



Legislation Details (With Text)

File #: 22641 **Version:** 1 **Name:** Municipality
Type: Ordinance **Status:** Passed
File created: 5/26/2011 **In control:** AFFIRMATIVE ACTION COMMISSION
On agenda: 10/18/2011 **Final action:** 10/18/2011
Enactment date: 10/28/2011 **Enactment #:** ORD-11-00137

Title: Amending Section 39.02(9)(a)2.g. of the Madison General Ordinances to clarify the meaning of “municipality” for purposes of the exception to affirmative action contracting requirements.

Sponsors: Joseph R. Clausius

Indexes:

Code sections:

Attachments:

| Date | Ver. | Action By | Action | Result |
|------------|------|----------------------------------|---|--------|
| 10/18/2011 | 1 | COMMON COUNCIL | Adopt | Pass |
| 10/4/2011 | 1 | AFFIRMATIVE ACTION COMMISSION | RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER | Pass |
| 7/12/2011 | 1 | AFFIRMATIVE ACTION COMMISSION | | |
| 6/7/2011 | 1 | COMMON COUNCIL | Referred | |
| 5/26/2011 | 1 | Attorney's Office/Approval Group | Referred for Introduction | |

Fiscal Note

No appropriation is required.

Title

Amending Section 39.02(9)(a)2.g. of the Madison General Ordinances to clarify the meaning of “municipality” for purposes of the exception to affirmative action contracting requirements.

Body

DRAFTER'S ANALYSIS: Section 39.02(9)(a)2. creates exceptions to the City’s affirmative action requirement for contractors, including the requirement to submit an Affirmative Action Plan to the City’s Department of Civil Rights for approval prior to release of payment.

One of the exceptions to this requirement is for “contracts with other municipalities.” The word “municipality” is not currently defined. This amendment would adopt the meaning of “municipality” found in Wis. Stat. § 66.0301(1)(a), which is a list of governmental units considered to be municipalities for purposes of Intergovernmental Cooperation. (This statute also includes the state and state agencies, but these will not be considered municipalities under this ordinance amendment.) By including a reference to this statute, it will be very clear whether a local governmental unit is considered a “municipality” for purposes of the City’s Affirmative Action contracting policies.

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

Subparagraph g. of Paragraph 2. entitled “Contract” of Subdivision (a) entitled “Definitions” of Subsection (9) entitled “Contract Compliance Provisions” of Section 39.02 entitled “Affirmative Action Ordinance” of the Madison General Ordinances is amended to read as follows:

“g. Contracts with other municipalities. For purposes of this exemption, “municipality” shall mean any unit of government listed in Wis. Stat. § 66.0301(1)(a) (2009-10) other than the state or a department or agency thereof.”