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August 20, 2019

BY EMAIL ONLY

Matthew D. Lee
Foley & Lardner
150 East Gilman St., Suite 500
Madison, WI 53703

RE: Introduction From the Council Floor

Dear Mr. Lee:

I am responding to your letter of August 15, 2019, in which you claim some irregularity in the introduction of Legistar 56091, amendments to the CI District zoning. I disagree with your analysis.

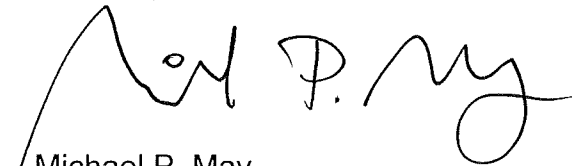
One of the options set out in sec. 2.05(1)(b), MGO, is that a matter introduced from the floor may be "referred to the next Common Council meeting for action." This zoning amendment was referred to the next Council meeting for action. The ordinance does not speak to what happens in the interim. Although I have not conducted an exhaustive search, my recollection is that similar procedures have been followed in the past, when a matter introduced from the floor actually is considered by a committee before it comes back to the next Council meeting pursuant to sec. 2.05(1)(b), MGO.

Finally, as we know, courts will not intervene when the question is whether a legislative body follows its own procedures. *State ex rel. Ozanne v. Fitzgerald*, 2011 Wis. 43, ¶ 48-51.

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Sincerely,



Michael P. May
City Attorney

CC: Mayor Rhodes-Conway
All Alders
ACA John Strange