



City of Madison

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

Master

File Number: 21509

File ID: 21509	File Type: Discussion Item	Status: In Committee
Version: 1	Reference:	Controlling Body: COMMITTEE ON SWEATFREE PURCHASES
		File Created Date : 02/22/2011

File Name: Ordinance amendment to clarify applicability of \$5,000 threshold. Status update of resolution by Rhodes-Conway
See Exhibit A for draft language or <http://legistar.cityofmadison.com/detailreport/Reports/Temp/22220119259.pdf>

Final Action:

Title: Ordinance amendment to clarify applicability of \$5,000 threshold. Status update of resolution by Rhodes-Conway
See Exhibit A for draft language or <http://legistar.cityofmadison.com/detailreport/Reports/Temp/22220119259.pdf>

Notes:

Sponsors:

Attachments: ExhibitA_2-24-11_ResAmend\$5000Lang.pdf

Author:

Entered by: srebello@cityofmadison.com

Agenda Number: 5.

Effective Date:

Enactment Number:

Hearing Date:

Published Date:

Approval History

Version	Date	Approver	Action
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History of Legislative File

Ver- sion:	Acting Body:	Date:	Action:	Sent To:	Due Date:	Return Date:	Result:
1	COMMITTEE ON SWEATFREE PURCHASES	02/22/2011	Discuss and continue				
	Action Text:	This Discussion Item was Discuss and continue					
	Notes:						

Master Continued (21509)

1 COMMITTEE ON 02/24/2011
SWEATFREE
PURCHASES

Action Text: The resolution was referred back to CSP after it was introduced to Council. Committee reviewed and approved the draft language for submission to the Common Council.

Notes:

Text of Legislative File 21509

Title

Ordinance amendment to clarify applicability of \$5,000 threshold. Status update of resolution by Rhodes-Conway

See Exhibit A for draft language or

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City of Madison
Legislative File Number 20897 (version 1)

Title

Amending Section 4.25(2) of the Madison General Ordinances to clarify the applicability of the sweatfree purchasing ordinance's \$5,000 threshold.

Body

DRAFTER'S ANALYSIS: This ordinance amendment clarifies the \$5,000 threshold for applicability of Sec. 4.25, MGO, the sweatfree purchasing ordinance. Currently, MGO 4.25 applies to all purchases of apparel totaling \$5,000 or more. The ordinance does not indicate whether it is a combination of items of apparel or whether it matters if the apparel is from more than one source or brand. This amendment clarifies the applicability in three ways - first it clarifies that the \$5,000 threshold applies to a single contractor or vendor. Secondly, the ordinance would apply to purchases of \$5,000 or more in apparel of the same brand name (such as socks and t-shirts of the same brand), or identical items regardless of brand (such as a \$5,000 worth of short sleeved T-shirts.) Third, this amendment clarifies that the \$5,000 total is counted over the lifetime of the contract, or if the contract has no set term, over the course of the calendar year.*****

The Common Council of the City of Madison do hereby ordain as follows:

Subsection (2) entitled "Applicability - Apparel" of Section 4.25 entitled "Procurement of Items of Apparel" of the Madison General Ordinances is amended to read as follows:

"(2) Applicability - Procurement of Apparel. This ordinance shall apply to all City procurement of apparel, ~~totaling \$5,000 or more~~, as defined herein, when the circumstances in sub. (a) or (b) are met:

(a) \$5,000 or more in apparel with the same brand name purchased from a single contractor. All articles of apparel with the same brand name purchased from that contractor during the term of the contract, or if there is no contract, during the calendar year in which the purchase is made, shall be counted in reaching the \$5,000 total; or

(b) \$5,000 or more of a specific item of apparel purchased from a single contractor, during the term of the contract, or if there is no contract, during the calendar year in which the purchase is made.

(c) For purposes of this ordinance, "procurement" shall include the purchase, rental, lease, laundering or dry cleaning of apparel, whether by contract, purchase order, or other means; and allowance and voucher programs for city employees to make their own purchases, except where a city collective bargaining agreement establishes a clothing allowance or voucher program that specifies another method of purchase or identifies purchasing criteria in conflict with this ordinance, in which case the terms of the collective bargaining agreement shall control. This ordinance shall also apply to contracts for the provision of City financial assistance, if \$5,000 or more of will be used for procurement of apparel under the circumstances in paragraph (2)(a) or (2)(b) above."

Fiscal Note

No fiscal impact is anticipated.