



# City of Madison

City of Madison  
Madison, WI 53703  
[www.cityofmadison.com](http://www.cityofmadison.com)

## Proceedings - Approved COMMON COUNCIL

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Tuesday, March 4, 2014

6:30 PM

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

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### ROLL CALL

**Present:** 21 - Paul R. Soglin  
Lisa Subeck  
Ledell Zellers  
Lauren Cnare  
Michael E. Verveer  
Shiva Bidar-Sielaff  
Marsha A. Rummel  
Steve King  
Scott J. Resnick  
Paul E. Skidmore  
Maurice S. Cheeks  
Chris Schmidt  
Larry Palm  
Sue Ellingson  
John Strasser  
David Ahrens  
Denise DeMarb  
Joseph R. Clausius  
Anita Weier  
Mark Clear  
Matthew J. Phair

### 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: None.**

### 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.**

## PRESENTATION

1. [33160](#) Presentation: Poetry Recitation by Dominique Ricks, "Black History Month".

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

## HONORING RESOLUTIONS

2. [33200](#) Honoring and recognizing the excellence of Madison Water Utility emergency repair staff during extreme weather conditions (Citywide).  
**Sponsors:** Paul R. Soglin, Chris Schmidt, Scott J. Resnick, 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, Marsha A. Rummel, Paul E. Skidmore, John Strasser, Lisa Subeck, Michael E. Verveer, Anita Weier and Ledell Zellers

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

**There was one registrant in support.**

Enactment No: RES-14-00162

## PETITIONS AND COMMUNICATIONS

### PETITIONS

3. [33186](#) Petition received in the Madison City Clerk's Office February 18, 2014 from Watermark JT, LLC, regarding attachment from the Town of Verona to the City of Madison

**A motion was made by Schmidt, seconded by Resnick, to Accept. 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:

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

**RECESSED PUBLIC HEARINGS - BEGIN AT 6:45 PM****REPORT OF ALCOHOL REVIEW COMMITTEE**

4. [32677](#) Public Hearing - New License  
Aktive Entertainment LLC • dba Sensations  
901 Applegate Rd • Agent: Jessica Fleishmann • Estimated Capacity: 178  
Class B Combination Liquor & Beer • 30% alcohol, 60% food, 10% other  
Aldermanic District 14 (Alder Strasser) • Police Sector 309

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

**PUBLIC HEARINGS - BEGIN AT 6:45 PM****REPORT OF ALCOHOL LICENSE REVIEW COMMITTEE**

5. [32938](#) Public Hearing - New License  
Diego Enterprises Inc • dba Cuco's Mexican Restaurant  
4426 E Buckeye Rd • Agent: Carlos Quiroga • Estimated Capacity: 80  
Class B Combination Liquor & Beer • 20% alcohol, 80% food  
Aldermanic District 16 (Alder DeMarb) • Police Sector 614

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

There was one registrant in opposition.

6. [32941](#) Public Hearing - New License  
Hong Kong Station LLC • dba Hong Kong Station  
1441 Regent St • Agent: Jason Chien • Estimated Capacity: 20  
Class B Beer & Class C Wine • 30% alcohol, 70% food  
Aldermanic District 13 (Alder Ellingson) • Police Sector 303

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

7. [32942](#) Public Hearing - New License  
DS WI Inc • dba U-Like Asian Buffet  
518 Grand Canyon Dr • Agent: Thomas Munz • Estimated Capacity: 250  
Class B Beer & Class C Wine • 15% alcohol, 85% food  
Aldermanic District 19 (Alder Clear) • Police Sector 113

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

8. [32946](#) Public Hearing - New License  
East Washington Liquor Inc • dba Rocky's Liquor  
4429 Milwaukee St • Agent: Gupreet K. Ghuman  
Class A Liquor, Class A Beer  
Aldermanic District 3 (Alder Cnare) • Police Sector 611

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

9. [32947](#) Public Hearing - New License  
Cattle Club LLC • dba Rare  
14 W Mifflin St • Agent: Jonathan Sosnowski • Estimated Capacity: 218  
Class B Combination Liquor & Beer • 33% alcohol, 65% food, 2% other  
Aldermanic District 4 (Alder Verveer) • Police Sector 406 • Density Area

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

10. [32948](#) Public Hearing - New License  
Dasia Food LLC • dba Sujeo  
10 N Livingston St • Agent: Kristopher M. Wachowiak  
Estimated Capacity: 132  
Class B Combination Liquor & Beer • 22% alcohol, 77% food, 1% other  
Aldermanic District 2 (Alder Zellers) • Police Sector 407

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

**There was one registrant in support.**

11. [32950](#) Public Hearing - New License  
Roca Restaurant Group LLC • dba Doolittles Woodfire Grill  
4323 East Towne Blvd • Agent: Anthony Daniel  
Estimated Capacity: 337  
Class B Combination Liquor & Beer • 25% alcohol, 75% food  
Aldermanic District 17 (Alder Clausius) • Police Sector 631

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

**There was one registrant in support.**

#### REPORT OF BOARD OF PUBLIC WORKS

12. [32888](#) Approving Plans, Specifications, And Schedule Of Assessments For Langdon Streetscape 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-14-00163

13. [32889](#) Approving Plans, Specifications, And Schedule Of Assessments For West Johnson Street and North Henry Street Streetscape 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-14-00164

14. [32957](#) Approving Plans, Specifications, And Schedule Of Assessments For Near West Sanitary Sewer Relocation Assessment District - 2014. (2nd 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-14-00165
15. [33044](#) Approving Plans, Specifications, And Schedule Of Assessments For Adams 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-14-00166
16. [33045](#) Approving Plans, Specifications, And Schedule Of Assessments For North Hamilton Street Streetscape 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-14-00167
17. [33046](#) Approving Plans, Specifications, And Schedule Of Assessments For North Street, Hoard Street and Commercial Avenue 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.**
- There was one registrant in opposition.**
- Enactment No: RES-14-00168

18. [33047](#) Approving Plans, Specifications, And Schedule Of Assessments For Commonwealth Avenue, Fox Avenue, Gregory Street and Keyes Avenue Reconstruction Assessment District - 2014. (5th & 13th 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-14-00169

19. [33048](#) Approving Plans, Specifications, And Schedule Of Assessments For Resurfacing of Kendall Avenue, N. Prospect Avenue and Lathrop 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-14-00170

#### REPORT OF PLAN COMMISSION

20. [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 for Recessed Public Hearing to the PLAN COMMISSION. The motion passed by voice vote/other.**

21. [32958](#) Amending Section 28.082(1) of the Madison General Ordinances to allow "walk-up service windows" as an accessory use in Employment Districts.

**Sponsors:** Ledell Zellers

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

Enactment No: ORD-14-00051

**END OF PUBLIC HEARINGS****BUSINESS PRESENTED BY THE MAYOR****APPOINTMENTS**

22. [33151](#) Report of the Mayor submitting citizen committee appointments (introduction 2-25-2014; action 3-4-2014).

**Sponsors:** Paul R. Soglin

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

23. [33232](#) Report of the Mayor submitting citizen committee appointments (introduction 3-4-2014; action 3-18-2014).

**Sponsors:** Paul R. Soglin

Confirm 3-18-2014

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

**REPORTS OF OFFICERS****REPORT OF ALCOHOL LICENSE REVIEW COMMITTEE**

24. [32740](#) Temporary Class B Retailer License concurrent with Street Use Permit  
Outreach Inc.  
Event Location: 100 Block of King St  
Event Date: 08/09/2014  
Aldermanic District 4 (Ald. Verveer)  
Police District: 406  
Event: Woof's Pride Block Party

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

25. [32873](#) Operator License Application  
Rachel Stevenson

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



26. [33009](#) Temporary Class B Retailer license concurrent with Street Use Permit  
Madison Festivals, Inc.  
Event Location: Capitol Square  
Event Date: May 24-25, 2014  
Aldermanic District 4 (Ald. Verveer)  
Police District: 405  
Madison Marathon

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

27. [33011](#) Temporary Class B Retailer license concurrent with Street Use Permit  
Madison Festivals, Inc.  
Event Location: Capitol Square  
Event Date: August 30-31, 2014  
Aldermanic District 4 (Ald. Verveer)  
Police District: 405  
Taste of Madison

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

28. [33012](#) Temporary Class B Retailer license concurrent with Street Use Permit  
Madison Festivals, Inc.  
Event Location: Capitol Square  
Event Date: November 9, 2014  
Aldermanic District 4 (Ald. Verveer)  
Police District: 405  
Madison Marathon

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

29. [33154](#) Change of Agent  
Edgewood College Inc • dba Edgewood College  
1000 Edgewood College Dr  
New Agent: Samantha Tiller  
Class B Combination Liquor & Beer  
Aldermanic District 13 (Alder Ellingson)

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

30. [33155](#) Change of Licensed Premise  
VFW Lt. Marion C Cranefield • VFW Post 1318  
Proposed Capacity: 175 indoor, 300 outdoor  
133 E Lakeside St • Agent: Raymond Doucette  
Class B Combination Liquor & Beer • 5% alcohol, 95% food  
Aldermanic District 13 (Alder Ellingson) • Police Sector 306  
Request to add outdoor premise for event on June 28, 2014.

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

31. [33174](#) Amending Section 38.05(9)(o)12. of the Madison General Ordinances to extend the sunset date of the Downtown License Density Plan.  
**Sponsors:** Michael E. Verveer and Shiva Bidar-Sielaff

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

Enactment No: ORD-14-00052

#### REPORT OF BOARD OF ESTIMATES

32. [32968](#) A Resolution authorizing the Mayor and City Clerk to execute an amendment to the existing contracts with Tyler Technologies, Inc. for the implementation of the ERP financial system.  
**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-14-00185

#### REPORT OF BOARD OF HEALTH FOR MADISON AND DANE COUNTY

33. [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

Common Council 3-18-2014

**A motion was made by Schmidt, seconded by Resnick, to Refer to a future Meeting to Place on File to the COMMON COUNCIL. The motion passed by voice vote/other.**

**\*AGENDA NOTE ON #33, 32949 - RECOMMENDED ACTION: RE-REFER TO THE MARCH 18, 2014 COMMON COUNCIL MEETING**

**REPORT OF BOARD OF PUBLIC WORKS**

34. [32944](#) Amending Sections 10.06 and 10.08(7)(f) of the Madison General Ordinances to impose fees for sidewalk construction permits and residential driveway entrance and approach permits, and amending Section 1.08(3)(a) to establish a bail deposit for violation of these sections.

**Sponsors:** Paul E. Skidmore and David Ahrens

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

Enactment No: ORD-14-00053

35. [33072](#) Authorizing the Mayor and City Clerk to execute a Cooperative Agreement 2014 Renewal with the Capital Area Regional Planning Commission for the investigation of water resources within the City of Madison through the Dane County Cooperative Water Resources Monitoring Program. Said Agreement renewal covers the period of 1/1/14 thru 12/31/14.

**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-14-00171

36. [33078](#) Awarding Public Works Contract No. 7173, Annual Construction and Reconstruction of Concrete Sidewalk and Incidental Concrete Curb and Gutter Work Ordered (District 11) 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-14-00172

37. [33079](#) Awarding Public Works Contract No. 7176, 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-14-00173

38. [33080](#) Awarding Public Works Contract No.7211, West Badger Road and Lancaster Drive Water Main Replacement.

**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-14-00174

39. [33081](#) Awarding Public Works Contract - No. 7220, Resurfacing 2014 - Asphalt Base Patch and Base Patch Grinding.

**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-14-00175

40. [33082](#) Approving plans and specifications and authorizing the Board of Public Works to advertise and receive bids for 2014-2016 Semi-Permanent Epoxy Pavement Marking (City-Wide).

**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-14-00176

41. [33083](#) Awarding Public Works Contract No. 7215, Tennis/Basketball Court Resurfacing - 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-14-00177
42. [33085](#) Approving plans and specifications and authorizing the Board of Public Works to advertise and receive bids for 2014 Playground Improvements - Group 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-14-00178
43. [33086](#) Declaring the City of Madison's intention to exercise its police powers establishing the South Point Road 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-14-00179
44. [33089](#) Approving plans and specifications and authorizing the Board of Public Works to advertise and receive bids for Brittingham Park Boat Launch - 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-14-00186

45. [33101](#) Declaring the City of Madison's intention to exercise its police powers establishing the Block 11 Bowens Addition Alley Assessment District - 2014. (13th 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-14-00180

46. [33166](#) Approving future phase contract for public improvements necessary for the Subdivision known as 1902 Tennyson Lane CSM, be undertaken by the Developer, Private Contract No. 2203 (12th 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-14-00181

#### REPORT OF CITY CLERK'S OFFICE

47. [33144](#) Alcohol License Review Committee Report of Operator License Applications 3-4-2014. 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 PLAN COMMISSION

48. [32929](#) Approving a request to amend a condition of approval for the Birchwood Point subdivision at 10203 Mineral Point Road; 9th Ald. Dist.

**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-14-00182

49. [32931](#) Re-approving the final plat of Hawks Woods Estates located at 2033-2055 Woods Road; 1st Ald. Dist.

**Sponsors:** Planning Division

**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-14-00183

#### REPORT OF DEPARTMENT OF PLANNING & COMMUNITY & ECONOMIC DEVELOPMENT

50. [33259](#) Adopting the *Report of the Lamp House Block Ad Hoc Plan Committee* as a supplement to the City's Downtown Plan.

**Sponsors:** Common Council By Request

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

**The amendment to the Substitute adds the language "other relevant bodies" to the final paragraph between the words "Plan Commission" and "and Common Council."**

**A motion was made by Ellingson, seconded by Weier, to Adopt the Following Amendment: the updated amendment authored by Ald. Clear. The motion failed by the following vote:**

**Ayes:** 6 - Paul E. Skidmore  
Sue Ellingson  
John Strasser  
Joseph R. Clausius  
Anita Weier  
Mark Clear

**Noes:** 14 - Lisa Subeck  
Ledell Zellers  
Lauren Cnare  
Michael E. Verveer  
Shiva Bidar-Sielaff  
Marsha A. Rummel  
Steve King  
Scott J. Resnick  
Maurice S. Cheeks  
Chris Schmidt  
Larry Palm  
David Ahrens  
Denise DeMarb  
Matthew J. Phair

**Abstentions:** 1 - Paul R. Soglin

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

There were 20 registrants in support, one registrant opposed.

Enactment No: RES-14-00187

#### REPORT OF RISK MANAGER

51. [32998](#) J. Ma, Yuan Investing LLC - property damage - \$6,000.00.

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

52. [33017](#) L. Smith and N. Shorrock - property damage - \$902.05.

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

53. [33033](#) C. Jackson - property loss - \$6,200.00.

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

54. [33140](#) M. Hayes, Trover Solutions Inc. for E. Hazen - vehicle damage - \$7,691.30.

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

#### ITEMS REFERRED TO THIS MEETING

##### REPORTS

55. [32788](#) Report dated February 4, 2014 re: Board, Committee, Commission, Ad Hoc Committee & Subcommittee Members who have not filed the Statement of Interests Form.

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

##### RESOLUTIONS



56. [33061](#) Authorizing the execution of a First Amendment to the Purchase and Sale Agreement executed between the City and Gebhardt Development, LLC.

**Sponsors:** 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-14-00184

## INTRODUCTION OF NEW BUSINESS FOR REFERRAL WITHOUT DEBATE

### ORDINANCES

57. [33172](#) Creating Section 28.022 -- 00112 of the Madison General Ordinances to change the zoning of property located at 1722 Legacy Lane, 1st Aldermanic District, from TR-C4 (Traditional Residential - Consistent 4) District to SR-C3 (Suburban Residential - Consistent 3) District to correct a mapping error.

**Sponsors:** Lisa Subeck

**This Ordinance was Referred for Public Hearing to the PLAN COMMISSION**

58. [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

**This Ordinance was Referred to the BOARD OF ESTIMATES**

59. [33241](#) 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

**This Ordinance was Re-refer to a Future Meeting to Adopt to the COMMON COUNCIL**

### RESOLUTIONS

60. [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

**This Resolution was Referred to the BOARD OF ESTIMATES**

61. [33199](#) Approving a contract with Stryker Corporation for annual preventive maintenance and service for ambulance cots and power load systems,

**Sponsors:** Paul E. Skidmore

**This Resolution was Referred to the BOARD OF ESTIMATES**

62. [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

**This Resolution was Referred to the BOARD OF ESTIMATES**

63. [33223](#) Determining a Public Purpose and Necessity and adopting a Relocation Order for the acquisition of land interests required for the construction and maintenance of public sidewalk improvements along the south side of Mineral Point Road from the existing sidewalk west of the intersection of Big Sky Drive with Mineral Point Road, going west to the West Beltline Highway. (9th AD)

**Sponsors:** Paul E. Skidmore

Additional Referral: Plan Commission.

**This Resolution was Referred to the BOARD OF PUBLIC WORKS**

64. [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

Additional Referral: Personnel Board.

**This Resolution was Referred to the BOARD OF ESTIMATES**

65. [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

**This Resolution was Referred to the BOARD OF PARK COMMISSIONERS**

66. [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

**This Resolution was Referred to the BOARD OF PARK COMMISSIONERS**

67. [33260](#) Approving the Negotiated Agreement Relating to the Second Rodefild Landfill Expansion, the Sale and Lease of City Owned Land to Dane County, and the Execution of a Landfill Expansion and Solid Waste Agreement with Dane County.
- Sponsors:** Paul R. Soglin

Additional referrals: Solid Waste Advisory Committee, Board of Estimates, Board of Park Commissioners, Rodefild Landfill Expansion City Negotiating Team Committee.

**This Resolution was Referred to the BOARD OF PUBLIC WORKS**

**\*Agenda Note: The Rodefild Landfill Expansion City Negotiating Team Committee was created by Legislative File No. 27347.**

68. [33263](#) 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 during 2014.
- Sponsors:** Chris Schmidt

Additional Referral: Board of Estimates.

**This Resolution was Referred to the TRANSIT AND PARKING COMMISSION**

**LICENSES**

69. [33227](#) Public Hearing - New License  
Hoops of Dane County Inc • dba Lagartos  
802 Atlas Ave • Agent: Dale Beck • Estimated Capacity: 480  
Class B Combination Liquor & Beer • 60% alcohol, 40% food  
Aldermanic District 3 (Alder Cnare) • Police Sector 611

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

70. [33228](#) Public Hearing - New License  
16 Bars LLC • dba Two Straws  
1380 Williamson St • Agent: Joshua Michael Swentzel  
Estimated Capacity: 50  
Class B Combination Liquor & Beer • 80% alcohol, 20% food  
Aldermanic District 6 (Alder Rummel) • Police Sector 410

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

71. [33230](#) Public Hearing - New License  
LBR Northside LLC • dba The Spot Liquor  
4521 Cottage Grove Rd • Agent: Larry Ring  
Class A Liquor, Class A Beer  
Aldermanic District 16 (Alder DeMarb) • Police Sector 614

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

72. [33231](#) Public Hearing - New License  
Ming Yang Enterprise LLC • dba World Buffet  
499 D'onofrio Dr • Agent: James Min Jiang • Estimated Capacity: 300  
Class B Beer & Class C Wine • 5% alcohol, 95% food  
Aldermanic District 9 (Alder Skidmore) • Police Sector 124

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

**PRESENTATION OF CLAIMS AGAINST THE CITY OF MADISON****CLAIMS - REFER TO RISK MANAGER**

73. [33236](#) M. Sally - property damage - \$1,259.75.

**This Claim was Refer to the Risk Manager**

74. [33239](#) B. Eby - property damage - \$161.00.

**This Claim was Refer to the Risk Manager**

75. [33240](#) K. Kilboy - vehicle damage - \$1,349.14.

**This Claim was Refer to the Risk Manager**

76. [33246](#) M. Evans - vehicle damage - \$383.85.

**This Claim was Refer to the Risk Manager**

77. [33247](#) B. Reynolds - vehicle damage - \$193.13.

**This Claim was Refer to the Risk Manager**

78. [33248](#) AT&T - property damage - \$8,894.98.

**This Claim was Refer to the Risk Manager**

#### **CLAIMS - REFER TO CITY ATTORNEY**

79. [33245](#) UNLAWFUL TAXATION: Mary Ann Drescher for Attic Angel Prairie Point, Inc. - unlawful taxation - \$190,662.61.

**This Claim was Refer to the CITY ATTORNEY**

#### **CLAIMS - REFER TO BOARD OF ESTIMATES**

80. [33244](#) EXCESSIVE ASSESSMENT: Doty Street Partners LLC, 505 University Ave. - excessive taxation - \$100,751.44.

Additional Referral: City Attorney.

**This Claim was Refer to the BOARD OF ESTIMATES**

**Agenda note: The City Attorney and Assessor anticipate recommending payment of this claim due to an error in the assessment.**

## **ANNOUNCEMENTS & INTRODUCTION OF ITEMS FROM THE FLOOR**

### **32827**

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 from protestors 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 Palm, to Reconsider. The motion passed by voice vote/other.**

Common Council 3-18-2014

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

### **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

Additional referral to Plan Commission

**This Resolution was Referred to the BOARD OF ESTIMATES**

### **33277**

Affirming community support for WisDOT 2014-2018 Transportation Alternatives Program (TAP) grant applications submitted by City Engineering. (Various ADs)

**Sponsors:** Paul R. Soglin

Adopt 3-18-2014

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

### **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

**This Resolution was Referred to the DIGITAL TECHNOLOGY COMMITTEE**

**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

Adopt 3-18-2014

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

**ADJOURNMENT @ 8:43 PM**

**A motion was made by Schmidt, seconded by Bidar-Sielaff, to Adjourn at 8:43pm. The motion passed by voice vote/other.**