



City of Madison

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

Proceedings - Approved COMMON COUNCIL

*Consider: Who benefits? Who is burdened?
Who does not have a voice at the table?
How can policymakers mitigate unintended consequences?*

This meeting may be viewed LIVE on Charter Spectrum Channel 994, AT&T U-Verse Channel 99 or at www.madisoncitychannel.tv.

Tuesday, February 2, 2021

6:30 PM

Via Virtual Meeting

The City of Madison is holding the Common Council meeting virtually to help protect our community from the Coronavirus (COVID-19) pandemic.

1.Written Comments: You can send comments on agenda items to allalders@cityofmadison.com

2.Register but Do Not Speak: You can register your support or opposition to an agenda item at <https://www.cityofmadison.com/MeetingRegistration>

3.Register to Speak or to Answer Questions: If you wish to speak at the virtual meeting on an agenda item, you must register. You can register at <https://www.cityofmadison.com/MeetingRegistration>. When you register to speak, you will be sent an email with the information you will need to join the virtual meeting.

4.Watch the Meeting: You can call-in or watch the Common Council meeting in several ways:

- Livestream on the Madison City Channel website
<https://media.cityofmadison.com/mediasite/showcase>
- Livestream on the City of Madison YouTube channel
<https://www.youtube.com/user/CityofMadison>
- Television: Watch live on Spectrum channel 994 and AT&T U-Verse channel 99
- Listen to audio via phone:
(877) 853-5257 (Toll Free)
Webinar ID: 926 0264 8723

ROLL CALL

At 06:30 PM, Mayor Rhodes-Conway in the chair.

Present: 20 - Satya V. Rhodes-Conway; Barbara Harrington-McKinney; Patrick W. Heck; Lindsay Lemmer; Michael E. Verveer; Shiva Bidar; 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; Max Prestigiacomo and Nasra Wehelie

Excused: 1 - Marsha A. Rummel

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.

NOTIFIED ABSENCES: ALD. HARRINGTON-MCKINNEY

OPENING REMARKS

- 1. [63950](#) Introduction of Madison Police Department Police Chief, Shon F. Barnes

SUSPENSION OF RULES

A motion was made by Carter, seconded by Abbas, 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.

HONORING RESOLUTIONS

- 2. [63929](#) Recognizing February 2021 as Black History Month in the City of Madison.

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

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

Enactment No: RES-21-00087

3. [63931](#) Expressing sincere appreciation to Madison Police Department Assistant Chief Victor Wahl for his years of dedicated service and 16 months service as Acting Chief of Police.
- Sponsors:** Paul E. Skidmore, Barbara Harrington-McKinney, Sheri Carter, Syed Abbas, Satya V. Rhodes-Conway, Christian A. Albouras, Samba Baldeh, Shiva Bidar, Tag Evers, Grant Foster, Keith Furman, Patrick W. Heck, Zachary Henak, Rebecca Kemble, Lindsay Lemmer, Arvina Martin, Max Prestigiacommo, Marsha A. Rummel, Michael J. Tierney, Michael E. Verveer and Nasra Wehelie

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

Enactment No: RES-21-00088

4. [63933](#) Honoring our public health and health care heroes.
- Sponsors:** Satya V. Rhodes-Conway, Sheri Carter, Syed Abbas, Christian A. Albouras, Samba Baldeh, Shiva Bidar, Tag Evers, Grant Foster, Keith Furman, Barbara Harrington-McKinney, Patrick W. Heck, Zachary Henak, Rebecca Kemble, Lindsay Lemmer, Arvina Martin, Max Prestigiacommo, Marsha A. Rummel, Paul E. Skidmore, Michael J. Tierney, Michael E. Verveer and Nasra Wehelie

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

Enactment No: RES-21-00089

PETITIONS AND COMMUNICATIONS

None received by the agenda deadline.

EARLY PUBLIC COMMENT

5. [63954](#) Early Public Comment

SPECIAL ORDER OF BUSINESS AT 6:45 PM

PRESENTATION OF CONSENT AGENDA

A motion was made by Carter, seconded by Abbas, to Adopt the Consent Agenda. The motion passed by voice vote/other.

President Carter recused herself from item 76. Vice President Abbas disclosed his company is working with Mandel Group and University Research Park.

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

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

RECESSED PUBLIC HEARINGS - BEGIN AT 6:45 PM

REPORT OF ALCOHOL LICENSE REVIEW COMMITTEE

6. [62952](#) Public Hearing - New License
Minority Owned Business LLC • dba Mini Mart
714 W Badger Rd • Agent: Sheila Sanchez
Class A Beer, Class A Liquor, Class A Cider
Aldermanic District 14 (Alder Carter) • Police Sector 310

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

REPORT OF PLAN COMMISSION

7. [62966](#) SUBSTITUTE - Creating Section 28.069 to create the Regional Mixed Use (RMX) District and amending portions of Madison General Ordinances 28.021, 28.061, 28.062, 28.141, 28.151, 28.182 to add relevant provisions related to the newly created RMX District.

Sponsors: Patrick W. Heck, Lindsay Lemmer and Keith Furman

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

Enactment No: ORD-21-00008

8. [62174](#) SUBSTITUTE - Creating Section 28.022 - 00461 of the Madison General Ordinances to rezone properties located at 3614-3700 Milwaukee Street and 102-122 West Corporate Drive, 15th Aldermanic District, from CN (Conservancy District), TR-C1 (Traditional Residential-Consistent 1 District), SE (Suburban Employment) and IL (Industrial-Limited District) to TSS (Traditional Shopping Street) District,; creating Section 28.022 - 00462 to rezone portions of those properties from CN, TR-C1, and IL to TR-U1 (Traditional Residential-Urban 1) District.

Sponsors: Grant Foster and Marsha A. Rummel

A motion was made by Carter, seconded by Abbas, to Adopt as Substituted and Close the Public Hearing. The motion failed by the following vote:

Ayes: 6 - Patrick W. Heck; Michael E. Verveer; Tag Evers; Grant Foster; Rebecca Kemble and Max Prestigiacomo

Noes: 13 - Barbara Harrington-McKinney; Lindsay Lemmer; Shiva Bidar; Paul E. Skidmore; Zachary Henak; Arvina Martin; Syed Abbas; Sheri Carter; Michael J. Tierney; Samba Baldeh; Keith Furman; Christian A. Albouras and Nasra Wehelie

Excused: 1 - Marsha A. Rummel

Non Voting: 1 - Satya V. Rhodes-Conway

Enactment No:

Agenda Note: 3/4 of the Common Council voting in the affirmative is required due to Zoning Protest Petition filed on 11/30/20. (Legislative File No. 62174)

PUBLIC HEARINGS - BEGIN AT 6:45 PM

REPORT OF ALCOHOL LICENSE REVIEW COMMITTEE

- 9. [63492](#) Public Hearing - New License
Hy-Vee, Inc. • dba Hy-Vee Wine & Spirits
7475 Mineral Point Rd • Agent: Ross Grunwald
Class A Liquor, Class A Beer
Aldermanic District 9 (Alder Skidmore) • Police Sector 124

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

- 10. [63493](#) Public Hearing - New License
Bains Brothers LLC • dba 7 Seas Liquor
1763 Thierer Rd • Agent: Kanhia Lal
Class A Liquor, Class A Beer
Aldermanic District 17 (Alder Baldeh) • Police Sector 631

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

- 11. [63494](#) Public Hearing - New License
I/O Arcade Bar, LLC • dba I/O Arcade Bar
924 Williamson St • Agent: Mitchell Turino • Estimated Capacity: 300
Class B Combination Liquor & Beer • 75% alcohol, 15% food
Aldermanic District 6 (Alder Rummel) • Police Sector 408

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

REPORT OF PLAN COMMISSION

- 12. [63436](#) Amending Section 28.102 of the Madison General Ordinances to amend and replace maps for Well 6, 7, 8, 9, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 24, 25, 26, 27, 28, 29 and 30, and repealing Sections 28.102(9) and 28.102(20).

Sponsors: Michael J. Tierney and Marsha A. Rummel

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

Enactment No: ORD-21-00009

- 13. [63441](#) Creating Section 28.022 - 00486 of the Madison General Ordinances to change the zoning of properties located at 5501 Mineral Point Road and 425 - 441 Charmany Drive, 19th Aldermanic District, from SE (Suburban Employment) District to TE (Traditional Employment) District and creating Section 28.002 - 00487 of the Madison General Ordinances to change the zoning of the properties from SE (Suburban Employment) District to TSS (Traditional Shopping Street) District.

Sponsors: Planning Division

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

Enactment No: ORD-21-00010

- 14. [63443](#) Creating Section 28.022-00484 of the Madison General Ordinances to amend a Planned Development District to approve an Amended General Development Plan on property located at 701 Gardener Road and 4716 Sheboygan Avenue, 11th Aldermanic District, and creating Section 28.022-00485 of the Madison General Ordinances to approve a Specific Implementation Plan for 701 Gardener Road.

Sponsors: Planning Division

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

Enactment No: ORD-21-00011

15. [63457](#) SUBSTITUTE - Repealing and Recreating Subsection entitled "Housing Cooperative" of Section 28.151 of Madison General Ordinances. Amending the definition of "Housing Cooperative" in Section 28.211, amending Table 28C-1, Table 28D-2, Table 28E-2, Table 28F-1 and Table 28G-1 of Madison General Ordinances.

Sponsors: Patrick W. Heck, Grant Foster, Satya V. Rhodes-Conway, Marsha A. Rummel, Lindsay Lemmer, Rebecca Kemble, Syed Abbas, Keith Furman and Tag Evers

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

Enactment No: ORD-21-00012

END OF PUBLIC HEARINGS

RECESS

A motion was made by Henak, seconded by Carter, to Take A Recess at 10:26 pm. The motion passed by voice vote/other.

RECONVENE

Reconvene at 10:36pm. Rhodes-Conway in the Chair.

Present: 20 - Satya V. Rhodes-Conway; Barbara Harrington-McKinney; Patrick W. Heck; Lindsay Lemmer; Michael E. Verveer; Shiva Bidar; 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; Max Prestigiacomo and Nasra Wehelie

Excused: 1 - Marsha A. Rummel

BUSINESS PRESENTED BY THE MAYOR

APPOINTMENTS

16. [63924](#) Report of the Mayor submitting resident committee appointments (introduction 2/2/2021; action 2/23/2021).

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

17. [63731](#) Report of the Mayor submitting resident committee appointments (introduction 1/19/2021; action 2/2/2021).

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

REPORTS OF OFFICERS

REPORT OF ALCOHOL LICENSE REVIEW COMMITTEE

- 18. [63311](#) Change of Agent
 Atwood Restaurant LLC • dba Bar Corallini
 Capacity (in/out): 98/12
 2004 Atwood Ave. • New Agent: Terrance Long
 Class B Combination Liquor & Beer • 40% alcohol, 60% food
 Aldermanic District 6 (Alder Rummel) • Police Sector 410

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

- 19. [63485](#) Entity Reorganization
 RARE Hospitality International Inc • dba LongHorn Steakhouse #5361
 418 S Gammon Rd
 Class B Combination Liquor & Beer
 Aldermanic District 9 (Alder Skidmore)
 Add two new officers, remove two officers

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

- 20. [63486](#) Entity Reorganization
 GMRI Inc. • dba Olive Garden #1300
 4320 East Towne Blvd
 Class B Combination Liquor & Beer
 Aldermanic District 17 (Alder Baldeh)
 Add two new officers and remove two officers

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

- 21. [63487](#) Entity Reorganization
 GMRI, Inc. • dba Olive Garden #1316
 7017 Mineral Point Rd
 Class B Combination Liquor & Beer
 Aldermanic District 9 (Alder Skidmore)
 Add two new officers, remove two officers

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

22. [63489](#) Entity Reorganization
Portillo's Hot Dogs, LLC • dba Portillo's Hot Dogs
4505 East Towne Blvd
Class B Beer
Aldermanic District 17 (Alder Baldeh)
Add one new officer, remove one officer

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

23. [63490](#) Change of Licensed Premise
Forage Kitchen LLC • dba Forage Kitchen
Current Capacity (in/out): 72/35 • Proposed Capacity (in/out): 72/35
715 Hilldale Way • Agent: Henry Aschauer
Class B Beer, Class C Wine • 2% alcohol, 98% food
Aldermanic District 11 (Alder Martin) • Police Sector 215
Streatery extension to add igloos to their patio for the winter months.

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

24. [63491](#) Change of Licensed Premise
Forward Hospitality Group LLC • dba The Harvey House
Current Capacity (in/out): 210/0 • Proposed Capacity (in/out): 230/40
644 W Washington Ave • Agent: Shaina Papach
Class B Combination Liquor & Beer • 35% alcohol, 65% food
Aldermanic District 4 (Alder Verveer) • Police Sector 404
Expand premises to include "The Office" space with seating for 20 and increase outdoor capacity to 40 during Covid restrictions.

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

REPORT OF BOARD OF PUBLIC WORKS

25. [63434](#) Approving the City of Madison Standard Specifications for Public Works Construction, 2021 Edition. (Citywide)

Sponsors: BOARD OF PUBLIC WORKS

A motion was made by Carter, seconded by Abbas, 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-21-00090

- 26. [63502](#) Authorizing the Mayor and City Clerk to enter into a contract for Purchase of Services (Architect) with Continuum Architects + Planners to provide professional architectural and engineering consultant design services CCB Remodeling of the First, Fourth, and Fifth Floors. (4th AD)

Sponsors: Satya V. Rhodes-Conway, Sheri Carter and Michael E. Verveer

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

Enactment No: RES-21-00091

- 27. [63704](#) Declaring the City of Madison's intention to exercise its police powers establishing the Hillcrest Drive, Standish Court, and Alden Drive Assessment District - 2021. (11th AD)

Sponsors: Arvina Martin

A motion was made by Carter, seconded by Abbas, 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-21-00092

- 28. [63711](#) Declaring the City of Madison's intention to exercise its police powers establishing the Felland Road & Tranquility Trail Roundabout Assessment District - 2021. (17th AD)

Sponsors: Samba Baldeh

A motion was made by Carter, seconded by Abbas, 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-21-00093

- 29. [63712](#) Declaring the City of Madison's intention to exercise its police powers establishing the Helena Street, Jenifer Street, and Russell Street Assessment District - 2021. (6th AD)

Sponsors: Marsha A. Rummel

A motion was made by Carter, seconded by Abbas, 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-21-00094

30. [63723](#) Approving plans and specifications and authorizing the Board of Public Works to advertise and receive bids for 2021 Tennis and Basketball Court Resurfacings. (3rd, 11th, 14th and 16th ADs)

Sponsors: BOARD OF PUBLIC WORKS

A motion was made by Carter, seconded by Abbas, 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-21-00095

31. [63727](#) Approving plans and specifications for public improvements necessary for the project known as Westgate Redevelopment Plat and authorizing construction to be undertaken by the Developer, and Rescinding Resolution RES-20-00794, Private Contract No. 8982 (10th AD)

Sponsors: BOARD OF PUBLIC WORKS

A motion was made by Carter, seconded by Abbas, 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-21-00096

32. [63730](#) Declaring the City of Madison's intention to exercise its police powers establishing North Brooks Street, Fahrenbrook Court and College Court Resurfacing Assessment District -2021. (8th AD)

Sponsors: Max Prestigiacomio

A motion was made by Carter, seconded by Abbas, 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-21-00097

33. [63735](#) Approving plans and specifications for public improvements required to serve Phase 2 of the Subdivision known as Western Addition to 1000 Oaks and authorizing construction to be undertaken by the Developer, and Rescinding Resolution RES-19-00713, Contract No. 8463 (9th AD)

Sponsors: BOARD OF PUBLIC WORKS

A motion was made by Carter, seconded by Abbas, 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-21-00098

34. [63736](#) Approving plans and specifications for public asphalt surface pavement improvements required to serve Phase 2 of the Subdivision known as Western Addition to 1000 Oaks and authorizing construction to be undertaken by the Developer, Contract No. 8965 (9th AD)

Sponsors: BOARD OF PUBLIC WORKS

A motion was made by Carter, seconded by Abbas, 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-21-00099

35. [63737](#) Approving plans and specifications for public improvements required to serve Phase 4 of the Subdivision known as Eagle Trace and authorizing construction to be undertaken by the Developer, Contract No. 8970 (9th AD)

Sponsors: BOARD OF PUBLIC WORKS

A motion was made by Carter, seconded by Abbas, 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-21-00100

36. [63738](#) Approving plans and specifications for public asphalt surface pavement improvements required to serve Phase 4 of the Subdivision known as Eagle Trace and authorizing construction to be undertaken by the Developer, Contract No. 8971 (9th AD)

Sponsors: BOARD OF PUBLIC WORKS

A motion was made by Carter, seconded by Abbas, 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-21-00101

37. [63739](#) Approving plans and specifications for public improvements necessary for the project known as 408 E. Washington Ave. - The Continental and authorizing construction to be undertaken by the Developer, Private Contract No. 9013 (2nd AD)

Sponsors: BOARD OF PUBLIC WORKS

A motion was made by Carter, seconded by Abbas, 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-21-00102

- 38. [63752](#) Accepting street and terrace improvements constructed by Private Contract for 717-753 E Johnson Street. (2nd AD)

Sponsors: BOARD OF PUBLIC WORKS

A motion was made by Carter, seconded by Abbas, 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-21-00103

- 39. [63753](#) Approving plans and specifications and authorizing the Board of Public Works to advertise and receive bids for CIPP Wet Lining Rehab of Sanitary Sewers - 2021. (6th, 12th, 14th, 15th and 18th ADs)

Sponsors: BOARD OF PUBLIC WORKS

A motion was made by Carter, seconded by Abbas, 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-21-00104

- 40. [63754](#) Accepting street and terrace improvements constructed by Private Contract for 801 E Washington Avenue - The Cosmos, Private Contract No. 7875 (6th AD)

Sponsors: BOARD OF PUBLIC WORKS

A motion was made by Carter, seconded by Abbas, 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-21-00105

- 41. [63786](#) Declaring the City of Madison's intention to exercise its police powers establishing the East Gorham Street Sidewalk Drainage Assessment District - 2021. (2nd AD)

Sponsors: Patrick W. Heck

A motion was made by Carter, seconded by Abbas, 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-21-00106

REPORT OF CITY CLERK

- 42. [63387](#) Report of Operator License Applications February 2, 2021. See attached report for list of operators.

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

REPORT OF COMMON COUNCIL EXECUTIVE COMMITTEE

- 43. [62678](#) Accepting the final report and recommendations of the President's Work Group to Review Council Communication Tools & Processes.
Sponsors: Grant Foster, Patrick W. Heck, Max Prestigiacomo and Arvina Martin

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

Enactment No: RES-21-00107

REPORT OF FINANCE COMMITTEE

- 44. [63217](#) Authorizing the Mayor and City Clerk to enter into a Memorandum of Understanding with the Center for Black Excellence & Culture (CBEC) and allocate \$250,000 from the \$2.5 million 2021 Small Business Equity & Recovery (SBER) program in the Department of Planning & Community & Economic Development Capital Budget to be used for CBEC predevelopment costs.

Sponsors: Satya V. Rhodes-Conway and Sheri Carter

A motion was made by Carter, seconded by Abbas, to Adopt Alternate. The motion passed by the following vote:

Ayes: 17 - Patrick W. Heck; Lindsay Lemmer; Michael E. Verveer; Shiva Bidar; Paul E. Skidmore; Zachary Henak; Arvina Martin; Syed Abbas; Tag Evers; Sheri Carter; Grant Foster; Michael J. Tierney; Rebecca Kemble; Keith Furman; Christian A. Albouras; Max Prestigiacomo and Nasra Wehelie

Noes: 2 - Barbara Harrington-McKinney and Samba Baldeh

Excused: 1 - Marsha A. Rummel

Non Voting: 1 - Satya V. Rhodes-Conway

Enactment No: RES-21-00108

45. [63644](#) Amending the 2021 Adopted Operating Budget for the Planning Division, Neighborhood Planning, Preservation and Design Section to accept \$7,000 from Arts Wisconsin, Inc. for the Greater Madison Music City Effort.

Sponsors: Sheri Carter, Tag Evers, Arvina Martin, Lindsay Lemmer and Syed Abbas

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

Enactment No: RES-21-00109

46. [63715](#) Authorizing the execution of a Purchase and Sale Agreement between the City of Madison and Lutz Properties, LLC, for the City's acquisition of the property located at 814 North Avenue and 826 North Avenue for land banking purposes. (14th AD)

Sponsors: Sheri Carter, Satya V. Rhodes-Conway and Tag Evers

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

Enactment No: RES-21-00110

47. [63716](#) Authorizing a Purchase and Sale Agreement with Greywolf Acquisitions, LLC and/or its assigns for the sale of Lots 3 of Certified Survey Map 14573 within the Center for Industry and Commerce ("CIC"). (17th AD)

Sponsors: Samba Baldeh

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

Enactment No: RES-21-00111

48. [63725](#) Amending the 2021 Adopted Operating Budget for the Assessor to transfer \$35,000 from Direct Appropriation's Contingent Reserve in the General Fund to Assessor's purchased services budget and authorizing the City to retain special outside counsel on a non-competitive basis to assist the City Attorney in representing the City's interests in property tax litigation with Section 42 housing developments challenging their 2019 real property tax assessments.

Sponsors: Satya V. Rhodes-Conway

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

Enactment No: RES-21-00112

REPORT OF MONONA TERRACE COMMUNITY AND CONVENTION CENTER BOARD

- 49. [63180](#) Amending the Fund Policies and Guidelines by approving the creation of Guideline 4 to Permit the Monona Terrace Booking Event Assistance Advisory Committee to Waive Guidelines.

Sponsors: Michael E. Verveer

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

Enactment No: RES-21-00113

REPORT OF PLAN COMMISSION

- 50. [63210](#) Approving the preliminary plat and final plat of the *Element District* subdivision on land generally addressed as 5501 Mineral Point Road and 425-441 Charmany Drive; 19th Ald. Dist.

Sponsors: Planning Division

A motion was made by Carter, seconded by Abbas, 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-21-00114

- 51. [63213](#) Approving a Certified Survey Map of property owned by Seritage SRC Finance, LLC located at 53 West Towne Mall and 522 S Gammon Road; 9th Ald. Dist.

Sponsors: Planning Division

A motion was made by Carter, seconded by Abbas, 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-21-00115

REPORT OF RISK MANAGER

- 52. [63571](#) E. Devitt - property damage - \$6322.51.

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

REPORT OF TRANSPORTATION COMMISSION

53. [63500](#) Authorizing the Traffic Engineering Division to accept a grant for \$165,195 from the Wisconsin Department of Transportation to maintain and expand a safety education program and authorizing the Mayor and City Clerk to enter into the grant contracts and State/Municipal Agreements.

Sponsors: Grant Foster and Tag Evers

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

Enactment No: RES-21-00116

REPORT OF WATER UTILITY

54. [63708](#) Authorizing the Mayor and the City Clerk to enter into a Memorandum of Agreement (MOA) with the Board of Regents of the University of Wisconsin for the purpose of continuing to promote drinking water research to improve system water quality, improve energy efficiency, protect the public health, and improve system operations and efficiency.

Sponsors: Michael J. Tierney

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

Enactment No: RES-21-00117

ITEMS REFERRED TO THIS MEETING

RECONSIDERATION(S)

55. [62957](#) Public Hearing - New License
Kwik Trip Inc • dba Stop-N-Go 1515
2002 Winnebago St • Agent: Paul Thurston
Class A Beer, Class A Cider
Aldermanic District 6 (Alder Rummel) • Police Sector 410

Common Council 2/23/21

A motion was made by Carter, seconded by Abbas, to Reconsider and refer to a future meeting. The motion passed by voice vote/other.

INTRODUCTION OF NEW BUSINESS FOR REFERRAL WITHOUT DEBATE

ORDINANCES

56. [63802](#) Amending Secs. 16.23(2), 16.23(7)(b) and creating Secs. 16.23(7)(a)22, 16.23(8)(h), 16.23(9)(c)8 and 16.23(9)(f) of the Madison General Ordinances to Create Design and Installation Requirements for Cluster Mail Box Units.
- Sponsors:** Patrick W. Heck, Lindsay Lemmer and Marsha A. Rummel
- Additional referral to Board of Public Works
- A motion was made by Carter, seconded by Abbas, to Refer to the PLAN COMMISSION. The motion passed by voice vote/other.**
57. [63855](#) Creating Section 28.022 - 00488 and Section 28.022 - 00489 of the Madison General Ordinances to amend a Planned Development District to approve an Amended General Development Plan and Specific Implementation Plan at property located at 7102 U.S. Highways 12&18, 16th Aldermanic District.
- Sponsors:** Planning Division
- A motion was made by Carter, seconded by Abbas, to Refer For Public Hearing to the PLAN COMMISSION. The motion passed by voice vote/other.**
58. [63856](#) Creating Section 28.022 - 00490 and Section 28.022 - 00491 of the Madison General Ordinances to amend a Planned Development District to approve an Amended General Development Plan and Specific Implementation Plan at property located at 223 S. Pinckney Street, 4th Aldermanic District.
- Sponsors:** Planning Division
- A motion was made by Carter, seconded by Abbas, to Refer For Public Hearing to the PLAN COMMISSION. The motion passed by voice vote/other.**
59. [63860](#) Amending Table 28E-2 of Subsection (1) of Section 28.072 to add Live-work unit as a permitted use in the Downtown Core (DC), Urban Office Residential (UOR), and Urban Mixed Use (UMX) Districts.
- Sponsors:** Patrick W. Heck
- A motion was made by Carter, seconded by Abbas, to Refer to the PLAN COMMISSION. The motion passed by voice vote/other.**
60. [63896](#) Amending Section 32.04(4)(d) of the Madison General Ordinances to allow the Rent Abatement Hearing Examiner to Order Abatement of Rent Under Multiple Sections of the Impairing List.
- Sponsors:** Max Prestigiacomo and Michael E. Verveer
- A motion was made by Carter, seconded by Abbas, to Refer to the LANDLORD AND TENANT ISSUES COMMITTEE. The motion passed by voice vote/other.**

61. [63902](#) Amending various sections of Subchapters 28C and 28D of Madison General Ordinances in order to increase allowable densities and decrease conditional use thresholds in certain multi-family residential, mixed-use, and commercial districts.

Sponsors: Satya V. Rhodes-Conway, Keith Furman, Patrick W. Heck, Lindsay Lemmer, Tag Evers and Max Prestigiacomio

Additional referral to Housing Strategy Committee

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

62. [63904](#) Amending 5.20(6) of the Madison General Ordinances related to the Police Civilian Oversight Board Executive Subcommittee.

Sponsors: Shiva Bidar and Rebecca Kemble

A motion was made by Carter, seconded by Abbas, to Refer to the POLICE CIVILIAN OVERSIGHT BOARD. The motion passed by voice vote/other.

63. [63905](#) Amending Section 28.151 of the Madison General Ordinances to add Keeping of Chickens as an Accessory Use for Recreation, Community or Neighborhood Centers.

Sponsors: Marsha A. Rummel and Grant Foster

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

64. [63968](#) Amending Sec. 28.151 "Car Wash" and Secs. 28.065 (TSS), 28.066 (MXC), 28.067 (CC-T), 28.068 (CC), 28.084 (TE), 28.085 (SE) to allow vacuums outside of car washes in specified districts with supplemental regulations.

Sponsors: Keith Furman

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

RESOLUTIONS

65. [63791](#) A resolution required by the Department of Workforce Development for the reauthorizing of the City of Madison's Self-Insured Worker's Compensation Program.

Sponsors: Satya V. Rhodes-Conway

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

66. [63857](#) Extending the Streatery Program and all approvals granted until April 14, 2022

Sponsors: Satya V. Rhodes-Conway, Christian A. Albouras, Michael E. Verveer and Grant Foster

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

67. [63863](#) Authorizing the Sole Source Purchase of Replacement Street Lighting Poles and Fixtures from King Luminaire.

Sponsors: Max Prestigiacommo and Michael E. Verveer

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

68. [63866](#) Authorizing an Amendment to the Purchases of Services Agreement between the City and the Greater Madison Convention and Visitors Bureau.

Sponsors: Michael E. Verveer and Sheri Carter

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

69. [63899](#) Approving the Amendment to the Project Plan for Tax Incremental District (TID) 36 (Capitol Gateway), City of Madison.

Sponsors: Patrick W. Heck, Marsha A. Rummel and Syed Abbas

Additional referral to Plan Commission (2/22/21)

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

70. [63900](#) Approving a Development Agreement between the City of Madison and Rule Enterprises, LLC and Movin' Out, Inc for the sale and redevelopment of 1402 South Park Street, the former Truman Olson United States Army Reserve Center.

Sponsors: Satya V. Rhodes-Conway, Sheri Carter and Tag Evers

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

71. [63901](#) Authorizing an amendment to RES-20-00144 that awarded a loan of up to \$1,800,000 from the Affordable Housing Fund to support an 150-unit affordable rental housing development at 1402 S. Park St., proposed by Rule Enterprises LLC and Movin' Out, Inc., to decrease the loaned funds to up to \$300,000 and restructure of the allocation of funds from the Affordable Housing Fund for this development.
- Sponsors:** Christian A. Albouras, Samba Baldeh, Sheri Carter, Tag Evers, Zachary Henak and Syed Abbas
- Additional referral to Community Development Block Grant Committee (2/4/21)
- A motion was made by Carter, seconded by Abbas, to Refer to the FINANCE COMMITTEE. The motion passed by voice vote/other.**
72. [63906](#) Authorizing the execution of a Purchase and Sale Agreement between the City of Madison and Tri-State Custom Construction LLC, for the City's disposal of eight vacant residential lots located in the Owl's Creek Subdivision. (16th A.D.)
- Sponsors:** Michael J. Tierney
- A motion was made by Carter, seconded by Abbas, to Refer to the FINANCE COMMITTEE. The motion passed by voice vote/other.**
73. [63907](#) Authorizing the execution of a Purchase and Sale Agreement between the City of Madison and Gold Star Real Estate, LLC, for the City's disposal of eight vacant residential lots located in the Owl's Creek Subdivision. (16th A.D.)
- Sponsors:** Michael J. Tierney
- A motion was made by Carter, seconded by Abbas, to Refer to the FINANCE COMMITTEE. The motion passed by voice vote/other.**
74. [63908](#) Authorizing the Mayor and City Clerk to apply for a Community Development Block Grant Disaster Recovery Program (CDBG -DR), administered by the State of Wisconsin Department of Administration (DOA) Division of Energy, Housing and Community Resources (DEHCR), to cost-share the reconstruction of a portion of the Wexford Pond and Greenway system. (19th AD)
- Sponsors:** Christian A. Albouras, Samba Baldeh, Zachary Henak, Keith Furman and Sheri Carter
- Additional referral to Community Development Block Grant Committee (2/4/21)
- A motion was made by Carter, seconded by Abbas, to Refer to the BOARD OF PUBLIC WORKS. The motion passed by voice vote/other.**

75. [63918](#) Amending the 2021 Capital Budget for Parks Division for the Olin Park Building renovation project.
- Sponsors:** Satya V. Rhodes-Conway, Tag Evers, Sheri Carter and Paul E. Skidmore

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

76. [63920](#) Authorizing the City's execution of a Purchase and Sale Agreement between the City of Madison and BIP Enterprises, LLC, or their successors and assigns, for the purchase of the property located at 2002 Zeier Road in the City of Madison for homeless shelter purposes. (17th AD)
- Sponsors:** Satya V. Rhodes-Conway and Tag Evers

A motion was made by Carter, seconded by Abbas, to Refer to the FINANCE COMMITTEE,. The motion passed by the following vote:

Ayes: 18 - Barbara Harrington-McKinney; Patrick W. Heck; Lindsay Lemmer; Michael E. Verveer; Shiva Bidar; Paul E. Skidmore; Zachary Henak; Arvina Martin; Syed Abbas; Tag Evers; Grant Foster; Michael J. Tierney; Samba Baldeh; Rebecca Kemble; Keith Furman; Christian A. Albouras; Max Prestigiacomio and Nasra Wehelie

Recused: 1 - Sheri Carter

Excused: 1 - Marsha A. Rummel

Non Voting: 1 - Satya V. Rhodes-Conway

77. [63928](#) Report dated February 2, 2021 re: Board, Committee, Commission, Ad Hoc Committee and Subcommittee Members who have not filed the Statement of Interests Form.

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

78. [63932](#) Accepting the Final Report and Model Policy from the Body-Worn Camera Feasibility Review Committee.

Sponsors: Sheri Carter

Additional referrals to Public Safety Review Committee, Equal Opportunities Commission

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

79. [63934](#) A Resolution authorizing a sole source contract authorizing the Mayor and City Clerk to execute a service contract with RENEW Wisconsin, Inc. to administer the three annual MadiSUN solar programs for residential, business, nonprofit and affordable housing solar installations, through 2023.
- Sponsors:** Grant Foster, Lindsay Lemmer, Rebecca Kemble, Tag Evers, Patrick W. Heck, Arvina Martin, Sheri Carter, Syed Abbas, Satya V. Rhodes-Conway, Michael E. Verveer, Keith Furman, Max Prestigiacommo and Marsha A. Rummel
- A motion was made by Carter, seconded by Abbas, to Refer to the FINANCE COMMITTEE. The motion passed by voice vote/other.**
80. [63936](#) Awarding up to \$1.7 million from the Affordable Housing Fund and up to \$300,000 in Energy Efficiency and Conservation Block Grant (EECBG) funds to help finance the development of affordable housing, and up to \$360,000 in Community Development Block Grant (CDBG) funds and up to \$700,000 in HOME Investment Partnerships Program (HOME) funds to support four housing services programs, and up to \$50,000 in City levy to support one homebuyer education program, as the recommended outcome of a competitive Request for Proposals (RFP) process conducted by the Community Development Division; and authorizing the Mayor and the City Clerk to enter into agreements with those agencies to implement the specified development projects.
- Sponsors:** Christian A. Albouras, Samba Baldeh, Zachary Henak and Tag Evers
- Additional referral to Community Development Block Grant Committee (2/4/21)
- A motion was made by Carter, seconded by Abbas, to Refer to the FINANCE COMMITTEE. The motion passed by voice vote/other.**
81. [63945](#) Authorizing the Mayor and City Clerk to enter into a competitively selected, two-step contract for Purchase of Services (Architect) with Joseph Lee & Associates, LLC to provide professional architectural and engineering design services and construction administration services for the design and construction of the Reindahl Imagination Center/Library. (17th AD)
- Sponsors:** Samba Baldeh, Paul E. Skidmore, Barbara Harrington-McKinney and Syed Abbas
- Additional referrals to Madison Public Library Board (2/10/21), Board of Park Commissioners (2/10/21)
- A motion was made by Carter, seconded by Abbas, to Refer to the BOARD OF PUBLIC WORKS. The motion passed by voice vote/other.**

82. [63952](#) Creating the Madison Guaranteed Income Pilot Program Advisory Task Force to provide community-sourced input, guidance, and expertise in assisting the management of Madison's Guaranteed Income Pilot Program.

Sponsors: Satya V. Rhodes-Conway and Tag Evers

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

83. [63974](#) Amending the 2021 Adopted Operating Budget for the Community Development Division-Community Support Services to authorize and accept \$200,000 from the Madison Metropolitan School District to distribute to community-based organizations offering virtual learning support through the School-Age Child Care Stabilization Fund process.

Sponsors: Nasra Wehelie

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

LICENSES

84. [63836](#) Public Hearing - New License
Meat People LLC • dba Meat People Butcher
4106 Monona Dr • Agent: Jennifer Griep
Class A Liquor, Class A Beer
Aldermanic District 15 (Alder Foster) • Police Sector 613

A motion was made by Carter, seconded by Abbas, to Refer For Public Hearing to the ALCOHOL LICENSE REVIEW COMMITTEE. The motion passed by voice vote/other.

85. [63837](#) Public Hearing - New License
Patricia's Supermarket Inc • dba Patricia's Supermarket
1701 Moorland Rd • Agent: Patricia Sanchez • Estimated Capacity: 20
Class B Combination Liquor & Beer • 10% alcohol, 60% food, 30% other
Aldermanic District 14 (Alder Carter) • Police Sector 312

A motion was made by Carter, seconded by Abbas, to Refer For Public Hearing to the ALCOHOL LICENSE REVIEW COMMITTEE. The motion passed by voice vote/other.

PRESENTATION OF CLAIMS AGAINST THE CITY OF MADISON

CLAIMS - REFER TO RISK MANAGER

86. [63755](#) NOTICE OF CLAIM: David Blaska, et al. - race discrimination - amount to be determined.

A motion was made by Carter, seconded by Abbas, to Refer to the Risk Manager. The motion passed by voice vote/other.

87. [63756](#) M. Vega - personal injury - \$30,069.43.

A motion was made by Carter, seconded by Abbas, to Refer to the Risk Manager. The motion passed by voice vote/other.

88. [63757](#) State Farm for T. Engelhart - vehicle damage - 817.19.

A motion was made by Carter, seconded by Abbas, to Refer to the Risk Manager. The motion passed by voice vote/other.

89. [63796](#) American Family for A. Schroeder - vehicle damage - \$1155.39.

A motion was made by Carter, seconded by Abbas, to Refer to the Risk Manager. The motion passed by voice vote/other.

90. [63805](#) J. Mueller - property damage - \$3091.83.

A motion was made by Carter, seconded by Abbas, to Refer to the Risk Manager. The motion passed by voice vote/other.

91. [63806](#) J. Mathis - personal injury - \$50,000.00.

A motion was made by Carter, seconded by Abbas, to Refer to the Risk Manager. The motion passed by voice vote/other.

92. [63840](#) A. Gunderson - vehicle damage - \$9720.36.

A motion was made by Carter, seconded by Abbas, to Refer to the Risk Manager. The motion passed by voice vote/other.

93. [63858](#) Progressive for S. Lein - vehicle damage - \$2700.83.

A motion was made by Carter, seconded by Abbas, to Refer to the Risk Manager. The motion passed by voice vote/other.

94. [63923](#) N. Arnold for The Waldinger Corporation - vehicle damage - \$788.09.

A motion was made by Carter, seconded by Abbas, to Refer to the Risk Manager. The motion passed by voice vote/other.

CLAIMS - REFER TO CITY ATTORNEY

95. [63925](#) Alan Marcuvitz, von Briesen & Roper, S.C., attorney for Marcus Hotels, Inc., 15 E. Wilson St. - excessive assessment - \$47,598.99.

A motion was made by Carter, seconded by Abbas, to Refer to the CITY ATTORNEY. The motion passed by voice vote/other.

ANNOUNCEMENTS & INTRODUCTION OF ITEMS FROM THE FLOOR

- [63893](#) Accepting the Final Anaerobic Digester Feasibility Study from EcoEngineers.

Sponsors: Max Prestigiacommo, Syed Abbas, Tag Evers, Grant Foster, Michael J. Tierney, Rebecca Kemble and Michael E. Verveer

A motion was made by Carter, seconded by Abbas, to Refer to the SUSTAINABLE MADISON COMMITTEE. The motion passed by voice vote/other.

- [64012](#) Authorizing the City's execution of a Purchase and Sale Agreement between the City of Madison and McAllen Properties Madison, LLC, or their successors and assigns, for the purchase of the property located at 3901 & 3829 Hanson Road ("Property") in the City of Madison for Metro Transit Satellite Facility purposes.(17th A.D.)

Sponsors: Samba Baldeh and Grant Foster

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

64017

Authorizing the Transit General Manager to file an application for a Section 5339 Buses and Bus Facilities Discretionary Grant with U.S. Department of Transportation and authorizing the Mayor and the City Clerk to execute the associated grant agreement with USDOT and the 13(c) agreement with Teamsters Local No. 695. Amending the 2021 Capital Budget to add \$7 million in federal funding to Metro's Satellite Bus Facility project and changing project borrowing to General Fund-supported general obligation borrowing.

Sponsors: Samba Baldeh and Grant Foster

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

ADJOURNMENT

A motion was made by Wehelie, seconded by Carter, to Adjourn at 11:45 PM. The motion passed by voice vote/other.