



# City of Madison

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

## Proceedings - Approved COMMON COUNCIL

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Tuesday, September 17, 2019

6:30 PM

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

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### ROLL CALL

**Mayor Rhodes-Conway in the chair at 6:32pm.**

**Present:** 21 - Satya V. Rhodes-Conway; Barbara Harrington-McKinney; Patrick W. Heck; Lindsay Lemmer; Michael E. Verveer; Shiva Bidar; Marsha A. Rummel; Donna V. Moreland; Avra Reddy; Paul E. Skidmore; Zachary Henak; Arvina Martin; Syed Abbas; Tag Evers; Sheri Carter; Grant Foster; Michael J. Tierney; Samba Baldeh; Rebecca Kemble; Keith Furman and Christian A. Albouras

### 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 Bidar, seconded by Harrington-McKinney, to Suspend the Rules. 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**

- 1. [57034](#) Approving Plans, Specifications, And Schedule Of Assessments For Cottage Grove Road Reconstruction Assessment District - 2020. (3rd & 16th ADs)

**Sponsors:** BOARD OF PUBLIC WORKS

**A motion was made by Bidar, seconded by Harrington-McKinney, 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.**

Enactment No: RES-19-00644

**PUBLIC HEARINGS - BEGIN AT 6:45 PM**

**REPORT OF BOARD OF PUBLIC WORKS**

- 2. [57172](#) Approving Plans, Specifications, And Schedule Of Assessments For Commerce Drive and Watts Road Traffic Signal Assessment District. (9th AD)

**Sponsors:** BOARD OF PUBLIC WORKS

**A motion was made by Bidar, seconded by Harrington-McKinney, 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.**

Enactment No: RES-19-00645

**REPORT OF FINANCE COMMITTEE**

- 3. [57248](#) 2020 Executive Capital Budget

Finance Committee (9/23/19)

**A motion was made by Bidar, seconded by Harrington-McKinney, to Re-refer for Recessed Public Hearing to the FINANCE COMMITTEE's next regularly scheduled meeting on 9/23/19. The motion passed by voice vote/other.**

**There was 1 registrant in support.**

**END OF PUBLIC HEARINGS**

**BUSINESS PRESENTED BY THE MAYOR**

**APPOINTMENTS**

- 4. [57260](#) Report of the Mayor submitting resident committee appointments (introduction 9/3/2019; action 9/17/2019).

**A motion was made by Bidar, seconded by Harrington-McKinney, to Confirm (with at least 2/3 votes). The motion passed by voice vote/other.**

- 5. [57452](#) Report of the Mayor submitting resident committee appointments (introduction 9/17/2019; action 10/1/2019).

Confirm 10/1/19

**A motion was made by Bidar, seconded by Harrington-McKinney, to Refer to a future Meeting to Confirm to the COMMON COUNCIL's next regularly scheduled meeting 10/1/19. The motion passed by voice vote/other.**

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

**RESOLUTION**

- 6. [57432](#) Authorizing the City Attorney, in consultation with the Mayor, to join the City as amicus in any cases related to immigration where the position of the state or federal government is contrary to Madison's policy of being an open and welcoming city for immigrants.

**Sponsors:** Shiva Bidar, Satya V. Rhodes-Conway, Barbara Harrington-McKinney, Samba Baldeh, Syed Abbas, Marsha A. Rummel and Lindsay Lemmer

**A motion was made by Bidar, seconded by Harrington-McKinney, 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-19-00646

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

**REPORTS OF OFFICERS**

- 7. [56433](#) A Resolution authorizing a non-competitive selection contract between the Board of Health for Madison and Dane County and the Board of Regents for the University of Wisconsin System, a past consultant, to provide short-term support for the University of Wisconsin's Covering Wisconsin-Marketplace Insurance Enrollment Assistance Program.

**Sponsors:** Satya V. Rhodes-Conway and Lindsay Lemmer

**A motion was made by Bidar, seconded by Harrington-McKinney, to Adopt. The motion passed by voice vote/other.**

Enactment No: RES-19-00647

- 8. [56832](#) Creating Section 23.61 of the Madison General Ordinances to regulate goods and services advertised online that are required to be licensed, amending Section 1.08(3)(a) to create a bail deposit for violations thereof, and amending Section 1.08(4) to provide Director of Public Health Madison Dane County, Building Inspection Division Director and Humane Officers enforcement authority to issue citations for violations thereof.

**Sponsors:** Lindsay Lemmer, Shiva Bidar, Patrick W. Heck, Arvina Martin and Marsha A. Rummel

**A motion was made by Bidar, seconded by Harrington-McKinney, to Adopt. The motion passed by voice vote/other.**

Enactment No: ORD-19-00066

**REPORT OF BOARD OF PARK COMMISSIONERS**

**APPOINTMENTS**

- 9. [57285](#) Park Commission President Board Member and Resident Appointments to Subcommittee of the Board of Park Commissioners

**A motion was made by Bidar, seconded by Harrington-McKinney, to Confirm Under Suspension of Rules 2.04, 2.05, 2.24 & 2.25. The motion passed by voice vote/other.**

**REPORT OF BOARD OF PUBLIC WORKS**

- 10. [52512](#) Assessing Benefits - City View Drive Assessment District - 2017. (17th AD)

**Sponsors:** BOARD OF PUBLIC WORKS

**A motion was made by Bidar, seconded by Harrington-McKinney, 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-19-00648

- 11. [57045](#) Assessing Benefits - Monroe Street Assessment District 2018. (13th & 10th ADs)

**Sponsors:** BOARD OF PUBLIC WORKS

**A motion was made by Bidar, seconded by Harrington-McKinney, 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-19-00649

- 12. [57057](#) Authorizing the City Engineer to submit a warranty alteration form and necessary paperwork including a signed overburden waiver to the Firestone Building Products Company LLC for the Roof Paver System and the PV Panel Racking System installation at Olbrich Botanical Gardens, 3330 Atwood Ave., in order to authorize the installation under the terms of the roof's warranty. (6th AD)

**Sponsors:** Marsha A. Rummel

**A motion was made by Bidar, seconded by Harrington-McKinney, to Adopt. The motion passed by voice vote/other.**

Enactment No: RES-19-00650

- 13. [57160](#) Authorizing the Mayor and City Clerk to execute Amendment No. 4 to the existing Purchase of Services contract between the City of Madison and Brown and Caldwell for engineering design services for the West Wingra Watershed Study. (10th, 11th, 13th, 14th, 19th & 20th ADs)

**Sponsors:** Zachary Henak and Arvina Martin

**A motion was made by Bidar, seconded by Harrington-McKinney, to Adopt. The motion passed by voice vote/other.**

Enactment No: RES-19-00651

- 14. [57175](#) Awarding Public Works Contract No. 8465, Truck Scales Project. (14th AD)

**Sponsors:** BOARD OF PUBLIC WORKS

**A motion was made by Bidar, seconded by Harrington-McKinney, 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-19-00652

- 15. [57176](#) Awarding Public Works Contract No. 8468, Storm Structural Repairs 2019. (10th & 14th ADs)

**Sponsors:** BOARD OF PUBLIC WORKS

**A motion was made by Bidar, seconded by Harrington-McKinney, 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-19-00653

- 16. [57223](#) Ordering Property Owners to Replace Substandard/Defective Sidewalks. (5th, 6th, 11th, 18th, 19th, and 20th ADs)

**Sponsors:** BOARD OF PUBLIC WORKS

**A motion was made by Bidar, seconded by Harrington-McKinney, 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-19-00654

- 17. [57224](#) Accepting street and terrace improvements constructed by Private Contract for 202 S Bedford Street, Private Contract No. 7743. (4th AD)

**Sponsors:** BOARD OF PUBLIC WORKS

**A motion was made by Bidar, seconded by Harrington-McKinney, 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-19-00655

- 18. [57225](#) Assessing Benefits - Glenview Drive, Joylyne Drive and Woodlawn Drive Reconstruction Assessment District - 2018. (16th AD)

**Sponsors:** BOARD OF PUBLIC WORKS

**A motion was made by Bidar, seconded by Harrington-McKinney, 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-19-00656

19. [57226](#) Assessing Benefits - Davidson Street, Hegg Avenue, Major Avenue, Drexel Avenue and Lake Edge Boulevard Assessment District - 2018. (15th AD)

**Sponsors:** BOARD OF PUBLIC WORKS

**A motion was made by Bidar, seconded by Harrington-McKinney, 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-19-00657

20. [57266](#) Approving plans and specifications for public improvements necessary for the project known as 3322 Agriculture Drive CSM and authorizing construction to be undertaken by the Developer, Private Contract No. 9417. (16th AD)

**Sponsors:** BOARD OF PUBLIC WORKS

**A motion was made by Bidar, seconded by Harrington-McKinney, 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-19-00658

21. [57271](#) Assessing Benefits - Emerson Street and Lowel Street Reconstruction Assessment District - 2018. (13th AD)

**Sponsors:** BOARD OF PUBLIC WORKS

**A motion was made by Bidar, seconded by Harrington-McKinney, 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-19-00659

22. [57272](#) Assessing Benefits - N. Hancock Street Reconstruction Assessment District - 2018. (2nd AD)

**Sponsors:** BOARD OF PUBLIC WORKS

**A motion was made by Bidar, seconded by Harrington-McKinney, 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-19-00660

23. [57273](#) Assessing Benefits - E. Gilman Street, N. Pinckney Street, and N. Butler Street Resurfacing with Utilities Assessment District - 2017. (2nd AD)

**Sponsors:** BOARD OF PUBLIC WORKS

**A motion was made by Bidar, seconded by Harrington-McKinney, 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-19-00661

24. [57323](#) A resolution authorizing the Mayor and City Clerk to enter into a competitively-selected, two-phased Architectural Design services contract of more than 5 years with Engberg Anderson Inc. (9th AD)

**Sponsors:** Paul E. Skidmore

**A motion was made by Bidar, seconded by Harrington-McKinney, to Adopt. The motion passed by voice vote/other.**

Enactment No: RES-19-00662

25. [57347](#) Accepting sanitary sewer improvements constructed by Private Contract in 6509 Normandy Lane, Private Contract No. 7876. (19th AD)

**Sponsors:** BOARD OF PUBLIC WORKS

**A motion was made by Bidar, seconded by Harrington-McKinney, 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-19-00663



26. [57351](#) Assessing Benefits - Westview Hills Sewer and Water Assessment District 2018. (9th AD)

**Sponsors:** BOARD OF PUBLIC WORKS

**A motion was made by Bidar, seconded by Harrington-McKinney, 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-19-00664

#### REPORT OF CITY CLERK

27. [35106](#) Report of Operator License Applications September 17, 2019. See attached report for list of operators.

**A motion was made by Bidar, seconded by Harrington-McKinney, to Grant. The motion passed by voice vote/other.**

#### REPORT OF FINANCE COMMITTEE

28. [57049](#) A Resolution authorizing a non-competitive selection contract between The City of Madison, Wisconsin and Winter Equipment Co Inc. for a 1 year term with four 1 year renewal options, for snow plow wear items i.e. plow cutting edges.

**Sponsors:** Shiva Bidar

**A motion was made by Bidar, seconded by Harrington-McKinney, to Adopt. The motion passed by voice vote/other.**

Enactment No: RES-19-00665

29. [57119](#) Amending the Police Department’s 2019 operating budget, and authorizing the Mayor and Chief of Police to accept a Project Safe Neighborhoods grant award from the State of Wisconsin Department of Justice in the amount of \$175,245 and to utilize these funds toward a Partnership for a Safer Madison initiative.

**Sponsors:** Satya V. Rhodes-Conway, Shiva Bidar, Barbara Harrington-McKinney and Sheri Carter

**A motion was made by Bidar, seconded by Harrington-McKinney, to Adopt - 15 Votes Required. The motion passed by the following vote:**

**Ayes:** 20 - Patrick W. Heck; Lindsay Lemmer; Michael E. Verveer; Shiva Bidar; Marsha A. Rummel; Donna V. Moreland; Avra Reddy; Paul E. Skidmore; Zachary Henak; Arvina Martin; Syed Abbas; Tag Evers; Sheri Carter; Grant Foster; Michael J. Tierney; Samba Baldeh; Rebecca Kemble; Keith Furman; Christian A. Albouras and Barbara Harrington-McKinney

**Non Voting:** 1 - Satya V. Rhodes-Conway

Enactment No: RES-19-00666

30. [57126](#) Amending the Police Department’s 2019 Operating Budget; an authorizing the Chief of Police to apply for and the Mayor to accept the FY2019 USDOJ Edward Byrne Memorial Justice Assistance Grant award in the amount of \$86,633 and to utilize these funds to support several law enforcement initiatives.

**Sponsors:** Paul E. Skidmore

**A motion was made by Bidar, seconded by Harrington-McKinney, to Adopt - 15 Votes Required. The motion passed by the following vote:**

**Ayes:** 20 - Patrick W. Heck; Lindsay Lemmer; Michael E. Verveer; Shiva Bidar; Marsha A. Rummel; Donna V. Moreland; Avra Reddy; Paul E. Skidmore; Zachary Henak; Arvina Martin; Syed Abbas; Tag Evers; Sheri Carter; Grant Foster; Michael J. Tierney; Samba Baldeh; Rebecca Kemble; Keith Furman; Christian A. Albouras and Barbara Harrington-McKinney

**Non Voting:** 1 - Satya V. Rhodes-Conway

Enactment No: RES-19-00667

31. [57129](#) Application to the Dane County Board for exemption from Dane County Library tax levied under Section 43.57(3) and 43.64(2) Wisconsin Statutes.

**Sponsors:** Barbara Harrington-McKinney

**A motion was made by Bidar, seconded by Harrington-McKinney, to Adopt. The motion passed by voice vote/other.**

Enactment No: RES-19-00668

- 32. [57134](#) Authorizing a double-fill of the position, #2822, of Transit Maintenance Supervisor, at Metro Transit for approximately 9 weeks, due to the resignation of incumbent Jim Stratton who will be exhausting accrued leave balances through December 14, 2019.

**Sponsors:** Grant Foster and Michael J. Tierney

**A motion was made by Bidar, seconded by Harrington-McKinney, to Adopt. The motion passed by voice vote/other.**

Enactment No: RES-19-00669

- 33. [57183](#) Authorizing a contract with Frank Productions Concerts, LLC for Freakfest 2019 and authorizing a system of gating and ticketing for entry into the event area and amending the 2019 operating budget to receive \$10,000 from UW-Madison towards the City’s costs of the event and to authorize payment of up to \$50,000 to Frank Productions from the Contingent Reserve for the cost to produce the event.

**Sponsors:** Patrick W. Heck and Michael E. Verveer

**A motion was made by Bidar, seconded by Harrington-McKinney, to Adopt - 15 Votes Required. The motion passed by the following vote:**

**Ayes:** 19 - Barbara Harrington-McKinney; Patrick W. Heck; Lindsay Lemmer; Michael E. Verveer; Shiva Bidar; Marsha A. Rummel; Donna V. Moreland; Avra Reddy; Paul E. Skidmore; Zachary Henak; Arvina Martin; Syed Abbas; Sheri Carter; Grant Foster; Michael J. Tierney; Samba Baldeh; Rebecca Kemble; Keith Furman and Christian A. Albouras

**Recused:** 1 - Tag Evers

**Non Voting:** 1 - Satya V. Rhodes-Conway

Enactment No: RES-19-00670

- 34. [57227](#) Authorizing the Mayor and City Clerk to execute a lease with Collegiate Gothic Associates Limited Partnership et al. allowing for the continued use of a portion of the City-owned transportation corridor parcel located at 650 West Washington Avenue for parking purposes. (8th A.D.)

**Sponsors:** Avra Reddy

**A motion was made by Bidar, seconded by Harrington-McKinney, to Adopt. The motion passed by voice vote/other.**

Enactment No: RES-19-00671

**Agenda Note: The Plan Commission is meeting on 9/16/19 and a report will be made from the floor on Legislative File No. 57227.**

- 35. [57228](#) Authorizing the Mayor and City Clerk to execute a lease with MDI Regent Madison Hotel, LLC allowing for the use of a portion of the City-owned transportation corridor parcel located at 650 West Washington Avenue for private open space, walkway, storm sewer and landscaping purposes. (8th A.D.)

**Sponsors:** Avra Reddy

Adopt 10/1/2019.

**A motion was made by Bidar, seconded by Harrington-McKinney, to Re-refer to a Future Meeting to Adopt to the COMMON COUNCIL's next regularly scheduled meeting 10/01/19. The motion passed by voice vote/other.**

**Agenda Note: City Real Estate Staff requests RE-REFERRAL of Legislative File No. 57228 to the 10/1/19 Common Council meeting.**

- 36. [57231](#) Recreate position #2860, Accounting Technician 2 (CG 20, R14) into an Accounting Technician 3 (CG 20, R16) within the Finance Division, and reallocate incumbent S. Russell to the new position.

**Sponsors:** Satya V. Rhodes-Conway

**A motion was made by Bidar, seconded by Harrington-McKinney, to Adopt. The motion passed by voice vote/other.**

Enactment No: RES-19-00673

- 37. [57234](#) Create a new hourly classification of Auto Worker Intern to be placed in the salary schedule of Compensation Group 15, Range 00 with a pay range of \$16.91 per hour.

**Sponsors:** Satya V. Rhodes-Conway

**A motion was made by Bidar, seconded by Harrington-McKinney, to Adopt. The motion passed by voice vote/other.**

Enactment No: RES-19-00674

- 38. [57235](#) Create the classification series of Hearings and Accommodations Specialist 1-2 in CG 18, Range 5 and 7, respectively, and recreate the new position #4781 as a Hearings and Accommodations Specialist 2 in the CDA Housing Division's operating budget.

**Sponsors:** Satya V. Rhodes-Conway

**A motion was made by Bidar, seconded by Harrington-McKinney, to Adopt. The motion passed by voice vote/other.**

Enactment No: RES-19-00675

39. [57236](#) Recreate #3223 from a Civil Technician 2 (CG16, R14) to an Engineering Program Specialist 1 (CG16, R17) in the Traffic Engineering Division operating budget and reallocate the incumbent (R. Qureishi) to the new position.

**Sponsors:** Satya V. Rhodes-Conway

**A motion was made by Bidar, seconded by Harrington-McKinney, to Adopt. The motion passed by voice vote/other.**

Enactment No: RES-19-00676

40. [57237](#) Create a new classification series of Asset Manager 1 and 2 in CG18, R10 and CG18, R12, respectively, and delete the classification of Asset Manager in CG18, R10. Recreate the current Asset Manager, position #4523, to an Asset Manager 2, and reallocate incumbent S. McClure into the new position at the Water Utility.

**Sponsors:** Satya V. Rhodes-Conway

**A motion was made by Bidar, seconded by Harrington-McKinney, to Adopt. The motion passed by voice vote/other.**

Enactment No: RES-19-00677

41. [57238](#) Recreate positions # 3807 and #4316 from Engineer 3, CG18, R10 to Engineer 4, CG18, R12 at the Water Utility, and reallocate incumbents K. Miess and P. Holmgren into the new positions.

**Sponsors:** Satya V. Rhodes-Conway

**A motion was made by Bidar, seconded by Harrington-McKinney, to Adopt. The motion passed by voice vote/other.**

Enactment No: RES-19-00678

42. [57239](#) Recreate position #1854 from an Engineer 4, CG18, R12, to a Principal Engineer 1, CG18, R15, at the Water Utility, and reallocate incumbent A. Wiederhoft into the new position.

**Sponsors:** Satya V. Rhodes-Conway

**A motion was made by Bidar, seconded by Harrington-McKinney, to Adopt. The motion passed by voice vote/other.**

Enactment No: RES-19-00679

- 43. [57240](#) Create a new classification of Water Utility Assistant General Manager in CG18, R17 and delete the classification of Principal Engineer-Water in CG18, R16. Recreate the current position (#1851) of Principal Engineer-Water to a Water Utility Assistant General Manager, and reallocate incumbent A. Larson into the new position in the Water Utility operating budget.

**Sponsors:** Satya V. Rhodes-Conway

**A motion was made by Bidar, seconded by Harrington-McKinney, to Adopt. The motion passed by voice vote/other.**

Enactment No: RES-19-00680

- 44. [57255](#) Resolution approving up to \$10,000 in cooperative in development funds for RMS Global Care.

**Sponsors:** Grant Foster

**A motion was made by Bidar, seconded by Harrington-McKinney, to Adopt. The motion passed by voice vote/other.**

Enactment No: RES-19-00681

- 45. [57258](#) Authorizing the issuance of \$29,810,000 General Obligation Corporate Purpose Bonds, Series 2019-B, of the City of Madison, Wisconsin, providing the details thereof, establishing interest rates thereon and levying taxes therefor.

**Sponsors:** Satya V. Rhodes-Conway

**A motion was made by Bidar, seconded by Harrington-McKinney, to Adopt Unanimously Under Suspension of Rules 2.04, 2.24, & 2.25. The motion passed by the following vote:**

**Ayes:** 20 - Patrick W. Heck; Lindsay Lemmer; Michael E. Verveer; Shiva Bidar; Marsha A. Rummel; Donna V. Moreland; Avra Reddy; Paul E. Skidmore; Zachary Henak; Arvina Martin; Syed Abbas; Tag Evers; Sheri Carter; Grant Foster; Michael J. Tierney; Samba Baldeh; Rebecca Kemble; Keith Furman; Christian A. Albouras and Barbara Harrington-McKinney

**Non Voting:** 1 - Satya V. Rhodes-Conway

Enactment No: RES-19-00642

**Agenda Note: The Finance Committee is meeting on 9/17/19 on Legislative File No. 57258 and a report will be made from the floor / 15 Votes Required**

46. [57259](#) Resolution authorizing the issuance of \$80,410,000 General Obligation Promissory Notes, Series 2019-A, of the City of Madison, Wisconsin, providing the details thereof, establishing interest rates thereon and levying taxes therefor.
- Sponsors:** Satya V. Rhodes-Conway
- A motion was made by Bidar, seconded by Harrington-McKinney, to Adopt Unanimously Under Suspension of Rules 2.04, 2.24, & 2.25. The motion passed by the following vote:**
- Ayes:** 20 - Lindsay Lemmer; Michael E. Verveer; Shiva Bidar; Marsha A. Rummel; Donna V. Moreland; Avra Reddy; Paul E. Skidmore; Zachary Henak; Arvina Martin; Syed Abbas; Tag Evers; Sheri Carter; Grant Foster; Michael J. Tierney; Samba Baldeh; Rebecca Kemble; Keith Furman; Christian A. Albouras; Barbara Harrington-McKinney and Patrick W. Heck
- Non Voting:** 1 - Satya V. Rhodes-Conway
- Enactment No: RES-19-00643

**Agenda Note: The Finance Committee is meeting on 9/17/19 on Legislative File No. 57259 and a report will be made from the floor / 15 Votes Required**

47. [57265](#) Authorizing the Mayor and City Clerk to amend a contract with YWCA Madison to use an additional \$3,356 in state EHH funds
- Sponsors:** Christian A. Albouras, Samba Baldeh and Zachary Henak
- A motion was made by Bidar, seconded by Harrington-McKinney, to Adopt. The motion passed by voice vote/other.**
- Enactment No: RES-19-00682
48. [57356](#) Authorizing the Mayor and City Clerk to execute a lease with Art + Literature Laboratory (ALL) for the use of commercial space in the South Livingston Street Garage, located at 111 South Livingston Street, for the operation of a non-profit arts center, together with the approval of a grant to ALL in the amount of \$500,000 from the Madison Capital Revolving Fund.
- Sponsors:** Marsha A. Rummel
- A motion was made by Bidar, seconded by Harrington-McKinney, to Adopt. The motion passed by voice vote/other.**
- There were 11 registrants in support.**
- Enactment No: RES-19-00683

**Agenda Note: CDA is meeting on 9/12/19 on Legislative File No. 57356 and a recommendation will be made from the floor.**



- 49. [57366](#) Approving the Madison Arts Commission’s selection of Artist Eric Adjetay-Anang as the first Thurber Park Artist in Residence.

**Sponsors:** Sheri Carter

**A motion was made by Bidar, seconded by Harrington-McKinney, to Adopt. The motion passed by voice vote/other.**

Enactment No: RES-19-00684

**REPORT OF RISK MANAGER**

- 50. [56721](#) NOTICE OF CIRCUMSTANCE AND CLAIM: S. Beachy, Axley Brynelson, LLP, for S. Reynard and L. and P. Krug - noise nuisance - greater than \$1.00.

**A motion was made by Bidar, seconded by Harrington-McKinney, to Disallow. The motion passed by voice vote/other.**

- 51. [57000](#) J. Jauch - vehicle damage - \$607.62.

**A motion was made by Bidar, seconded by Harrington-McKinney, to Disallow. The motion passed by voice vote/other.**

- 52. [57001](#) E. Knoll - vehicle damage - \$198.94.

**A motion was made by Bidar, seconded by Harrington-McKinney, to Disallow. The motion passed by voice vote/other.**

- 53. [57079](#) R. Copes - vehicle damage - \$746.36.

**A motion was made by Bidar, seconded by Harrington-McKinney, to Disallow. The motion passed by voice vote/other.**

- 54. [57163](#) C. Sempf - vehicle damage - \$7,521.30.

**A motion was made by Bidar, seconded by Harrington-McKinney, to Disallow. The motion passed by voice vote/other.**

- 55. [57164](#) K. Semrow - vehicle damage - \$500.00.

**A motion was made by Bidar, seconded by Harrington-McKinney, to Disallow. The motion passed by voice vote/other.**

56. [57171](#) E. Johnson - vehicle damage - \$1933.88.

**A motion was made by Bidar, seconded by Harrington-McKinney, to Disallow. The motion passed by voice vote/other.**

#### **REPORT OF VENDING OVERSIGHT COMMITTEE**

57. [56478](#) Creating Sections 9.13(1)(c) and 9.13(13) and amending Section 9.13(4) of the Madison General Ordinances to create a process for full-sized Food Trucks to participate in street vending, adding a subsection for definitions, and amending existing provisions to allow for Food Trucks.

**Sponsors:** Michael E. Verveer and Christian A. Albouras

**A motion was made by Bidar, seconded by Harrington-McKinney, to Adopt. The motion passed by voice vote/other.**

Enactment No: ORD-19-00067

**ITEMS REFERRED TO THIS MEETING**

**RESOLUTION**

58. [57364](#) SUBSTITUTE - Responding to the Draft Environmental Impact Statement (EIS) for the Air National Guard F-35A Operational Beddown
- Sponsors:** Grant Foster, Rebecca Kemble, Marsha A. Rummel, Patrick W. Heck, Tag Evers and Syed Abbas
- This Resolution was Adopt Substitute**
- There were 4 registrants neither in support nor opposition.**
- There were 7 registrants who were in opposition.**
- There were 140 registrants in support.**
- Enactment No: RES-19-00588

**RECESS**

**Fire alarms sounded at 7:02pm in the building. Recess by lack of Quorum.**

**RECONVENE**

**At 7:24 Council returned to Chambers and RECONVENED. Roll Call was taken.**

**Present:** 21 - Satya V. Rhodes-Conway; Barbara Harrington-McKinney; Patrick W. Heck; Lindsay Lemmer; Michael E. Verveer; Shiva Bidar; Marsha A. Rummel; Donna V. Moreland; Avra Reddy; Paul E. Skidmore; Zachary Henak; Arvina Martin; Syed Abbas; Tag Evers; Sheri Carter; Grant Foster; Michael J. Tierney; Samba Baldeh; Rebecca Kemble; Keith Furman and Christian A. Albouras

**RECESS**

**A motion was made by Bidar, seconded by Harrington-McKinney, to Take A Recess at 9:45pm. The motion passed by voice vote/other.**

**RECONVENE**

**At 9:57pm Mayor Rhodes-Conway Reconvened the meeting.**

**Present:** 21 - Satya V. Rhodes-Conway; Barbara Harrington-McKinney; Patrick W. Heck; Lindsay Lemmer; Michael E. Verveer; Shiva Bidar; Marsha A. Rummel; Donna V. Moreland; Avra Reddy; Paul E. Skidmore; Zachary Henak; Arvina Martin; Syed Abbas; Tag Evers; Sheri Carter; Grant Foster; Michael J. Tierney; Samba Baldeh; Rebecca Kemble; Keith Furman and Christian A. Albouras

[57364](#)

ALTERNATE - Responding to the Draft Environmental Impact Statement (EIS) for the Air National Guard F-35A Operational Beddown.

**Sponsors:** Barbara Harrington-McKinney, Sheri Carter, Christian A. Albouras, Shiva Bidar, Keith Furman, Arvina Martin and Donna V. Moreland

**A motion was made by Harrington-McKinney, seconded by Carter, to Substitute the Alternate as the Main Motion. The motion passed by the following vote:**

**Ayes:** 11 - Shiva Bidar; Donna V. Moreland; Paul E. Skidmore; Zachary Henak; Arvina Martin; Sheri Carter; Michael J. Tierney; Keith Furman; Christian A. Albouras; Barbara Harrington-McKinney and Satya V. Rhodes-Conway

**Noes:** 10 - Patrick W. Heck; Lindsay Lemmer; Michael E. Verveer; Marsha A. Rummel; Avra Reddy; Syed Abbas; Tag Evers; Grant Foster; Samba Baldeh and Rebecca Kemble

**A motion was made by Rummel, seconded by Bidar, to Amend the Alternate as follows: In the first Now Therefore clause, delete the phrase "worst case." The motion passed by voice vote/other.**

[57364](#)

AMENDED ALTERNATE - Responding to the Draft Environmental Impact Statement (EIS) for the Air National Guard F-35A Operational Beddown.

**Sponsors:** Barbara Harrington-McKinney, Sheri Carter, Christian A. Albouras, Shiva Bidar, Keith Furman, Arvina Martin and Donna V. Moreland

**A motion was made by Heck and seconded by Rummel, to Amend the Alternate as follows: strick the third Resolved clause in the Alternate and replace it with the next to last Be It Further Resolved clause in the Substitute. The motion passed by the following vote:**

**Ayes:** 13 - Lindsay Lemmer; Michael E. Verveer; Marsha A. Rummel; Donna V. Moreland; Paul E. Skidmore; Zachary Henak; Arvina Martin; Syed Abbas; Tag Evers; Grant Foster; Samba Baldeh; Rebecca Kemble and Patrick W. Heck

**Noes:** 7 - Shiva Bidar; Avra Reddy; Sheri Carter; Michael J. Tierney; Keith Furman; Christian A. Albouras and Barbara Harrington-McKinney

**Non Voting:** 1 - Satya V. Rhodes-Conway

[57364](#)

AMENDED ALTERNATE - Responding to the Draft Environmental Impact Statement (EIS) for the Air National Guard F-35A Operational Beddown.

**Sponsors:** Barbara Harrington-McKinney, Sheri Carter, Christian A. Albouras, Shiva Bidar, Keith Furman, Arvina Martin and Donna V. Moreland

**A motion was made by Tierney to Amend the Alternate by adding Senator Risser's name to the Be It Finally Resolved clause. The motion passed by voice vote/other.**

[57364](#)

AMENDED ALTERNATE - Responding to the Draft Environmental Impact Statement (EIS) for the Air National Guard F-35A Operational Beddown.

**Sponsors:** Barbara Harrington-McKinney, Sheri Carter, Christian A. Albouras, Shiva Bidar, Keith Furman, Arvina Martin and Donna V. Moreland

**A motion was made by Foster and seconded by Bidar, to Amend the Alternate by inserting the word "children" in the first resolved clause. The motion failed by voice vote/other.**

**A motion was made by Lemmer and seconded by Moreland, to Amend the Alternate by adding "and children" to the first resolved clause. The motion passed by voice vote/other.**

[57364](#)

AMENDED ALTERNATE - Responding to the Draft Environmental Impact Statement (EIS) for the Air National Guard F-35A Operational Beddown.

**Sponsors:** Barbara Harrington-McKinney, Sheri Carter, Christian A. Albouras, Shiva Bidar, Keith Furman, Arvina Martin and Donna V. Moreland

**A motion was made by Harrington-McKinney and seconded by Carter, to Amend the Alternate by replacing "until and unless" in the first Be It Resolved clause with "if." The motion failed by the following vote:**

**Ayes:** 5 - Avra Reddy; Zachary Henak; Michael J. Tierney; Samba Baldeh and Keith Furman

**Noes:** 13 - Michael E. Verveer; Marsha A. Rummel; Donna V. Moreland; Paul E. Skidmore; Arvina Martin; Syed Abbas; Tag Evers; Sheri Carter; Grant Foster; Christian A. Albouras; Barbara Harrington-McKinney; Patrick W. Heck and Lindsay Lemmer

**Abstentions:** 2 - Shiva Bidar and Rebecca Kemble

**Non Voting:** 1 - Satya V. Rhodes-Conway

**A motion was made to A vote was taken on the motion to adopt the Alternate, as amended.. The motion passed by the following vote:**

**Ayes:** 16 - Shiva Bidar; Marsha A. Rummel; Donna V. Moreland; Avra Reddy; Paul E. Skidmore; Arvina Martin; Tag Evers; Sheri Carter; Grant Foster; Michael J. Tierney; Samba Baldeh; Keith Furman; Christian A. Albouras; Patrick W. Heck; Lindsay Lemmer and Michael E. Verveer

**Noes:** 3 - Zachary Henak; Syed Abbas and Rebecca Kemble

**Abstentions:** 1 - Barbara Harrington-McKinney

**Non Voting:** 1 - Satya V. Rhodes-Conway

Enactment No: RES-19-00588

**INTRODUCTION OF NEW BUSINESS FOR REFERRAL WITHOUT DEBATE**

**ORDINANCES**

59. [57438](#) Amending Section 33.30 of the Madison General Ordinances to amend the Jeffrey Clay Erlanger Civility in Public Discourse Award

**Sponsors:** Satya V. Rhodes-Conway, Shiva Bidar and Michael E. Verveer

**A motion was made by Bidar, seconded by Harrington-McKinney, to Refer to the COMMON COUNCIL. The motion passed by voice vote/other.**

60. [57441](#) Creating Section 28.022 - 00404 and Section 28.022 - 00405 of the Madison General Ordinances to change the zoning of properties located at 2340 Winnebago Street and 2305-11 East Washington Avenue, 6th Aldermanic District, from TR-V1 (Traditional Residential - Varied 1) and PD (Planned Development) Districts to Amended PD (GDP-SIP) (Planned Development (General Development Plan - Specific Implementation Plan) District

**Sponsors:** Planning Division

**A motion was made by Bidar, seconded by Harrington-McKinney, to Refer For Public Hearing to the PLAN COMMISSION. The motion passed by voice vote/other.**

61. [57233](#) Amending Section 12.1335 of the Madison General Ordinances to expand the boundaries of the "Snow Emergency Zone."

**Sponsors:** Shiva Bidar, Patrick W. Heck, Michael E. Verveer, Grant Foster, Marsha A. Rummel, Avra Reddy and Tag Evers

Additional referral to Finance Committee.

**A motion was made by Bidar, seconded by Harrington-McKinney, to Refer to the TRANSPORTATION COMMISSION. The motion passed by voice vote/other.**

## RESOLUTIONS

62. [57211](#) Amendment from the 2019 Streets Division - Emerald Ash Borer Capital budget to transfer \$197,022 in existing budget authority to Traffic Engineering to provide additional funding to expand the Clean Streets Clean Lakes (CSCL) zones.

**Sponsors:** Shiva Bidar

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

63. [57264](#) Authorizing the execution of a Purchase and Sale Agreement between the City of Madison and Sally J. Stevens for the City's acquisition of the property located at 354 East Lakeside Street for assemblage with Olin Park.

**Sponsors:** Tag Evers

**A motion was made by Bidar, seconded by Carter, to Withdraw. The motion passed by voice vote/other.**

64. [57349](#) Authorizing the Mayor and City Clerk to enter into a sublicense agreement on behalf of the City with the Wisconsin Department of Transportation, for the ability to utilize Traffic and Criminal Software (TraCS) and the TraCS Location Tool (TLT)

**Sponsors:** Satya V. Rhodes-Conway

**A motion was made by Bidar, seconded by Harrington-McKinney, to Refer to the FINANCE COMMITTEE. The motion passed by voice vote/other.**

65. [57415](#) Amending the Police Department's 2019 Operating Budget and authorizing the Chief of Police to accept a public safety pass-through grant via the Dane County Sheriff's Office from the Wisconsin Department of Transportation for speed enforcement in the amount of \$65,000; and amending the Police Department's 2019 Operating Budget by an additional \$7,800 and to extend a Wisconsin Department of Justice Internet Crimes Against Children / Alicia's Law grant through 2020

**Sponsors:** Paul E. Skidmore

**A motion was made by Bidar, seconded by Harrington-McKinney, to Refer to the FINANCE COMMITTEE. The motion passed by voice vote/other.**

66. [57431](#) Authorizing the acceptance of ownership from the Sunset Village Community Association of a "Little Free Library" located in Sunset Park at 4129 N Sunset Court. (11th AD)

**Sponsors:** Arvina Martin

Additional referral to Plan Commission.

**A motion was made by Bidar, seconded by Harrington-McKinney, to Refer to the BOARD OF PARK COMMISSIONERS. The motion passed by voice vote/other.**

67. [57435](#) Authorizing the acceptance of ownership from the Birchwood Point Neighborhood Association of a "Little Free Library" located in Sugar Maple Park at 252 Sugar Maple Lane. (9th AD)

**Sponsors:** Paul E. Skidmore

Additional referral to Plan Commission.

**A motion was made by Bidar, seconded by Harrington-McKinney, to Refer to the BOARD OF PARK COMMISSIONERS. The motion passed by voice vote/other.**

68. [57442](#) Authorizing the Mayor and City Clerk to Execute an Agreement with Madison Gas & Electric (MGE) for 5 Megawatt Renewable Energy Rider (RER) Project.

**Sponsors:** Satya V. Rhodes-Conway, Syed Abbas and Tag Evers

Additional referral to Sustainable Madison Committee.

**A motion was made by Bidar, seconded by Harrington-McKinney, to Refer to the FINANCE COMMITTEE. The motion passed by voice vote/other.**



69. [57451](#) Amending the 2019 Capital Budget for Stormwater Utility and Awarding Public Works Contract 8466, Southwest Bikepath Culvert Replacement at Waite Circle - 2019. (11th AD)
- Sponsors:** Arvina Martin and Zachary Henak
- Additional referral to Board of Public Works.
- A motion was made by Bidar, seconded by Harrington-McKinney, to Refer to the FINANCE COMMITTEE. The motion passed by voice vote/other.**
70. [57459](#) Supporting and authorizing an application to WisDOT for Federal funding under the 2020-2024 Transportation Alternatives Program (TAP). (12th, 14th, 15th and 18th Ads)
- Sponsors:** Grant Foster, Syed Abbas and Rebecca Kemble
- Additional referrals to Board of Public Works, Transportation Policy and Planning Board.
- A motion was made by Bidar, seconded by Harrington-McKinney, to Refer to the FINANCE COMMITTEE. The motion passed by voice vote/other.**
71. [57460](#) Authorizing the City to accept a \$20,000 grant from the Cities for Financial Empowerment Fund, Inc (known as the CFE Fund) to create a community-wide financial empowerment strategy; authorizing the Mayor and City Clerk to enter into a contract with the CFE Fund to receive funds and implement the project; and amending the Operating Budget of the Community Development Division as appropriate to receive and expend \$20,000 in funds to manage and implement the project.
- Sponsors:** Shiva Bidar and Arvina Martin
- Additional referral to Finance Committee.
- A motion was made by Bidar, seconded by Harrington-McKinney, to Refer to the COMMUNITY SERVICES COMMITTEE. The motion passed by voice vote/other.**

## PRESENTATION OF CLAIMS AGAINST THE CITY OF MADISON

### CLAIMS - REFER TO RISK MANAGER

72. [57322](#) NOTICE OF CLAIM - J. Kassner, attorney for All Metals Real Estate, LLC - property encroachment - amount to be determined.
- A motion was made by Bidar, seconded by Harrington-McKinney, to Refer to the Risk Manager. The motion passed by voice vote/other.**
73. [57342](#) A. Lowe - vehicle damage - \$84.00.
- A motion was made by Bidar, seconded by Harrington-McKinney, to Refer to the Risk Manager. The motion passed by voice vote/other.**

74. [57416](#) K. Retallick - personal injury - \$10,450.25.

**A motion was made by Bidar, seconded by Harrington-McKinney, to Refer to the Risk Manager. The motion passed by voice vote/other.**

75. [57417](#) H.Y. Chang - property damage - \$500.00.

**A motion was made by Bidar, seconded by Harrington-McKinney, to Refer to the Risk Manager. The motion passed by voice vote/other.**

76. [57418](#) C. Jones - property loss - \$515.00.

**A motion was made by Bidar, seconded by Harrington-McKinney, to Refer to the Risk Manager. The motion passed by voice vote/other.**

77. [57419](#) Equian for A. Mathy - vehicle damage - \$2858.58.

**A motion was made by Bidar, seconded by Harrington-McKinney, to Refer to the Risk Manager. The motion passed by voice vote/other.**

78. [57450](#) L. Wandrey and K. Gorichanaz - property damage - \$674.43.

**A motion was made by Bidar, seconded by Harrington-McKinney, to Refer to the Risk Manager. The motion passed by voice vote/other.**

**ADDENDUM**

**LATE ITEMS**

**ITEMS REFERRED TO THIS MEETING**

**RESOLUTION**

79. [57281](#) Revising the Integrated Pest Management Policy Review Task Force's Governance Model and Extending Authorization to Revise the City's Integrated Pest Management Policy

**Sponsors:** Arvina Martin and Rebecca Kemble

**A motion was made by Bidar, seconded by Harrington-McKinney, to Adopt. The motion passed by voice vote/other.**

Enactment No: RES-19-00672

**Agenda Note: This item is recommended for adoption by the Common Council (9/17/19).**

**INTRODUCTION OF NEW BUSINESS FOR REFERRAL WITHOUT DEBATE**

**RESOLUTION**

- 80. [57483](#) Supporting the Wisconsin Public Health Association's Campaign Against Racism and Recognizing Racism as a Public Health Crisis.

**Sponsors:** Samba Baldeh, Satya V. Rhodes-Conway, Shiva Bidar, Barbara Harrington-McKinney, Syed Abbas, Christian A. Albouras, Sheri Carter, Tag Evers, Grant Foster, Keith Furman, Patrick W. Heck, Zachary Henak, Rebecca Kemble, Lindsay Lemmer, Arvina Martin, Donna V. Moreland, Avra Reddy, Marsha A. Rummel, Paul E. Skidmore, Michael J. Tierney and Michael E. Verveer

**A motion was made by Bidar, seconded by Harrington-McKinney, to Refer to the VENDING OVERSIGHT COMMITTEE. The motion passed by voice vote/other.**

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

- [57526](#) Creating Section 9.13(1)(b)5. of the Madison General Ordinances to define and prohibit the practice of Extended Delivery, where food and beverage are sold to more than 5 customers via delivery occurring on public streets and sidewalks, and amending Sec. 9.13(1) to make housekeeping changes.

**Sponsors:** Michael E. Verveer

**A motion was made by Bidar, seconded by Harrington-McKinney, to Refer to the VENDING OVERSIGHT COMMITTEE. The motion passed by voice vote/other.**

**ADJOURNMENT**

**A motion was made by Moreland, seconded by Carter, to Adjourn at 2:47am. The motion passed by voice vote/other.**