a concrete patio within two existing public easements for sanitary sewer and storm sewer purposes on the property located at 1702 Pankratz Street. (12 A.D.)

Sponsors: Larry Palm

Additional referral to Plan Commission

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

61. [53664](#) Authorizing the Mayor and the City Clerk to enter into an agreement with Dane County to provide Group Access Service for the City of Madison for the calendar year 2019.

Sponsors: David Ahrens and Ledell Zellers

Additional referral to Finance Committee

A motion was made by Baldeh, seconded by Carter, to Refer to the TRANSPORTATION COMMISSION. The motion passed by voice vote/other.

62. [53665](#) 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 2019.

Sponsors: David Ahrens and Ledell Zellers

Additional referral to Finance Committee

A motion was made by Baldeh, seconded by Carter, to Refer to the TRANSPORTATION COMMISSION. The motion passed by voice vote/other.

63. [53667](#) Authorizing the Mayor and the City Clerk to enter into an agreement with Dane County for the purpose of providing Metro Transit with State 85.21 funding given to Dane County for the provision of accessible transportation for eligible person within Metro Transit's service area in the calendar year 2019.

Sponsors: David Ahrens and Ledell Zellers

Additional referral to Finance Committee

A motion was made by Baldeh, seconded by Carter, to Refer to the TRANSPORTATION COMMISSION. The motion passed by voice vote/other.

64. [53737](#) Authorizing the settlement and payment of a tax refund for tax year 2017 for *AX Madison Greenway, L.P. v. City of Madison*, Dane County Circuit Court Case Number 2018CV1715. Authorizing entry into settlement agreement and approving payment of approximately \$56,306.59 from City resources to effectuate the settlement. \$22,312.37 represents the City's approximate portion of the settlement.

Sponsors: Paul R. Soglin

Additional referral to Common Council 12/4/18

A motion was made by Baldeh, seconded by Carter, to Refer to the FINANCE COMMITTEE. The motion passed by voice vote/other.

65. [53772](#) Authorizing the issuance and award of \$12,500,000 principal amount of Sewer System Revenue Bonds, Series 2018-E, of the City of Madison, Wisconsin; prescribing the form and other details and providing for the collection and disposition of the revenues to be derived from the municipal sewer system of said City; making other provisions with respect to the operation of the system and the issuance of the bonds; providing for the security and payment of the bonds; and prescribing other matters pertaining thereto.

Sponsors: Paul R. Soglin

Additional referral to Common Council (12/4/18)

A motion was made by Baldeh, seconded by Carter, to Refer to the FINANCE COMMITTEE. The motion passed by voice vote/other.

66. [53775](#) Amending Resolution Enactment No. RES-17-00875, which authorizes the grant of an underground electric easement to Madison Gas and Electric Company to accommodate updates to their facilities at 115 S. Paterson Street (Madison Water Utility Operation Center). (6th A.D.)

Sponsors: Marsha A. Rummel

Additional referral to Plan Commission

A motion was made by Baldeh, seconded by Carter, to Refer to the WATER UTILITY BOARD. The motion passed by voice vote/other.

67. [53798](#) Celebrating the life of Mildred Elizabeth Fish Harnack, accepting ownership of the sculpture *Mildred* located in Marshall Park, and authorizing the City Attorney to sign a donation agreement with the Artist John Durbrow.

Sponsors: Sheri Carter, Marsha A. Rummel and Keith Furman

A motion was made by Baldeh, seconded by Carter, to Refer to the MADISON ARTS COMMISSION. The motion passed by voice vote/other.

68. [53799](#) Authorizing the Mayor and City Clerk to execute a Purchase and Sale Agreement with Eurofins Scientific, S.E., or its assigns for Lot 4 in the Center for Industry and Commerce.

Sponsors: Samba Baldeh and Paul R. Soglin

A motion was made by Baldeh, seconded by Carter, to Refer to the FINANCE COMMITTEE. The motion passed by voice vote/other.

69. [53800](#) Submitting the appointment of Michelle M. Drea for confirmation of a five-year term as the City Assessor

Sponsors: Paul R. Soglin

Confirm 12/4/18

A motion was made by Baldeh, seconded by Carter, to Refer to the FINANCE COMMITTEE. The motion passed by voice vote/other.

70. [53801](#) Authorizing a 2018 budget amendment to fund the installation of an electric distribution system in The Center for Industry & Commerce from the General Land Acquisition Fund; and, authorizing further action as required to complete the transaction with Madison Gas and Electric.

Sponsors: Samba Baldeh

A motion was made by Baldeh, seconded by Carter, to Refer to the FINANCE COMMITTEE. The motion passed by voice vote/other.

71. [53802](#) Resolution authorizing a double-fill of position #1168 of Public Works General Foreperson in Fleet Services from October 21, 2018, until February 19, 2019, due to the retirement of Gary Kramer.

Sponsors: Paul R. Soglin

Additional referral to Common Council (12/4/18)

A motion was made by Baldeh, seconded by Carter, to Refer to the FINANCE COMMITTEE. The motion passed by voice vote/other.

72. [53806](#) Recreate position #1042 from a .85 FTE to a 1.0 FTE Program Assistant 2 in CG 20, Range 12 in the CDA Housing operating budget; and reallocate the incumbent to the new FTE Level.

Sponsors: Paul R. Soglin

Additional referral to Common Council (12/4/18)

A motion was made by Baldeh, seconded by Carter, to Refer to the FINANCE COMMITTEE. The motion passed by voice vote/other.

73. [53814](#) Amending the 2018 Capital Budget of Sewer Utility to exchange Revenue Bond funding of certain capital projects with Utility Reserves funding.

Sponsors: Paul R. Soglin

A motion was made by Baldeh, seconded by Carter, to Refer to the FINANCE COMMITTEE. The motion passed by voice vote/other.

74. [53815](#) Amending the Traffic Engineering 2018 Adopted Capital Budget by increasing authority for installation, operation and maintenance of Traffic Signals at County Highway V & Morrisonville Road intersection and County Highway V & River Road intersection in the Village of DeForest.

Sponsors: Samba Baldeh

A motion was made by Baldeh, seconded by Carter, to Refer to the FINANCE COMMITTEE. The motion passed by voice vote/other.

75. [53816](#) Resolution Authorizing and Providing for the Sale and Issuance of \$30,765,000* Water Utility Revenue Bonds, Series 2018A, and All Related Details

Sponsors: Paul R. Soglin

Additional referrals to Water Utility Board (11/27/18) and Common Council (12/4/18)

A motion was made by Baldeh, seconded by Carter, to Refer to the FINANCE COMMITTEE. The motion passed by voice vote/other.

76. [53817](#) Resolution Authorizing and Providing for the Sale and Issuance of \$9,605,000* Taxable Water Utility Revenue Notes, Series 2018B, and All Related Details

Sponsors: Paul R. Soglin

Additional referrals to Water Utility Board (11/27/18) and Common Council (12/4/18)

A motion was made by Baldeh, seconded by Carter, to Refer to the FINANCE COMMITTEE. The motion passed by voice vote/other.

77. [53822](#) To approve the 2019 Urban Forestry Special Charge.

Sponsors: Paul R. Soglin

A motion was made by Baldeh, seconded by Carter, to Refer to the FINANCE COMMITTEE. The motion passed by voice vote/other.

78. [53823](#) Amending the 2018 Parks Division Capital Budget by increasing authority for the Brittingham Dog Park Improvements project.

Sponsors: Michael E. Verveer

A motion was made by Baldeh, seconded by Carter, to Refer to the FINANCE COMMITTEE. The motion passed by voice vote/other.

79. [53827](#) Issuing a Request for Proposals to solicit innovative and inclusive activation proposals (commerce, programming, etc.) for a business, nonprofit or other entity to implement at the Top of State Area.

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

A motion was made by Baldeh, seconded by Carter, to Refer to the DOWNTOWN COORDINATING COMMITTEE. The motion passed by voice vote/other.

80. [53830](#) Approving roadway geometry for the Pleasant View Road Reconstruction (Mineral Point Rd to USH 14). (9th AD)

Sponsors: Paul E. Skidmore

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

81. [53831](#) Authorizing the City Attorney to File Suit Against the Village of McFarland to Contest the Annexation of Certain Lands from the Town of Blooming Grove.

Sponsors: Samba Baldeh, Paul R. Soglin and Michael J. Tierney

Additional referrals to Finance Committee (11/26/18) and Common Council (12/4/18)

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

82. [53834](#) BY TITLE ONLY - 2018 Year End Appropriation.

Sponsors: Paul R. Soglin and Michael E. Verveer

Additional referral to Common Council (12/4/18)

A motion was made by Baldeh, seconded by Carter, to Refer to the FINANCE COMMITTEE. The motion passed by voice vote/other.

83. [53835](#) Authorizing the execution of a lease at 119 Martin Luther King, Jr. Blvd. for the Human Resources Department’s performance of accommodation testing. (4th A.D.)

Sponsors: Michael E. Verveer

A motion was made by Baldeh, seconded by Carter, to Refer to the FINANCE COMMITTEE. The motion passed by voice vote/other.

84. [53836](#) Authorizing the Community Development Division (CDD) to undertake a Request for Qualifications (RFQ) process for the purpose of selecting a Developer/Owner/Operator of a new neighborhood center to replace an existing facility serving the Bridge Lake Point Waunona Way neighborhoods and directing CDD to make recommendations to the Common Council of one or more entities to fulfill those roles.

Sponsors: Sheri Carter and Samba Baldeh

Additional referral to Community Development Division Conference Committee

A motion was made by Baldeh, seconded by Carter, to Refer to the FINANCE COMMITTEE. The motion passed by voice vote/other.

85. [53838](#) Authorizing the Mayor and City Clerk to execute an Annual Performance Contract with Overture Center Foundation, Inc. for the 2019 operations of the Overture Center, and providing for a grant from the City.

Sponsors: Michael E. Verveer and Sheri Carter

A motion was made by Baldeh, seconded by Carter, to Refer to the FINANCE COMMITTEE. The motion passed by voice vote/other.

LICENSES

86. [53680](#) Public Hearing - New License
CocoVaa LLC • dba CocoVaa Chocolatier
1815 E Washington Ave ste 100 • Agent: Syovata Edaari
Estimated Capacity: 10
Class B Combination Liquor & Beer • 5% alcohol, 95% food
Aldermanic District 6 (Alder Rummel) • Police Sector 410

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

87. [53681](#) Public Hearing - New License
Beef Butter BBQ LLC Owned by Patrick J Riha • dba Beef Butter BBQ
3001 N Sherman Ave • Agent: Patrick J Riha • Estimated Capacity: 75
Class B Combination Liquor & Beer • 5% alcohol, 95% food
Aldermanic District 12 (Alder Palm) • Police Sector 504

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

88. [53682](#) Public Hearing - New License
VFMAD LLC • dba vomFASS
66 West Towne Mall Unit B-01 • Agent: Justin Gibson
Estimated Capacity: 20
Class B Combination Liquor & Beer • 45% alcohol, 55% food
Aldermanic District 9 (Alder Skidmore) • Police Sector 124

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

PRESENTATION OF CLAIMS AGAINST THE CITY OF MADISON

CLAIMS - REFER TO RISK MANAGER

89. [53671](#) L. and K. Lindley - property damage - \$47,814.87.

This Claim was Referred to the Risk Manager

90. [53677](#) M. Bender - vehicle damage - \$578.05.

This Claim was Referred to the Risk Manager

91. [53687](#) N. Chudy - vehicle damage - \$884.72.

This Claim was Referred to the Risk Manager

92. [53743](#) Madison Gas & Electric Company - property damage - \$5,512.91.

This Claim was Referred to the Risk Manager

93. [53767](#) WDOT, Division of Business Management - property damage - \$1,518.39.

This Claim was Referred to the Risk Manager

94. [53770](#) A. Wingo - personal injury - \$50,000.00.

This Claim was Referred to the Risk Manager

95. [53771](#) R. Kraft - property loss - \$1,500.00.

This Claim was Referred to the Risk Manager

96. [53773](#) J. McGraw - vehicle damage - \$1,508.34.

This Claim was Referred to the Risk Manager

97. [53781](#) C. Cowart - vehicle damage - \$1,223.67.

This Claim was Referred to the Risk Manager

98. [53796](#) J. Sobotka - vehicle damage - 636.91.

This Claim was Referred to the Risk Manager

99. [53797](#) J. Ritting - property damage - \$318.36.

This Claim was Referred to the Risk Manager

- 100. [53826](#) Madison Gas and Electric Company - property damage - \$1,006.69.

This Claim was Referred to the Risk Manager

- 101. [53829](#) K. Kocs - vehicle damage - \$4,801.50.

This Claim was Referred to the Risk Manager

THE FOLLOWING ITEMS WERE INTRODUCED FROM THE FLOOR AT THE LAST COMMON COUNCIL MEETING AND ARE ON THIS AGENDA PURSUANT TO SEC. 2.05(1) (B), MGO, SOLELY FOR THE PURPOSE OF ADDING ADDITIONAL REFERRALS.

- 102. [53660](#) SUBSTITUTE - Adopting and confirming modifications to the Employee Benefits Handbooks for the General Municipal Employees and the Madison City Attorneys' Association for the period January 1, 2019 through December 31, 2019.

Sponsors: Paul R. Soglin

A motion was made by Baldeh, seconded by Carter, to Refer to the FINANCE COMMITTEE. The motion passed by voice vote/other.

ANNOUNCEMENTS & INTRODUCTION OF ITEMS FROM THE FLOOR

- 103. [53679](#) A Resolution authorizing a sole source purchase of goods from Creative Business Interiors, Inc. as a sole source provider of Paul Brayton Lounge Seating, for replacement of existing furniture in public spaces at Monona Terrace.

Sponsors: Michael E. Verveer

A motion was made by Baldeh, seconded by Carter, to Refer to the FINANCE COMMITTEE. The motion passed by voice vote/other.

- 104. [53693](#) A Resolution authorizing a sole source purchase of goods from Duet Resource Group, Inc. as a sole source provider of KI Teacup furniture, for replacement of existing furniture in public spaces at Monona Terrace.

Sponsors: Michael E. Verveer

A motion was made by Baldeh, seconded by Carter, to Refer to the FINANCE COMMITTEE. The motion passed by voice vote/other.

105. [53886](#) Authorizing the Mayor and City Clerk to execute a Room Block Agreement between the City and Beitler Real Estate Services, LLC.

Sponsors: Paul R. Soglin and Michael E. Verveer

A motion was made by Baldeh, seconded by Carter, to Refer to the FINANCE COMMITTEE. The motion passed by voice vote/other.

ADJOURNMENT

A motion was made by Baldeh, seconded by Carter, to Adjourn at 7:55pm. The motion passed by voice vote/other.