

**CITY OF MADISON
OFFICE OF THE CITY ATTORNEY
Room 401, CCB
266-4511**

Agenda Item No. 7
Legislative File No. 59112
2/4/20 CCEC Meeting

Date: February 3, 2020

MEMORANDUM

TO: Common Council Executive Committee

FROM: Michael P. May
City Attorney

RE: President's Work Group on APMs

I was asked to prepare a short report for the CCEC to seek direction for the Work Group.

1. It is clear that the deadline of March 31 will not be met by the Work Group. Alder Rummel will address the length of an extension, but I suspect June 30 would be more realistic.
2. The Work Group has done a preliminary review of the APMs and can put its future work into three distinct areas:
 - a. First, a number of the APMs have little applicability to the Alders, and the Work Group proposes to simply note how they might apply in the Common Council Policy Guide. The Work Group proposes adding a new section addressing APMs. The Work Group is unsure if extending its scope of work to add items to the Policy Guide is contemplated by the original charge, or if that charge should be amended.
 - b. Second, a handful of APMs are difficult to determine how or if they might be applied to Alders (e.g., APM 2-33, Rules of Conduct; APM 3-5, Prohibited Harassment). These will take more time than anticipated. The Work Group also proposes to address these in the Policy Guide, but likely with a more extensive description of the application to Alders than the first group of APMs.
 - c. Third, the entire question of remedies or enforcement has not yet been addressed by the Work Group.

None of this impacts the Council Chief of Staff's intention to undertake a more thorough review of the CC Policy Guide as part of the work plan for 2020 and beyond.

The Work Group seeks the guidance of the CCEC on its proposed plan, whether the charge to the Work Group should be amended, and a resolution extending the time for the Work Group to complete its report. Any resolution would be drafted for the CCEC to consider as a discussion item on February 25, and be on the Council agenda for adoption that night under suspension of the rules.