

Board of Health for Madison and Dane County
Resolution #2012-03

**Adopting Prohibition of Weapons
into Purchase of Service Agreements**

The State of Wisconsin has adopted 2011 Wisconsin Act 35 allowing the carrying of concealed weapons. The City of Madison has enacted ordinances that requires City-owned or occupied buildings to be free of firearms and other weapons, except as allowed for authorized law enforcement personnel. The City of Madison has recently added language to their contracts that would prohibit contractors from carrying open or concealed weapons while performing work on behalf of the City. The City Attorney's Office is advising that we consider the addition of similar language to the form used by the department for Purchase of Services agreements.

Resolution #2008-03, adopted by the Board of Health on February 21, 2008 only requires that the department's contract form be approved by the City Attorney. However, since the addition of language prohibiting weapons incorporates City ordinances and City policy, the department is asking that the Board of Health affirm this.

NOW THEREFORE BE IT RESOLVED that the Board of Health for Madison and Dane County, on behalf of Public Health—Madison and Dane County authorizes the addition of the following language into the Purchase of Services agreements used by Public Health—Madison and Dane County:

Weapons prohibition. Contractor shall prohibit, and shall require its subcontractors to prohibit, its employees from carrying weapons, including concealed weapons, in the course of performance of work under this Contract, other than while at the Contractor's or subcontractor's own business premises. This requirement shall apply to vehicles used at any PHMDC work site and vehicles used to perform any work under this Contract, except vehicles that are an employee's "own motor vehicle" pursuant to Wis. Stat. sec. 175.60(15m).

Drafted by: David Caes
Introduced: May 10, 2012
Action: