



City of Madison
Meeting Minutes - Draft
COMMON COUNCIL
ORGANIZATIONAL COMMITTEE

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

Tuesday, May 17, 2005

4:30 PM

Room 103A, City-County Building

Others in Attendance: Michael May (City Attorney), Janet Piraino (Mayor's Chief of Staff), Mario Mendozze (Mayoral Assistant), Ald. Mike Verveer, Delora Newton, Ira Sharenow, Bill Patterson, Sandra Torkildsen, Jennifer Alexander, Dean Mosiman, Mary Lang Solinger, and Rosemary Lee

CALL TO ORDER

Present: Ald. Paul J. Van Rooy, Ald. Zachariah Brandon, Ald. Austin W. King, Ald. Paul E. Skidmore, Ald. Isadore Knox, Jr., Ald. Larry Palm and Ald. Brenda K. Konkel

Absent: Ald. Santiago Rosas

APPROVAL OF MINUTES OF 3/29/05

A motion was made by Ald. Konkel, seconded by Ald. Skidmore, to Approve the Minutes. The motion passed by acclamation.

ITEMS REFERRED FROM COUNCIL

Ald. Santiago Rosas arrived at 4:35 p.m.

Present: Ald. Paul J. Van Rooy, Ald. Santiago Rosas, Ald. Zachariah Brandon, Ald. Austin W. King, Ald. Paul E. Skidmore, Ald. Isadore Knox, Jr., Ald. Larry Palm and Ald. Brenda K. Konkel

00049

Requesting a review by the Plan Commission, Urban Design Commission and the Common Council Organizational Committee of the Economic Development Commission's recommendations from their report entitled " Opportunities to Make Madison City Government More Friendly to Business" dated December 2004.

Sponsors: Brenda K. Konkel

Attachments: EDC Report and Recommendations, Regent NA Letter re: EDC Report dated 2/9/05, UDC report on EDC report.pdf

A motion was made by Ald. King, seconded by Ald. Brandon, to RECOMMEND TO COUNCIL TO PLACE ON FILE - REPORT OF OFFICER

Note: *Plan Commission recommended approval on January 3, 2005.

***Urban Design Commission reviewed and provided comments on February 16, 2005.**

Ald. Brenda Konkel stated that her reason for drafting the resolution was to provide a mechanism to gather input on the EDC report recommendations. The process would provide information on which recommendations had consensus to move forward. The Council and public did not know which recommendations were being moved forward by the Mayor and which were not.

Ald. Zach Brandon stated that some recommendations have already been introduced and passed (or are in the process of being drafted). He thought the resolution was preemptive in its scope and it was better to wait and see what recommendations are moved forward by the Mayor. He stated that the EDC's report recommendations were never meant to be taken as a whole package but each recommendation was to be dealt with separately.

Ald. Brenda Konkel agreed to the motion to place on file but thought that the process of moving these recommendations through is still confusing to the Council and public. She requested an update by the Mayor's Office on the status of the EDC report recommendations.

The motion passed by acclamation.

Present: Ald. Paul J. Van Rooy, Ald. Santiago Rosas, Ald. Zachariah Brandon, Ald. Austin W. King, Ald. Paul E. Skidmore, Ald. Isadore Knox, Jr., Ald. Larry Palm and Ald. Brenda K. Konkel

00059

SECOND SUBSTITUTE - Amending Section 2.40(2)(e), (g), (h), (i), and (3)(e), creating Section 2.40(3)(i), amending Sections 2.40(6)(c), (7), (8), (9)(a), (10)(a), (11)(b) and (11)(e), creating Section 2.40(11)(f), amending Section 2.40(12), creating new Section 2.40(13), and renumbering current Sections 2.40(13) through (15) to Sections 2.40(14) through (16) of the Madison General Ordinances to modify portions of the lobbying ordinance.

Sponsors: Michael E. Verveer

Attachments: lobby law 032105.doc, Lobbychangessub.ordredline.doc, 031505registranttestimony.doc, CAMemo.doc, SchlichtingLetter4-7-05.pdf, CAMaydraft 5-10-05.pdf

A motion was made by Ald. King, seconded by Ald. Palm, to Rerefer to the COMMON COUNCIL ORGANIZATIONAL COMMITTEE, due back on June 21, 2005
List of Registrants/Oppose or Support/Spoke or Did Not Speak:

Delora Newton/Did not indicate/Did Not Speak

Ira Sharenow/Both/Spoke

Mark Clear/Did not indicate/Spoke

Daniel Guerra (Greater Madison Chamber of Commerce Small Business Advisory Committee)/Did not indicate/Spoke

Mary Lang Sollinger/Did not indicate/Spoke

Jennifer Alexander(Greater Madison Chamber of Commerce)/Did not indicate/Spoke

Jim Garner/Did not indicate/Spoke

Ald. Brenda Konkel asked Delora Newton what she was looking for in the lobbying ordinance. Ms. Newton thought it was important to allow new alders time to review the lobbying ordinance changes.

Ira Sharenow spoke about his background with the lobbying ordinance and what changes he believed still needed to be addressed. He suggested passing the non-controversial parts of the lobbying ordinance amendments. Ald. Brenda Konkel asked about his understanding of Ald. Zach Brandon's amendment to require anyone that receives \$10,000 in City funds to register as a lobbyist. Ald. Zach Brandon interpreted his amendment to say that if anyone takes money (tax dollars) from the City (e.g. facade improvement, CDBG funds) they must register as a lobbyist.

Mark Clear spoke in his capacity as a small business owner. He supports shining a light on lobbying activities but felt that the small business owner is being unfairly singled out in the new lobbying ordinance proposals. Public testimony like this should be exempted from the lobbying ordinance. Ald. Brenda Konkel asked Mr. Clear what type of exemption he supported: basing it on number of employees, financial statements, etc...Mr. Clear did not think that it's not the size of business but what type of lobbying activity having a direct impact. He was not sure how to define that.

Daniel Guerra spoke on the behalf of the GMCC Small Business Advisory Council. He stated that the lobbying ordinance needed to answer four questions: 1. What is the purpose of the lobbying ordinance? 2. What is the problem the ordinance is trying to solve? 3. What is the ordinance trying to define? 4. Who is the ordinance trying to get at? (Talking points attached to Legislative File No. 00059)

Mary Lang Sollinger spoke about the importance of transparency in lobbying. She indicated that lobbyists are professionals and small business owners are not professional lobbyists. She supported keeping the lobbying ordinance understandable to the public.

Jennifer Alexander spoke on behalf of the Greater Madison Chamber of Commerce. She indicated that the lobbying ordinance should focus on the paid lobbyist. Ald. Austin King asked if that would include an "in house" person. Ms. Alexander said that is one issue that should be addressed in the ordinance.

James Garner spoke about the need to clarify the language so that business owners (like him) who own multiple businesses understand which alder they can

speaking with on issues. He also had concerns about knowing when he needs to register as a lobbyist when he is representing a committee and appearing before a City body.

Ald. Mike Verveer indicated that any changes to the lobbying ordinance need to be kept as simple as possible. He agreed that the version the Council finally looked at on March 29, 2005, was complex and confusing to Council members. He thought that Michael May's draft version was a good starting point to continue the review of the lobbying ordinance. Michael May indicated that this draft was basically working off of Ald. Verveer's last draft with other amendments suggested by Council members. Mr. May indicated that this draft was his attempt to clean up the language and provide a new starting point for discussion. Ald. Austin King stated that "small business" still needs to be defined and has been a sticking point in the past.

Ald. Brandon, Skidmore and Van Rooy did not want to pursue the idea of passing some of the lobbying ordinance amendments now and reviewing the remaining amendments later. The item was referred to a special CCOC meeting scheduled for June 21, 2005 at 4:30 p.m. in Room 201, CCB. (Ald. Santiago Rosas indicated that he would not be able to attend the meeting) Ira Sharenow requested to be allowed to speak again. Request was denied. Common Council members are encouraged to email Michael May, City Attorney, with any amendments they wish to have CCOC review at this meeting. The motion passed by acclamation.

[00586](#)

Amending Section 2.205 of the Madison General Ordinances to establish that the election for President and President Pro Tem shall be conducted by instant runoff procedures.

Sponsors: Brenda K. Konkel and Austin W. King

A motion was made by Ald. Brandon, seconded by Ald. Skidmore, to RECOMMEND TO COUNCIL TO PLACE ON FILE - REPORT OF OFFICER

Ald. Austin King stated that Ald. Ken Golden had moved reconsideration of the ordinance and referred to CCOC on 4/19/05. Ald. Austin King stated that new alders should be allowed time to review the concept of instant run-off for Council President and Pro Tem. He also wanted to give new alders a copy of his memo outlining the benefits of instant run-off elections.

Ald. Austin King moved to refer to the June 7, 2005 CCOC meeting, seconded by Ald. Santiago Rosas.

Ald. Larry Palm and Ald. Isadore Knox indicated that they did not support the ordinance.

Motion to refer to the June 7, 2005 CCOC meeting failed on at 3-4 vote: Ayes - Alds. Rosas, King and Palm and Noes - Alds. Van Rooy, Brandon, Skidmore, Knox

Ald. Zach Brandon moved, seconded by Ald. Paul Skidmore to recommend to place the ordinance on file. Ald. Brandon commended Ald. King for bringing this forward but didn't think this worked well on the local level as it does on the federal and state level. Ald. Larry Palm appreciates Ald. King's attempt to make the election process cleaner and decisive but thinks the current process already accomplishes that objective. Ald. Isadore Knox likes to keep the election process simple and does not support instant run-off.

Motion to place on file was approved with Ald. Austin King being recorded as voting "no". The motion passed by the following vote:

Aye: Van Rooy, Rosas, Brandon, Skidmore, Knox, Jr. and Palm

No: King

Non Voting: Konkel

[00985](#)

Amending Section 3.54(2) of the Madison General Ordinances to modify the composition of the Economic Development Commission.

Sponsors: Mayor Cieslewicz

A motion was made by Ald. Brandon, seconded by Ald. Rosas, to RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER. The motion passed by acclamation.

[00988](#)

Amending Section 2.01(1) of the Madison General Ordinances to adjust the Common Council meeting dates for November and December, 2005.

Sponsors: Brenda K. Konkel

A motion was made by Ald. Brandon, seconded by Ald. Skidmore, to RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER It was noted that the request for Council meeting dates to be changed in November and December 2005 was generated by the Mayor and the Comptroller's Office to allow more time for 2006 Budget deliberations. The motion passed by acclamation.

01036

Amending Secs. 24.12(2), (5), and (6) of the Madison General Ordinances to add intersection to Definitions and to establish the distances from intersections, sidewalk cafes and buildings where panhandling can occur.

Sponsors: Michael E. Verveer and Noel T. Radomski

A motion was made by Ald. Skidmore, seconded by Ald. Knox, Jr., to Return to Lead with the Recommendation for Approval to the DOWNTOWN COORDINATING COMMITTEE

Ald. Mike Verveer provided a review of the ordinance. The intention of the ordinance is not to ban panhandling but to provide a buffer or distance between panhandlers and the citizens who may be in vulnerable positions (e.g.: ATM machines).

Ald. Larry Palm asked if this was specific to State Street or to any street in the city. Ald. Verveer stated that it was specific to State street. Ald. King noted that there is no "market" in panhandling on residential streets.

Ald. Paul Skidmore asked if the ordinance would apply to those panhandlers in median strips. Michael May indicated that the ordinance would apply to those panhandlers also. The motion passed by acclamation.

DISCUSSION ITEMS

00106

Discussion on the City's Planning Councils.

Rerefer to the COMMON COUNCIL ORGANIZATIONAL COMMITTEE

01232

Discussion of creation of an Ordinance Revision Committee

Rerefer to the COMMON COUNCIL ORGANIZATIONAL COMMITTEE

UPCOMING ITEMS

00105

Discussion of evaluation process of Compensation Group 21 employees

Attachments: Agency Evaluation Feedback Form, Substitute Resolution, ID# 27009, Excerpt from MGO 3.38(6)(c)3

Rerefer to the COMMON COUNCIL ORGANIZATIONAL COMMITTEE

ADJOURNMENT

A motion was made by Ald. Skidmore, seconded by Ald. Brandon, Meeting adjourned at 6:19 p.m. The motion passed by acclamation.

