



City of Madison

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

Meeting Minutes - Approved COMMON COUNCIL

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Tuesday, October 16, 2018

6:30 PM

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

ROLL CALL

06:30 PM, SOGLIN IN THE CHAIR

Present: 16 - Barbara Harrington-McKinney; Amanda Hall; Michael E. Verveer; Shiva Bidar-Sielaff; Zach Wood; Paul E. Skidmore; Maurice S. Cheeks; Arvina Martin; Allen A. Arntsen; Sheri Carter; David Ahrens; Michael J. Tierney; Samba Baldeh; Rebecca Kemble; Keith Furman and Matthew J. Phair

Excused: 4 - Ledell Zellers; Marsha A. Rummel; Steve King and Larry Palm

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. PALM, ALD. ZELLERS

OPENING REMARKS

SUSPENSION OF RULES

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

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.

PRESENTATION

1. [52476](#) Presentation: Poetry Recitation by Cooper Talbot - "While the Sun Rises"

PETITIONS AND COMMUNICATIONS

PETITIONS REFERRED TO THIS MEETING

2. [53265](#) Petition received in the Madison City Clerk's Office 9/24/2018 from D'Onofrio, Kottke and Associates, Inc. to attach a parcel from the Town of Middleton to the City of Madison.

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

EARLY PUBLIC COMMENT

SPECIAL ORDER OF BUSINESS AT 6:45 PM

PRESENTATION OF CONSENT AGENDA

A motion was made by Baldeh, seconded by Carter, to Adopt the Consent Agenda. The motion passed by voice vote/other. Alder Martin recused herself for item 23, file number 52936.

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.

PUBLIC HEARINGS - BEGIN AT 6:45 PM

REPORT OF FINANCE COMMITTEE

3. [53172](#) 2019 Executive Operating Budget

A motion was made by Baldeh, seconded by Carter, to Re-refer for Recessed Public Hearing to the FINANCE COMMITTEE. The motion passed by voice vote/other.

1 registration in support

REPORT OF ALCOHOL LICENSE REVIEW COMMITTEE

4. [52497](#) Public Hearing - New License
Frameshift Arts Cafe LLC • dba The Winnebago Arts Cafe
2262 Winnebago St. • Agent: John DeHaven • Estimated Capacity: 99
Class B Combination Liquor & Beer • 40% alcohol, 57% food
Aldermanic District 6 (Alder Rummel) • Police Sector 410
- A motion was made by Baldeh, seconded by Carter, to Grant with Condition(s) and Close the Public Hearing. The motion passed by voice vote/other.**
- 1 registration in opposition**
5. [52932](#) Public Hearing - New License
Portillo's Hot Dogs LLC • dba Portillo's Hot Dogs
4505 East Towne Blvd • Agent: Matthew Kiefer
Estimated Capacity: 227
Class B Beer • 2% alcohol, 98% food
Aldermanic District 17 (Alder Baldeh) • Police Sector 631
- A motion was made by Baldeh, seconded by Carter, to Grant and Close the Public Hearing. The motion passed by voice vote/other.**
- 1 registration available to answer questions**
6. [52933](#) Public Hearing - New License
HungryBadger Cafe LLC • dba HungryBadger Cafe
540 State St • Agent: Deepak Shrestha • Estimated Capacity: 80
Class B Beer, Class C Wine • 10% alcohol, 80% food, 10% other
Aldermanic District 2 (Alder Zellers) • Police Sector 403
- A motion was made by Baldeh, seconded by Carter, to Grant with Condition(s) and Close the Public Hearing. The motion passed by voice vote/other.**
- 1 registration available to answer questions**
7. [52934](#) Public Hearing - New License
May Rose Madison LLC • dba Brothers Three Bar and Grill
614 N Fair Oaks Ave • Agent: Matthew Stebbins
Estimated Capacity: 80
Class B Combination Liquor & Beer • 25% alcohol, 75% food
Aldermanic District 15 (Alder Ahrens) • Police Sector 604
- A motion was made by Baldeh, seconded by Carter, to Grant and Close the Public Hearing. The motion passed by voice vote/other.**
- 1 registration available to answer questions**

- 8. [52935](#) Public Hearing - New License
A La Brasa LLC • dba A La Brasa Mexican Grill
15 N Broom St • Agent: Jose Zecua • Estimated Capacity: 100
Class B Combination Liquor & Beer • 10% alcohol, 90% food
Aldermanic District 4 (Alder Verveer) • Police Sector 405

A motion was made by Baldeh, seconded by Carter, to Grant with Condition(s) and Close the Public Hearing. The motion passed by voice vote/other.

REPORT OF PLAN COMMISSION

- 9. [52858](#) Amending Sections 28.082(1) and 28.151 of the Madison General Ordinances to prohibit personal storage units in the Traditional Employment (TE) and Suburban Employment (SE) Districts and to require that personal storage units, where allowed, take place in a building that is a minimum of two stories.

Sponsors: Paul R. Soglin

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

- 10. [53022](#) Creating Sections 28.022 - 00344 and 28.022 - 00345 of the Madison General Ordinances to change the zoning of property located at 210-216 S. Pinckney Street, 4th Aldermanic District, from PD(SIP) Planned Development (Specific Implementation Plan) District to Amended PD(GDP) Planned Development (General Development Plan) District and PD(SIP) Planned Development (Specific Implementation Plan) District.

Sponsors: Planning Division

This Ordinance was Adopt and Close the Public Hearing

1 registration in support

- 11. [53023](#) Creating Section 28.022 -- 00346 of the Madison General Ordinances to change the zoning of property located at 750 University Row, 19th Aldermanic District, from PD (SIP) Planned Development (Specific Implementation Plan) District to Amended PD (SIP) Amended Planned Development (Specific Implementation Plan) District.

Sponsors: Planning Division

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

2 registration in support

END OF PUBLIC HEARINGS

BUSINESS PRESENTED BY THE MAYOR

APPOINTMENTS

12. [53303](#) Report of the Mayor submitting resident committee appointments (introduction 10/2/2018; action 10/16/2018).
Sponsors: Paul R. Soglin
A motion was made by Baldeh, seconded by Carter, to Confirm. The motion passed by voice vote/other.

1 registration wishing to speak

13. [53475](#) Report of the Mayor submitting resident committee appointments (introduction 10/16/2018; action 10/30/2018).
Sponsors: Paul R. Soglin
A motion was made by Baldeh, seconded by Carter, to Refer to a future Meeting to Confirm to the COMMON COUNCIL. The motion passed by voice vote/other.

CONFIRMATION HEARING

14. [53275](#) Submitting the appointment of Sarah H. Edgerton for confirmation of a five-year term as the Director of Information Technology.
Sponsors: Paul R. Soglin
A motion was made by Baldeh, seconded by Carter, to Adopt. The motion passed by voice vote/other.

BUSINESS PRESENTED BY THE PRESIDENT OF THE COMMON COUNCIL

UPDATE

15. [53449](#) Chief of Police 3rd Quarter Update: Chief Mike Koval, Madison Police Department (10/16/18)
A motion was made by Baldeh, seconded by Carter, to Recieve. The motion passed by voice vote/other.

REPORTS OF OFFICERS

REPORT OF AFFIRMATIVE ACTION COMMISSION

- 16. [52278](#) Equitable Workforce (Affirmative Action) Plan Second Year (2017) Progress Report

Sponsors: Paul R. Soglin

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

REPORT OF ALCOHOL LICENSE REVIEW COMMITTEE

- 17. [51908](#) 18+ Center for Visual & Performing Arts License
Mohammed Hinnawi • dba Nile Restaurant • Capacity: 80
6119 Odana Rd • Agent: Mohammed Hinnawi
Class B Combination Liquor & Beer • 20% alcohol, 80% food
Aldermanic District 19 (Alder Clear) • Police Sector 113

A motion was made by Baldeh, seconded by Carter, to DENY BECAUSE OF THE HEALTH, SAFETY, AND WELFARE OF THE COMMUNITY. The motion passed by voice vote/other.

- 18. [52374](#) Business Name Change
2116 AWA LLC • Current dba: The New Mr. Roberts
2116 Atwood Ave
Class B Combination Liquor & Beer
Aldermanic District 6 (Alder Rummel)
New dba: The Atwood

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

1 registration in support

- 19. [52393](#) Change of Agent
Bonefish Grill LLC • dba Bonefish Grill #1202 • 7345 Mineral Point Rd
New Agent: Rodney Ladson
Class B Combination Liquor & Beer
Aldermanic District 9 (Alder Skidmore)

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

20. [52426](#) Entity Reorganization
Blazin Wings Inc • dba Buffalo Wild Wings #414
789 University Ave
Class B Combination Liquor & Beer
Aldermanic District 8 (Alder Wood)
Add four new officers, remove two officers

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

21. [52427](#) Entity Reorganization
Blazin Wings Inc • dba Buffalo Wild Wings #413
240 East Towne
Class B Combination Liquor & Beer
Aldermanic District 17 (Alder Baldeh)
Add four new officers, remove two officers

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

22. [52488](#) Change of Agent
Merchant Madison LLC • dba Merchant Madison • 121 S. Pinckney
New Agent: Thomas Dufek
Class B Combination Liquor & Beer
Aldermanic District 4 (Alder Verveer)

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

23. [52936](#) Change of Licensed Premise
Ho-Chunk Nation • dba Ho-Chunk Gaming Madison
Current Capacity (in/out): 1200/0 • Proposed Capacity (in/out): 1200/100
4002 Evan Acres Rd • Agent: Daniel Brown
Class B Combination Liquor & Beer • 0.72% alcohol, 0.99% food
Aldermanic District 16 (Alder Tierney) • Police Sector 621
Addition of 16' X 56' outdoor area for a total 896 square foot space, inside a 6' tall privacy fence.

A motion was made by Baldeh, seconded by Carter, to Grant. The motion passed by the following vote:

Ayes: 15 - Barbara Harrington-McKinney; Amanda Hall; Michael E. Verveer; Shiva Bidar-Sielaff; Zach Wood; Paul E. Skidmore; Maurice S. Cheeks; Allen A. Arntsen; Sheri Carter; David Ahrens; Michael J. Tierney; Samba Baldeh; Rebecca Kemble; Keith Furman and Matthew J. Phair

Recused: 1 - Arvina Martin

Excused: 4 - Ledell Zellers; Marsha A. Rummel; Steve King and Larry Palm

Non Voting: 1 - Paul R. Soglin

24. [52939](#) Change of Licensed Conditions
MCNZ Maktabi LLC • dba Dubai • Capacity: 60
419 State St. • Agent: Samant Schuette
Class B Combination Liquor & Beer • 30% alcohol, 70% food
Aldermanic District 4 (Alder Verveer) • Police Sector 403
Request to change condition 1 to add one hour on weekdays and three hours on weekends.

**A motion was made by Baldeh, seconded by Carter, to Grant With Condition(s).
The motion passed by voice vote/other.**

25. [52940](#) Change of Licensed Conditions
La Escondida Mexican Grill LLC • dba Neveria Montecalban
Capacity: 120
1821 S Park St • Agent: Juana Jessica Torres
Class B Combination Liquor & Beer • 10% alcohol, 90% food
Aldermanic District 14 (Alder Carter) • Police Sector 310
Request to change condition 1 to extend hours until midnight Monday -
Thursday, and until 1:30am Friday - Sunday.

**A motion was made by Baldeh, seconded by Carter, to Place On File. The
motion passed by voice vote/other.**

26. [52941](#) 21+ Entertainment License
Frameshift Arts Cafe LLC • dba The Winnebago Arts Cafe • Capacity: 99
2262 Winnebago St • Agent: John DeHaven
Class B Combination Liquor & Beer • 40% alcohol, 57% food
Aldermanic District 6 (Alder Rummel) • Police Sector 410

**A motion was made by Baldeh, seconded by Carter, to Grant With Condition(s).
The motion passed by voice vote/other.**

27. [52943](#) Change of Agent
Kwik Trip Inc • dba Kwik Trip 965 • 2402 W Broadway
New Agent: Uran Mezezi
Class A Beer, Class A Cider
Aldermanic District 14 (Alder Carter)

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

28. [52944](#) Change of Agent
Kwik Trip Inc • dba Kwik Trip 960 • 401 N Third St
New Agent: Patricia E Riley
Class A Beer, Class A Liquor
Aldermanic District 12 (Alder Palm)

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

29. [52946](#) Change of Agent
Ultimate Mart LLC • dba Pick 'n Save Express • 1312 S Park St
New Agent: Nickolas Carr
Class A Beer, Class A Liquor
Aldermanic District 13 (Alder Arntsen)

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

30. [52947](#) Change of Agent
John Q Restaurant Inc • dba Cowboy Jacks • 1262 John Q Hammons Dr
New Agent: Debra Meyers
Class B Combination Liquor & Beer
Aldermanic District 9 (Alder Skidmore)

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

31. [52948](#) Change of Agent
CMWI Associates LLC • dba Crown Plaza Madison • 4402 E Washington Ave
New Agent: Paul Popovich
Class B Combination Liquor & Beer
Aldermanic District 17 (Alder Baldeh)

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

1 registration in support

32. [52949](#) Change of Agent
Kwik Trip Inc • dba Kwik Trip 958 • 4741 Lien Rd
New Agent: Latifah N Bryant
Class A Beer, Class A Cider
Aldermanic District 17 (Alder Baldeh)

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

33. [52955](#) Operator License Application
Matthew Laumann - Establishment where employed: Nitty Gritty

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

34. [52989](#) Change of Agent
Red Robin International Inc • dba Red Robin Gourmet Burgers and Brews
2440 East Springs Dr
New Agent: James Semrow
Class B Combination Liquor & Beer
Aldermanic District 17 (Alder Baldeh)

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

35. [53005](#) Disciplinary Matter - ALRC demerit point determination
East Washington Liquor Inc • dba Rocky's Liquor West
4217 W Beltline Highway • Agent: Gurpreet K Ghuman
Class A Liquor, Class A Beer
Aldermanic District 10 (Alder Cheeks) • Police Sector 104

A motion was made by Baldeh, seconded by Carter, to Suspend the license on September 29, 2018, and to assess zero demerit points. The motion passed by voice vote/other.

36. [53006](#) Disciplinary Matter - ALRC demerit point determination
JSM Inc • dba Red Shed • Capacity: 80
406 N Frances St • Agent: Jeffrey Meise
Class B Combination Liquor & Beer • 95% alcohol, 5% food
Aldermanic District 4 (Alder Verveer) • Police Sector 403

A motion was made by Baldeh, seconded by Carter, to Accept the Demerit Point Assessment of fifty (50) demerit points. The motion passed by voice vote/other.

37. [53080](#) Operator License Application
Regina Crump - Establishment where employed: Stop'n'Go

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

38. [53159](#) Entity Reorganization
Bartaco Hilldale LLC • dba bartaco
726 N Midvale Blvd Suite M464
Class B Combination Liquor & Beer
Aldermanic District 11 (Alder Martin)
Add three new officers, remove three officers

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

39. [53164](#) Second request to extend license issuance beyond the 90 day limit under MGO 38.05
I/O Arcard Bar LLC • dba I/O Arcade Bar
720 Williamson St • Agent: Mitchell Turino • Estimated Capacity: 155
Class B Combination Liquor & Beer • 75% alcohol, 15% food, 10% other
Aldermanic District 6 (Alder Rummel) • Police Sector 408

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

40. [53165](#) Request to extend license issuance beyond the 90 day limit under MGO 38.05
Friendships Are The Best Ships Inc • dba BarleyPop Live
121 W Main St • Agent: Jason Hajdik • Estimated Capacity: 125
Class B Beer • 95% alcohol, 0% food, 5% other
Aldermanic District 4 (Alder Verveer) • Police Sector 405

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

41. [53166](#) Second request to extend license issuance beyond the 90 day limit under MGO 38.05
Encore Adventure LLC • dba Tiny's Tap House
308 S Paterson Street • Agent: Holly Alexander • Estimated Capacity: 30
Class B Combination Liquor & Beer • 75% alcohol, 20% food
Aldermanic District 6 (Alder Rummel) • Police Sector 408

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

42. [53198](#) Operator License Application
Michelle Beck-DeVries-Williams - Establishment where employed:
TGIFriday's

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

43. [53200](#) Operator License Application
Lacey C A Julian - Establishment where employed: Eagles #623

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

44. [53236](#) Change of Agent
Kwik Trip Inc • dba Kwik Trip 952 • 2538 Fish Hatchery Rd
New Agent: Rachel M Carter
Class A Beer, Class A Cider
Aldermanic District 13 (Alder Carter)

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

45. [53239](#) Operator License Application
Kelly Hayes - Establishment where employed: Stop n Go

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

46. [53266](#) Operator License Application
Travis Haanstad - Establishment where employed: Kollege Klub

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

REPORT OF BOARD OF BUILDING CODE, FIRE CODE, AND LICENSING APPEALS

47. [51583](#) Amending Section 27.03(2) of the Madison General Ordinances to conform the definition of "Family" to that defined in Section 28.211, MGO.

Sponsors: Michael E. Verveer

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

48. [52971](#) Amending Sections 34.02(2)(h)1, 34.03 34.105(14)(b), (17), (20), (22)(b), 34.315, 34.603, 34.607(1)(c), 34.904, 34.1004, 34.1029 ; creating Sections 34.202(15), 34. 701, and 34.3100; renumbering Section 34.202(15) to (16) and Section 34.319 to Sec. 34.620; renumbering and amending Section 34.605 to Sec. 343.604 and Section 34.703 to 34.705; and repealing Section 34.604 of the Madison General Ordinances to update references to the 2018 edition of the International Fire Code and creates a definition of a pop-up canopy.

Sponsors: Michael E. Verveer, Paul E. Skidmore and Paul R. Soglin

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

49. [52980](#) Amending Section 40.11(2) of the Madison General Ordinances to not require individuals to pay the reinspection fee for the first reinspection of conveyances.

Sponsors: Paul E. Skidmore

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

REPORT OF BOARD OF PUBLIC WORKS

50. [53194](#) Awarding Public Works Contract No. 8268, Jacobson - Furey Pond. (15th AD)

Sponsors: BOARD OF PUBLIC WORKS

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

51. [53195](#) Awarding Public Works Contract No. 8273, McPike Park - Skatepark Seating Area. (6th AD)

Sponsors: BOARD OF PUBLIC WORKS

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

52. [53233](#) Awarding Public Works Contract No. 8275, Olbrich Park Maintenance Shed. (6th AD)

Sponsors: BOARD OF PUBLIC WORKS

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

53. [53304](#) Approving the use of Safe Routes Grants funding for the installation of new sidewalk on project #11742: Shepard Terrace, Chamberlain Avenue, Van Hise Avenue and Mason Street Assessment District - 2018. (5th AD)

Sponsors: Shiva Bidar-Sielaff and Amanda Hall

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

54. [53314](#) Terminating the Declaration of Public Works Emergency per Section 62.15(1b) of the Wisconsin Statutes and MGO 4.26(4)(c) to repair the sanitary sewer in the backyards of the 10 Block of Langdon Street. (2nd AD)

Sponsors: BOARD OF PUBLIC WORKS and Ledell Zellers

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

55. [53359](#) Awarding Public Works Contract No. 8291, Fairchild Building - Roof Replacement. (4th AD)

Sponsors: BOARD OF PUBLIC WORKS

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

The Board of Public Works will consider this item at their October 12, 2018 meeting and a recommendation will be made from the floor.

REPORT OF CITY CLERK

- 56. [38751](#) Report of Operator License Applications October 16, 2018. See attached report for list of operators.

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

REPORT OF COMMON COUNCIL EXECUTIVE COMMITTEE

- 57. [52692](#) Extending the deadline for the report and recommendations of the Task Force on the Structure of City Government.

Sponsors: Sheri Carter, Paul E. Skidmore and Rebecca Kemble

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

- 58. [52859](#) Creating Section 2.03(6) of the Madison General Ordinances to specify a procedure for notices when a vacancy exists on the Common Council.

Sponsors: Samba Baldeh

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

- 59. [52977](#) Amending Section 33.13(4)(a) of the Madison General Ordinances to grant additional authority to the Common Council Executive Committee.

Sponsors: Sheri Carter, Samba Baldeh, Shiva Bidar-Sielaff, Rebecca Kemble and Marsha A. Rummel

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

- 60. [52979](#) Amending various sections of the Madison General Ordinances to correct inconsistencies and improper references in the Madison General Ordinances, constituting the 2018 City Attorney Reviser’s Ordinance.

Sponsors: CITY ATTORNEY

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

REPORT OF DEPARTMENT OF PLANNING AND COMMUNITY AND ECONOMIC DEVELOPMENT

61. [52913](#) Approving a Certified Survey Map of property owned by 1848 Waldorf, LLC located at 1848 Waldorf Boulevard; 1st Ald. Dist.

Sponsors: Planning Division

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

REPORT OF FINANCE COMMITTEE

62. [52630](#) Approving an application by Metro Transit to the State of Wisconsin's Volkswagen Mitigation Program/Transit Capital Assistance Grant Program requesting funds to purchase 15 replacement diesel buses; and, approving a total reduction in State Shared Revenue up to \$5,625,000 over the 10-year payback period.

Sponsors: David Ahrens and Rebecca Kemble

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

NOTE: There is no recommendation from the Transportation Policy & Planning Board.

63. [52958](#) Authorizing the Mayor and City Clerk to enter into a competitively-selected service contract, for the initial term of October 1, 2018 to December 31, 2020, with 3 additional optional 1-year renewals with Contemporary Services Corporation, for security and related services at Monona Terrace Community and Convention Center.

Sponsors: Michael E. Verveer

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

64. [53076](#) Authorizing the Mayor and City Clerk to enter into a competitively-selected contract with IPS GROUP, INC., for the purchase, installation, and maintenance/support of parking meters and software services.

Sponsors: Ledell Zellers, David Ahrens and Steve King

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

65. [53205](#) Authorizing the Mayor and City Clerk to execute a sole source purchase of materials and services contract with Traffic Control Corporation for the purchase of 75 additional licenses.

Sponsors: Samba Baldeh

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

66. [53219](#) Amending Sections 4.26(3)(e), 4.26(4)(a)8., 4.26(4)(b), 4.26(4)(c), 39.02(9)(a)2.c., and 39.02(9)(e)2. of the Madison General Ordinances to raise the competitive bidding threshold for service contracts from \$25,000 to \$50,000, raise other purchasing thresholds to \$50,000, increase the thresholds for multi-year service contracts that may be signed by the Finance Director, raise the threshold to \$50,000 for city contractors to file an affirmative action plan, and raise the maximum amount of liquidated damages a contractor could pay for various affirmative action violations.

Sponsors: Matthew J. Phair

A motion was made by Baldeh, seconded by Carter, to Re-refer to the AFFIRMATIVE ACTION COMMISSION. The motion passed by voice vote/other.

NOTE: There is no recommendation from the Affirmative Action Commission.

67. [53285](#) Amending the 2018 Engineering-Major Streets, Sewer and Stormwater Utility Capital Budgets and the Sewer and Stormwater Utility Operating Budgets to cover expenses incurred as a result of the extreme rain event experienced on August 20, 2018 and the resulting high lake levels and associated isthmus flooding. (Various ADs)

Sponsors: Paul R. Soglin and Amanda Hall

A motion was made by Baldeh, seconded by Carter, to Adopt - 15 Votes Required. The motion passed by the following vote:

Ayes: 16 - Amanda Hall; Michael E. Verveer; Shiva Bidar-Sielaff; Zach Wood; Paul E. Skidmore; Maurice S. Cheeks; Arvina Martin; Allen A. Arntsen; Sheri Carter; David Ahrens; Michael J. Tierney; Samba Baldeh; Rebecca Kemble; Keith Furman; Matthew J. Phair and Barbara Harrington-McKinney

Excused: 4 - Ledell Zellers; Marsha A. Rummel; Steve King and Larry Palm

Non Voting: 1 - Paul R. Soglin

- 68. [53302](#) Amending the 2018 Parks Division Capital Budget for coverage from the Insurance Fund for the replacement of a maintenance shed destroyed by a fire and transferring existing GO borrowing authority between major programs Beaches and Shoreline Improvements and Park Land Improvements.

Sponsors: Marsha A. Rummel

A motion was made by Baldeh, seconded by Carter, to Adopt - 15 Votes Required. The motion passed by the following vote:

Ayes: 16 - Amanda Hall; Michael E. Verveer; Shiva Bidar-Sielaff; Zach Wood; Paul E. Skidmore; Maurice S. Cheeks; Arvina Martin; Allen A. Arntsen; Sheri Carter; David Ahrens; Michael J. Tierney; Samba Baldeh; Rebecca Kemble; Keith Furman; Matthew J. Phair and Barbara Harrington-McKinney

Excused: 4 - Ledell Zellers; Marsha A. Rummel; Steve King and Larry Palm

Non Voting: 1 - Paul R. Soglin

REPORT OF RISK MANAGER

- 69. [53102](#) M. Waitrovich - personal injury - \$1,458.72.

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

- 70. [53286](#) K Dickson for Valhalla Valley Homeowners Association - property damage - \$9,000.00.

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

- 71. [53293](#) A. Schuck and P. Stone - property damage - \$275.54.

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

- 72. [53295](#) D. Beissel - vehicle damage - \$273.50.

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

REPORT OF TRANSPORTATION COMMISSION

- 73. [52690](#) Authorizing the Mayor and City Clerk to enter into a five-year contract with New Flyer of America, Inc. for the manufacture and delivery of up to seventy-two (72) 40' diesel coaches. The cost per bus for the fifteen (15) coaches delivered by July 15, 2019 will not exceed \$471,311 per bus, approved in the CIP.

Sponsors: Rebecca Kemble and Steve King

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

- 74. [52959](#) Amending the 2018 Metro Transit Capital Budget to transfer \$160,875 of existing GO borrowing authority between major programs Transit System Upgrades Program and Transit Coaches Program.

Sponsors: Steve King

A motion was made by Baldeh, seconded by Carter, to Adopt - 15 Votes Required. The motion passed by the following vote:

Ayes: 16 - Amanda Hall; Michael E. Verveer; Shiva Bidar-Sielaff; Zach Wood; Paul E. Skidmore; Maurice S. Cheeks; Arvina Martin; Allen A. Arntsen; Sheri Carter; David Ahrens; Michael J. Tierney; Samba Baldeh; Rebecca Kemble; Keith Furman; Matthew J. Phair and Barbara Harrington-McKinney

Excused: 4 - Marsha A. Rummel; Steve King; Larry Palm and Ledell Zellers

Non Voting: 1 - Paul R. Soglin

REPORT OF TRANSPORTATION POLICY AND PLANNING BOARD

- 75. [52972](#) SUBSTITUTE Amending Sections 3.14(3)(a)2., 3.14(3)(b)2.c., 3.14(3)(c)2., 3.54(9)(b), 33.55(5), 33.56(4), and 33.56(5)(c)8. of the Madison General Ordinances to separate the positions of City Traffic Engineer and City Parking Manager, renaming the City Parking Manager to Parking Division Manager and to make necessary changes in the Department of Transportation Ordinance to reflect that change.

Sponsors: Paul R. Soglin

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

INTRODUCTION OF NEW BUSINESS FOR REFERRAL WITHOUT DEBATE

ORDINANCES

76. [53358](#) Creating Section 3.32(16) of the Madison General Ordinances to provide for Paid Parental Leave.

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

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

77. [53433](#) Amending Section 2.20(1) and creating Section 2.20(3) of the Madison General Ordinances to allow the Mayor to delegate the duty to preside or chair meetings of the Common Council.

Sponsors: Paul R. Soglin

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

78. [53436](#) Amending Sec. 10.055(8)(c) of the Madison General Ordinances to update the Street Occupation Permit Fees.

Sponsors: Ledell Zellers and Michael E. Verveer

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

79. [53457](#) Creating Section 28.022 -- 00347 of the Madison General Ordinances to change the zoning of property located at 647 Bear Claw Way, 9th Aldermanic District, from PD (Planned Development) District to SR-V2 (Suburban Residential-Varied 2) District to provide zoning for nine-unit townhouse.

Sponsors: Planning Division

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

80. [53467](#) Creating Section 15.01(608) of the Madison General Ordinances entitled "City Boundaries" and being part of the chapter entitled "Aldermanic Districts and Wards" attaching to the 9th Aldermanic District the Reynolds Attachment and amending Section 15.02(127) of the Madison General Ordinances to assign the attached property to Ward 127; and assigning a temporary zoning classification of A Agriculture District.

Sponsors: Paul R. Soglin

Recommended Action: ADOPT

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

RESOLUTIONS

81. [52997](#) Authorizing the Mayor and City Clerk to enter into an Agreement for Use of Drying Beds for Dredge Materials with Madison Metropolitan Sewerage District (MMSD) to define the use of the MMSD Drying beds for City operations. (14th AD)
- Sponsors:** Sheri Carter
- A motion was made by Baldeh, seconded by Carter, to Refer to the BOARD OF PUBLIC WORKS. The motion passed by voice vote/other.**
82. [53278](#) Amending the 2018 Planning Division Operating Budget to authorize total neighborhood conference expenditures to exceed the \$19,500 allocated in the 2018 Operating Budget and to accept private contributions and registration fees to be used to offset additional neighborhood conference expenses.
- Sponsors:** Paul R. Soglin
- A motion was made by Baldeh, seconded by Carter, to Refer to the FINANCE COMMITTEE. The motion passed by voice vote/other.**
83. [53320](#) Accepting the Madison Fiber-to-the-Premises Implementation Plan and recommendations of the Digital Technology Committee.
- Sponsors:** Samba Baldeh and Keith Furman
- A motion was made by Baldeh, seconded by Carter, to Refer to the FINANCE COMMITTEE. The motion passed by voice vote/other.**
84. [53369](#) Authorizing the City's acceptance of a Permanent Limited Easement for grading and sloping purposes granted to the City by Alabaster Holdings, LLC over and across a portion of the property located at 3116 Commercial Avenue. (15th A.D.)
- Sponsors:** David Ahrens
- Additional referral to Plan Commission.
- A motion was made by Baldeh, seconded by Carter, to Refer to the BOARD OF PUBLIC WORKS. The motion passed by voice vote/other.**
85. [53370](#) Authorizing the acceptance of a Public Storm Sewer Easement with Alabaster Holdings, LLC, a Wisconsin limited liability company on a portion of the property located at 3116 Commercial Ave. (15th A.D.)
- Sponsors:** David Ahrens
- Additional referrals to Plan Commission.
- A motion was made by Baldeh, seconded by Carter, to Refer to the BOARD OF PUBLIC WORKS. The motion passed by voice vote/other.**

86. [53404](#) Authorizing the Mayor and Chief of Police to accept the FY2018 USDOJ STOP School Violence Prevention and Mental Health Training Program award for \$250,000 and to utilize these funds to prevent school violence, through the training of school personnel and the education of students; and amend budgets accordingly

Sponsors: Paul R. Soglin

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

87. [53405](#) Amending the Metro Transit 2018 Operating Budget to authorize the City of Madison to accept funds in the amount of \$10,000 from the University of Wisconsin - Madison in support of the JobRide Plus-Dane County project seeking to develop a proposal to connect public transit with transportation to jobs outside of Metro's service area.

Sponsors: David Ahrens, Ledell Zellers and Rebecca Kemble

Additional referrals to Transportation Policy and Planning Board.

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

88. [53415](#) Authorizing the City's Purchasing Agent to execute sole source maintenance contracts, on a recurring basis for the useful life of the software, for software support and maintenance services from Environmental Systems Research Institute, Inc. (ESRI).

Sponsors: Sheri Carter and Paul E. Skidmore

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

89. [53453](#) Submitting the appointment of Yang Tao for confirmation of a five-year term as the City Traffic Engineer.

Sponsors: Paul R. Soglin

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

90. [53454](#) Authorizing the noncompetitive purchase of more than \$25,000 in goods from Lifecycle Technology Limited for the purchase of DigEplan software to facilitate electronic plan reviews.

Sponsors: Paul E. Skidmore and Michael E. Verveer

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

91. [53455](#) Authorizing a noncompetitive contract with TruePoint Solutions, LLC for \$40,000.00 for the implementation of enterprise wide electronic plan review software known as DigEPlan to be used with Accela.

Sponsors: Paul E. Skidmore and Michael E. Verveer

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

92. [53458](#) Recreate vacant position #4506 of Accountant 2 (CG18, R08) as an Accountant 3 (CG18, R10) in the Parks Division operating budget.

Sponsors: Paul R. Soglin

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

93. [53468](#) Authorizing the Mayor and the City Clerk to execute an agreement with KL Engineering, Inc. for design engineering services for Garver Path. (6th & 15th ADs)

Sponsors: Marsha A. Rummel and David Ahrens

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

94. [53469](#) Authorizing the Mayor and the City Clerk to execute an agreement with Short Elliott Hendrickson Inc. for design engineering services for Autumn Ridge Path. (15th AD)

Sponsors: David Ahrens

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

95. [53470](#) Authorizing the Mayor and the City Clerk to execute an agreement with Bloom Companies, LLC for design engineering services for Troy Drive Underpass and Old Middleton Road Underpass. (18th & 19th ADs)

Sponsors: Keith Furman and Rebecca Kemble

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

96. [53472](#) Adopting the Milwaukee Street Special Area Plan as a Supplement to the City of Madison Comprehensive Plan.
- Sponsors:** Marsha A. Rummel
- Additional referrals to Transportation Policy and Planning Board, Board of Park Commissioners.
- A motion was made by Baldeh, seconded by Carter, to Refer to the PLAN COMMISSION. The motion passed by voice vote/other.**
97. [53474](#) Approving State / Municipal Agreement for Local Let Transportation Alternatives Program (TAP) Project I.D. 5992-10-40/41 for Garver Path and authorizing the Mayor and City Clerk to execute this agreement with the State of Wisconsin Department of Transportation for construction cost sharing and State design review costs.(6th & 15th ADs)
- Sponsors:** David Ahrens and Marsha A. Rummel
- A motion was made by Baldeh, seconded by Carter, to Refer to the BOARD OF PUBLIC WORKS. The motion passed by voice vote/other.**
98. [53476](#) Authorizing the Mayor and City Clerk to execute an amended agreement with the State of Wisconsin Department of Transportation for the improvement of E. Johnson Street (N. Baldwin Street to First Street). (2nd & 12th ADs)
- Sponsors:** Larry Palm and Ledell Zellers
- A motion was made by Baldeh, seconded by Carter, to Refer to the BOARD OF PUBLIC WORKS. The motion passed by voice vote/other.**
99. [53480](#) Authorizing the Mayor and City Clerk to execute an amended agreement with the State of Wisconsin Department of Transportation for the improvement of CTH M (Cross Country Road to Prairie Hill Road). (1st & 9th ADs)
- Sponsors:** Barbara Harrington-McKinney and Paul E. Skidmore
- A motion was made by Baldeh, seconded by Carter, to Refer to the BOARD OF PUBLIC WORKS. The motion passed by voice vote/other.**
100. [53498](#) To approve the schedule of Special Charges for the State Street Mall/Capitol Concourse for 2017/18 Maintenance Charges.
- Sponsors:** Michael E. Verveer and Ledell Zellers
- Additional referral to Downtown Coordinating Committee.
- A motion was made by Baldeh, seconded by Carter, to Refer to the FINANCE COMMITTEE. The motion passed by voice vote/other.**

101. [53504](#) Requesting Dane County and the City of Madison convene a technical work group to study strategies for reducing the risk of future high lake level events and flooding on the Yahara River and the Yahara Lakes.
- Sponsors:** Paul R. Soglin, Marsha A. Rummel, Arvina Martin, Michael J. Tierney, Michael E. Verveer, Larry Palm, Barbara Harrington-McKinney, David Ahrens, Keith Furman and Ledell Zellers

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

PRESENTATION OF CLAIMS AGAINST THE CITY OF MADISON

CLAIMS - REFER TO RISK MANAGER

102. [53350](#) D. Siebert - property damage - \$146.98.
- This Claim was Referred to the Risk Manager**
103. [53351](#) NOTICE OF CLAIM: P. Engel, Hurley Burish, S.C. for J. Peters - personal injury - amount to be determined.
- This Claim was Referred to the Risk Manager**
104. [53367](#) Kevin Grzebielski, Quarles & Brady LLP, attorney for Luedtke Storm Mackey Building, LLC - property damage - \$104,872.45.
- This Claim was Referred to the Risk Manager**
105. [53374](#) B. Field, Electric Insurance Company, for M. Grabowski - vehicle damage - \$2,353.53.
- This Claim was Referred to the Risk Manager**
106. [53409](#) T. Lee - property damage - \$6,438.46.
- This Claim was Referred to the Risk Manager**
107. [53410](#) J. Swentzel - property damage - \$228.13.
- This Claim was Referred to the Risk Manager**

108. [53416](#) NOTICE OF CLAIM: K. Scheel - personal injury - greater than \$1.00.

This Claim was Referred to the Risk Manager

109. [53418](#) M. Faggio, American Family, for A. McWilliams Rosanske - vehicle damage - \$12,347.23.

This Claim was Referred to the Risk Manager

110. [53429](#) P. Kelbel - property damage - \$672.61.

This Claim was Referred to the Risk Manager

111. [53471](#) A. Mendez - vehicle damage - \$2,106.82.

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

Sponsors: Marsha A. Rummel

ANNOUNCEMENTS & INTRODUCTION OF ITEMS FROM THE FLOOR

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

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

Additional referral to Monona Terrace Community and Convention Center Board.

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

ADJOURNMENT

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

ADJOURN at 7:10 pm.