



# City of Madison

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

## Proceedings COMMON COUNCIL

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

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Tuesday, October 5, 2021

6:30 PM

Via Virtual Meeting

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### ROLL CALL

**At 6:37 PM, Mayor Rhodes-Conway in the chair.**

**Present:** 21 - Satya V. Rhodes-Conway; Barbara Harrington-McKinney; Patrick W. Heck; Lindsay Lemmer; Michael E. Verveer; Regina M. Vidaver; Brian Benford; Nasra Wehelie; Juliana R. Bennett; Nikki Conklin; Yannette Figueroa Cole; Arvina Martin; Syed Abbas; Tag Evers; Sheri Carter; Grant Foster; Jael Currie; Gary Halverson; Charles Myadze; Keith Furman and Christian A. Albouras

### SPEAKING GUIDELINES

#### Speaking Limits:

**Public Hearing - 5 Minutes, Information Hearing - 5 Minutes, Other Items - 3 minutes.**

**You must register before your item is considered by the Council.**

**The use of audible cell phone ringers and active use and response to cellular phone technology by the governing body, staff and members of the public is discouraged in the Council Chambers while the Council is in session.**

**NOTIFIED ABSENCES: None**

### OPENING REMARKS

### SUSPENSION OF RULES

Suspend Rules 2.04 (order of business), 2.05 (introduction of business), 2.24 (ordinances), and 2.25 (resolutions) for items so designated on the agenda.

**A motion was made by Abbas, seconded by Martin, to Suspend the Rules. The motion passed by voice vote/other.**

### HONORING RESOLUTIONS

1. [67539](#) Proclaiming October 15, 2021, as "White Cane Safety Day" in the City of Madison.

**Sponsors:** Satya V. Rhodes-Conway, Syed Abbas, Christian A. Albouras, Brian Benford, Juliana R. Bennett, Sheri Carter, Nikki Conklin, Jael Currie, Tag Evers, Yannette Figueroa Cole, Grant Foster, Keith Furman, Gary Halverson, Barbara Harrington-McKinney, Patrick W. Heck, Lindsay Lemmer, Arvina Martin, Charles Myadze, Michael E. Verveer, Regina M. Vidaver and Nasra Wehelie

**A motion was made by Abbas, seconded by Martin, 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-21-00657

- 2. [67595](#) In Honor, Recognition, and Appreciation of Paul Terranova's 21 Years of Dedicated Service as Executive Director of the Lussier Community Education Center (LCEC)

**Sponsors:** Keith Furman, Nikki Conklin, Satya V. Rhodes-Conway, Syed Abbas, Arvina Martin, Christian A. Albouras, Brian Benford, Juliana R. Bennett, Sheri Carter, Jael Currie, Tag Evers, Yannette Figueroa Cole, Grant Foster, Gary Halverson, Barbara Harrington-McKinney, Patrick W. Heck, Lindsay Lemmer, Charles Myadze, Michael E. Verveer, Regina M. Vidaver and Nasra Wehelie

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

**There were 4 registrants in support.**

Enactment No: RES-21-00658

- 3. [67655](#) Proclaiming the second Monday in October as "Indigenous Peoples Day" in Madison, Wisconsin

**Sponsors:** Arvina Martin, Satya V. Rhodes-Conway, Syed Abbas, Christian A. Albouras, Brian Benford, Juliana R. Bennett, Sheri Carter, Nikki Conklin, Jael Currie, Tag Evers, Yannette Figueroa Cole, Grant Foster, Keith Furman, Gary Halverson, Barbara Harrington-McKinney, Patrick W. Heck, Lindsay Lemmer, Charles Myadze, Michael E. Verveer, Regina M. Vidaver and Nasra Wehelie

**A motion was made by Martin, 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-21-00659

**PETITIONS AND COMMUNICATIONS**

**EARLY PUBLIC COMMENT**

- 4. [64325](#) 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 ALCOHOL LICENSE REVIEW COMMITTEE**

5. [67109](#) Public Hearing - New License  
Classic Arcade LLC • dba Aftershock Classic Arcade  
1444 E Washington Ave • Agent: Brad Van Kauwenbergh  
Estimated Capacity (in/out): 49/0  
Class B Combination Liquor & Beer • 75% alcohol, 0% food, 25% other  
Aldermanic District 2 (Alder Heck) • Police Sector 409

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

6. [67110](#) Public Hearing - New License  
Sparkle Horse 1 LLC • dba Dark Horse  
756 E Washington Ave • Agent: Patrick DePula  
Estimated Capacity (in/out): 100/30  
Class B Combination Liquor & Beer • 60% alcohol, 15% food, 25% other  
Aldermanic District 2 (Alder Heck) • Police Sector 407

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

**There were 2 registrants in support.**

7. [67124](#) Public Hearing - New License  
LX Tokyo Sushi Inc • dba Tokyo Sushi  
1133 Williamson St • Agent: Sun Cheng Lin  
Estimated Capacity (in/out): 50/12  
Class B Combination Liquor & Beer • 20% alcohol, 80% food  
Aldermanic District 6 (Alder Benford) • Police Sector 408

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

**There was 1 registrant in support.**

**Agenda Note: The Alcohol License Review Committee will hold a special meeting on this item 10/5/21 and a recommendation will be made from the floor.**

8. [67126](#) Public Hearing - New License  
Berke and Benham Seafood LLC • dba Berke and Benham Seafood  
1925 Monroe St #110 • Agent: James Berke  
Estimated Capacity (in/out): 20/0  
Class B Combination Liquor & Beer • 5% alcohol, 95% food  
Aldermanic District 13 (Alder Evers) • Police Sector 205

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

9. [67135](#) Public Hearing - New License  
Kwik Trip Inc • dba Tobacco Outlet Plus 514  
1117 N Sherman Ave • Agent: Paul Thurston  
Class A Liquor  
Aldermanic District 12 (Alder Abbas) • Police Sector 503

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

**There was 1 registrant in support.**

10. [67136](#) Public Hearing - New License  
Jackknife LLC • dba Jackknife  
1046 E Washington Ave • Agent: Tatsiana Zhykharevich  
Estimated Capacity (in/out): 46/35  
Class B Combination Liquor & Beer • 10% alcohol, 90% food  
Aldermanic District 2 (Alder Heck) • Police Sector 408

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

11. [67139](#) Public Hearing - New License  
Strings Ramen Wisconsin LLC • dba Strings Ramen Wisconsin LLC  
311 N Frances St • Agent: Xuan Wang  
Estimated Capacity (in/out): 50/0  
Class B Beer, Class C Wine • 10% alcohol, 90% food  
Aldermanic District 4 (Alder Verveer) • Police Sector 403

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

#### REPORT OF BOARD OF PUBLIC WORKS

12. [67404](#) Approving plans, specifications and Schedule of Assessments for North Pleasant View Road Assessment District - 2022. (AD 9)

**Sponsors:** BOARD OF PUBLIC WORKS

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

Enactment No: RES-21-00660

**REPORT OF FINANCE COMMITTEE**

- 13. [67001](#) 2022 Executive Capital Budget

11/9 Common Council

**A motion was made by Abbas, seconded by Martin, to Refer For Public Hearing to the COMMON COUNCIL. The motion passed by voice vote/other.**

**REPORT OF PLAN COMMISSION**

- 14. [67074](#) SECOND SUBSTITUTE - Repealing and recreating Section 28.185 to remove consideration of proposed future use for demolition applications and create limited administrative approval for some demolition categories.

**Sponsors:** Patrick W. Heck, Lindsay Lemmer, Satya V. Rhodes-Conway and Yannette Figueroa Cole

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

**There was 1 registrant in opposition.**

Enactment No: ORD-21-00065

- 15. [67120](#) Creating Section 28.022-00515 of the Madison General Ordinances to rezone properties located at 341 State Street, 317-321 West Gorham Street and 322 West Johnson Street, 4th Aldermanic District, from UMX (Urban Mixed Use) and DC (Downtown Core) Districts to PD(GDP) Planned Development (General Development Plan) and creating Section 28.022-00516 to approve a Specific Implementation Plan.

**Sponsors:** Planning Division

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

**There were 2 registrants in opposition.**

**END OF PUBLIC HEARINGS**

**BUSINESS PRESENTED BY THE MAYOR**

**APPOINTMENTS**

- 16. [67610](#) Report of the Mayor submitting resident committee appointments (introduction 10-5-2021; action 10-19-2021).

Confirm 10/19/2021

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

- 17. [67444](#) Report of the Mayor submitting resident committee appointments (introduction

9-21-2021; action 10-5-2021).

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

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

- 18. [66788](#) Establishing a Glass-Free Zone for the State Street area from 9:00 p.m. on October 29, 2021 to 5:00 a.m. on October 30, 2021 and from 9:00 p.m. on October 30, 2021 to 5:00 a.m. on October 31, 2021.

**Sponsors:** Satya V. Rhodes-Conway, Michael E. Verveer and Juliana R. Bennett

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

Enactment No: RES-21-00661

**Agenda Note: the Public Safety Review Committee was unable to meet to make a recommendation on this file so a recommendation will be made from the floor.**

- 19. [67102](#) Accepting the Final Report from the Task Force on Digital Inclusion Strategic Priorities

**Sponsors:** Keith Furman and Tag Evers

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

Enactment No: RES-21-00662

**Agenda Note: the Education Committee was unable to meet to make a recommendation on this file so a recommendation will be made from the floor.**

**REPORTS OF OFFICERS**

**REPORT OF ALCOHOL LICENSE REVIEW COMMITTEE**

- 20. [67143](#) 18+ Center for Visual & Performing Arts License  
Sparkle Horse 1 LLC • dba Dark Horse • Capacity: 100  
756 E Washington Ave • Agent: Patrick DePula  
Class B Combination Liquor & Beer • 60% alcohol, 15% food, 25% other  
Aldermanic District 2 (Alder Heck) • Police Sector 407

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

- 21. [67144](#) Change of Agent  
GMRI Inc • dba The Olive Garden Italian Restaurant #1300 • 4320 East Towne Blvd

New Agent: Erik Hendershot  
Class B Combination Liquor & Beer  
Aldermanic District 17 (Alder Halverson)

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

22. [67187](#) Request to extend license issuance beyond the 180 day limit under MGO 38.05 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 Conklin) • Police Sector 124

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

**There were 3 registrants in opposition.**

#### REPORT OF BOARD OF PARK COMMISSIONERS

23. [65740](#) Creating Subdivision 8.24(1)(jj) of the Madison General Ordinances to Ban Alcohol at Reindahl Park.

**Sponsors:** Gary Halverson

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

**There were 2 registrants in support.**

24. [67056](#) Authorizing the acceptance of ownership from the Ridgewood Neighborhood Association of a "Little Free Library" located in Glacier Hill Park at 1018 Glacier Hill Drive. (17th AD)

**Sponsors:** Gary Halverson

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

Enactment No: RES-21-00663

25. [67093](#) Authorizing the City's acceptance of ownership from the Walnut Grove Homes Association of the existing Walnut Grove neighborhood sign and decorative landscape garden located within Walnut Grove Park near the N. Westfield Road and Southwick Circle intersection. (9th AD)

**Sponsors:** Nikki Conklin

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

Enactment No: RES-21-00664

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**REPORT OF BOARD OF PUBLIC WORKS**

26. [65645](#) Awarding Public Works Contract No. 8609, Madison Police Training Center Office Roof Replacement. (16th AD)

**Sponsors:** BOARD OF PUBLIC WORKS

**A motion was made by Abbas, seconded by Martin, 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-21-00665

27. [66787](#) Authorizing the acceptance of ownership from Summit Woods Neighborhood Association of an informational kiosk, two benches, perennial flower garden and decorative landscaping located in Mohican Pass Triangle Park at 1001 Mohican Pass. (10th A.D.)

**Sponsors:** Yannette Figueroa Cole

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

Enactment No: RES-21-00666

28. [67297](#) Awarding Public Works Contract No. 8243, Fire Station 10 Roof Replacement. (18th AD)

**Sponsors:** BOARD OF PUBLIC WORKS

**A motion was made by Abbas, seconded by Martin, 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-21-00667

29. [67446](#) Updating the City's policy for assessment of sanitary sewer improvements to serve unsewered and sewer lands located within the current and future boundaries of the City of Madison. (Citywide)

**Sponsors:** Keith Furman, Grant Foster and Gary Halverson

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

Enactment No: RES-21-00668

**REPORT OF CITY CLERK**

30. [63402](#) Report of Operator License Applications October 5, 2021. See attached report for list of operators.

**A motion was made by Abbas, seconded by Martin, to Grant. The motion**



passed by voice vote/other.

**REPORT OF COMMON COUNCIL EXECUTIVE COMMITTEE**

- 31. [67061](#) SUBSTITUTE - Amending Sections 2.01 and 2.15 of the Madison General Ordinances to clarify the process for designating a location and the means of conducting individual Common Council meetings.

**Sponsors:** Keith Furman, Yannette Figueroa Cole, Juliana R. Bennett and Grant Foster

**A motion was made by Abbas, seconded by Martin, to Adopt Substitute. The motion passed by the following vote:**

**Ayes:** 18 - Patrick W. Heck; Lindsay Lemmer; Michael E. Verveer; Regina M. Vidaver; Brian Benford; Nasra Wehelie; Juliana R. Bennett; Nikki Conklin; Yannette Figueroa Cole; Arvina Martin; Syed Abbas; Tag Evers; Grant Foster; Jael Currie; Gary Halverson; Charles Myadze; Keith Furman and Christian A. Albouras

**Abstentions:** 2 - Barbara Harrington-McKinney and Sheri Carter

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

Enactment No: ORD-21-00066

**REPORT OF DEPARTMENT OF PLANNING AND COMMUNITY AND ECONOMIC DEVELOPMENT**

- 32. [66751](#) Approving a Certified Survey Map of property owned by HJL Property, LLC located at 240 W Gilman Street; 4th Ald. Dist.

**Sponsors:** Planning Division

**A motion was made by Abbas, seconded by Martin, 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-21-00669

- 33. [66752](#) Approving a Certified Survey Map of property owned by Warman International, Inc. located at 2701 S Stoughton Road; 16th Ald. Dist.

**Sponsors:** Planning Division

**A motion was made by Abbas, seconded by Martin, 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-21-00670

- 34. [67551](#) Re-approving a Certified Survey Map of property owned by Dale Scholl located at 1609-1619 N Stoughton Road; 17th Ald. Dist..

**Sponsors:** Planning Division

**A motion was made by Abbas, seconded by Martin, 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-21-00671

35. [67612](#) Re-approving a Certified Survey Map of property owned by IA Crossroads, LLC and located at 1750 and 2002 City View Drive; 17th Ald. Dist.

**Sponsors:** Planning Division

**A motion was made by Abbas, seconded by Martin, 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-21-00672

#### REPORT OF FINANCE COMMITTEE

36. [67092](#) Authorizing the City's execution of a Second Amendment to Development Agreement, together with other associated agreements and documents, between the City, Beitler Real Estate Services, LLC and Mortenson Development, Inc. pertaining to the property located at 223 S. Pinckney Street, which is part of the project commonly known as the Judge Doyle Square Development Project. (4th A.D.)

**Sponsors:** Michael E. Verveer, Satya V. Rhodes-Conway and Yannette Figueroa Cole

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

**There were 2 registrants in support.**

Enactment No: RES-21-00673

37. [67298](#) Amending the 2021 Capital Budget for Stormwater Utility and Awarding Public Works Contract 8525, Spring Harbor Outfall Repair. (19th AD)

**Sponsors:** Keith Furman

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

Enactment No: RES-21-00674

38. [67305](#) Authorizing a double-fill of the position of Library Computer Specialist in Library from January 1, 2022, until July 16, 2022, due to the retirement of John Schmitt.

**Sponsors:** Juliana R. Bennett

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

Enactment No: RES-21-00675

39. [67387](#) Approving Facade Improvement Grant to Papavero, LLC DBA Osteria Papavero for a

project located at 128 E Wilson St. (4th A.D.)

**Sponsors:** Michael E. Verveer

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

Enactment No: RES-21-00676

40. [67388](#)

Create the classification of Buyer 3 in CG 16, Range 19 in the salary schedule, recreate position# 792 into the new classification in the Finance operating budget, and reallocate the incumbent to the new position.

**Sponsors:** Satya V. Rhodes-Conway and Yannette Figueroa Cole

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

Enactment No: RES-21-00677

41. [67390](#)

Authorizing a \$400,000 award of American Rescue Plan Act Local Fiscal Recovery Funds to the Madison Public Market Foundation, Inc. and authorizing the Mayor and City Clerk to sign an agreement for Operating Costs Related to the Madison Public Market Project.

**Sponsors:** Satya V. Rhodes-Conway, Syed Abbas, Patrick W. Heck, Yannette Figueroa Cole, Arvina Martin, Regina M. Vidaver, Lindsay Lemmer and Brian Benford

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

Enactment No: RES-21-00678

42. [67405](#)

Authorizing the City's execution of a Purchase and Sale Agreement between the City of Madison and Danlilly, LLC, or their successors and assigns, for the purchase of the property located at 1902 Bartillon Drive in the City of Madison to provide the City with both short-term and long-term options to address homelessness.(17th A.D.)

**Sponsors:** Satya V. Rhodes-Conway, Jael Currie, Yannette Figueroa Cole, Keith Furman, Grant Foster, Brian Benford and Regina M. Vidaver

**A motion was made by Halverson, seconded by Carter, to Refer to a future Meeting to Adopt to the COMMON COUNCIL,. The motion failed by the following vote:**

**Ayes:** 2 - Syed Abbas and Gary Halverson

**Noes:** 18 - Barbara Harrington-McKinney; Patrick W. Heck; Lindsay Lemmer; Michael E. Verveer; Regina M. Vidaver; Brian Benford; Nasra Wehelie; Juliana R. Bennett; Nikki Conklin; Yannette Figueroa Cole; Arvina Martin; Tag Evers; Sheri Carter; Grant Foster; Jael Currie; Charles Myadze; Keith Furman and Christian A. Albouras

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

**67405**

Authorizing the City’s execution of a Purchase and Sale Agreement between the City of Madison and Danlilly, LLC, or their successors and assigns, for the purchase of the property located at 1902 Bartillon Drive in the City of Madison to provide the City with both short-term and long-term options to address homelessness.(17th A.D.)

**Sponsors:** Gary Halverson and Tag Evers

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

**There were 5 registrants in support and 40 in opposition.**

**Ayes:** 19 - Lindsay Lemmer; Michael E. Verveer; Regina M. Vidaver; Brian Benford; Nasra Wehelie; Juliana R. Bennett; Nikki Conklin; Yannette Figueroa Cole; Arvina Martin; Syed Abbas; Tag Evers; Sheri Carter; Grant Foster; Jael Currie; Charles Myadze; Keith Furman; Christian A. Albouras; Barbara Harrington-McKinney and Patrick W. Heck

**Noes:** 1 - Gary Halverson

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

Enactment No: RES-21-00679

**43. 67408**

Recreate one 1.0 FTE Planner 3 position (#4032) as a Planner 4, in the Planning Division operating budget; and reallocate the incumbent (L. Horvath) to the new position.

**Sponsors:** Satya V. Rhodes-Conway and Yannette Figueroa Cole

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

Enactment No: RES-21-00680

**44. 67409**

A Resolution amending the 2021 Public Health Operating Budget to accept \$3,339,800 from the WI Department of Health Services American Rescue Plan Act funding to support ongoing COVID-19 Response and Recovery Efforts

**Sponsors:** Lindsay Lemmer, Yannette Figueroa Cole, Syed Abbas, Nasra Wehelie and Jael Currie

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

**There was 1 registrant in support.**

Enactment No: RES-21-00681

**45. 67410**

Increasing staff for Public Health Madison and Dane County to support ongoing COVID-19 response and recovery

**Sponsors:** Lindsay Lemmer, Yannette Figueroa Cole, Regina M. Vidaver, Brian Benford, Syed Abbas, Nasra Wehelie and Jael Currie

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

**There was 1 registrant in support.**

Enactment No: RES-21-00682

46. [67415](#)

Providing Patterson and Richardson Properties, LLC a \$250,000 loan to purchase a commercial property at 550 Grand Canyon Drive through the Commercial Ownership Assistance program using the Small Business Equity and Recovery Program (SBER) funds and authorizing the Mayor and City Clerk to sign an agreement with Patterson and Richardson Properties, LLC for that purpose. (19th AD)

**Sponsors:** Keith Furman

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

Enactment No: RES-21-00683

47. [67422](#)

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 (the “Property”) in the City of Madison for use as a temporary men’s homeless shelter and as a long-term site for redevelopment. (17th A.D.)

**Sponsors:** Satya V. Rhodes-Conway, Jael Currie, Yannette Figueroa Cole, Keith Furman, Regina M. Vidaver, Juliana R. Bennett, Grant Foster and Brian Benford

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

**There were 2 registrants in support and 70 in opposition.**

**Ayes:** 14 - Patrick W. Heck; Lindsay Lemmer; Michael E. Verveer; Regina M. Vidaver; Brian Benford; Juliana R. Bennett; Nikki Conklin; Yannette Figueroa Cole; Arvina Martin; Tag Evers; Grant Foster; Jael Currie; Keith Furman and Christian A. Albouras

**Noes:** 6 - Nasra Wehelie; Syed Abbas; Sheri Carter; Gary Halverson; Charles Myadze and Barbara Harrington-McKinney

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

Enactment No: RES-21-00684

48. [67445](#)

Reinstate the 0.6 FTE Clerk 2 (CG32, R2) position, #512, in the Library budget.

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

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

Enactment No: RES-21-00685

49. [67447](#) Awarding Public Works Contract No. 9050, Olin Park Facility Improvements and Amending the 2021 Adopted Capital Budgets of the Parks Division and Engineering-Facilities Management. (13th AD)

**Sponsors:** Sheri Carter, Tag Evers and Yannette Figueroa Cole

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

Enactment No: RES-21-00686

#### REPORT OF PLAN COMMISSION

50. [67132](#) Authorizing the Planning Division and City Engineering Division to submit a request to the Capital Area Regional Planning Commission to amend the Environmental Corridor map to remove 4401, 4421 and 4429 Westport Road from the environmental corridor (18th Ald. Dist.)

**Sponsors:** Charles Myadze

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

Enactment No: RES-21-00687

#### REPORT OF RISK MANAGER

51. [67204](#) B. Martin - vehicle damage - \$304.51.

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

52. [67222](#) R. Angel - Vehicle Damage - \$1,471.02.

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

53. [67248](#) D. Olson - Property Damage - 11,513.24.

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

54. [67254](#) J. Murphy Agnew - property damage - \$3,850.00.

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

55. [67266](#) E. Stroik Stocke - property damage - \$2,250.00.

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

56. [67442](#) G. Wanner - vehicle damage - \$129.81.

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

### REPORT OF TRANSPORTATION COMMISSION

57. [66737](#) A Resolution authorizing the Finance Director or their designee to execute an amendment to increase the funding of a competitively selected service contract with Toole Design Group for services and consulting related to Complete Streets implementation.

**Sponsors:** Keith Furman, Barbara Harrington-McKinney, Grant Foster and Yannette Figueroa Cole

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

Enactment No: RES-21-00688

58. [67119](#) Supporting Madison Metro's Areas of Persistent Poverty Grant Application to Federal Transit Administration for planning work for Madison's BRT Green Line, bringing a much higher quality of transit service to low income neighborhoods on Madison's north and south sides.

**Sponsors:** Keith Furman, Grant Foster, Barbara Harrington-McKinney, Yannette Figueroa Cole, Syed Abbas, Nasra Wehelie, Regina M. Vidaver, Jael Currie and Tag Evers

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

**There was 1 registrant in opposition.**

Enactment No: RES-21-00689

59. [67431](#) 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.

**Sponsors:** Keith Furman, Grant Foster, Barbara Harrington-McKinney, Charles Myadze and Nasra Wehelie

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

Enactment No: RES-21-00690

**REPORT OF TRANSPORTATION POLICY AND PLANNING BOARD**

- 60. [67432](#) Authorizing the City to execute a non-competitive service contract with AECOM Technical Services, Inc., for Phase 3A 60% and 90% design engineering services associated with E-W Bus Rapid Transit.

**Sponsors:** Satya V. Rhodes-Conway, Keith Furman and Barbara Harrington-McKinney

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

Enactment No: RES-21-00691

**Agenda Note: This item will be considered by the Transportation Policy and Planning Board at their 10/4/2021 meeting and a recommendation will be made from the floor.**

**REPORT OF WATER UTILITY BOARD**

- 61. [67459](#) Authorizing the General Manager to file, on behalf of the Utility, a conventional rate case with the PSCW for the test year 2022 that includes accelerated depreciation of water mains (expense depreciation) and a means tested Customer Assistance Program (CAP).

**Sponsors:** Nasra Wehelie

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

Enactment No: RES-21-00692

**ITEMS REFERRED TO THIS MEETING**

**RESOLUTIONS**

- 62. [67411](#) Extending the deadline to apply and pay for certain street vending and sidewalk café licenses for the 2022-2023 street vending season.

**Sponsors:** Michael E. Verveer, Yannette Figueroa Cole, Lindsay Lemmer and Regina M. Vidaver

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

Enactment No: RES-21-00693

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

**ORDINANCES**



63. [67500](#) Amending Section 32.04 (4)(e)4. to permit an earlier start date for rent abatement, when such earlier date may be verified.

**Sponsors:** Nikki Conklin, Juliana R. Bennett and Yannette Figueroa Cole

**This Ordinance was Referred to the LANDLORD AND TENANT ISSUES COMMITTEE**

64. [67542](#) Amending Section 8.15(2) to Update the Southwest Path Encroachment Provisions.

**Sponsors:** Grant Foster and Yannette Figueroa Cole

Additional referral to Transportation Commission

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

65. [67573](#) SUBSTITUTE - Amending Sections 2.01(4) and 33.01(1)(b) of the Madison General Ordinances to clarify prohibited meeting dates.

**Sponsors:** Grant Foster, Yannette Figueroa Cole and Nasra Wehelie

**This Ordinance was Referred to the COMMON COUNCIL EXECUTIVE COMMITTEE**

66. [67637](#) SUBSTITUTE - Amending Sections 2.05(a)(1), 2.05(b)(1), 2.05(6) and 33.01(11)(a), renumbering 2.24 to 2.055 and repealing 2.05(2), 2.05(3) and 2.25 of the Madison General Ordinances to clarify the process for introduction and referrals.

**Sponsors:** Grant Foster and Tag Evers

**This Ordinance was Referred to the COMMON COUNCIL EXECUTIVE COMMITTEE**

67. [67638](#) Amending Section 2.30(2) of the Madison General Ordinances to change the time limit for speakers at a public hearing.

**Sponsors:** Grant Foster, Yannette Figueroa Cole, Nasra Wehelie and Tag Evers

**This Ordinance was Referred to the COMMON COUNCIL EXECUTIVE COMMITTEE**

## RESOLUTIONS

68. [67544](#) A RESOLUTION authorizing the Mayor and City Clerk to enter into a two (2) year, competitively selected contract with Business Communication Solutions, LLC for printing and mailing services for Treasury and Water Utility, and authorizing the Purchasing Agent to sign up to three (3) optional one-year renewals.

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

**This Resolution was Referred to the FINANCE COMMITTEE**

69. [67550](#) Authorizing the Finance Director or Designee to sign an amendment of a 3-year, competitively selected service contract with Stearns, Conrad and Schmidt Consulting Engineers (SCS Engineers) for environmental site assessment and remediation services to the City. (Citywide)
- Sponsors:** Grant Foster
- Additional referral to Board of Public Works
- This Resolution was Referred to the FINANCE COMMITTEE**
70. [67552](#) Authorizing the City to Enter into an Updated Interim Trail Use/Rail Banking Agreement with the Wisconsin Department of Transportation and the South Central Wisconsin Rail Transit Commission for the Southwest Path. (5th, 10th, 11th and 13th ADs)
- Sponsors:** Grant Foster and Yannette Figueroa Cole
- Additional referral to Transportation Commission
- This Resolution was Referred to the BOARD OF PUBLIC WORKS**
71. [67591](#) Approving an intergovernmental agreement and lease with the Town of Madison for the City to lease the Town's former fire station in exchange for the City agreeing to hire certain Town employees upon the final attachment of the Town on October 31, 2022.
- Sponsors:** Satya V. Rhodes-Conway, Yannette Figueroa Cole and Syed Abbas
- This Resolution was Referred to the FINANCE COMMITTEE**
72. [67594](#) Resolution authorizing the Public Health Director to execute service contracts with Testing Pilot Partnership Vendors for COVID-19 testing using funds reimbursed by the State through the WI DHS Community Testing Support Program
- Sponsors:** Lindsay Lemmer
- Additional referral to Board of Health for Madison and Dane County
- This Resolution was Referred to the FINANCE COMMITTEE**
73. [67596](#) Authorizing the City of Madison to accept ownership of art sculptures from the Friends of Sid Boyum, to be placed on City-owned property, in exchange for ongoing maintenance of the sculptures by an established Neighborhood Association, after City staff review and approval of the sculptures and their locations at the time of each request. (6th AD)
- Sponsors:** Lindsay Lemmer, Brian Benford, Nasra Wehelie and Grant Foster
- Additional referrals to Board of Park Commissioners and Plan Commission
- This Resolution was Referred to the BOARD OF PUBLIC WORKS**
74. [67602](#) Authorizing a double-fill of the position of SharePoint Administrator in the Information Technology Department from November 22, 2021 until the week of February 7th, 2022, due to the retirement of Ken Moen.
- Sponsors:** Syed Abbas, Satya V. Rhodes-Conway and Yannette Figueroa Cole

**This Resolution was Referred to the FINANCE COMMITTEE**75. [67609](#)

To approve the schedule of Special Charges for the State Street Mall/Capitol Concourse for 2020/21 Maintenance Charges.

**Sponsors:** Satya V. Rhodes-Conway, Michael E. Verveer and Yannette Figueroa Cole

Additional referral to Finance Committee

**This Resolution was Referred to the DOWNTOWN COORDINATING COMMITTEE**76. [67613](#)

Updating the City's policy for special assessments and connection charges for municipal water system improvements extended to serve lands within the current and future boundaries of the City of Madison.

**Sponsors:** Nasra Wehelie

**This Resolution was Referred to the BOARD OF PUBLIC WORKS**77. [67614](#)

Awarding up to \$5.75 million from the Affordable Housing Fund to support three affordable housing development projects, selected through a City Request for Proposals (RFP) process, that will support construction of approximately 250 units of new rental housing in Madison, about 200 of which will be affordable, and authorizing the Mayor and City Clerk to execute loan agreements with the developers of those projects.

**Sponsors:** Satya V. Rhodes-Conway, Christian A. Albouras, Nikki Conklin, Barbara Harrington-McKinney, Syed Abbas, Yannette Figueroa Cole, Nasra Wehelie, Regina M. Vidaver, Jael Currie, Tag Evers and Brian Benford

Additional referral to Community Development Block Grant Committee

**This Resolution was Referred to the FINANCE COMMITTEE**78. [67617](#)

Amending the 2021 Sustainability Improvements capital project budget to add \$90,000 of grant funding, approving the City of Madison's application to the U.S. Department of Agriculture (USDA) Community Compost and Food Waste Reduction (CCFWR) grant program to support the City of Madison's Community Food Waste Reduction Initiative, and authorizing the Sustainability Program Coordinator to execute the associated grant agreement with USDA.

**Sponsors:** Satya V. Rhodes-Conway, Syed Abbas, Yannette Figueroa Cole, Nasra Wehelie, Regina M. Vidaver, Tag Evers and Brian Benford

**This Resolution was Referred to the FINANCE COMMITTEE**79. [67619](#)

Amending the 2021 Sustainability Improvements capital project budget to add \$200,000 of grant funding, approving the City of Madison's application to the U.S. EPA's State Environmental Justice Cooperative Agreement (SEJCA) grant program to Support Public Education, Training, Emergency Planning, and Investigations on Impacts of COVID-19 on Underserved Communities and Vulnerable Populations in the

City of Madison, and authorizing the Mayor and City Clerk to execute the associated grant agreement with U.S. EPA.

**Sponsors:** Satya V. Rhodes-Conway, Syed Abbas, Yannette Figueroa Cole, Nasra Wehelie, Regina M. Vidaver, Tag Evers and Brian Benford

**This Resolution was Referred to the FINANCE COMMITTEE**

80. [67620](#) SUBSTITUTE: Authorizing the allocation of up to \$210,000 of City Affordable Housing Funds to Common Wealth Development to help finance the purchase of 601 S. Baldwin, a recommendation resulting from a competitive Request for Proposal process conducted by the Community Development Authority, and authorizing the Mayor and the City Clerk to enter into a Loan Agreement.

**Sponsors:** Christian A. Albouras, Nikki Conklin, Barbara Harrington-McKinney, Syed Abbas, Yannette Figueroa Cole, Nasra Wehelie and Regina M. Vidaver

Additional referral to Community Development Block Grant Committee

**This Resolution was Referred to the FINANCE COMMITTEE**

81. [67621](#) SUBSTITUTE: Authorizing the allocation of up to \$4 million among 11 non-profit agencies to help finance the provision of an array of homeless services beginning in 2022, as the result of a competitive RFP process conducted by the Community Development Division and authorization the Mayor and the City Clerk to enter into agreements with those agencies to implement the designated programs and services.

**Sponsors:** Christian A. Albouras, Nikki Conklin, Barbara Harrington-McKinney, Syed Abbas, Yannette Figueroa Cole, Nasra Wehelie and Regina M. Vidaver

Additional referral to Community Development Block Grant Committee

**This Resolution was Referred to the FINANCE COMMITTEE**

82. [67624](#) Authorizing the Mayor and City Clerk to amend the 2021-22 EHH contracts with The Road Home Dane County and Shelter from the Storm Ministries to add a total of \$20,000 of State HAP funds reallocated from other projects.

**Sponsors:** Christian A. Albouras, Nikki Conklin, Barbara Harrington-McKinney, Nasra Wehelie, Regina M. Vidaver, Brian Benford and Syed Abbas

**This Resolution was Referred to the FINANCE COMMITTEE**

83. [67647](#) Recreate vacant position #749 from an Account Clerk 3 to an Accounting Technician 3 in the Finance Department operating budget.

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

**This Resolution was Referred to the FINANCE COMMITTEE**

84. [67654](#) Authorizing the City Attorney, in consultation with the Mayor, to join the City as amicus in any cases related to immigration which promote or impact Madison's policy of being an open and welcoming city for immigrants.

**Sponsors:** Satya V. Rhodes-Conway, Michael E. Verveer, Patrick W. Heck, Keith Furman, Nasra Wehelie, Syed Abbas, Jael Currie, Yannette Figueroa Cole, Regina M. Vidaver, Tag Evers and Lindsay Lemmer

Adopt 10/19/2021

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

**LICENSES**

85. [67529](#) Public Hearing - New License  
Farwell Ventures Inc • dba Hook & Fade  
113 S Hamilton St • Agent: Hosung Shin • Estimated Capacity (in/out): 80/14  
Class B Combination Liquor & Beer • 75% alcohol, 25% food  
Aldermanic District 4 (Alder Verveer) • Police Sector 405

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

86. [67530](#) Public Hearing - New License  
Hayes Place LLS • dba Hayes Place  
1709 Aberg Ave • Agent: Connee Jones • Estimated Capacity (in/out): 100/0  
Class B Combination Liquor & Beer • 30% alcohol, 20% food, 50% other  
Aldermanic District 12 (Alder Abbas) • Police Sector 503

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

**OPERATING BUDGET**

87. [67496](#) 2022 Executive Operating Budget

**This Operating Budget was Referred for Public Hearing to the FINANCE COMMITTEE**

**PRESENTATION OF CLAIMS AGAINST THE CITY OF MADISON**

**CLAIMS - REFER TO RISK MANAGER**

88. [67484](#) T. Fish - property damage - \$5,500.

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

89. [67507](#) State Farm Claims for J. Anderson - vehicle damage - \$1,067.20.

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

- 90. [67522](#) C. Vang, Vang Law Office S.C. for A. Castillo - personal injury - \$25,000.00.

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

- 91. [67528](#) C. Vang, Vang Law Office, S.C. for E. Vega - vehicle damage - \$25,000.00.

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

- 92. [67537](#) J. Beck, West Bend Mutual for M. Marshall - vehicle damage - \$6,872.78.

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

- 93. [67560](#) D. Drinkwater - vehicle damage - \$3,000.00.

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

- 94. [67646](#) R. Recto of Clerkin, Sinclair, and Mahfouz, LLP for Garrison Property And Casualty Insurance Company (USAA) for N. Hoerning.

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

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

- [67690](#) Adopting APM 2-53: COVID-19 Vaccination/Testing Policy to Apply to Alders

**Sponsors:** Syed Abbas, Arvina Martin, Regina M. Vidaver and Lindsay Lemmer

**This Resolution was Referred to the COMMON COUNCIL EXECUTIVE COMMITTEE**

- [67713](#) Supporting the application by the Greater Madison Music City team to the Economic Development Administration (EDA) for a Build Back Better Regional Challenge grant.

**Sponsors:** Satya V. Rhodes-Conway, Sheri Carter, Syed Abbas and Lindsay Lemmer

Adopt 10/19/2021

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

- [67718](#) SECOND SUBSTITUE - Amending the 2021 Adopted Parks Division Capital Budget and Authorizing the execution of a Purchase and Sale Agreement between the City of

Madison and Cherokee Park, Inc. for the City's purchase of approximately 22 acres located at the southeast corner of N. Sherman Avenue and Wheeler Road for the expansion of Whitetail Ridge Park and the preservation of urban forest canopy.

**Sponsors:** Satya V. Rhodes-Conway, Syed Abbas and Charles Myadze

Additional referrals to Board of Park Commissioners and Plan Commission

**This Resolution was Referred to the FINANCE COMMITTEE**

**67741**

Authorizing the Execution of a Memorandum of Understanding between the City of Madison and Mayors for a Guaranteed Income

**Sponsors:** Satya V. Rhodes-Conway, Tag Evers, Jael Currie, Syed Abbas and Regina M. Vidaver

Adopt 10/19/2021

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

**ADJOURNMENT**

**A motion was made by Bennett, seconded by Figueroa Cole, to Adjourn at 9:51 PM. The motion passed by voice vote/other.**