



City of Madison

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

Meeting Minutes - Approved COMMON COUNCIL

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Tuesday, February 26, 2019

6:30 PM

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

ROLL CALL

At 6:31 PM, Mayor Soglin in the chair.

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

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

PETITIONS AND COMMUNICATIONS

PETITIONS

1. [54320](#) Petition received in the Madison City Clerk's Office February 8, 2019 from Hooper Corporation, regarding attachment from the Town of Burke to the City of Madison
Accept 3/5/19 Common Council meeting

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

EARLY PUBLIC COMMENT

SPECIAL ORDER OF BUSINESS AT 6:45 PM

PRESENTATION OF CONSENT AGENDA

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

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 PLAN COMMISSION

2. [53954](#) Amending Section 28.022 - 00117 of the Madison General Ordinances to amend the Campus-Institutional (CI) District Master Plan for Edgewood College, Edgewood High School and Edgewood Campus School, generally addressed as 2219 Monroe Street and 829-1000 Edgewood College Drive, 13th Aldermanic District, to allow expanded use of the Edgewood High School athletic field and to allow future construction of a stadium for the athletic field.

Sponsors: Planning Division

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

Agenda Note: The public hearing on Legislative File No. 53954 was not held due to the 1/22/19 Common Council meeting being canceled. Recommended Action from Plan Commission: RECESS PUBLIC HEARING AND RE-REFER TO PLAN COMMISSION

REPORT OF BOARD OF PUBLIC WORKS

- 3. [54183](#) Discontinuing and vacating a portion of Graaskamp Way within the plat of The Center For Industry & Commerce, being located in the Northwest 1/4 of Section 16, Township 8 North, Range 10 East, City of Madison, Dane County, Wisconsin. (17th AD)

Sponsors: Samba Baldeh

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

END OF PUBLIC HEARINGS

BUSINESS PRESENTED BY THE MAYOR

APPOINTMENTS

- 4. [54533](#) Report of the Mayor submitting resident committee appointments (introduction 2/5/2019; action 2/26/2019).

Sponsors: Paul R. Soglin

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

- 5. [54798](#) Report the of Mayor submitting resident committee appointments (introduction 2/26/2019; action 3/5/2019).

Sponsors: Paul R. Soglin

Confirm 3/5/19

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.

BUSINESS PRESENTED BY THE PRESIDENT OF THE COMMON COUNCIL

RESOLUTIONS

- 6. [54813](#) Extending the Civil Rights Compliance Plan deadline until December 31, 2019 to allow the Department of Civil Rights to investigate the impacts these changes will have and incorporate those impacts into the plan.

Sponsors: Matthew J. Phair

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.

- 7. [54814](#) A Resolution authorizing a non-competitive selection contract between the Department of Civil Rights and Language Line Solutions for the provision of telephone and video interpretation services, and translation services.

Sponsors: Shiva Bidar-Sielaff

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.

REPORTS OF OFFICERS

REPORT OF BOARD OF PARK COMMISSIONERS

- 8. [54534](#) Authorizing the execution of an Underground Electric Easement to Wisconsin Power and Light Company across a portion of Elver Park, located in the Town of Middleton.

Sponsors: Barbara Harrington-McKinney

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

REPORT OF BOARD OF PUBLIC WORKS

- 9. [54094](#) Authorizing the execution of a Partial Release of Platted Vehicular Access Restriction affecting the property located at 4000 Felland Road. (17th A.D.)

Sponsors: Samba Baldeh

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

- 10. [54124](#) Authorizing the acceptance of a Permanent Limited Easement for Municipal Transit Purposes across a portion of the property located at 241 Junction Road. (9th A.D.)

Sponsors: Paul E. Skidmore

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

11. [54140](#) Authorizing the execution of a Warranty Deed by the City of Madison in favor of the State of Wisconsin Department of Transportation for the fee simple sale of land required for the reconstruction of Interstate Highway 39/90, in connection with Transportation Project Plat No. 1007-10-25 from CTH AB to USH 12/18 Interchange. (A.D. 16)

Sponsors: Michael J. Tierney

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

12. [54507](#) Approving plans and specifications for public improvements necessary for the project known as 2002 Tennyson Lane and authorizing construction to be undertaken by the Developer, Private Contract No. 8387. (12th 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.

13. [54517](#) Approving Addendum No. 1 to 704 Williamson Street - The Edge, Contract No. 7932. (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.

14. [54521](#) Approving plans and specifications for public improvements required to serve Phase 7 of the Subdivision known as Village at Autumn Lake Replat and authorizing construction to be undertaken by the Developer, and Rescinding RES-18-00513, File Number 52063. Private Contract No. 8176. (17th AD)

Sponsors: BOARD OF PUBLIC WORKS

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

15. [54522](#) Approving plans and specifications for public improvements required to serve Phase 9 of the Subdivision known as Village at Autumn Lake Replat and authorizing construction to be undertaken by the Developer, Private Contract No. 8342. (17th AD)

Sponsors: BOARD OF PUBLIC WORKS

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

16. [54523](#) Approving plans and specifications for public improvements required to serve Phase 2 of the Subdivision known as Woods Farm and authorizing construction to be undertaken by the Developer, Private Contract No. 8361. (3rd 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.

17. [54524](#) Declaring the City of Madison's intention to exercise its police powers establishing the South Blount Street and Williamson Street Traffic Signal Assessment District and rescinding RES-18-00764, File ID No. 53486, adopted October 30, 2018. (6 AD)

Sponsors: Marsha A. Rummel

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.

18. [54527](#) Approving plans and specifications for public improvements required to serve Phase 7 of the Subdivision known as North Addition to Grandview Commons and authorizing construction to be undertaken by the Developer, Private Contract No. 8339. (3rd 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.

- 19. [54528](#) Approving plans and specifications for public improvements required to serve Phase 8 of the Subdivision known as North Addition to Grandview Commons and authorizing construction to be undertaken by the Developer, Private Contract No. 8340. (3rd 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.

- 20. [54529](#) Approving plans and specifications for public improvements required to serve Phase 2 of the Subdivision known as Northeast Addition to Grandview Commons and authorizing construction to be undertaken by the Developer, Private Contract No. 8341. (3rd 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.

- 21. [54530](#) Awarding Public Works Contract No. 8290, Judge Doyle Podium. (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.

- 22. [54541](#) Approving plans and specifications for public improvements necessary to serve a Certified Survey Map of property located at 6510 Cottage Grove Road and authorizing construction to be undertaken by the Developer, Private Contract No. 8364. (3rd 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.

23. [54547](#) Approving plans and specifications and authorizing the Board of Public Works to advertise and receive bids for 2019 Playground Replacements - Group 1. (9th, 10th & 11th ADs)
- 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.**
24. [54550](#) Authorizing the Mayor and City Clerk to execute an amendment to the existing Purchase of Services contract (Architect) (#7817) between the City of Madison and Meyer, Scherer, & Rockcastle, Ltd to provide professional architectural and engineering design services for the Olbrich Botanical Gardens Expansion - Project 1. (6th AD)
- Sponsors:** Marsha A. Rummel and Paul E. Skidmore
- A motion was made by Baldeh, seconded by Carter, to Adopt. The motion passed by voice vote/other.**
25. [54563](#) Approving future phase contract for public improvements required to serve the Subdivision known as Jannah Village, to be undertaken by the Developer, Private Contract No. 8248. (3rd 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.**

REPORT OF CITY ATTORNEY'S OFFICE

26. [54641](#) Adopting and confirming Revision No. 5 of the Madison General Ordinances as of December 15, 2018 to incorporate the changes pursuant to Wis. Stat. § 66.0103.
- Sponsors:** Common Council By Request
- A motion was made by Baldeh, seconded by Carter, to Adopt Under Suspension of Rules 2.04, 2.05, 2.24, and 2.25. The motion passed by voice vote/other.**

REPORT OF CITY CLERK'S OFFICE

27. [51001](#) Report of Operator License Applications February 26, 2019. 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.**

- 28. [54794](#) Amending Section 15.02(1) of the Madison General Ordinances by changing the polling location for Ward 1 from Glendale Elementary School to Fire Station #14.

Sponsors: Michael J. Tierney

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 COMMON COUNCIL EXECUTIVE COMMITTEE

- 29. [53956](#) SUBSTITUTE - ~~Adopting~~ **Accepting** the final report and recommendations from the Task Force on Equity in Music and Entertainment.

Sponsors: Arvina Martin

A motion was made by Rummel, seconded by Bidar-Sielaff, to Amend the Substitute. The motion passed by voice vote/other.

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

There were 6 registrants in support, and 1 registrant in neither support nor opposition.

- 30. [54496](#) Establishing an Ad Hoc Complete Count Committee and making a commitment to work with the Census Bureau to ensure a complete count of City of Madison residents in the 2020 Census.

Sponsors: Paul R. Soglin

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

Agenda Note: The Common Council Executive Committee will make report from the floor 2/26/19.

REPORT OF FINANCE COMMITTEE

- 31. [54089](#) Authorizing the execution of a Purchase and Sale Agreement between the City of Madison and 849 EWASH, LLC, a Wisconsin limited liability company, for the disposal of the city-owned property located at 14 S. Paterson Street. (6th A.D.)

Sponsors: Marsha A. Rummel

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

32. [54189](#) SUBSTITUTE: Amending the 2019 Water Utility budget for a net-neutral budget transfer of \$1,469,000 from the Water Utility operating budget to the capital budget to align expenditures with capitalization policy standards.

Sponsors: David Ahrens

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

33. [54202](#) Authorizing a non-competitive service contract with Anesis Center Marriage and Family Therapy, LLC for mental health case management and community programming for Southeast Asian elders and individuals with mental health needs of up to \$115,000 from the adopted 2019 City of Madison Operating Budget of the Community Development Division.

Sponsors: Paul R. Soglin

A motion was made by Bidar-Sielaff, seconded by Verveer, to Adopt Alternate. The motion passed by the following vote:

There were 37 registrants in support of the alternate resolution. There were 25 registrants in opposition of the alternate resolution. There was 1 registrant in neither support nor opposition.

Ayes: 18 - Barbara Harrington-McKinney; Ledell Zellers; Michael E. Verveer; Shiva Bidar-Sielaff; Marsha A. Rummel; Steve King; Zach Wood; Paul E. Skidmore; Maurice S. Cheeks; Arvina Martin; Larry Palm; Allen A. Arntsen; David Ahrens; Michael J. Tierney; Samba Baldeh; Rebecca Kemble; Keith Furman and Matthew J. Phair

Abstentions: 1 - Sheri Carter

Non Voting: 1 - Paul R. Soglin

A motion was made by Harrington-McKinney, seconded by Baldeh, to Take A Recess at 9:50 PM. The motion passed by voice vote/other.

A motion was made by Baldeh, seconded by Carter, to Reconvene at 10:01 PM.

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

34. [54378](#) Authorizing the City Attorney to modify the Dane County Narcotics Task Force agreement as necessary to maintain compliance with applicable federal guidelines and the Mayor, City Clerk and Chief of Police to sign said modified agreements

Sponsors: Paul R. Soglin

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

35. [54390](#) Amending the Police Department's 2019 Operating Budget and authorizing the Chief of Police to sign a University of Illinois contract for services for MPD officers to train the Center for Public Safety and Justice curriculum on diversity and inclusion for law enforcement

Sponsors: Paul R. Soglin

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

36. [54412](#) Amending the 2019 Engineering-Facilities Management Capital Budget to accept up to \$125,000 of Focus on Energy incentive checks and authorize up to \$125,000 of additional expenditure appropriation to spend the incentive receipts via the Engineering Sustainability Improvements capital program.

Sponsors: Samba Baldeh

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

37. [54417](#) Authorizing the City Engineer to make certain assurances to secure federal disaster funding arising from the 2018 flooding.

Sponsors: Keith Furman, Arvina Martin and Paul E. Skidmore

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

38. [54442](#) Adopting and confirming the Agreement between the City of Madison and the Madison Professional Police Officers Association (MPPOA) for the period January 1, 2018 to December 31, 2021.

Sponsors: Paul R. Soglin

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

39. [54443](#) Adopting and confirming the Labor Agreement between the City of Madison and the International Association of Fire Fighters Local 311 (IAFF Local 311) for the period January 1, 2018 to December 31, 2021.

Sponsors: Paul R. Soglin

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

40. [54478](#) City of Madison Sponsorship of Sustain Dane's Mpower Champions and the Sustainable Business Network.

Sponsors: Ledell Zellers, Zach Wood, Allen A. Arntsen, Steve King, Michael E. Verveer and Marsha A. Rummel

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

41. [54479](#) Terminating the Declared Public Works Emergency per Section 62.15(1b) of the Wisconsin Statutes for the August 20, 2018 storms and the emergency preparations and repair of public infrastructure damaged by the ongoing high water and flooding that resulted from the aftermath of the storms coupled with the continuing precipitation.

Sponsors: Paul R. Soglin

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

42. [54493](#) Amending the 2019 Sanitary Sewer Utility Capital Budget to transfer \$330,000 in existing budget authority from the Trenchless Sewer Rehabilitation program to the Lift Station Rehabilitation Program to provide additional funding to bid and replace the James Street Lift Station.

Sponsors: Marsha A. Rummel

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

43. [54495](#) Authorizing a sole source service contract with Stryker Medical as the only contractor who can perform annual preventative maintenance and service for ambulance power cot and power load systems.

Sponsors: Paul E. Skidmore

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

44. [54514](#) SUBSTITUTE - Authorizing the Issuance of a Request for Proposals to Seek a Developer to Complete the Private Portion of the Judge Doyle - Block 88 Project.

Sponsors: Paul R. Soglin and Michael E. Verveer

A motion was made by Verveer, seconded by Baldeh, to Adopt the Following Amendment(s) - Second Substitute. The motion passed by voice vote/other.

- [54514](#) AMENDED SECOND SUBSTITUTE - Authorizing the Issuance of a Request for Proposals to Seek a Developer to Complete the Private Portion of the Judge Doyle - Block 88 Project.

Sponsors: Paul R. Soglin and Michael E. Verveer

A motion was made by Kemble, seconded by Verveer, to Amend the Substitute. The motion passed by voice vote/other.

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

Agenda Note: Plan Commission and Sustainable Madison Committee are meeting 2/25/19 and will make reports from the floor. Common Council Executive Committee is meeting 2/26/19 and will make report from the floor.

45. [54532](#) SUBSTITUTE - Authorizing the City's Economic Development Division to submit for a \$250,000 grant, ~~and if awarded, accept a grant for \$250,000~~ from the Wisconsin Economic Development Corporation (WEDC) Community Development Investment Grant program and, if awarded, accepting the granted funds, amending EDD's 2019 Adopted Operating Budget, and authorizing the Mayor and City Clerk to enter into a contract with WEDC to accept Community Development Investment Grant award and enter into a Memorandum of Understanding with 910 Mayer, LLC for use of the funds.

Sponsors: Larry Palm and Rebecca Kemble

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

46. [54551](#) SUBSTITUTE - Authorizing the noncompetitive purchase of more than ~~\$25,000~~ \$50,000 in goods from Frank Beer Distributors LLC as a sole source provider of certain brands of fermented malt beverages to be sold at the City of Madison Golf Courses in 2019.

Sponsors: Paul R. Soglin

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

47. [54560](#) SECOND SUBSITUTE - Amending the 2019 Adopted Operating Budget to transfer \$275,250 from the Contingent Reserve to the Community Development Division to help pay for family support services at the Tree Lane Apartments, and authorizing non-competitive service contracts with the Road Home Dane County for case management services, and Lussier Community Education Center and Wisconsin Youth Company - Elver Park Neighborhood Center for youth programming for a period of time ending with the conclusion of request for proposals processes undertaken to select providers for those services, but not beyond December 31, 2019.

Sponsors: Paul R. Soglin

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

There was 1 registrant in support.

48. [54622](#) SUBSITUTE: Authorizing a non-competitive selection contract for a one-year term of service, with four (4) one-year renewal options, for services provided by Bruce Municipal / Macqueen Equipment group, for annual preventive maintenance of street sweepers.

Sponsors: Paul R. Soglin

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

49. [54205](#) Approving a Certified Survey Map of property owned by Kwik Trip, Inc. located at 2402-2408 W. Broadway; 14th 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 PLAN COMMISSION

50. [54204](#) Approving the preliminary plat and the final plat of *Pope Farms Estates* on land generally addressed as 10202 Old Sauk Road; 9th 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 RISK MANAGER

- 51. [54323](#) EXL for C. Schmitt - property damage - \$9,704.46.

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

- 52. [54409](#) K. Navarro, American Family Insurance for D. Schmitt and E. Wheeler - property damage - \$6,250.00.

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

REPORT OF TRANSPORTATION COMMISSION

- 53. [54388](#) Authorizing an execution of a lease with Madison Freewheel Bicycle Co. at 216 S. Pinckney Street for the operation of the Madison Bicycle Center on Block 88. (4th AD)

Sponsors: Michael E. Verveer

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

REPORT OF WATER UTILITY BOARD

- 54. [53775](#) Amending Resolution Enactment No. RES-17-00875, which authorizes the grant of an underground electric easement to Madison Gas and Electric Company to accommodate updates to their facilities at 115 S. Paterson Street (Madison Water Utility Operation Center). (6th A.D.)

Sponsors: Marsha A. Rummel

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

ITEMS REFERRED TO THIS MEETING

CHARTER ORDINANCE

- 55. [54147](#) CHARTER Amending Section 3.055 of the Madison General Ordinances to transfer the functions of the City Treasurer to the Finance Director.

Sponsors: Paul R. Soglin and Michael E. Verveer

Recommend to refer to City Attorney to draft Substitute Charter Ordinance and refer to the 3/5/19 Common Council meeting for adoption.

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

Agenda Note: The Common Council Executive Committee will make report from the floor 2/26/19.

ORDINANCE

- 56. [54146](#) Creating Section 4.01(7) of the Madison General Ordinances to transfer the office of City Treasurer to the Finance Department and make the Finance Director the City Treasurer.

Sponsors: Paul R. Soglin and Michael E. Verveer

Recommend to refer to City Attorney to draft substitute ordinance and refer to the 3/5/19 Common Council meeting for adoption.

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

Agenda Note: The Common Council Executive Committee will make report from the floor 2/26/19.

RESOLUTIONS

- 57. [54116](#) Create the classification of Treasury and Revenue Manager in CG18, R16 and create a new 1.0 FTE position of Treasury and Revenue Manager in the Finance Department budget. Effective with the retirement of the City Treasurer in June, 2019, delete the classification and position of City Treasurer.

Sponsors: Paul R. Soglin

Common Council (3/5/19)

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

58. [53955](#) SECOND SUBSTITUTE - Amending the City’s 2019 Operating Budget to transfer \$165,000 from the Contingent Reserve to the Community Development Division authorizing a sole source contract with Tree Lane Apartments LLC, for the purpose of helping to fund services designed to enhance the safety, security and well-being of residents living in and around the Tree Lane Apartments property.

Sponsors: Paul R. Soglin

A motion was made by Furman, seconded by Baldeh, to Adopt the Following Amendment(s). The motion passed by voice vote/other.

A motion was made by Furman, seconded by Baldeh, to Adopt the Following Amendment(s). The motion passed by voice vote/other.

A motion was made by Baldeh, seconded by Carter, to Adopt With Amendment(s). The motion failed by the following vote:

There were 2 registrants in support.

Ayes: 12 - Ledell Zellers; Michael E. Verveer; Marsha A. Rummel; Steve King; Zach Wood; Paul E. Skidmore; Allen A. Arntsen; David Ahrens; Michael J. Tierney; Samba Baldeh; Keith Furman and Matthew J. Phair

Noes: 7 - Barbara Harrington-McKinney; Shiva Bidar-Sielaff; Maurice S. Cheeks; Arvina Martin; Larry Palm; Sheri Carter and Rebecca Kemble

Non Voting: 1 - Paul R. Soglin

INTRODUCTION OF NEW BUSINESS FOR REFERRAL WITHOUT DEBATE

ORDINANCES

59. [54685](#) Creating Section 2.03(7) of the Madison General Ordinances to provide an alternate method of filling aldermanic vacancies on a short-term basis.

Sponsors: Marsha A. Rummel, Sheri Carter, Ledell Zellers, Allen A. Arntsen, Larry Palm and Michael E. Verveer

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

60. [54764](#) Creating Section 8.19(1)(a)3. and amending the title of Section 8.19(1) of the Madison General Ordinances to prohibit dogs in any portion of a building that is occupied by the City.

Sponsors: Keith Furman, Matthew J. Phair, Marsha A. Rummel, Ledell Zellers and Samba Baldeh

Common Council 3/5/19

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

61. [54773](#) Amending Section 4.25(9)(b) of the Madison General Ordinances to update the name of the organization that recommends the student representative on the Committee on Sweatfree Purchases.

Sponsors: Michael E. Verveer

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

62. [54781](#) Amending Section 12.138 of the Madison General Ordinances to grant the Parking Manager authority to designate a street eligible as a residential permit parking street under specific conditions, while redefining the public hearing procedure, and clarifying existing language.

Sponsors: Ledell Zellers and Michael E. Verveer

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

63. [54782](#) Amending Sections 28.211, 28.061, 28.072, 28.082 and 28.091 of the Madison General Ordinances to create a new use, Art Center.

Sponsors: Marsha A. Rummel

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

64. [54783](#) Amending Section 28.173(6)(c) of the Madison General Ordinances to clarify the articulation requirements for Podium Buildings.

Sponsors: Ledell Zellers

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

65. [54784](#) Amending Section 28.211 of the Madison General Ordinances to create a definition of Bay Window.

Sponsors: Ledell Zellers

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

66. [54789](#) Creating Section 15.01(610) of the Madison General Ordinances entitled "City Boundaries" and being part of the chapter entitled "Aldermanic Districts and Wards" attaching to the 17th Aldermanic District the Hooper Corporation Attachment and creating Section 15.02(145) to assign the attached property to Ward 145 attaching to the Hooper Corporation Attachment and creating Section 28.022 - 00369 assigning a zoning classification of IL (Industrial - Limited) District.

Sponsors: Paul R. Soglin

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

RESOLUTIONS

67. [54423](#) To commemorate the 49th anniversary of Earth Day on April 22, 2019, to proclaim April 27, 2019 as Earth Day Challenge Day, and to endorse and encourage citizen participation in the clean-up events at City of Madison Parks. (All ADs)

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

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

68. [54511](#) Authorizing the Mayor and City Clerk to enter into a competitively-selected, 2-year service contract with three optional 2-year renewal terms with Ergometrics, Inc.

Sponsors: 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.

69. [54538](#) Proclaiming Sunday, April 28, 2019 as International Migratory Bird Day in the City of Madison.
- Sponsors:** Paul R. Soglin, David Ahrens, Allen A. Arntsen, Samba Baldeh, Shiva Bidar-Sielaff, Sheri Carter, Maurice S. Cheeks, Keith Furman, Barbara Harrington-McKinney, Rebecca Kemble, Steve King, Arvina Martin, Larry Palm, Matthew J. Phair, Planning Division, Marsha A. Rummel, Paul E. Skidmore, Michael J. Tierney, Michael E. Verveer, Zach Wood and Ledell Zellers

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

70. [54572](#) Proclaiming the week of April 28 through May 4, 2019 as Arbor Week in the City of Madison.
- Sponsors:** Paul R. Soglin, David Ahrens, Allen A. Arntsen, Samba Baldeh, Shiva Bidar-Sielaff, Sheri Carter, Maurice S. Cheeks, Keith Furman, Barbara Harrington-McKinney, Rebecca Kemble, Steve King, Arvina Martin, Larry Palm, Matthew J. Phair, Planning Division, Marsha A. Rummel, Paul E. Skidmore, Michael J. Tierney, Michael E. Verveer, Zach Wood and Ledell Zellers

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

71. [54587](#) A Resolution authorizing the Director of Public Health Madison and Dane County to sign a non-competitive service contract with The Safe Community Coalition of Madison and Dane County, Inc. for a drug poisoning and opioid harm reduction initiative.
- Sponsors:** Paul R. Soglin and Matthew J. Phair

Additional referrals to Finance Committee and Public Safety Review Committee.

A motion was made by Baldeh, seconded by Carter, to Refer to the BOARD OF HEALTH FOR MADISON AND DANE COUNTY. The motion passed by voice vote/other.

72. [54606](#) Resolution authorizing an amendment to the non-competitive contract with Mead and Hunt, a past consultant, for professional architectural and engineering services for the design and construction administration of (2019 - Phase 2) Metro Bus Barn Facility Upgrades. (6th AD)
- Sponsors:** Marsha A. Rummel

Additional referrals to Transportation Commission, Board of Public Works.

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

- 73. [54644](#) Establishing a Glass-Free Zone for the West Mifflin Street area from 6:00 a.m. on April 27, 2019 through 6:00 a.m. on April 28, 2019.

Sponsors: Michael E. Verveer

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

- 74. [54711](#) Authorizing the execution of a Permanent Limited Easement and a Temporary Limited Easement by the City of Madison in favor of the State of Wisconsin Department of Transportation for the granting of easements required for the reconstruction of Interstate Highway 39/90, in connection with Transportation Project Plat No. 1007-10-25 from CTH AB to USH 12/18 Interchange.

Sponsors: Michael J. Tierney

Additional referrals to Plan Commission, Board of Park Commissioners, Board of Public Works.

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

- 75. [54718](#) Authorizing a non-competitive service contract with RENEW Wisconsin, Inc. for the MadiSUN Residential Program and the MadiSUN Business Program in 2019. (City Wide AD)

Sponsors: Samba Baldeh, Zach Wood, Shiva Bidar-Sielaff, Arvina Martin, Michael J. Tierney, Larry Palm, Marsha A. Rummel, Keith Furman, Ledell Zellers, Allen A. Arntsen, Maurice S. Cheeks, Steve King, David Ahrens, Paul R. Soglin, Barbara Harrington-McKinney 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.

- 76. [54724](#) Directing city staff to pursue negotiations with the owners of the Oscar Mayer facility to facilitate its use as a Metro satellite bus site.

Sponsors: David Ahrens, Rebecca Kemble, Ledell Zellers and Paul R. Soglin

Additional referral 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.

77. [54742](#) Approving the City of Madison's application to the Wisconsin Public Service Commission's (PSC) Energy Innovation Grant Program to help purchase 20 plug-in electric vehicles for the City Fleet; indemnifying the State of Wisconsin; authorizing the Mayor and City Clerk to execute the associated grant agreement with the PSC; and, accepting the grant award and amending the 2019 adopted capital budget to add \$129,300 of state funding and \$10,000 of private contribution funds to the budget of the Fleet Services Division.

Sponsors: Paul R. Soglin

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

78. [54749](#) Support of Local Zoning Authority over Cell Site Deployments and a Call on Congress to Reinstate Such Authority by Reversing Recent FCC Actions.

Sponsors: Samba Baldeh, Keith Furman, Ledell Zellers and Michael E. Verveer

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

79. [54751](#) Relief from conditions of gifts and dedication per Section 66.1025(1) Wisconsin Statutes, of Outlot 11, First Addition to 1000 Oaks for the replatting a portion of the development, being located in the Southwest ¼ of the Southwest ¼ of Section 28, Township 7 North, Range 8 East, City of Madison, Dane County, Wisconsin. (9th AD)

Sponsors: Paul E. Skidmore

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.

80. [54753](#) Amending the work timeline for the Madison Police Department Policy and Procedure Review Ad Hoc Committee.

Sponsors: Marsha A. Rummel

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

81. [54755](#) Authorizing the Mayor and City Clerk to execute a non-competitive purchase of services contract with Lexipol for implementation and subscription to the Fire Policy and Procedure Manual Review and Updating Service.

Sponsors: 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.

82. [54761](#) Granting Special Vending Approvals under MGO 9.13(6)(k) for 2019 Special Events as detailed on the accompanying special event resolution table.

Sponsors: Michael E. Verveer

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

83. [54765](#) Amending the 2019 Engineering-Other Projects capital budget to transfer \$45,000 in existing budget authority from the Right-of-Way Landscaping program to the Warning Sirens Program to provide required additional funding to install four (4) new warning sirens. (9th, 17th, 3rd and 16th ADs)

Sponsors: Michael J. Tierney and Samba Baldeh

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

84. [54777](#) Creating the Task Force on PFAS Contamination (per- and polyfluoroalkyl substances) to review, analyze and provide recommendations for a comprehensive response to PFAS contamination in Madison.

Sponsors: David Ahrens and Marsha A. Rummel

Additional referrals to Board of Public Health Madison-Dane County, Water Utility Board, Committee on the Environment.

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

85. [54785](#) Establishing absentee voting locations for the 2019 Spring Election.

Sponsors: Samba Baldeh, Keith Furman, Steve King, Larry Palm, Michael E. Verveer, Zach Wood, Shiva Bidar-Sielaff, Maurice S. Cheeks, Ledell Zellers, Allen A. Arntsen, Michael J. Tierney, Marsha A. Rummel, Arvina Martin and Barbara Harrington-McKinney

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

86. [54797](#) Amending the Master List of Street Names and Designations and amending the City Engineer's Street Numbering Map, referred to in Sections 10.34(2) and 10.34(4), Madison General Ordinances by changing the name of Packers Avenue Service Road to Oscar Avenue beginning at Commercial Avenue and progressing northerly 1460 feet, more or less, to its terminus at the end of a culdesac. (12th AD)

Sponsors: Larry Palm and 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.

87. [54799](#) Authorizing the Mayor and the City Clerk to execute an agreement with Brown and Caldwell for engineering services for the Strickers/Mendota Watershed Study. (9th & 19th ADs)

Sponsors: Keith Furman, Paul E. Skidmore, Barbara Harrington-McKinney and Arvina Martin

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

88. [54800](#) Authorizing the Mayor and the City Clerk to execute an agreement with Brown and Caldwell for engineering services for the West Wingra Watershed Study. (10th, 11th, 13th, 14th, 19th & 20th ADs)

Sponsors: Keith Furman, Paul E. Skidmore, Barbara Harrington-McKinney and Arvina Martin

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

89. [54801](#) Authorizing the Mayor and the City Clerk to execute an agreement with Advanced Engineering and Environmental Services, Inc. for engineering services for the Spring Harbor Watershed Study. (1st, 9th, 10th, 11th, 19th & 20th ADs)

Sponsors: Keith Furman, Barbara Harrington-McKinney, Arvina Martin 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.

PRESENTATION OF CLAIMS AGAINST THE CITY OF MADISON

CLAIMS - REFER TO RISK MANAGER

90. [54677](#) NOTICE OF CLAIM: D. Fawcett - property damage - amount to be determined.

This Claim was Referred to the Risk Manager

91. [54678](#) D. Ryan, American Family Insurance for D. Daane - vehicle damage - \$3,923.87.

This Claim was Referred to the Risk Manager

92. [54679](#) S. Scott - vehicle damage - \$1,083.87.

This Claim was Referred to the Risk Manager

93. [54680](#) J. Cook - vehicle damage - \$749.47.

This Claim was Referred to the Risk Manager

94. [54681](#) J. Johnson and J. Byrne - vehicle damage - \$430.44.

This Claim was Referred to the Risk Manager

95. [54682](#) S. Braund - personal injury - \$1,050.62.

This Claim was Referred to the Risk Manager

96. [54683](#) K. Walsh - vehicle damage - \$499.00.

This Claim was Referred to the Risk Manager

97. [54684](#) L. Vance - vehicle damage - \$2,560.73.

This Claim was Referred to the Risk Manager

98. [54750](#) J. and J. Hoyt - vehicle damage - \$3,701.75.

This Claim was Referred to the Risk Manager

99. [54756](#) L. Jacobs, American Family Insurance for C. Steckel - vehicle damage - \$870.19.

This Claim was Referred to the Risk Manager

100. [54757](#) G. Bartley - vehicle damage - \$285.00.

This Claim was Referred to the Risk Manager

101. [54779](#) J. Lottes - property damage - \$116.64.

This Claim was Referred to the Risk Manager

102. [54787](#) J. Brigham - vehicle damage - \$3,681.01.

This Claim was Referred to the Risk Manager

103. [54790](#) J. Kwasigroch, Burnie's Rock Shop - property damage - \$2,124.34.

This Claim was Referred to the Risk Manager

104. [54791](#) K. Richman - vehicle damage - \$598.01.

This Claim was Referred to the Risk Manager

105. [54793](#) L. Jackson - vehicle damage - \$6,905.82.

This Claim was Referred to the Risk Manager

CLAIMS - REFER TO CITY ATTORNEY

106. [54613](#) J. Gesbeck - excessive assessment - \$145.00.

This Claim was Referred to the CITY ATTORNEY

107. [54614](#) F. Jung - excessive assessment - \$3,901.37.

This Claim was Referred to the CITY ATTORNEY

108. [54615](#) E. Hatchell, Foley & Lardner LLP for Bird Dog Hospitality IV, LLC - excessive assessment - \$8,166.60.

This Claim was Referred to the CITY ATTORNEY

109. [54616](#) S. Kjome, Skogen's Festival Foods - unlawful taxation - \$35,604.23.

This Claim was Referred to the CITY ATTORNEY

110. [54618](#) Don M. Millis, Reinhart Boerner Van Deuren S.C. for CP Stern, LLC and Star Investments, LLC - excessive assessment - \$33,841.00.

This Claim was Referred to the CITY ATTORNEY

111. [54619](#) Don M. Millis, Reinhart Boerner Van Deuren S.C., for Core Campus Madison, LLC - excessive assessment - \$232,473.00

This Claim was Referred to the CITY ATTORNEY

112. [54620](#) Don M. Millis, Reinhart Boerner Van Deuren S.C., for Capitol Spring, LLC - excessive assessment - \$168,491.00.

This Claim was Referred to the CITY ATTORNEY

ANNOUNCEMENTS & INTRODUCTION OF ITEMS FROM THE FLOOR

ADJOURNMENT

A motion was made by King, seconded by Baldeh, to Adjourn at 10:18 PM. The motion passed by voice vote/other.