



City of Madison Meeting Minutes - Final

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

COMMON COUNCIL ORGANIZATIONAL COMMITTEE

Ald. Brenda Konkel (Chair), Ald. Paul Van Rooy (Vice-Chair), Ald. Robbie Webber, Ald. Paul Skidmore, Ald. Jean MacCubbin, Ald. Brian Benford, Ald. Judy Compton and Ald. Mike Verveer (alternate)

Tuesday, March 1, 2005

4:30 PM

Room 201, City-County Building

Others Present: Ald. Zach Brandon, Janet Piraino, Michael May, Vicki Kraatz, Phil Salkin, Henry Sanders, Sandra Torkildson, Rosemary Lee, Bert Stitt, Ron Trachtenberg, Delora Newton, Jennifer Alexander and Daniel Guerrra, Jr.

CALL TO ORDER

Present: Ald. Brenda K. Konkel, Ald. Paul J. Van Rooy, Ald. Jean M. MacCubbin, Ald. Paul E. Skidmore and Ald. Brian Benford

Absent: Ald. Robbie Webber, Ald. Judy Compton and Ald. Michael E. Verveer

APPROVAL OF MINUTES FROM FEBRUARY 1, 2005

Ald. Robbie Webber arrived at 4:33 p.m.

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

ITEMS REFERRED FROM COUNCIL

Present: Ald. Brenda K. Konkel, Ald. Paul J. Van Rooy, Ald. Robbie Webber, Ald. Jean M. MacCubbin, Ald. Paul E. Skidmore and Ald. Brian Benford

Absent: Ald. Judy Compton and Ald. Michael E. Verveer

00439

Creating a non-partisan Madison Election Advisory Committee.

Sponsors: Brenda K. Konkel, Jean M. MacCubbin and Paul J. Van Rooy

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

Ald. Judy Compton arrived at 4:38 p.m.

Present: Ald. Brenda K. Konkel, Ald. Paul J. Van Rooy, Ald. Robbie Webber, Ald. Jean M. MacCubbin, Ald. Paul E. Skidmore, Ald. Brian Benford and Ald. Judy Compton

Absent: Ald. Michael E. Verveer

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. Webber, seconded by Ald. Benford, to RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER (It was noted that the co-sponsor was Ald. Austin King not Ald. Zach Brandon.) Ald. Jean MacCubbin questioned the length of an instant run-off process. Ald. Brenda Konkel stated that the process would ultimately save time. She explained that there are only 20 votes and if someone gets 11 votes immediately the process is completed. It would save someone having to come back into the room and do another ballot and then hold another vote.

Ald. Robbie Webber was confused between the language in the first section that states "The ballot shall list all alders" and in the second section that nomination "may be made from the floor". Mike May, City Attorney, indicated that a ballot would be used to narrow the field and then you would need to nominate the President and Pro Tem from the floor.

Ald. Paul Van Rooy did not see the benefit of this process and indicated that he would vote against it. Ald. Paul Skidmore also indicated that he too would be voting against the ordinance. He stated that the proposed instant run-off process was to complicated and that the current process was simple.

Motion passed on a 4-3 vote with Ald. Paul Skidmore, Ald. Judy Compton, and Ald. Paul Van Rooy being recorded as voting "no". The motion passed by the following vote:

Absent: Verveer
Aye: Konkel, Webber, MacCubbin and Benford
No: Van Rooy, Skidmore and Compton

[00416](#) Report of CCOC Sister Cities Grant Subcommittee - 2005 Final Report & Recommendations for 2005 Sister City Grant Program (table/minutes attached)

A motion was made by Ald. MacCubbin, seconded by Ald. Benford, to Return to Lead with the Recommendation for Approval to the BOARD OF ESTIMATES Ald. Jean MacCubbin indicated that the revised amounts were based upon an application being submitted by the Arcatao Sister City. The Arcatao representatives did not receive their packet of information from the Mayor's Office. The motion passed by acclamation.

REPORTS

[00676](#) CCOC Sister Cities Grant Review Subcommittee - Report on Sister City application process.

A motion was made by Ald. MacCubbin, seconded by Ald. Benford, to Discuss Ald. Jean MacCubbin indicated that the other charge from the CCOC to the CCOC Sister City Grant Review Subcommittee was to develop a process on how the city establishes sister city relationships.

The subcommittee recommended a educational response versus a bureaucratic solution. The subcommittee developed a brochure that incorporates the listed criteria in 2nd Amended Resolution 44,907, ID# 2567 adopted on 9/6/88.

Ald. Judy Compton requested time to review the brochure.

Ald. Robbie Webber moved to table the item, seconded by Brian Benford. Motion was approved.

Ald. Judy Compton reviewed the item. Motion to recommend approval of the Sister City Process brochure was approved. Brochure will be provided to the Board of Estimates when they review the final recommendations of the subcommittee. The motion passed by acclamation.

A motion was made by Ald. Webber, seconded by Ald. MacCubbin, to Take Off The Table Legislative File No. 00059 - ordinance to modify lobbying ordinance. The motion passed by acclamation.

Ald. Mike Verveer arrived at 4:53 p.m.

Present: Ald. Brenda K. Konkel, Ald. Paul J. Van Rooy, Ald. Robbie Webber, Ald. Jean M. MacCubbin, Ald. Paul E. Skidmore, Ald. Brian Benford, Ald. Judy Compton and Ald. Michael E. Verveer

00059

SUBSTITUTE - Creating Section 2.40(2)(d), renumbering current Sections 2.40(2)(d) through (n) to Sections 2.40(e) through (o), amending new Section 2.40(2)(f), amending Sections 2.40(2)(h), (2)(i), (3)(e), (3)(h), creating Sections 2.40(3)(i), (j), and (k), amending Sections 2.40(6)(c), (7), (8), (9)(a), (10)(a), (11)(b) and (11)(e) and 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: Brenda K. Konkel, Michael E. Verveer and Paul E. Skidmore

A motion was made by Ald. Van Rooy, seconded by Ald. Compton, to Refer to the COMMON COUNCIL ORGANIZATIONAL COMMITTEE

Registrants:

Phil Salkin :Representing Realtors Association of South Central WI/Spoke

Henry Sanders: Greater Madison Chamber of Commerce/Spoke

Sandra Torkildson: Small Business Advisory Board/Spoke/Opposed

Rosemary Lee: Spoke/Opposed

Bert Stitt: Spoke/Opposed

Ron Trachtenberg: Spoke/Opposed

Delora Newton: Smart Growth Madison/Available to Answer Questions

Jennifer Alexander: Greater Madison Chamber of Commerce/Available to Answer Questions

Daniel C. Guerra, Jr.: Available to Answer Questions/Opposed

Ald. Jean MacCubbin moved, seconded by Ald. Robbie Webber to approve the draft substitute ordinance.

Phil Salkin if the issue is shining the light on large businesses then the proposed changes to the lobbying ordinance fall unfairly upon the small businesses. Raise the number of contacts to the State standard that would allow the small business owner more contacts.

Henry Sanders stated that the small business owner should be able to speak to the alder where they reside, that the de minimus contacts should be at the State standard, record retention should be moved from 7 years to 3 years and supported more education on the lobbying ordinance for those that are directly affected.

Sandra Torkildson stated that the current proposals puts extra burden on business owners who are trying to organize around issues (e.g. minimum wage). Saw many roadblocks - exemption to speak at meetings, can work on general policy issues that affects the business groups and that the right to voice opinions that concern her should not be denied.

Rosemary Lee stated that she felt the ordinance was unfair. There should not be any limits on the number of contacts and is concerned for the business owner that owns multiple locations and how the proposal would affect them.

Bert Stitt stated that he was concerned about volunteerism by the business community. Thought that the proposal would restrict communications between businesses and alders.

Ron Trachtenberg indicated that he had the following issues with the proposal:

1. LLC problem - some can speak to 1 alder and others could speak to all 20 alders
2. \$500 limit is an outdated amount - discourages small business owner from seeking assistance from city staff
3. Will discourage the average person from being willing to influence government
4. Need to take into account "piranhas", i.e. neighborhood associations, individuals, etc. A point of contact system would capture these types of contacts.

Ald. Paul Skidmore asked about the State Bar Association's recent letter

regarding the proposed lobbying ordinance modifications and that it would discourage attorneys from getting jobs as lobbyists. City Attorney May did not think that this ordinance would discourage attorneys from lobbying on behalf of their clients nor would it hinder their retaining future clients.

Ald. Robbie Webber asked City Attorney May to provide examples of a small business owner lobbying and not lobbying. Mr. May indicated that a small business owner that contacts an alder about the minimum wage ordinance would be lobbying but calling an alder about having no water in their building would not be considered lobbying.

Ald. Judy Compton asked City Attorney May when a private citizen is not a lobbyist. Mr. May indicated that when a private citizen is not being paid to testify. Ald. Judy Compton used the example of the recent Capital Avenue sidewalk replacement issue - were the citizens that testified lobbying? Mr. May indicated that their testimony did not constitute lobbying.

Ald. Judy Compton questioned who would be enforcing the lobbying ordinance. City Attorney May indicated that the City Attorney's office would be stepping up enforcement of the lobbying ordinance. The City Attorney's office will be reviewing registration slips from specific committee meetings to cross check whether those individuals should/are registered as lobbyists.

Ald. Paul Van Rooy had a concern with the \$500 threshold. He thought it was clear when a lobbyist is being hired but was concerned about the small business owner recognizing this threshold. He also questioned why the Council was considering the \$500 threshold versus the number of contacts (similar to the State). Mr. May indicated that was a policy issue not a legal issue.

Ald. Brenda Konkel questioned why there was a 7-year record retention and could it be changed. Mr. May indicated that he would look into this.

Ald. Mike Verveer supported the motion to approve the draft substitute ordinance and will refer it to the Common Council meeting of March 29, 2005. He believed that the current draft addressed the concerns of the Greater Madison Chamber of Commerce and the Small Business Advisory Board. He believed that the broad exemption for businesses loophole was closed as much as possible.

Ald. Paul Skidmore indicated that he had voted for this at the work group meeting and that it was better than it was initially, although he would like to see twice a year reporting versus quarterly reporting and more educational opportunities occurring quarterly.

Ald. Judy Compton agreed that it was a better ordinance but still did not support the ordinance.

Ald. Robbie Webber indicated that the lobbying ordinance is already on the books and supported the modifications. She believed that the ordinance was very clear on who was a lobbyist and who was not a lobbyist.

Ald. Paul Van Rooy felt that the substitute ordinance was not ready and made a motion to refer to a special CCOC meeting on March 15, 2005 and the Common Council meeting of March 29, 2005, seconded by Ald. Judy Compton.

Ald. Brenda Konkel asked that members get any additional changes to Michael May as soon as possible so that the CCOC could consider the amendments at the special meeting. It was also requested that City Attorney May incorporate all the changes in a redline copy of 2.40.

Motion was approved unanimously. The motion passed by acclamation.

Present: Ald. Brenda K. Konkel, Ald. Paul J. Van Rooy, Ald. Robbie Webber, Ald. Jean M. MacCubbin, Ald. Paul E. Skidmore, Ald. Brian Benford, Ald. Judy Compton and Ald. Michael E. Verveer

DISCUSSION ITEMS

[00419](#)

Common Council Handbook - Request that CCOC members review Council resources being used for political campaign activities.

Refer to the **COMMON COUNCIL ORGANIZATIONAL COMMITTEE** Lisa Veldran, Administrative Assistant, would like to provide an update to the Council Handbook that would prohibit Council staff from working on any type of campaign related requests from alders.

UPCOMING AGENDA ITEMS

Ald. Judy Compton requested that a discussion item be added to a future CCOC agenda relative to the implementation of the inclusionary zoning ordinance and the possibly forming a IZ Subcommittee of CCOC.

8.

[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

Rerefer to the COMMON COUNCIL ORGANIZATIONAL COMMITTEE

9.

[00105](#)

Discussion of evaluation process of Compensation Group 21 employees

Rerefer to the COMMON COUNCIL ORGANIZATIONAL COMMITTEE

10.

[00106](#)

Discussion on the City's Planning Councils.

Rerefer to the COMMON COUNCIL ORGANIZATIONAL COMMITTEE

ADJOURNMENT

A motion was made by Ald. Skidmore, seconded by Ald. Van Rooy, Meeting adjourned at 6:06 p.m. The motion passed by acclamation.

If you need an interpreter, materials in alternate formats or other accommodations, please contact the Office of the Common Council at 266-4071, TTY 267-8670. Please do so 48 hours prior to the meeting so that proper arrangements can be made.

