

9.12 - VENDING OVERSIGHT COMMITTEE.

- (1) Creation. The Common Council finds that it is in the public interest, effective May 31, 1998, that the Mall/Concourse Operating Committee, created by Substitute Resolution 44,669 adopted June 7, 1988, be dissolved. In place of the Mall/Concourse Operating Committee, there is hereby created for the City of Madison a Vending Oversight Committee ("VOC").
- (2) Composition, Appointments and Terms. The Vending Oversight Committee shall consist of five (5) voting members and up to four (4) non-voting, technical advisors, as follows:
 - (a) Voting Members. The voting membership shall include one (1) alder from a downtown district, one (1) alder from another part of the City, and three (3) residents. No person who currently holds a City of Madison vending license under Sec. 9.13, 9.135 or 9.136 shall be appointed as a voting member of the VOC or any subcommittee of the VOC. (Am. by ORD-17-00030, 3-8-17)
 - (b) Technical Advisors. Not more than four (4) non-voting technical advisors, who shall be vendors holding a valid vending license under Sec. 9.13, 9.135 or 9.136 from the City of Madison, or others with specialized knowledge or interest in street vending and the duties and responsibilities of the VOC. Technical advisors shall serve a regular term of appointment, may sit at the table and participate in discussion of all matters before the VOC (except a matter affecting that vendor's license), but shall not vote on any matters. Technical advisors may be appointed to subcommittees but only in their non-voting, advisory capacity. If a technical advisor's vending license is suspended, revoked, non-renewed or other adverse action is taken against the license, they shall not sit at the table or participate in any discussions at the meeting(s) at which the license is scheduled for action, and they shall lose their VOC appointment and the position is deemed vacated as of the date of the VOC's decision taking action against the license. If no action is taken against the license, the vendor may remain in their position as technical advisor.
 - (c) The Greater State Street Business Association ("GSSBA") or successor organization may recommend a voting member or a non-voting technical advisor, subject to Sub. (2)(d) below.
 - (d) Appointments of all members and non-voting technical advisors shall be made by the Mayor, subject to approval of the Common Council.
 - (e) Quorum. The quorum shall be determined according to Sec. 33.01(8)(c). Non-voting advisors shall not be counted for purposes of establishing a quorum. (Am. by ORD-23-00054, 3-30-23)
 - (f) Appointment Terms. The term for alderperson members shall be two (2) years, as set

forth in Sec. 33.01(6)(a). The term for resident members and non-voting technical advisors shall be three (3) years, expiring on June 1 in the third year following appointment. All vacancies shall be filled by the Mayor, subject to approval of the Common Council, for a term filling out the remainder of the vacated member's term.

(Am. by ORD-17-00030, 3-8-17)

(Am. by ORD-23-00107, 11-28-23)

- (3) Officers. The members of the VOC shall annually elect a chairperson and vice chairperson from among its voting membership at the Committee's first meeting in June. See Sec. 33.01(7)(d) regarding eligibility of alderpersons as officers. The Director of Planning and Community and Economic Development or designee, a non-member, shall act as Executive Secretary to the VOC. The Executive Secretary shall prepare the agenda and minutes of the VOC's meetings and shall perform such other duties as the VOC shall direct. (Am. by Ord. 12,557, Adopted 3-21-00; Ord. 13,616, 5-21-04; Am. by ORD-23-00107, 11-28-23)

- (4) Duties and Responsibilities.

- (a) Act on matters of the VOC's jurisdiction as set forth in Secs. 9.13, 9.135 and 9.136, the regulations promulgated under Secs. 9.13 and 9.136, and any other regulations or procedures relating to street vending within the City.
- (b) Ensure a venue for public input into street vending regulations within the City.
- (c) Conduct investigations, hearings and miscellaneous proceedings as required by Secs. 9.13, 9.135 and 9.136.
- (d) Duties of Non-voting Technical Advisors. Participate in discussions and provide technical advice and input to the VOC, as described in Sub. (2)(b).

(Am. by Ord. 12,557, Adopted 3-21-00)

- (5) Rules of Procedure. The VOC shall adopt rules of procedure which may from time to time be amended by the VOC. Such rules may include provision for delegation of the powers and responsibilities of the VOC to a Subcommittee or Subcommittees composed exclusively of VOC members. (Am. by ORD-23-00107, 11-28-23)

- (6) Compensation. Members of the VOC shall serve without compensation.

(Sec. 9.12 Cr. by Ord. 12,144, 6-1-98; Am. by ORD-07-00138, 10-18-07; Am. by ORD-22-00015, 4-7-22)