



City of Madison

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

Proceedings - Approved COMMON COUNCIL

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Tuesday, March 18, 2014

6:30 PM

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

ROLL CALL

Present: 19 - Lisa Subeck
Ledell Zellers
Michael E. Verveer
Shiva Bidar-Sielaff
Marsha A. Rummel
Steve King
Scott J. Resnick
Paul E. Skidmore
Maurice S. Cheeks
Chris Schmidt
Larry Palm
Sue Ellingson
John Strasser
David Ahrens
Denise DeMarb
Joseph R. Clausius
Anita Weier
Mark Clear
Matthew J. Phair

Excused: 1 - Lauren Cnare

Non Voting: 1 - Paul R. Soglin

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. Ellingson

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 Resnick, to Suspend the Rules.
The motion passed by voice vote/other.**

HONORING RESOLUTIONS

- 1. [33251](#) Proclaiming the week of April 20th through April 26th, 2014 as Arbor Week in the City of Madison.

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

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

Enactment No: RES-14-00188

- 2. [33252](#) To commemorate the 44th anniversary of Earth Day on April 22nd and, to proclaim April 19th to April 26th as Earth Day Challenge Days and endorsing and encouraging citizen participation in the clean-up events at City of Madison Parks. (All ADs)

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

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

Enactment No: RES-14-00189

PETITIONS AND COMMUNICATIONS:

EARLY PUBLIC COMMENT

SPECIAL ORDER OF BUSINESS AT 6:45 PM

PRESENTATION OF CONSENT AGENDA

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

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

RECESSED PUBLIC HEARINGS - BEGIN AT 6:45 PM

REPORT OF PLAN COMMISSION

- 3. [32101](#) Creating Section 28.022 -- 00090 of the Madison General Ordinances to change the zoning of properties located at 17-25 N. Webster Street and 201 E. Mifflin Street, 2nd Aldermanic District, from DR-1 (Downtown Residential 1) District to UMX (Urban Mixed Use) District to allow 2 two-family residences, a four-unit apartment building and a five-unit apartment building to be demolished and a 58-unit apartment building to be constructed.

Sponsors: Planning Division

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

4. [32265](#) Creating Section 28.022 -- 00091 of the Madison General Ordinances to change the zoning of property located at 149 East Wilson Street, 4th Aldermanic District, from UMX (Urban Mixed Use) District to DC (Downtown Core) District to allow demolition of an office building and construction of a mixed-use building with 9,100 square feet of commercial space and 127 apartments.

Sponsors: Planning Division

A motion was made by Resnick, seconded by Clausius, to Adopt the Following Amendment: Approve the Zoning Map ammendment. The motion passed by the following vote:

Ayes: 17 - Lisa Subeck
Ledell Zellers
Shiva Bidar-Sielaff
Steve King
Scott J. Resnick
Paul E. Skidmore
Maurice S. Cheeks
Chris Schmidt
Larry Palm
Sue Ellingson
John Strasser
David Ahrens
Denise DeMarb
Joseph R. Clausius
Anita Weier
Mark Clear
Matthew J. Phair

Noes: 2 - Michael E. Verveer
Marsha A. Rummel

Excused: 1 - Lauren Cnare

Non Voting: 1 - Paul R. Soglin

A motion was made by Resnick, seconded by Clausius, to Adopt with the Recommendation(s) and Close the Public Hearing. The motion passed by the following vote:

Ayes: 15 - Lisa Subeck
Ledell Zellers
Steve King
Scott J. Resnick
Paul E. Skidmore
Maurice S. Cheeks
Chris Schmidt
Larry Palm
Sue Ellingson
John Strasser
David Ahrens
Joseph R. Clausius
Anita Weier
Mark Clear
Matthew J. Phair

Noes: 4 - Michael E. Verveer
Shiva Bidar-Sielaff
Marsha A. Rummel
Denise DeMarb

Excused: 1 - Lauren Cnare

Non Voting: 1 - Paul R. Soglin

Enactment No: ORD-14-00054

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

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

A motion was made by Schmidt, seconded by Resnick, to Take A Recess. The motion passed by voice vote/other.

This was Reconvene

Present: 18 - Lisa Subeck
Ledell Zellers
Michael E. Verveer
Shiva Bidar-Sielaff
Marsha A. Rummel
Steve King
Scott J. Resnick
Paul E. Skidmore
Maurice S. Cheeks
Chris Schmidt
Sue Ellingson
John Strasser
David Ahrens
Denise DeMarb
Joseph R. Clausius
Anita Weier
Mark Clear
Matthew J. Phair

Excused: 3 - Paul R. Soglin
Lauren Cnare
Larry Palm

32265

Creating Section 28.022 -- 00091 of the Madison General Ordinances to change the zoning of property located at 149 East Wilson Street, 4th Aldermanic District, from UMX (Urban Mixed Use) District to DC (Downtown Core) District to allow demolition of an office building and construction of a mixed-use building with 9,100 square feet of commercial space and 127 apartments.

Sponsors: Planning Division

A motion was made by Schmidt, seconded by Resnick, to Take Off The Table. The motion passed by voice vote/other.

A motion was made by Schmidt, seconded by Resnick, to Adopt with the Recommendation(s) and Close the Public Hearing. The motion passed by voice vote/other.

Enactment No: ORD-14-00054

5. [32564](#) 2ND SUBSTITUTE Creating Section 28.06(2)(a)000098. of the Madison General Ordinances to change the zoning of property located at 5899-5901 Milwaukee Street, 3rd Aldermanic District from A (Agricultural) District and PD (Planned Development) District to TR-P (Traditional Residential-Planned) District; and creating Section 28.06(2)(a)000099 of the Madison General Ordinances to change the zoning of property located at 5899-5901 Milwaukee Street, 3rd Aldermanic District from A (Agricultural) District to TR-U1 (Traditional Residential - Urban 1) District to create 199 single-family lots, 8 lots for 4-unit residences, 15 lots for 2-family-twin residences, 1 lot for 100 future multi-family units, 10 outlots to be dedicated to the City for 2 parks, an alley, stormwater management and overhead water storage, and 1 outlot for future development.

Sponsors: Planning Division

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

Note: This item (32265) requires a super majority vote of 3/4 of the members of the Council voting on the matter as opposed to 3/4 of the full Council, or 15 votes. Sec. 29.182(5)(c), MGO.

6. [32796](#) Creating Section 28.022 -- 00101 of the Madison General Ordinances to rezone a portion of the property at 3118 Harvey Street, 5th Aldermanic District, from TR-U1 (Traditional Residential - Urban 1) District to CC-T (Commercial Corridor - Transitional) District to allow carports to be constructed in the rear yards of an existing mixed-use building and apartment building and to reflect a lot line adjustment between this parcel and 3009 University Avenue.

Sponsors: Planning Division

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

7. [32826](#) Amending various sections of Chapter 28 of the Madison General Ordinances allow Mission Houses and Daytime Shelters as principal uses of land and to add a new definition for Daytime Shelter.

Sponsors: Planning Division and Marsha A. Rummel

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

PUBLIC HEARINGS - BEGIN AT 6:45 PM**REPORT OF BOARD OF PUBLIC WORKS**

8. [33188](#) Approving Plans, Specifications, And Schedule Of Assessments For Clemons Avenue, Helena Street, Jenifer Street and Walton Place Reconstruction Assessment District - 2014.

Sponsors: BOARD OF PUBLIC WORKS

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

Enactment No: RES-14-00190

REPORT OF PLAN COMMISSION

9. [32797](#) Creating Section 28.022 -- 00102 of the Madison General Ordinances to change the zoning of property located at 710 East Mifflin Street and 124 North Livingston Street, 2nd Aldermanic District, from PD (Planned Development) and TE and (Traditional Employment) Districts to TR-U2 (Traditional Residential-Urban 2) District to allow demolition of an industrial building and future development of property with 196 multi-family dwelling units.

Sponsors: Planning Division

A motion was made by Schmidt, seconded by Resnick, to Re-refer to a Future Meeting to Adopt. The motion passed by voice vote/other.

10. [32952](#) SUBSTITUTE. Creating Section 28.022 - 00103, Section 28.022 - 00104 and Section 28.022 - 00114 of the Madison General Ordinances to change the zoning of property located at 702 South Point Road, 9th Aldermanic District, from A (Agricultural), TR-C3 (Traditional Residential - Consistent 3) and PD (Planned Development) Districts to TR-P (Traditional Residential - Planned), TR-C3 (Traditional Residential - Consistent 3) and CN (Conservancy) Districts to provide zoning for 259 single-family lots, 11 lots for two-family-twin residences, and 9 outlots for public park and stormwater management and private open space on the plat of First Addition to 1000 Oaks.

Sponsors: Planning Division

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

11. [32961](#) Amending Sections 28.061, 28.072, 28.082, 28.091, 28.151 and 28.211 and creating Section 28.127 of the Madison General Ordinances to create an Alcohol Overlay District in the zoning code, create "Restaurant-Nightclub" and "Nightclub" as uses of land in the zoning code, establish supplemental regulations for "Restaurant-Tavern," "Tavern," "Restaurant-Nightclub," and "Nightclub," and to amend the definition for "Restaurant-Tavern," "Theater, Assembly hall," and "Outdoor stage, band shell, or amphitheater."

Sponsors: Michael E. Verveer, Shiva Bidar-Sielaff and Scott J. Resnick

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

12. [33170](#) Creating Section 15.01(591) of the Madison General Ordinances entitled "City Boundaries" and being part of the chapter entitled "Aldermanic Districts and Wards" annexing privately owned land located at 7273 Midtown Road to the 1st Aldermanic District and assigning a temporary zoning classification of A Agricultural District, creating Section 15.02(125) of the Madison General Ordinances to assign the attached property to Ward 125, and amending Section 15.03(1) of the Madison General Ordinances to add Ward 125 to Aldermanic District 1.

Sponsors: Paul R. Soglin

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

Enactment No: ORD-14-00055

ITEMS REFERRED TO THIS MEETING

13. [33097](#) Appeal of Plan Commission Decision on Conditional Use (Legistar #32124) regarding 149 East Wilson Street.

A motion was made by Schmidt, seconded by Resnick, to Uphold Decision and Affirm the Recommendations of the Plan Commission and Accept their ruling as a finding that all standards were met. The motion passed by voice vote/other.

Note: This item (33097) requires a 2/3 vote of the Council (14 votes) to reverse or modify the Plan Commission decision.

END OF PUBLIC HEARINGS

BUSINESS PRESENTED BY THE MAYOR**APPOINTMENTS**

14. [33232](#) Report of the Mayor submitting citizen committee appointments (introduction 3-4-2014; action 3-18-2014).

Sponsors: Paul R. Soglin

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

RESOLUTIONS

15. [33389](#) Approving the allocation of \$50,000 in previously authorized funds from Miscellaneous Appropriations to fund ten proposals received during the 2014 Madison Food Policy Council "SEED" Grants funding process, and authorizing the Mayor and City Clerk to enter into agreements with the associated agencies, organizations and groups to implement the designated projects or programs.

Sponsors: Shiva Bidar-Sielaff, Paul R. Soglin and Ledell Zellers

A motion was made by Schmidt, seconded by Resnick, 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-14-00191

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

16. [33407](#) Amending Section 25.10(10) of the Madison General Ordinances to extend the sunset date for the nuisance house party ordinance.

Sponsors: Shiva Bidar-Sielaff

A motion was made by Schmidt, seconded by Resnick, 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-14-00056

REPORTS OF OFFICERS

REPORT OF ALCOHOL LICENSE REVIEW COMMITTEE

- 17. [33417](#) Alcohol License Review Committee Report of Operator License Applications 3-18-2014. See attached report for list of operators.

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

REPORT OF BOARD OF ESTIMATES

- 18. [32963](#) Authorizing the City of Madison, through the Madison Senior Center, to accept a 12 month OASIS Institute grant, funded by the WellPoint Foundation to implement CATCH Healthy Habits program in Madison, WI, and amending the 2014 Adopted Operating Budget of the Community Development Division to recognize additional grant revenues and associated expenditures.

Sponsors: Lauren Cnare and Michael E. Verveer

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

Enactment No: RES-14-00192

- 19. [33008](#) Authorizing the Mayor and City Clerk to sign a contract with Baker Tilly Virchow Krause, LLP, for independent external audit services for fiscal years 2014, 2015, and 2016 with an option to extend the contract for two subsequent fiscal years 2017 and 2018.

Sponsors: Paul R. Soglin

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

Enactment No: RES-14-00193

- 20. [33037](#) 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, Anita Weier, Shiva Bidar-Sielaff and Ledell Zellers

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

Enactment No: RES-14-00194

21. [33054](#) Authorizing the Mayor, City Clerk and Chief of Police to accept two (2) public safety grants from the Wisconsin Department of Transportation for Pedestrian Safety Enforcement (\$4,000) and Bicycle Safety Enforcement (\$4,000)

Sponsors: Paul E. Skidmore

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

Enactment No: RES-14-00195

22. [33070](#) Amending the 2014 adopted operating budgets of the Economic Development Division (EDD) and the City Contingent Reserve budget by appropriating \$30,000 from the Contingent Reserve to the EDD budget for market analysis and concept planning for the Northside Town Center.

Sponsors: Larry Palm

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

Enactment No: RES-14-00196

23. [33106](#) Adopting and confirming the Labor Agreements between the City of Madison and Dane County, Wisconsin Municipal Employees, Local 60, AFSCME, AFL-CIO, Library Unit, for the period January 1, 2015 through December 31, 2015 and January 1, 2016 through December 31, 2016.

Sponsors: Paul R. Soglin

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

Enactment No: ORD-14-00057

24. [33107](#) Adopting and confirming the Labor Agreements between the City of Madison and Dane County, Wisconsin Municipal Employees, Local 60, AFSCME, AFL-CIO, Library Pages, for the period January 1, 2015 through December 31, 2015 and January 1, 2016 through December 31, 2016.

Sponsors: Paul R. Soglin

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

Enactment No: ORD-14-00058

25. [33129](#) Authorizing the Mayor and City Clerk to enter into a Contract with the Wisconsin Economic Development Corporation (WEDC) to accept a \$534,000 grant through the Idle Industrial Sites Grant Program to implement infrastructure improvements needed to facilitate the redevelopment of the former Royster Clark property and amending the 2014 Engineering - Major Streets Capital Budget.

Sponsors: Paul R. Soglin and David Ahrens

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

Enactment No: RES-14-00197

26. [33143](#) Recreate the 1.0 FTE position #4062 of "Fire Code Enforcement Officer 3" (CG16-19), currently vacant, as a 1.0 FTE position of "Fire Code Enforcement Officer 4" (CG16-20) in the Fire Department budget.

Sponsors: Paul R. Soglin

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

Enactment No: RES-14-00198

27. [33159](#) Amending the 2014 adopted City Operating Budget to appropriate \$8,612.97 to Miscellaneous Appropriations for the purpose of returning unspent grant funds to the Joyce Foundation.

Sponsors: Chris Schmidt, Michael E. Verveer and Paul R. Soglin

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

Enactment No: RES-14-00199

28. [33183](#) Authorizing the Mayor and City Clerk to execute a service contract for software maintenance, on a recurring annual basis for the useful life of the software, for software support and maintenance services from Progress Software Corporation or their certified reseller.

Sponsors: Paul R. Soglin

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

Enactment No: RES-14-00200

29. [33199](#) Approving a contract with Stryker Corporation for annual preventive maintenance and service for ambulance cots and power load systems,
Sponsors: Paul E. Skidmore
- A motion was made by Schmidt, seconded by Resnick, to Adopt. The motion passed by voice vote/other.**
- Enactment No: RES-14-00201
30. [33205](#) Recreate position #1537 of Cemetery Manager (CG18/07) as a Parks Operations Supervisor (CG18/08) within the Parks Division budget, effective with the retirement of the incumbent on or about April 3, 2014.
Sponsors: Paul R. Soglin
- A motion was made by Schmidt, seconded by Resnick, to Adopt. The motion passed by voice vote/other.**
- Enactment No: RES-14-00202
31. [33213](#) Awarding Public Works Contract No. 7259, Elver and Reindahl Park Splash Pads, to Joe Daniels Construction, in the amount of \$1,340,576.75, and amending the 2014 Parks Division Capital Budget.
Sponsors: Paul R. Soglin, Joseph R. Clausius, Mark Clear, Lisa Subeck and Paul E. Skidmore
- A motion was made by Resnick, seconded by Clausius, 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-14-00203

32. [33234](#) Amending Section 3.54(1)(b) of the Madison General Ordinances by deleting the classification of "Cemetery Manager" in Compensation Group 18, Range 07, effective with the retirement of the incumbent on or about April 3, 2014.

Sponsors: Paul R. Soglin

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

Enactment No: ORD-14-00059

33. [33235](#) Recreating position #1095 from a Administrative Clerk 1 (CG20, Range 9) to a Program Assistant 1 (CG20, Range 11) in the Engineering budget and reallocating incumbent Kelsey Stone to the new position.

Sponsors: Paul R. Soglin

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

Enactment No: RES-14-00204

34. [33244](#) EXCESSIVE ASSESSMENT: Doty Street Partners LLC, 505 University Ave. - excessive taxation - \$100,751.44.

A motion was made by Schmidt, seconded by Resnick, to Approve as Recommended in the Attached Report of the Office of the City Attorney. The motion passed by voice vote/other.

REPORT OF BOARD OF PUBLIC WORKS

35. [33098](#) Approving plans and specifications and authorizing the Board of Public Works to advertise and receive bids for Yahara River Shoreline Repair & Olbrich Canoe Launch. (6th AD)

Sponsors: BOARD OF PUBLIC WORKS

A motion was made by Schmidt, seconded by Resnick, 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-14-00205

36. [33141](#) Authorizing the Mayor and City Clerk to enter into an Agreement with Safety-Kleen Systems, Inc. for the collection of waste oil from City drop off sites and other miscellaneous collection and disposal of City generated waste oil products.

Sponsors: David Ahrens and Paul E. Skidmore

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

Enactment No: RES-14-00206

37. [33209](#) Awarding Public Works Contract No. 7174, Annual Construction and Reconstruction of Concrete Sidewalk and Incidental Concrete Curb and Gutter Work Ordered (District 19) by the Common Council.

Sponsors: BOARD OF PUBLIC WORKS

A motion was made by Schmidt, seconded by Resnick, 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-14-00207

38. [33212](#) Awarding Public Works Contract No. 7255, Annual Horizontal Sawcutting of Concrete Sidewalk and Incidental Work.

Sponsors: BOARD OF PUBLIC WORKS

A motion was made by Schmidt, seconded by Resnick, 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-14-00208

39. [33215](#) Awarding Public Works Contract No. 7272, Boulevard/ROW Landscaping 2013 - Phase 1.

Sponsors: BOARD OF PUBLIC WORKS

A motion was made by Schmidt, seconded by Resnick, 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-14-00209

40. [33216](#) Awarding Public Works Contract No. 7280, Boulevard/ROW Landscaping - 2013 - Phase 2.

Sponsors: BOARD OF PUBLIC WORKS

A motion was made by Schmidt, seconded by Resnick, 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-14-00210

41. [33222](#) Declaring the City of Madison's intention to exercise its police powers establishing the Bear Claw Way, Cobalt Street and Wilrich Street Assessment District - 2014.

Sponsors: BOARD OF PUBLIC WORKS

A motion was made by Schmidt, seconded by Resnick, 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-14-00211

42. [33224](#) Approving plans and specifications and authorizing the Board of Public Works to advertise and receive bids for Landscape Restoration - 2014. (Various ADs)

Sponsors: BOARD OF PUBLIC WORKS

A motion was made by Schmidt, seconded by Resnick, 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-14-00212

43. [33229](#) Approving plans and specifications and authorizing the Board of Public Works to advertise and receive bids for State Street Sidewalk Repairs - 2014.

Sponsors: BOARD OF PUBLIC WORKS

A motion was made by Schmidt, seconded by Resnick, 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-14-00213

44. [33233](#) Approving plans and specifications and authorizing the Board of Public Works to advertise and receive bids for 2014 Parking Garage Maintenance.

Sponsors: BOARD OF PUBLIC WORKS

A motion was made by Schmidt, seconded by Resnick, 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-14-00214

45. [33237](#) Declaring the City of Madison's intention to exercise its police powers establishing the High Street Reconstruction Assessment District - 2014.

Sponsors: BOARD OF PUBLIC WORKS

A motion was made by Schmidt, seconded by Resnick, 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-14-00215

46. [33256](#) Approving plans and specifications for public improvements required to serve Phase 1 of the Subdivision known as Sugar Maple and authorizing construction to be undertaken by the Developer, Private Contract No. 2317 (1st AD)

Sponsors: BOARD OF PUBLIC WORKS

A motion was made by Schmidt, seconded by Resnick, 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-14-00216

47. [33257](#) Approving plans and specifications for public improvements required to serve Phase II of the Subdivision known as Sugar Maple and authorizing construction to be undertaken by the Developer, Private Contract No. 2380 (1st AD)

Sponsors: BOARD OF PUBLIC WORKS

A motion was made by Schmidt, seconded by Resnick, 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-14-00217

48. [33258](#) Approving plans and specifications for public improvements required to serve Phase 11 of the Subdivision known as Linden Park, Approving Construction Escrow Agreement to serve Linden Park Phase 11, and authorizing construction to be undertaken by the Developer, Private Contract No. 2353 (9th AD)

Sponsors: BOARD OF PUBLIC WORKS

A motion was made by Schmidt, seconded by Resnick, 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-14-00218

49. [33287](#) Authorizing the Mayor and City Clerk to execute Addendum No. 1 to the Contract for Professional Services with Strand Associates Inc. for development of a comprehensive Lake Wingra Watershed Management Plan.

Sponsors: BOARD OF PUBLIC WORKS

A motion was made by Schmidt, seconded by Resnick, 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-14-00219

REPORT OF CITY CLERK

50. [33374](#) Secondhand Article Dealer License
Tech Bank LLC
dba Tech Bank LLC
89 EastTowne Mall
Aldermanic District 17 (Ald. Clausius)
Police Sector 631

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

REPORT OF CITY ATTORNEY

51. [32995](#) EXCESSIVE TAXATION: Reinhart Boerner Van Deuren S.C., attorney for Lions Gate, LLC, 5801 Gemini Dr. - excessive taxation - \$13,396.00.

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

52. [32997](#) EXCESSIVE TAXATION: Demco Inc., 4810 Forest Run Rd. - excessive taxation - \$35,027.00.

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

53. [32999](#) UNLAWFUL TAXATION: St. Raphael's Congregation, 204 West Main St. - unlawful taxation - \$101,124.60.

A motion was made by Resnick, seconded by Clausius, to Deny. The motion passed by voice vote/other. Ald. Skidmore abstained from the vote.

54. [33099](#) EXCESSIVE TAXATION: B. Hillbo - excessive taxation - \$18,000.00.

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

55. [33245](#) UNLAWFUL TAXATION: Mary Ann Drescher for Attic Angel Prairie Point, Inc. - unlawful taxation - \$190,662.61.

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

REPORT OF COMMON COUNCIL ORGANIZATIONAL COMMITTEE

56. [32814](#) CHARTER ORDINANCE Creating Section 34.907(2) as a Charter Ordinance of the Madison General Ordinances to require landlords to furnish fire education to new tenants, and renumbering Section 34.907(2) to 34.907(3).

Sponsors: Paul R. Soglin, Michael E. Verveer, Scott J. Resnick, Chris Schmidt, Mark Clear, Shiva Bidar-Sielaff, Marsha A. Rummel and Anita Weier

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

Enactment No: CHA-14-00002

57. [33093](#) SUBSTITUTE Creating Section 2.05(9) of the Madison General Ordinances to prohibit introduction of ordinances without the approval as to form by the City Attorney.

Sponsors: Chris Schmidt and Mark Clear

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

Enactment No: ORD-14-00060

REPORT OF MADISON ARTS COMMISSION

58. [32885](#) Authorizing Staff to Explore Options for Increasing Revenue for Public Art.

Sponsors: Marsha A. Rummel and Ledell Zellers

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

Enactment No: RES-14-00220

REPORT OF PLAN COMMISSION

59. [32919](#) Approving the final plat of Sugar Maple on land addressed as 901-1001 Sugar Maple Lane; 1st Ald. Dist.
- A motion was made by Schmidt, seconded by Resnick, 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-14-00221
60. [32920](#) Approving a revised preliminary plat and final plat of Paragon Place on land located at 9601 Elderberry Road; 9th Ald. Dist.
- A motion was made by Schmidt, seconded by Resnick, 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-14-00222
61. [32960](#) Amending the Tenney-Lapham Neighborhood Plan, in conjunction with a rezoning request at 710 East Mifflin Street and 124 North Livingston Street.
- Sponsors:** Ledell Zellers
- A motion was made by Schmidt, seconded by Resnick, to Adopt. The motion passed by voice vote/other.**
- Enactment No: RES-14-00223
62. [33134](#) Approving the Redevelopment Plan and District Boundary for the Park / Drake Redevelopment District.
- Sponsors:** Sue Ellingson
- A motion was made by Schmidt, seconded by Resnick, to Adopt. The motion passed by voice vote/other.**
- Enactment No: RES-14-00224

REPORT OF PUBLIC SAFETY REVIEW COMMITTEE

63. [32694](#) Creating Section 25.25(2)(f) of the Madison General Ordinances to allow bow hunting on private property, subject to certain conditions.
- Sponsors:** Joseph R. Clausius, Mark Clear, Paul E. Skidmore and John Strasser
- A motion was made by Schmidt, seconded by Resnick, to Adopt. The motion passed by voice vote/other.**

Enactment No: ORD-14-00061

REPORT OF SUSTAINABLE MADISON COMMITTEE

64. [32255](#) SUBSTITUTE Creating Section 29.047 of the Madison General Ordinances to create an energy benchmarking requirements for certain types of buildings in the City of Madison and amending Sections 1.08(3)(a) and (4) to establish a bail deposit for violation of this requirement that is enforceable by the City Engineer.

Sponsors: David Ahrens, Michael E. Verveer, Ledell Zellers, Lisa Subeck, Sue Ellingson, Marsha A. Rummel, Denise DeMarb and Anita Weier

A motion was made by Ahrens, seconded by Resnick, to Place On File. The motion passed by voice vote/other.

REPORT OF TRANSIT/ PARKING COMMISSION

65. [33090](#) Authorizing the Transit General manager to file an application for a Section 5310 Enhanced Mobility of Seniors and Individuals with Disabilities Program Grant with the 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, approving the associated Program Management and Recipient Coordination Plan which designates Metro Transit as the Direct Recipient of the funding and authorizing Metro Transit to pass through funding as approved in the Program of Projects.

Sponsors: Chris Schmidt and Sue Ellingson

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

Enactment No: RES-14-00225

66. [33135](#) Authorizing the Mayor and the Clerk to execute a long-term use agreement with Central Focus, LLC (dba Block 100) for 25-60 stalls at State Street Capitol parking garage.

Sponsors: Chris Schmidt

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

Enactment No: RES-14-00226

67. [33263](#) SUBSTITUTE-Authorizing the Mayor and the City Clerk to enter into a contract with Genfare, a Division of SPX Corporation, to purchase 220 fareboxes and related equipment, installation, training and maintenance at an estimated cost of ~~\$3,250,662~~ \$3,425,000 during 2014.

Sponsors: Chris Schmidt

A motion was made by Schmidt, seconded by Resnick, to Adopt with the Recommendation(s). The motion passed by voice vote/other.

Enactment No: RES-14-00227

REPORT OF WATER UTILITY BOARD

68. [26301](#) SUBSTITUTE Repealing and recreating Section 13.06, creating Section 13.065, and amending Section 1.08(3)(a) of the Madison General Ordinances regarding water meter access requirements, the maintenance of water meter pits, and establishing new bond schedules for these violations.
- Sponsors:** Lauren Cnare and Sue Ellingson

A motion was made by Schmidt, seconded by Resnick, to Place On File. The motion passed by voice vote/other.

ITEMS REFERRED TO THIS MEETING**ORDINANCES**

69. [32949](#) Creating Sections 23.60 and 23.61, renumbering Section 23.60 to Section 23.90 and amending Section 1.08(3)(a) of the Madison General Ordinances to mandate the spaying and neutering of pit bulls, require registration for pit bull dog breeders and establish a bail deposit schedule for violation of such.
- Sponsors:** John Strasser, Anita Weier and Matthew J. Phair

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

70. [33241](#) SUBSTITUTE Amending Sections 9.13(6)(n), 9.13(6)(l)1.a., and 9.13(6)(l)6.a. and b. of the Madison General Ordinances to revise the Late Night Vending Areas and require site assignment based on seniority.
- Sponsors:** Scott J. Resnick and Michael E. Verveer

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

Enactment No: ORD-14-00062

RECONSIDERATION

71. [32827](#) SUBSTITUTE Creating Section 23.01 and amending Section 1.08(3)(a) of the Madison General Ordinances to create a buffer zone at the entrance of health care facilities to protect patients and creates a bail schedule for violation thereof.
- Sponsors:** Lisa Subeck, David Ahrens, Shiva Bidar-Sielaff, Joseph R. Clausius, Mark Clear, Denise DeMarb, Larry Palm, Scott J. Resnick, Marsha A. Rummel, John Strasser, Michael E. Verveer, Anita Weier, Ledell Zellers, Lauren Cnare and Sue Ellingson

A motion was made by Subeck, seconded by Resnick, to Reconsider. The motion passed by voice vote/other.

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

Enactment No: ORD-14-00046

RESOLUTIONS

72. [33277](#) Affirming community support for WisDOT 2014-2018 Transportation Alternatives Program (TAP) grant applications submitted by City Engineering. (Various ADs)
- Sponsors:** Paul R. Soglin
- A motion was made by Schmidt, seconded by Resnick, to Adopt. The motion passed by voice vote/other.**
- Enactment No: RES-14-00228
73. [33294](#) Supporting state and federal efforts to gradually increase the minimum wage to \$10.10 per hour.
- Sponsors:** Anita Weier, Michael E. Verveer, Sue Ellingson, Chris Schmidt, Maurice S. Cheeks, Lauren Cnare, Shiva Bidar-Sielaff, Steve King, John Strasser, Lisa Subeck, Matthew J. Phair, David Ahrens, Larry Palm, Ledell Zellers and Marsha A. Rummel
- A motion was made by Schmidt, seconded by Resnick, to Adopt. The motion passed by voice vote/other.**
- Enactment No: RES-14-00229

INTRODUCTION OF NEW BUSINESS FOR REFERRAL WITHOUT DEBATE

APPEALS

74. [33275](#) Appeal of Denial of Certificate of Appropriateness
 for New Development
 121-127 W. Gilman St.
 Aldermanic District 2 (Ald. Zellers)
 Refer to the Common Council meeting on 4-8-14.

This Appeal was Referred to the COMMON COUNCIL

ORDINANCES

75. [33307](#) Amending Section 28.151 of the Madison General Ordinances to allow Housing Cooperatives to obtain conditional use approval to increase the number of bedrooms beyond what is allowed in TR-V1 and TR-V2.

Sponsors: Marsha A. Rummel

This Ordinance was Referred for Public Hearing to the PLAN COMMISSION

76. [33381](#) Amending the title of Section 33.09 and creating Section 33.09(3) of the Madison General Ordinances establishing the City-County Homeless Issues Committee.

Sponsors: John Strasser and Larry Palm

This Ordinance was Referred to the COMMON COUNCIL ORGANIZATIONAL COMMITTEE

77. [33387](#) Amending Sections 10.33(10)(c)3.a. and 31.046(4)(a)1. of the Madison General Ordinances to allow a larger single-faced poster board sign on a City-sponsored bicycle-sharing facility.

Sponsors: Paul R. Soglin, Scott J. Resnick, Chris Schmidt, Shiva Bidar-Sielaff, Ledell Zellers, Mark Clear and Michael E. Verveer

Additional referrals: Urban Design Commission, Pedestrian/Bicycle/Motor Vehicle Commission.

This Ordinance was Referred to the BOARD OF PUBLIC WORKS

78. [33390](#) AMENDED Creating Section 28.022 -- 00116 of the Madison General Ordinances to change the zoning of property located at 2046-2050 East Johnson Street, 12th Aldermanic District, from NMX (Neighborhood Mixed-Use) District to PD (Planned Development) District to convert an auto repair facility into a "tiny house" workshop and residential community for 9 units, with retail space and accessory gardens and greenhouse.

Sponsors: Planning Division and Marsha A. Rummel

This Ordinance was Referred for Public Hearing to the PLAN COMMISSION

79. [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

Additional referral: Urban Design Commission.

This Ordinance was Referred to the PLAN COMMISSION

80. [33434](#) Creating Section 28.022 -- 00117 of the Madison General Ordinances to adopt a Campus-Institutional (CI) District Master Plan for Edgewood College, Edgewood High School and Edgewood Campus School, generally addressed as 2219 Monroe Street and 829-1000 Edgewood College Drive, 13th Aldermanic District, as an integral part of the Zoning Code.

Sponsors: Planning Division

This Ordinance was Referred for Public Hearing to the PLAN COMMISSION

81. [33437](#) Creating Section 28.022 - 00118 of the Madison General Ordinances to change the zoning of property located at 300 S. Bedford Street and 302-304 Dow Court, 4th Aldermanic District, from UMX (Urban Mixed-Use) District and PD (Planned Development) District to PD (Planned Development) District to allow construction of an addition to an existing office building and separate 80-unit apartment building with shared parking following demolition of a single-family residence.

Sponsors: Planning Division

This Ordinance was Referred for Public Hearing to the PLAN COMMISSION

RESOLUTIONS

82. [33282](#) Recreating 2 0.5 FTE Administrative Clerk 1s (position #1556 & 4098) as 0.8 FTE Administrative Clerk 1s within the Parks Division budget.

Sponsors: Paul R. Soglin

This Resolution was Referred to the BOARD OF ESTIMATES

83. [33293](#) Authorizing the Mayor and City Clerk to enter into an agreement with RNL Design to provide architectural space programming, master site planning, and conceptual schematic design services for Nakoosa Trail Fleet Services Master Plan Study in the amount of \$422,846 and amending the 2014 Metro Transit adopted capital budget to authorize its portion of project expenditures.

Sponsors: Scott J. Resnick and Paul E. Skidmore

Additional referrals: Board of Public Works, Transit and Parking Commission.

This Resolution was Referred to the BOARD OF ESTIMATES

84. [33296](#) Authorizing the execution of a Temporary Limited Easement by the City of Madison in favor of the State of Wisconsin Department of Transportation for the reconstruction of a driveway entrance to the Yahara Hills Golf Course, in connection with the reconstruction project for the intersection of USH 12 and Millpond Road.

Sponsors: Denise DeMarb

Additional Referral: Plan Commission.

This Resolution was Referred to the BOARD OF PARK COMMISSIONERS

85. [33297](#) Adopting the 2015 - 2016 Community Development Program Goals and Objectives as a guide to the CDBG Committee for the development of its funding recommendations.

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

Additional referral: Community Development Block Grant Committee.

This Resolution was Referred to the BOARD OF ESTIMATES

86. [33354](#) Authorizing the Mayor and City Clerk to execute a Fourth Amendment to Sublease pertaining to the City's sublease of space to Dane County Parent Council, Inc. (a/k/a Head Start) within the South Madison Health & Family Center located within The Village on Park.

Sponsors: John Strasser

This Resolution was Referred to the BOARD OF ESTIMATES

87. [33358](#) Authorizing the execution of a quit claim deed to AnchorBank, fsb to clear title to Lot 29 of Nelson's Addition to Rustic Acres, located at 6426 Driscoll Drive.

Sponsors: Lauren Cnare

This Resolution was Referred to the BOARD OF PUBLIC WORKS

88. [33364](#) Authorizing the Mayor and City Clerk to enter into a contract with Circle B Incorporated to compost the leaves and yard waste collected by the Streets Division in 2014.

Sponsors: Paul R. Soglin, Denise DeMarb, Steve King and Paul E. Skidmore

This Resolution was Referred to the BOARD OF ESTIMATES

89. [33370](#) Authorizing the Police Department to move the start date of its fall Academy from October 6, 2014 to September 15, 2014

Sponsors: Paul R. Soglin, Joseph R. Clausius, Scott J. Resnick, Shiva Bidar-Sielaff and Chris Schmidt

This Resolution was Referred to the BOARD OF ESTIMATES

90. [33371](#) Amending the 2014 Capital Budget to move \$60,000 in GO Borrowing from the Police Department Training Facility Project to the Police Department In-Car Video Project

Sponsors: Paul R. Soglin

This Resolution was Referred to the BOARD OF ESTIMATES

91. [33372](#) Establishing a voluntary handgun purchase program to allow Police commissioned employees to purchase a department-approved Glock firearm for duty use, utilize the Department's bulk purchasing power to order the handguns, and establish a repayment mechanism by which the cost of the firearm would be recovered through thirteen (13) equal deductions taken from the employee's paychecks

Sponsors: Paul R. Soglin

This Resolution was Referred to the BOARD OF ESTIMATES

92. [33379](#) Amending the 2014 Stormwater Utility Capital Budget to add \$200,000 of new budget authority to provide funding for a 100% assessable development project to be completed in 2014.

Sponsors: Paul E. Skidmore

Additional referral: Board of Public Works

This Resolution was Referred to the BOARD OF ESTIMATES

93. [33382](#) Authorizing the Mayor and the City Clerk to execute an Intergovernmental Agreement between the City of Madison and the City of Fitchburg relating to providing Water Service within the City of Fitchburg in the Danville Drive area (Citywide).

Sponsors: Lauren Cnare, Matthew J. Phair and John Strasser

Additional referral: Board of Public Works.

This Resolution was Referred to the WATER UTILITY BOARD

94. [33384](#) Establishing a Glass-Free Zone for Langdon Street between North Park and North Lake Streets, and North Park Street between University Avenue and Observatory Drive, from 10:00 a.m. on May 3, 2014 to 2:00 a.m. on May 4, 2014.

Sponsors: Scott J. Resnick

Adopt at the Common Council meeting on 4-8-14.

This Resolution was Refer to a future Meeting to Adopt to the COMMON COUNCIL

95. [33385](#) Authorizing the Mayor and City Clerk to amend the contracts with Vandewalle & Associates and The Hiebing Group for consultation services to implement the East Washington Avenue Capitol Gateway Corridor Plan and related projects within the Capitol East District ("District"), and authorizing the DPCED Director to hire additional outside consultant(s) to complete District-related work, with a recognition that all of the aforementioned contracts and contract amendments shall not exceed \$100,000 and are approved through December 31, 2014.

Sponsors: Ledell Zellers and Marsha A. Rummel

This Resolution was Referred to the BOARD OF ESTIMATES

96. [33404](#) Approving a revised Citizen Advisory Process for the Madison Water Utility (Citywide).

Sponsors: Lauren Cnare and Anita Weier

This Resolution was Referred to the WATER UTILITY BOARD

97. [33403](#) Accepting a temporary limited easement from the County of Dane for construction access and staging purposes during the City's Lakeview Water Tower demolition and reconstruction project.

Sponsors: Anita Weier

This Resolution was Withdrawn

98. [33406](#) Authorizing the Mayor and the City Clerk to execute a Professional Services Agreement with (to be recommended to the Water Utility Board) for pre-design planning, public participation support, the preparation of final construction drawings and specifications, permitting, bidding, and construction administration for the upgrade of Booster Pumping Station 115 (17th AD).

Sponsors: Lauren Cnare and Joseph R. Clausius

Additional referral: Water Utility Board.

This Resolution was Referred to the BOARD OF ESTIMATES

99. [33408](#) Authorizing the Director of Public Health of Madison and Dane County to issue a Request for Proposals (“RFP”) for a City of Madison and Dane County Electronic Benefits Transfer (“EBT”) program for FoodShare participants at all farmers’ markets, authorizing a subcommittee of the Madison Food Policy Council, in consultation with the Dane County Food Council, to evaluate the RFP’s and select an operator, and authorizing the City to execute a contract with the selected operator(s) for the administration of a program in an amount not to exceed \$25,000 and amending the 2014 adopted operating budgets for Miscellaneous Appropriations and the Public Health agency as appropriate.

Sponsors: Paul R. Soglin, Ledell Zellers, Shiva Bidar-Sielaff and Matthew J. Phair

Additional referral: Madison Food Policy Council.

This Resolution was Referred to the BOARD OF ESTIMATES

100. [33412](#) Authorizing and appropriating funds for settlements with the Internal Revenue Service and the Wisconsin Department of Revenue, including professional services engagements, for a total amount not to exceed \$900,000, to resolve long-term underreporting of employee wage income for prior tax years and authorizing the Mayor and Clerk to sign Closing Agreements with those agencies.

Sponsors: Paul R. Soglin

This Resolution was Referred to the BOARD OF ESTIMATES

101. [33416](#) Authorizing Madison Water Utility to host a fundraiser for Wisconsin Water for the World as part of its Drinking Water Week Open House Saturday, May 10 (citywide).

Sponsors: Lauren Cnare and Anita Weier

This Resolution was Referred to the WATER UTILITY BOARD

PRESENTATION OF CLAIMS AGAINST THE CITY OF MADISON

CLAIMS - REFER TO RISK MANAGER

102. [33362](#) C. Koch - vehicle damage - \$1,927.75.

This Claim was Referred to the Risk Manager

103. [33363](#) N. Ryan, State Farm Mutual Automobile Insurance Co. for E. Buchbinder - vehicle damage - \$6,895.94.

This Claim was Referred to the Risk Manager

104. [33365](#) S. Weidemann - property damage - \$131.00.

This Claim was Referred to the Risk Manager

105. [33366](#) S. Wood, American Family Mutual Insurance Co. for M. Hamilton - property damage - \$3,932.26.

This Claim was Referred to the Risk Manager

106. [33367](#) NOTICE OF INJURY - J. Fontana, Farmer's Insurance, for their insured Carol Mcky LLC, regarding claimant A. Carlson - personal injury - amount to be determined.

This Claim was Referred to the Risk Manager

107. [33368](#) J. St. Vincent - property damage - \$600.63.

This Claim was Referred to the Risk Manager

108. [33369](#) State Farm Insurance for M. Cullen - vehicle damage - \$3,486.17.

This Claim was Referred to the Risk Manager

109. [33413](#) A. Bagwell - vehicle damage - \$277.00.

This Claim was Referred to the Risk Manager

- 110. [33414](#) NOTICE OF CLAIM - L. McIntosh, AnSR, for Pekin Insurance Company, for M. L. Lund - vehicle damage - amount to be determined.

This Claim was Referred to the Risk Manager

- 111. [33415](#) D. Nash, State Farm, for K. Estock - vehicle damage - \$2,184.92.

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.

- 112. [33238](#) Authorizing the Mayor and City Clerk to execute a Second Amendment to Definitive Agreement regarding the future branch public library at Grandview Commons.

Sponsors: Lauren Cnare

This Resolution was Refer to the BOARD OF ESTIMATES

- 113. [33292](#) Urging the FCC to reclassify Broadband Internet Service as a Telecommunications Service and establishing a basis for Net Neutrality.

Sponsors: Paul R. Soglin, Shiva Bidar-Sielaff, John Strasser, Lauren Cnare, Matthew J. Phair, Lisa Subeck, Scott J. Resnick, Michael E. Verveer and Ledell Zellers

ANNOUNCEMENTS & INTRODUCTION OF ITEMS FROM THE FLOOR

- [33419](#) Authorizing an amendment to the March 24, 2011 Contract for the Purchase of Services with Sustain Dane that releases all intellectual property rights the City has over the MPower Champions Program.

Sponsors: Michael E. Verveer, Marsha A. Rummel, Scott J. Resnick, David Ahrens, Paul R. Soglin and Denise DeMarb

This Resolution was Refer to the BOARD OF ESTIMATES

- [33454](#) Recommend cross-sections of North Gammon Road from Tree Lane to Stonefield Road and approving the resurfacing of North Gammon Road in 2014.

Sponsors: Mark Clear and Paul E. Skidmore

Additional referral to Pedestrian/Bicycle/Motor Vehicle Commission

This Resolution was Refer to the BOARD OF PUBLIC WORKS

[33474](#)

Petition for appeal for Failure to Act on two demolition permits 123, 127 W
Gilman St. Aldermanic District 2 (Ald. Zellers)

Common Council 4-8-2014 meeting

This Appeal was Referred for Public Hearing to the COMMON COUNCIL

ADJOURNMENT @ 11:31 PM

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