



## Legislation Details (With Text)

<b>File #:</b>	80671	<b>Version:</b>	2	<b>Name:</b>	Common Council Vacancies
<b>Type:</b>	Ordinance	<b>Status:</b>	Passed		
<b>File created:</b>	11/1/2023	<b>In control:</b>	Attorney's Office		
<b>On agenda:</b>	12/5/2023	<b>Final action:</b>	1/9/2024		
<b>Enactment date:</b>	1/18/2024	<b>Enactment #:</b>	ORD-24-00004		
<b>Title:</b>	AMENDED: Amending Sections 2.03(3) and (5) of the Madison General Ordinances related to filling Common Council vacancies to amend the process for filling Common Council vacancies.				
<b>Sponsors:</b>	Nasra Wehelie				
<b>Indexes:</b>					
<b>Code sections:</b>					
<b>Attachments:</b>	1. Currie amendment				

Date	Ver.	Action By	Action	Result
1/9/2024	1	COMMON COUNCIL	Adopt As Amended	Pass
1/9/2024	1	COMMON COUNCIL EXECUTIVE COMMITTEE	RECOMMEND TO COUNCIL WITH THE FOLLOWING RECOMMENDATIONS - REPORT OF OFFICER	Pass
12/5/2023	1	COMMON COUNCIL	Re-refer	Pass
11/21/2023	1	COMMON COUNCIL EXECUTIVE COMMITTEE	Re-refer	Pass
11/7/2023	1	COMMON COUNCIL	Refer	Pass
11/1/2023	1	Attorney's Office	Referred for Introduction	

### Fiscal Note

Any fiscal impacts are anticipated to be minimal. Beginning in 2025, alders will be elected to staggered terms with some alders being on the ballot every year. No appropriation is required.

### Title

AMENDED: Amending Sections 2.03(3) and (5) of the Madison General Ordinances related to filling Common Council vacancies to amend the process for filling Common Council vacancies.

### Body

DRAFTER'S ANALYSIS: This ordinance requires the Common Council Executive Committee to rank its top two preferred candidates to fill a vacancy in the position of alder. It also requires that, when a vacancy occurs on or prior to November 15th, that a special election be held at the following Spring Election to elect a successor to the appointed alder.

The amendment removes the proposed change to 2.03(3), as recommended by the Common Council Executive Committee.

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

1. Subsection (3) of Section 2.03 entitled "Procedure to Fill Vacancies on the Common Council" of the Madison General Ordinances is amended as follows:

- “(3) The Common Council Executive Committee shall review the applications and, following opportunities for personal candidate interviews, shall recommend to the Common Council a candidate selected for confirmation to fill the vacancy. ~~If more than one individual applies for the position, the Committee shall rank at least its top two preferred candidates.~~ If the Common Council Executive Committee is unable to agree on a candidate to recommend, it may recommend more than one candidate, or it may reopen the application process to seek additional applicants.”

2. Subsection (5) of Section 2.03 entitled “Procedure to Fill Vacancies on the Common Council” of the Madison General Ordinances is amended as follows:

- “(5) ~~The~~ If a vacancy occurs after November 15<sup>th</sup> of the first year of an alder’s term, the appointed and confirmed candidate shall serve until an alderperson is elected pursuant to sec. 17.23(1), Wis. Stats. and is qualified. If a vacancy occurs on or prior to November 15<sup>th</sup> of the first year of an alder’s term, the appointed and confirmed candidate shall serve until an alderperson is elected at a special election scheduled on the same day as the Spring Election of the following year.”