

estimated that it would take another two or three years to organize this Regent-Monroe Street area, with or without an assistant.

6. **DISCUSSION ITEM: Planning for the future. Avoiding a street vending version of urban sprawl. Establishing maximum numbers in some or all street vending categories, with waiting lists.**

Hansen said that he had nothing prepared to present for this item but that he had spoken with City Planners Archie Nicolette and Bill Fruhling, who agreed that the future of street vendors and sidewalk cafes should be considered from the planning aspect. Hansen expected this topic to appear on future VOC agendas.

1. **DISCUSSION ITEM: Review draft of language for University Avenue Vending Area. Consider effect of Exclusive Use status for any events which occur within that perimeter. Also look at revised map.**

Hansen provided an overview of the additional steps he had taken regarding this item since the previous meeting. He had walked the area three times, taken photos, measurements, and notes. He felt that he had identified sites that had enough space, enough foot traffic and enough safety. He added a ninth site on the north side of University Ave., in the middle of the block between Park Street and N. Brooks Street. He said that, in 2009, only three vendors had used any sites in that vicinity and that his recommendation for nine sites allowed three times more than vendors even currently needed.

Rosemary Lee said that she was "outraged". She felt that it was inappropriate for the University of Wisconsin to make any suggestions about where City licensed street vendors could operate, including the Fluno Center block. Hansen felt that it was prudent to start small and grow. Foxgrover agreed. Rosemary Lee mentioned, again, that it was limiting the numbers for small business. Schenkel interrupted, telling Lee that if she was in opposition, that she should simply vote against it, that there was no need for her to continue repeating herself. He added that he felt that she was hostile and mean and that her attitude was not conducive to constructive discussion.

Hansen recalled a "turf war" that had taken place several years earlier between two King Street restaurants, knowing that Verveer would recall the situation, which had led to one of the restaurants losing its license for thirty days. Hansen said that none of that would ever have happened if the restaurants had cooperated with each other and with the City of Madison. Hansen commented that the University of Wisconsin made huge contributions to the City of Madison and that he had no intention of starting a turf war between the University and the City. He added that he also had no intention of placing a food vendor outside a grocery store which had opened only two weeks before. That location might be considered in the future when the grocery store was well established. He said that he had every intention of continuing the well organized style of street vending that he had fostered, and that overcrowding and chaos would not contribute much to small business.

Pettaway felt that Hansen's proposed new vending area was well thought out, well measured, and safe, that it was "a great way of starting off." Foxgrover agreed. She also recalled the comments of the University staffers who had attended the previous VOC meeting and that she herself would rather see an

orderly process. Verveer asked for McClendon's comments. McClendon also recalled the comments of University staff, especially police, and he felt that Hansen's recommendations were a good compromise of the discussion of potential sites.

Verveer raised the question of the changing status of the Mifflin Street Block Party, which would be located within this new vending area's perimeter. He proposed a meeting between himself, Hansen, Mainella and Community Events Coordinator Kelli Lamberty. He was unsure if the ordinance revisions could be in place before this year's Block Party, but that it would be an improvement to give event sponsors the authority to choose their own vendors. Verveer also referred to the Exclusive Use process in general, which had never been applied to events taking place outside the Mall/Concourse Street Vending Area. There was discussion about the presence of City licensed vendors at non-Exclusive Use special events. McClendon said that there was a kind of honor system, that he had participated in the Willy Street Fair without incident. Pham-Remmele felt that the same rules should be equally applied to all. Sean Lee said that he had been charged fees for participating in events in the past. McClendon had never been charged a fee by an event organizer. Rosemary Lee said that Art Fair on the Square did control vendor presence. Hansen summarized by saying that Exclusive Use events had complete control over vendor participation and related fees but that non-Exclusive Use events did not have such control over City licensed vendors, whose right it was to occupy designated vending sites without being charged a fee.

Verveer moved and Pham-Remmele seconded that, by the February 23, 2010 Common Council meeting, the Assistant City Attorney draft appropriate language for this item, including nine vending sites and Exclusive Use conditions within the perimeter of this new street vending area. The item would then be referred back to the VOC. Verveer and Pham-Remmele would co-sponsor. The motion passed.

2. **DISCUSSION ITEM: Consider requiring background checks for street vendor applicants, what criteria would justify it, and who would pay for it.**

After prolonged discussion, the committee agreed that the City should not require background checks of some or all street vending applicants. Rosemary Lee moved and Pettaway seconded that no background checks for vendors be required for street vendors. The motion passed.

7. Sidewalk Food Vendors in Madison Schools by Bruce Dahmen and Luis Yudice

Verveer suggested that this matter be placed on file, as it was a matter that had already been resolved.

ANNOUNCEMENTS

Foxgrover commented that an email which Rosemary Lee had sent to every member of the VOC, regarding Hansen's still unhired assistant, was merely a sharing of information, and that it had not initiated any committee discussion. Foxgrover pointed out that committee members must avoid having email discussions which, if discussed by a VOC quorum, would constitute an unnoticed, and therefore illegal, meeting. Pettaway referred to the street vending fees which had twice been specifically raised to justify hiring