



Administrative Offices
5520 Lacy Road
Fitchburg, WI 53711-5318
Phone: (608) 270-4200 Fax: (608) 270-4212
www.fitchburgwi.gov

**AGENDA
FITCHBURG COMMON COUNCIL
MAY 26, 2015
7:30 P.M.
CITY HALL**

NOTICE IS HEREBY GIVEN that the Fitchburg Common Council will meet at 7:30 p.m. for a Meeting on Tuesday, May 26, 2015 in the Council Chambers of the City Hall, 5520 Lacy Road to consider and act on the following:

(Note: Full coverage of this meeting is available through FACTv and Streaming Video, accessible on the city web site at <http://factv.fitchburgwi.gov/Cablecast/Public/Main.aspx?ChannelID=3>)

1. **CALL TO ORDER**
2. **PLEDGE OF ALLEGIANCE**
3. **ROLL CALL**
4. **PUBLIC APPEARANCES NON-AGENDA ITEMS / NEW APPOINTMENTS**
 - A. **Mayoral Appointments** (* Indicates Short Term Due to Vacancy or to Properly Stagger Terms)
 1. **New Appointments**
 - a. Ag & Rural Affairs Committee – Tom Thrall, Term Expires 4/17/2018
 - b. Commission on Aging – Ada Deer, Term Expires 4/17/2018
 - c. Community & Economic Development Authority – Arlene Silveira, Term Expires 4/16/2019
 - d. Community & Economic Development Authority – Sabrina Madison, Term Expires 4/17/2018*
 - e. Library Board – Steven Arnold, Term Expires 4/17/2018
 - f. Library Board – Zulma Franco, Term Expires 4/17/2018
 - g. Library Board – Ben Mueller, Term Expires 4/18/2017*
 - h. Plan Commission – Bill Tishler, Term Expires 4/17/2018
 - i. Plan Commission – Ron Johnson, Term Expires 4/17/2018
 - j. Police & Fire Commission – Mariam Maldonado, Term Expires 4/21/2020
 - k. Resource Conservation Commission – Kim Warkentin, Term Expires 4/17/2018
 - l. Transportation & Transit Commission – Darren Blankenship, Term Expires 4/17/2018
 2. **Reappointments**
 - a. Commission on Aging – Sue Sheets, Term Expires 4/17/2018
 - b. Community & Economic Development Authority – Andy Potts, Term Expires 4/19/2016*
 - c. Community & Economic Development Authority – Stewart Brown, Term Expires 4/16/2019
 - d. Resource Conservation Commission – Samuel Cooke, Term Expires 4/17/2018
 - B. **2014 Audit Presentation** – Baker Tilly Virchow Krause, LLP, Vicki Hellenbrand, CPA

5. **CONSENT AGENDA**

ALL ITEMS LISTED UNDER THE CONSENT AGENDA are considered routine and will be enacted by one motion. There will be no separate discussion of these items unless a motion to amend is passed in which event the item will be removed from the Consent Agenda and considered on the agenda under the appropriate section.

A. **APPROVAL OF MINUTES**

1. Common Council – May 12, 2015

B. **REFERRALS TO COMMISSIONS AND COMMITTEE**

57. **Rezoning/Conditional Use Permit Request RZ/CU-2058-15** by Tom Weigand, to Rezone Property Addressed as 5352 King James Way from the B-G (General Business) District to the B-H (Business Highway) District and a Conditional Use Permit to Allow for Storage and Distribution Use
 - a. Plan Commission

58. **Conditional Use Permit Request CU-2059-15** by Carl Ruedebusch, Agent for Techlands LLC, to Allow for Agriculture Use on Lot 25 Techlands
 - a. Plan Commission

59. **Certified Survey Map Request CS-2060-15** by Randall Guenther of Downtown Fitchburg II LLC, to Divide Property at Syene Road & Clayton Road, Property in Section 11, into 3 Parcels
 - a. Plan Commission

60. **Certified Survey Map Request CS-2062-15** by Robert Blettner, Agent for Marketplace of Fitchburg LLC, to Reconfigure Lots 2 & 3 of CSM 9367 into a New Two Lot CSM

61. **Rezoning Request RZ-2061-15** by John Seamon, Agent for Benjamin Properties, to Rezone from the B-H (Business Highway) District to the B-G (General Business) District, to Allow for an Office and Retail Building, at King James Way, Lot 2 CSM 05649
 - a. Plan Commission

62. **Rezoning Request RZ-2063-15** Hawk Sullivan of Atomic Koi, to Amend the PDD-SIP (Planned Development District – Specific Implementation Plan) Zoning to Allow for a Blade Sign with Metal Starbursts at 2685 Research Park Drive, Lot 32, Fitchburg Technology Campus – 1st Addition
 - a. Plan Commission

63. **Rezoning Request RZ-2064-15** James Anderson, Agent for Pranke Holding LLC, to Amend the PDD-SIP (Planned Development District – Specific Implementation Plan) Zoning to Allow for a Convenience Cash Business at 5401 Caddis Bend, Lot 4 Hatchery Hill
 - a. Plan Commission

64. **Rezoning Request RZ-2065-15** by Thomas Sanford, Agent for Homeville Fitchburg/Bill Clemens, to Amend the PDD-GIP (Planned Development District – General Implementation Plan) Zoning for Lot 1 CSM 12135
 - a. Plan Commission

65. **Resolution R-60-15** Approving Contract with Mead & Hunt for the Design of Lacy Road from the Community Center to S. Syene Road.
 - a. Board of Public Works
 - b. Finance Committee

66. **Resolution R-61-15** Approving Revised Agreement with Wisconsin Department of Transportation for the Reconstruction of Verona Road from CTH PD North to Raymond Road
 - a. Board of Public Works
 - b. Finance Committee

5. **CONSENT AGENDA (continued)**

67. **Resolution R-62-15** Adopting Capitol Improvement Program – 2016 Through 2020
 - a. Plan Commission
 - b. Board of Public Works
 - c. Finance Committee

68. **Resolution R-63-15** A Resolution Directing the City's Agriculture and Rural Affairs Committee to Develop the Agriculture Plan
 - a. Plan Commission

69. **Resolution R-64-15** Approving Agreement for Subdivision Improvements in the Plat of Quarry Vista
 - a. Board of Public Works

C. **Public Safety & Human Services**

1. **Operator Licenses needing special attention (Issuance Contingent upon Payment of all Fees Owed to City of Fitchburg – Notes: N = New, All Others = Renewal)**
Annette White – N;

2. **Consideration of the Following Fermented Malt Beverage and Intoxicating Liquor Licenses: (Issuance Contingent upon Payment of all Fees owed to The City of Fitchburg) All are renewal applications.**

CLASS "B"/"CLASS B" FERMENTED MALT BEVERAGE & INTOXICATING LIQUOR

Monkeyshines, Inc., 6209 McKee Road - DBA Monkeyshines - William G McMahan,
Agent

Quivey's Grove, Inc., 6261 Nesbitt Road – DBA Quivey's Grove, Inc. – James C.
Kuenning – Agent

**CLASS "B" FERMENTED MALT BEVERAGE RETAIL LICENSE AND
RESERVE "CLASS B" INTOXICATING LIQUOR RETAIL LICENSE**

Artful Escapes, LLC, 3000 Cahill Main #214 – DBA Artful Escapes – Arlene K. Welcher,
Agent

Badger Columbus Club, LLC, 5256 Verona Road – DBA Knights of Columbus Council
4527 – Daniel William Kelly, Agent

Fitchburg Flying Hound, LLC, 6317 McKee Road Suite 300 – DBA The Flying Hound
Alehouse – Timothy Gilbert Thompson., Agent

Hy-Vee, Inc., 2920 Fitchrona Road – DBA Hy-Vee – Lucas Glasgow, Agent

Laredos Mexican Restaurant, Inc., 2935 S. Fish Hatchery Road – DBA Laredos Mexican
Restaurant – Jose J. Onate, Agent

Pancake Café Fitchburg, LLC, 6220 Nesbitt Road – DBA Pancake Café Fitchburg, LLC
– Gary L. Tierman, Agent

Pounders, LLC, 6285 Nesbitt Road – DBA Ten Pin Alley – William E. Pounders Jr.,
Agent

Two Dollars, LLC, 2685 Research Park Drive #200 – DBA Atomic Koi Cocktail Lounge
– Hawk Sullivan, Agent

CLASS "B" FERMENTED MALT BEVERAGE

Break Away Sports Center, Inc., 5964 Executive Drive - DBA Break Away Sports Center
Inc.- Mathew John Lombardino, Agent

5. **CONSENT AGENDA (continued)**

Candle Tray, LLC, 2685 Research Park Drive #100 – DBA The Roman Candle Pizzeria – James Ember, Agent

Choke Dee, LLC, 3050 Cahill Main #4 - DBA Curry In The Box – Saengrawee Pratoomtong, Agent

Haveli Restaurant, Inc., 5957 McKee Road, #108 – DBA Haveli Restaurant – Sital Singh, Agent

Nine Springs G.C. LLC, 2201 Traceway Drive - DBA Nine Springs Golf Course – Daniel J. Larsen, Agent

Raw Green, LLC, 6250 Nesbitt Road – DBA True Coffee Roasters – Britton Wiedemann, Agent

The Noodle Shop Company-Wisconsin, Inc., 2981 Triverton Pike Drive - DBA Noodles & Company – Larissa Mathes, Agent

CLASS “A”/“CLASS A” FERMENTED MALT BEVERAGE & INTOXICATING LIQUOR

Aldi, Inc., 6261 McKee Road – DBA Aldi #04 – Matthew J. Hosch, Agent

DSPC Inc., 3064 Fish Hatchery Road – DBA Neil's Liquor – Bill O'Connell, Agent

Francois Oil Company Inc., 2770 S. Syene Road – DBA Syene Depot/The Station #119 – Steve J. Merry, Agent

Kelley Williamson Co., 2956 Fish Hatchery Road – DBA Mobil Mart – Suzanne Dorsey-Sterling, Agent

PDQ Food Stores, Inc., 6133 McKee Road - DBA PDQ Store #128 – Phillip J. Troia, Agent

CLASS “A” FERMENTED MALT BEVERAGE

La Hispana, LLC, 3060 Fish Hatchery Road – DBA La Hispana, LLC. – Lid H. Tejeda, Agent

PDQ Food Stores, Inc., 5280 Williamsburg Way - DBA PDQ Store #111 - Phillip J. Troia, Agent

PDQ Food Stores, Inc., 6208 McKee Road - DBA PDQ Store #131 – Phillip J. Troia, Agent

Stop-N-Go of Madison, Inc., 2932 Fish Hatchery Road - DBA Stop-N-Go #285 – Andrew J. Bowman, Agent

“CLASS C” RETAILERS' LICENSE FOR THE SALE OF WINE

Candle Tray, LLC, 2685 Research Park Drive #100 – DBA The Roman Candle Pizzeria – James Ember, Agent

Choke Dee, LLC, 3050 Cahill Main #4 - DBA Curry In The Box – Saengrawee Pratoomtong, Agent

Haveli Restaurant, Inc., 5957 McKee Road #108 – DBA Haveli Restaurant – Sital Singh, Agent

Raw Green, LLC, 6250 Nesbitt Road – DBA True Coffee Roasters – Britton Wiedemann, Agent

The Noodle Shop Company-Wisconsin, Inc., 2981 Triverton Pike Drive - DBA Noodles & Company – Larissa Mathes, Agent

6. **ADMINISTRATOR'S REPORT**

7. **COMMISSION/COMMITTEE REPORTS**

A. **Plan Commission**

1. **Ordinance 2015-O-12** An Ordinance Amending Chapter 23 to Article 1 Table 2(g), Article 5 Section 5.6.2(f)(vi), Article 5 Section 5.6.2(g), and Article 5 Table 21
2. **Ordinance 2015-O-14** Zoning Ordinance Amendment Issuing Specific Implementation Plan Zoning for Part of Lot 1,2 and 3 CSM 11159
3. **Ordinance 2015-O-15** Zoning Ordinance Amendment Approving Rezone Request RZ-2056-15 by Samina Khan, to Rezone Property Addresses as 6200 Nesbitt Road from the B-G (General Business) to the B-P (Professional Office) District

B. **Board of Public Works**

1. **Resolution R-57-15** Authorizing Acceptance of the Fitchrona Road Water Main Bid
 - a. Finance
2. **Resolution R-58-15** Preliminary Assessment Resolution for Water Main Improvements on Fitchrona and Lacy Road
 - a. Finance Committee

C. **Park Commission**

D. **Library Board**

E. **Commission on Aging**

F. **Resource Conservation Commission**

G. **Transportation & Transit Commission**

H. **Community & Economic Development Authority**

I. **Agriculture & Rural Affairs Committee**

J. **Reports from other Commissions and Committees**

8. **STANDING COMMITTEE REPORTS**

A. **Finance Committee**

1. **APPROVAL OF BILLS –**

Review of Bills Under \$25,000 or Previously Pre-Approved (Council Action Not Required)

- a. General Checks 110871 through 111047 dated May 21, 2015 Total \$507,578.94

2. **Pre-Approval for Emergency Purchase** (Council Action Required)

- a. Emergency Repairs to Well 10 – CTW Corp, \$112,450

3. **Approval of Bills for \$25,000 or more** (Council Action Required)

- a. Batch Dated May 21, 2015 - \$0

4. **Resolution R-52-15** Replacement of Hurst Extrication Equipment, CIP #2256

B. **Personnel Committee**

C. **Public Safety & Human Services**

1. **Ordinance 2015-O-13** To Amend Chapter 70, Sec. 70-309 – Forfeitures Schedule

9. **MAYOR'S REPORT**
 - A. Alder District Reports
10. **UNFINISHED BUSINESS**
11. **NEW BUSINESS**
12. **ANNOUNCEMENTS**
 - A. Next Committee of the Whole Meeting, May 27, 2015
 - B. Next Common Council Meeting, June 9, 2015
13. **ADJOURNMENT**

Note: It is possible that members of and possibly a quorum of members of other government bodies of the municipality may be in attendance at the above stated meeting to gather information. No action will be taken by any governmental body at the above stated meeting other than the governmental body specifically referred to above in this notice. Please note that, upon reasonable notice, efforts will be made to accommodate the needs of disabled individuals through appropriate aids and services. For additional information or to request this service, contact Fitchburg City Hall, 5520 Lacy Road, Fitchburg WI 53711,(608) 270-4200