



# City of Madison

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

## Meeting Minutes - Approved COMMON COUNCIL ORGANIZATIONAL COMMITTEE

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Tuesday, February 24, 2009

4:30 PM

210 Martin Luther King, Jr. Blvd.  
Room 201 (City-County Building)  
\*Note Room Location\*

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### CALL TO ORDER / ROLL CALL

**Present:** 6 -  
Tim Bruer; Mark Clear; Brenda K. Konkel; Satya V. Rhodes Conway;  
Robbie Webber and Michael Schumacher

**Excused:** 2 -  
Judy Compton and Michael E. Verveer

**Others Present:** Michael May ( City Attorney), Mario Mendoza (Assistant to Mayor), Rachel Strauch-Nelson (Assistant to Mayor), Janet Piraino (Chief of Staff), Annie Early (Martin Schreiber & Assoc.), Bill McClenahan (Martin Schreiber & Assoc.), Sarah Edgerton (City IT), Dave Faust (City IT) and Rosemary Lee

Ald. Tim Bruer, Chair, called the meeting to order at 4:37 p.m.

### APPROVAL OF MINUTES

A motion was made by Ald. Mark Clear, seconded by Ald. Robbie Webber, to approve the minutes. The motion passed by voice vote/other.

### PUBLIC COMMENT

There were no registrants for public comment.

## REFERRALS FROM COMMON COUNCIL

[13294](#)

Authorizing the Mayor and City Clerk to execute an agreement with Martin Schreiber & Associates, Inc. for direct state government lobbying services for 2009.

**Sponsors:** David J. Cieslewicz and Tim Bruer

**Attachments:** [022409 CCOC A Early Registration Statement.pdf](#)  
[022409 CCOC B McClenahan Registration Statement.pdf](#)

Mario Mendoza, Assistant to the Mayor, Annie Early and Bill McClenahan from Martin Schreiber & Associates, Inc. were present to answer questions from the CCOC members about the lobbying services agreement resolution.

Ald. Michael Schumacher asked if there were ways that the Common Council could provide input to the lobbyists. Mr. McClenahan stated that they would be seeking direction by speaking with Council Leadership, CCOC members and attending Common Council meetings when necessary. Mario Mendoza noted that the City's Legislative Agenda would be coming to the Council as a report in the future.

Ald. Brenda Konkel asked how they handle conflict of interest. Annie Early noted that the firm reviews their lobbying contracts and handles any areas of conflict early on in the process.

Ald. Brenda Konkel offered a friendly amendment to the resolution:

**BE IT FINALLY RESOLVED**, that such agreement include a provision that Martin Schreiber & Associates, Inc. meet with the Common Council Organizational committee at least twice annually.

Ald. Michael Schumacher requested to be added as a co-sponsor.

A motion was made by Ald. Satya Rhodes Conway, seconded by Robbie Webber, to Return to Lead with the Recommendation for Approval as **AMENDED** to the BOARD OF ESTIMATES. The motion to recommend adoption of a substitute resolution passed by voice vote/other. The report of the CCOC on this legislative item will be made from the Common Council floor on 2/24/09.

13252

SUBSTITUTE Amending names of Committees, Codifying Creation of Committees, Deleting Obsolete Committees and Renumbering Sections of Chapters 3 and 33 in accordance with the Report of the CCOC Subcommittee on Committee Creation and Committee Rules.

**Sponsors:** Tim Bruer, Mark Clear, Judy Compton, Brenda K. Konkel, Satya V. Rhodes Conway, Michael Schumacher, Michael E. Verveer, Robbie Webber and Joseph R. Clausius

**Attachments:** [Feb 24, 2009 IT Memo Re Impact of Changing Names Version 1](#)

Ald. Satya Rhodes-Conway moved, seconded by Ald. Robbie Webber to approve #4 and #5 (Legislative File No. 13233 and Legislative File No. 13252, respectively)

Dave Faust and Sarah Edgerton from the City's Information Technology spoke on their concerns with changing committee, commission and board names (see attached memo). They had concerns with potential costs and the lack of an implementation plan. Ald. Satya Rhodes-Conway thought some of the implementation process was discussed in the report. Dave Faust stated that IT would need to do further analysis to develop a timeline for IT implementation of the ordinance changes and was hesitant to give a definite implementation date. Janet Piraino stated that the Mayor's office would act as the point person on implementing the policy changes.

Ald. Robbie Webber moved, seconded by Ald. Mark Clear to approve the following amendment (as suggested by the City Attorney):

Amended Language: 33.01(8)(d) to read:

(d) In the absence of any statute or ordinance to the contrary, motions before any Sub-unit shall be passed by an affirmative vote of not less than a majority of the Sub-unit in attendance so long as such majority is not less than a majority of the quorum of Sub-unit.

Ald. Satya Rhodes-Conway requested that an placeholder implementation date for both ordinances be added: June 1, 2009 (with the intent to change the date on the Council floor after input is received by Information Technology Department staff).

It was requested that both ordinances be placed on the March 17, 2009 Common Council agenda.

13233

SUBSTITUTE Amending Section 33.01 of the Madison General Ordinances to make various changes related to Boards, Commissions and Committees to standardize operations and rules.

Sponsors: Tim Bruer, Mark Clear, Judy Compton, Brenda K. Konkel, Satya V. Rhodes Conway, Michael Schumacher, Michael E. Verveer and Robbie Webber

Attachments: [Report of City Attorney Version 1](#)

**A motion was made by Ald. Satya Rhodes-Conway, seconded by Ald. Robbie Webber, to RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER. The motion passed by voice vote/other.**

13358

Amending Section 33.02(2) of the Madison General Ordinances to modify the composition of the Alcohol License Review Committee by designating previous nonvoting members as technical advisors and staff to the ALRC.

Sponsors: Michael Schumacher

Attachments: [4508ALRC.pdf](#)

City Attorney Michael May spoke to the ordinance change. He explained that the ordinance clarifies the role of "nonvoting members" as being technical advisors and staff. He believed that city staff should not be considered members of a committee.

Registrant: Rosemary Lee spoke, neither support/oppose She is a member of the Vending Oversight Committee. She believed that owners of vending carts who sit on the committee should be technical advisors and non-voting. She stated that the Dane County Tavern League, Chief of Police and UW Chancellor (or their designees) who act as consultants to the ALRC should be part of closed session deliberations.

Ald. Mark Clear asked City Attorney May to clarify the objective of not including technical advisors in ALRC deliberations that were held in closed session.

City Attorney May noted that a closed session of the ALRC is usually for a quasi-judicial purpose (revocation or suspension of a license) and the question he had was whether it was appropriate to allow technical advisors into that type of setting where there was a possibility that statements could be made based on, or not based on, the evidence. City Attorney May believed that a potential claim could be made that a violation of due process had occurred. He also saw the argument could also be made the other way. You have the technical advisors on the ALRC to provide information and they would be beneficial during a closed session. City Attorney May was much more persuaded by the first argument and not running the risk of a due process violation.

Motion was made by Ald. Brenda Konkel, seconded by Ald. Mark Clear to recommend that a University of Wisconsin student representative be added as

a technical advisor to the ALRC. Motion was considered friendly.

A motion was made by Ald. Michael Schumacher, seconded by Ald. Robbie Webber, to Return to Lead with the Recommendation for Approval as AMENDED to the ALCOHOL LICENSE REVIEW COMMITTEE. The motion passed by voice vote/other.

[10663](#)

Amending Section 33.13(4)(c) of the Madison General Ordinances to Limit Other Referrals to the CCOC to Matters that are not within the Mission or Jurisdiction of another City Board, Commission or Committee.

Sponsors: Larry Palm and Lauren Cnare

A motion was made by Ald. Brenda Konkel, seconded by Ald. Robbie Webber, to RECOMMEND TO COUNCIL TO PLACE ON FILE - REPORT OF OFFICER. The motion passed by voice vote/other.

## REPORTS

[13738](#)

February 2009 Staff Report - Lisa Veldran, Common Council Administrative Assistant

Attachments: [February 2009 Staff Report](#)

Lisa Veldran, Common Council Office Administrative Assistant, provided a report to the CCOC members on the Common Council Office.

## FUTURE AGENDA ITEMS

No future agenda items were discussed.

## ADJOURNMENT

A motion was made by Ald. Michael Schumacher, seconded by Ald. Satya Rhodes-Conway, to adjourn. The motion passed by voice vote/other. The meeting adjourned at 5:52 p.m.