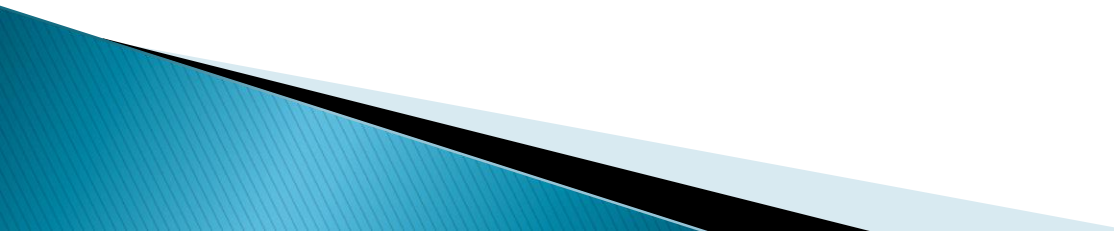


# Transportation Ordinance

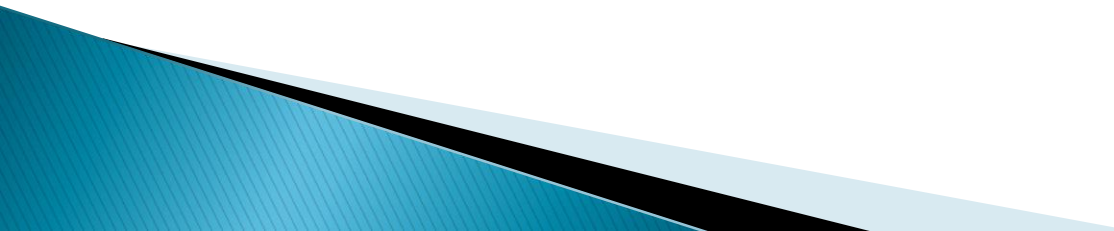
Past → Present → Future



# Purpose

- ▶ Provide brief history of the city's transportation ordinances and ordinance amendments.
  - ▶ Examine organization of existing ordinance.
  - ▶ Propose work plan for rewriting existing ordinance.
- 

# 1931

- ▶ No Department of Transportation
  - ▶ Instead, duties now found in Department of Transportation ordinance found mostly in:
    - MGO 5.02 (Police Department, under which was the Traffic Bureau and Director of Traffic)
    - MGO 10.01 (Street Commissioner)
- 

# 1963

- ▶ Still no Department of Transportation
- ▶ Instead, duties now found in Department of Transportation ordinance found mostly in:
  - MGO 3.10 Board of Public of Public Works
  - MGO 3.11 Department of Public Works
  - MGO 3.22 Traffic Engineering Department (which was part of the DPW)
  - MGO 12.03 (Vehicle Code) containing additional duties for the Traffic Engineer.

# 1968

- ▶ Created a new **Department of Transportation (DOT)**
- ▶ **MGO Sec. 3.51(1)** created the **DOT** for the **purpose** of “...planning, developing, coordinating, operating and regulating the various elements of transportation and transportation facilities in such a way as to provide for the safe, efficient and economical movement of people and goods in the City of Madison.”
- ▶ **MGO Sec. 3.51(2)** lists the **responsibilities** of the DOT to “...be those of **mass transportation, traffic engineering and parking**, with these three divisions to be developed and coordinated in such a manner as to be of maximum benefit and economy to the City of Madison.”

# 1968

- ▶ **MGO Sec. 3.51(3)** provides that the DOT be managed by a **Director of Transportation**, whose **duties** include:
  - preparing annual budget, establishing department policies and standards, supervise parking and transportation studies, assist Director of Public Works in planning highway programs, serve as liaison between the US DOT and State DOT and City, approve and establish experimental traffic regs and devices, supervise traffic accident studies, recommend street design, supervise studies regarding mass transit systems, manage mass transit system and facilities, and make recommendations for public transportation routes, terminals, trains, taxis, establish detours, order the installation of street signs, and more.
  - **Director of Transportation** also designated to be **ex officio member** (without a vote) of the Parking Utility Commission, Traffic Commission, Bus Utility Commission, Airport Commission and the Madison Safety Council.

# 1968

- ▶ **MGO Sec. 3.51(4) acknowledges the retention of present boards, including:**
  - Parking Utility Commission (Sec. 12.142, MGO)
  - Traffic Commission (Sec. 3.22, MGO)
  - Bus Utility Commission (Sec. 11.09, MGO)
  - Airport Commission (Sec. 3.48, MGO)
  - Madison Safety Council (?)
  - Division of Traffic Engineering and Parking (Sec. 3.22, MGO)

# 1968

- ▶ MGO Sec. 3.51(4) also provides that the **“Division of Traffic Engineering and Parking of the Department of Public Works shall be transferred to the newly created Department of Transportation.”**
  - Thus, prior to 1968, Division of Traffic Engineering and Parking were part of the Department of Public Works.



# 1980

- ▶ By 1980, MGO Secs. 3.51(1)–(3) remain largely the same, but MGO Sec. 3.51(4) et. seq. (commissions and committees) begins to evolve.
- ▶ In 1980, Commissions/Committees include:
  - Transportation Commission (11 members)
  - Parking Utility Committee (6 members)
  - Transit Utility Committee (6 members)
  - Pedestrian–Bicycle Committee (7 members)

# 1980

- ▶ By 1980, the Director of Transportation was designated as the **chief administrative officer and executive secretary of the Transportation Commission.**

# 1987

- ▶ By 1987, MGO Secs. 3.51(1)–(3) remain largely the same, but MGO Secs. 3.51(4) et. seq. (commissions and committees) continue to evolve.
- ▶ In 1987, Commissions/Committees include:
  - Transportation Commission (11 members)
  - Parking Committee (6 members)
  - Transit Committee (6 members)
  - Pedestrian–Bicycle Committee (7 members)

# 1997

- ▶ By 1997, MGO Secs. 3.51(1)–(3) remain largely the same, but MGO Sec. 3.51(4) et seq. continues to evolve.
- ▶ 1997 amendment to reorganize the transportation commission into the transit and parking commission and to make the transit general mgr chief administrative officer of the TPC.
- ▶ After 1997 amendment, Commissions/Committees include:
  - Transit and Parking Commission (9 members/2 alt.)
    - Transit Subcommittee (5)
    - Ped–Bike Subcommittee (7)
    - Parking Subcommittee (5)
  - Parking Council for People with Disabilities (7)

By 1997, The **Transit** division joined the Traffic Engineering and Parking divisions in the DOT.

# 2016

- ▶ Today, MGO Secs. 3.14(1)–(3) remain largely the same as 3.51(1)–(3) in 1968, but MGO 3.14(4) et. seq. has continued to change and evolve.

# 2016 skeletal outline (see handout)

## ▶ 3.14 Department of Transportation

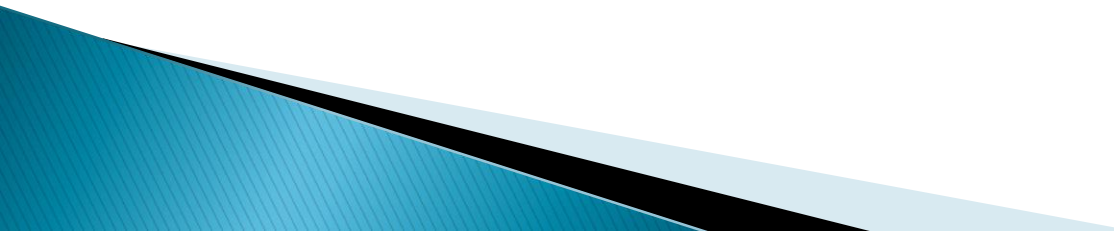
- (1) Purpose
- (2) Responsibilities
- (3) Director of Transportation
- (4) Transit and Parking Commission (9 voting; 2 alt.)

Subcommittees of the TPC:

- ADA Transit Subcommittee to the Transit and Parking Commission (9 members)
- Parking Council for People with Disabilities (7 members)
- Contracted Services Oversight Subcommittee (9 members)

- (5) Reserved for Future Use
- (6) Pedestrian/Bicycle/Motor Vehicle Commission (9 voting; 2 alt.)
- (7) Long-Range Transportation Committee (11 voting)
- (8) Joint Transportation Subcommittee (5 voting)
- (9) Traffic Engineering Division
- (10) Parking Division
- (11) Transit Division

# 2016 – other subcommittees

- ▶ TPC Subcommittee (by resolution) consisting of 3–5 members of the TPC with 2 additional citizens including one downtown business person.
  - ▶ Madison in Motion – ad hoc
- 

# Brief overview of evolution of TPC

Transportation Commission -> Transit and Parking Commission

11 voting members -> 9 voting members and 2 alt.

Transportation Commission used to include a member of the **Dane County Regional Planning Commission** and the **Director of Public Works**(e.g., 1982).

TPC voting members now include 3 alders and 6 citizens.



# Revising the Ordinance

- ▶ **3.14 Department of Transportation**

- (1) **Purpose**

- (2) **Responsibilities**

- (3) **Director of Transportation**

- (4) **Transit and Parking Commission (9 voting; 2 alt.)**

- Subcommittees of the TPC:

- ADA Transit Subcommittee to the Transit and Parking Commission (9 members)

- Parking Council for People with Disabilities (7 members)

- Contracted Services Oversight Subcommittee (9 members)

- (5) **Reserved for Future Use**

- (6) **Pedestrian/Bicycle/Motor Vehicle Commission (9 voting; 2 alt.)**

- (7) **Long-Range Transportation Committee (11 voting)**

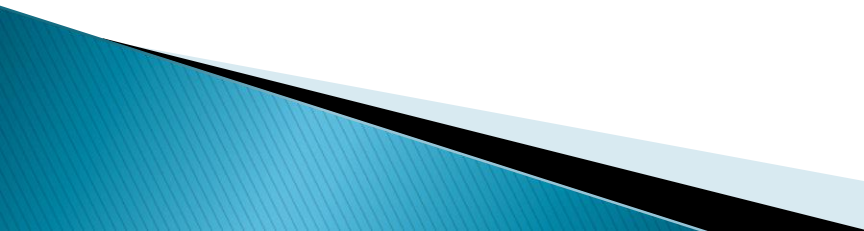
- (8) **Joint Transportation Subcommittee (5 voting)**

- (9) **Traffic Engineering Division**

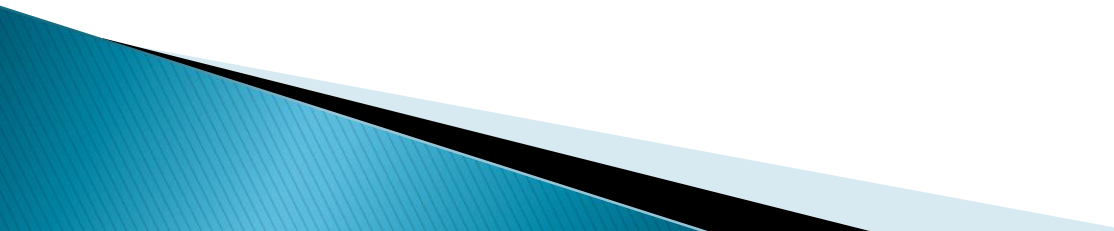
- (10) **Parking Division**

- (11) **Transit Division**

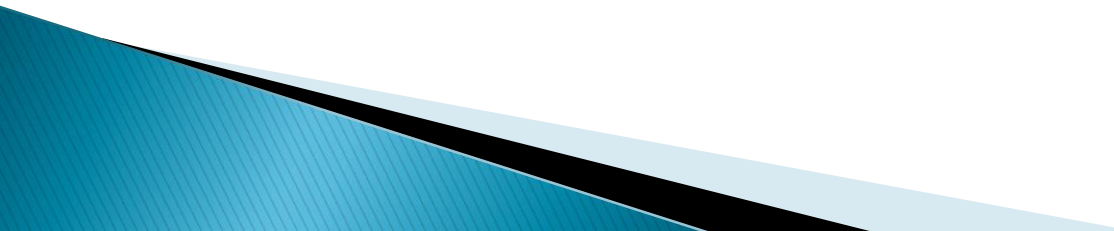
# Revising the Ordinance – Large Scale

- ▶ Discuss the purpose and organizational structure of the DOT.
    - See Secs. (1)–(3) and (9–11)
      - Purpose? Duties? Director?
      - Transit, parking, and traffic engineering divisions stay in DOT?
  - ▶ Discuss the purpose of the commissions, committees, and subcommittees.
    - See Secs. (4)–(8)
      - Keep commissions and committees as constituted and empowered?
      - Keep them in 3.14 or move them to Ch. 33 with rest of city’s commissions and committees?
  - ▶ Think Org Chart.
  - ▶ Avoid wordsmithing.
- 

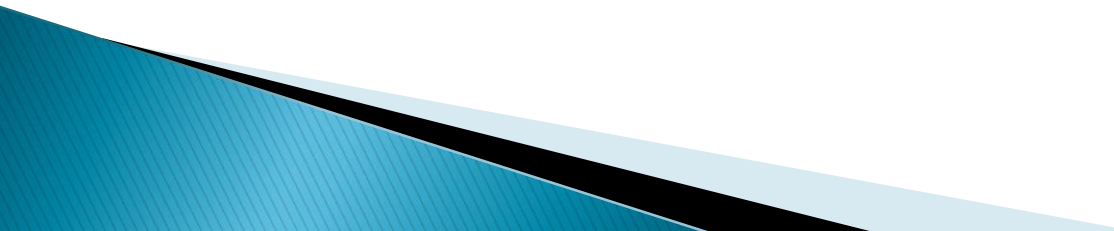
# Revising the ordinance – Medium Scale

- ▶ **New draft** to reflect direction established by LSO.
  - ▶ Review substance of previous **Secs. (1)–(3)** and decide what to retain or add.
  - ▶ Review substance of previous **Secs. (8)–(10)** and decide what to retain or add.
  - ▶ Review substance of previous **Secs. (4)–(7)** and consider what to retain or add.
  - ▶ Think rough draft.
  - ▶ Avoid significant wordsmithing.
- 

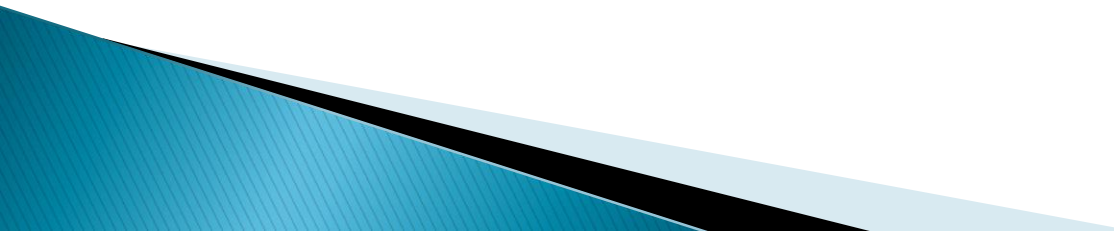
# Revising the Ordinance – Small Scale

- ▶ **New Draft**
  - ▶ Detailed edit of all provisions.
    - Organization and duties of Department.
    - Name, makeup, duties, and authority of each commission, committee, or subcommittee.
    - Detail of each division and duties of each division.
  - ▶ Devil's in the Details.
  - ▶ Wordsmithing suggestions.
- 

# Revising the Ordinance – Micro Scale

- ▶ New Draft.
  - ▶ Critical review.
  - ▶ Wordsmithing suggestions.
  - ▶ Repeat.
- 

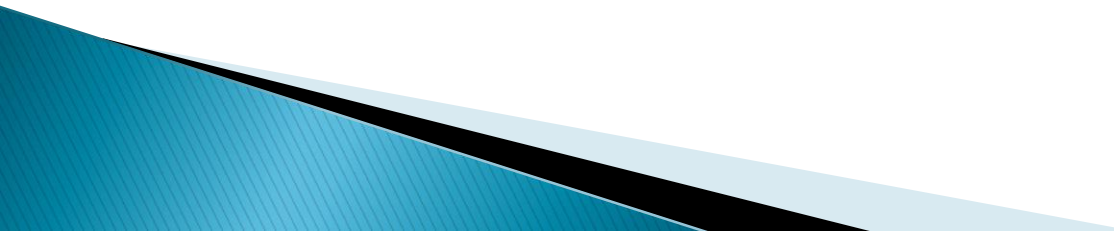
# Revising the ordinance – things to consider

- ▶ Does the current ordinance language match current practice?
  - ▶ What are the current challenges, if any?
  - ▶ Purpose, number, role, and authority of commissions/committees?
  - ▶ How to better integrate transportation planning into the DOT and commissions/committees?
  - ▶ How to add regional representation to commissions/committees dealing with transit issues?
  - ▶ Others.
- 

# Revising the Ordinance – legal issues

- ▶ Remove reference to TPC being a public utility commission within 66.0805 or a transit commission under 66.1021, or give the TPC the necessary independence required by those laws. If The Council wishes to give the TPC that authority, the TPC would have to have the authority to hire and fire employees, set wages, and enter into contracts without Council oversight. The current ordinance does not give the TPC this authority and this is not how the TPC has operated.

## Revising the Ordinance – legal issues

- ▶ Prior versions of the ordinance contains numerous sections that are considered charter ordinances. There is only one section that is required by state law to be a charter ordinance (sub. (4)(i) regarding advertising in bus shelters). Repealing and recreating the ordinance will allow us to return all provisions except that one to their status as a general ordinance.
- 



# Revising the Ordinance – legal issues

- ▶ Think critically about the authority of commissions/committees and the process of reviewing that authority.
    - What commission decisions are final?
    - What commission decisions are appealable to council?
    - What commission decisions require council approval regardless of an appeal.
    - Think matrix.
    - Make it clear.
- 