

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

Date: February 9, 2017

MEMORANDUM

TO: Transportation Ordinance Review Committee

FROM: John W. Strange, Assistant City Attorney

RE: Draft Transportation Ordinances

At its February 6, 2017 meeting, the Transportation Ordinance Review Committee (TORC) requested that I take the draft two-body structure as of 1-25-17 and make the following changes:

1. Provide for a Transportation Policy and Planning Manager who will serve as executive secretary of the Transportation Policy and Planning Board (TPPB) and be part of a triad of managers in the city's Department of Transportation. Accordingly, I added Sec. 3.14(4)(d), Transportation Policy and Planning Division, and revised 3.14(3), Management, to include a Transportation Policy and Planning Manager among the managers in the DOT. Collectively, these managers are responsible for managing their own divisions and ensuring that the duties of the DOT outlined in Sec. 3.14(2) are fulfilled. Related to this, I also revised Sec. 33.55(5) to state that the Transportation Policy and Planning Manager will serve as executive secretary of the TPPB.
2. Reduce the number of alders on the TPPB from four (4) to three (3). Accordingly, I revised Sec. 33.55(3) to reflect this change.
3. Provide that starting in January 2019, the TPPB will conduct a review to determine if the city would benefit from the hiring of a Director of Transportation as provided in Sec. 3.14(3). Accordingly, I added Sec. 33.55(6)(i).

These requested changes required some thinking of how to deal with other aspects of the proposed ordinances. For example, under the previous draft of the ordinances, the City Transit Manager and City Traffic Engineer & Parking Manager were to work together to staff both the TPPB and the Transportation Commission. If, as provided in this draft, the Transportation Policy and Planning Manager is the executive secretary of the TPPB, then arrangements need to be provided for an executive secretary of the Transportation Commission. Accordingly, I revised Sec. 33.56(4) to provide that the City Transit Manager and City Traffic Engineer & Parking Manager would serve as executive secretary of the TC, taking alternate two-year terms.

Also, if the DOT is going to house a specific transportation policy and planning function, then TORC may want to consider language that will connect that function to

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the similar function already existing in the Department of Planning, Community, and Economic Development (DPCED). As a possible example, I added language in Sec. 3.14(4)(d)(ii)3. requiring the Transportation Policy and Planning Manager in the DOT to work collaboratively with the Director of DPCED or designee on transportation policies and plans. The TORC may want to consider this or similar language to ensure cohesive city wide transportation planning.

Additionally, after hearing public comment regarding the desire to have a more publicly accessible DOT, I included language from other jurisdictions regarding the DOT's duty to engage with the public. This language can be found in Sec. 3.14(2)(h).