



Legislation Details (With Text)

File #: 19916 **Version:** 3 **Name:** Incumbent's permitted expenses
Type: Ordinance **Status:** Passed
File created: 9/14/2010 **In control:** COMMON COUNCIL
On agenda: 3/15/2011 **Final action:** 3/29/2011
Enactment date: 4/7/2011 **Enactment #:** ORD-11-00060
Title: 2nd SUBSTITUTE Amending Sec. 3.35(6)(h) and creating Secs. 3.35(6)(i) and (j) of the Madison General Ordinances to establish conditions and procedures for a third party to pay for incumbent's permitted expenses.
Sponsors: Michael E. Verveer, Bridget R. Maniaci, Thuy Pham-Remmele

Indexes:

Code sections:

Attachments: 1. 19916 Registration Forms 10-19-2010.pdf, 2. Version 1, 3. 3.15.2011 registrations, 4. Version 2

Date	Ver.	Action By	Action	Result
3/29/2011	2	COMMON COUNCIL	Adopt	Pass
3/15/2011	2	COMMON COUNCIL	Refer to a future Meeting to Adopt	Pass
2/9/2011	1	ETHICS BOARD	RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER	Pass
12/8/2010	1	ETHICS BOARD		
11/9/2010	1	COMMON COUNCIL	Re-refer	Pass
11/3/2010	1	ETHICS BOARD		
10/19/2010	1	COMMON COUNCIL	Referred	
10/7/2010	1	ETHICS BOARD	RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER	Pass
9/21/2010	1	COMMON COUNCIL	Referred	
9/14/2010	1	Attorney's Office	Referred for Introduction	

Fiscal Note

Fiscal impact unknown. The impacts of new administrative procedures and responsibilities created by this proposed ordinance revision are unclear.

Title

2nd SUBSTITUTE Amending Sec. 3.35(6)(h) and creating Secs. 3.35(6)(i) and (j) of the Madison General Ordinances to establish conditions and procedures for a third party to pay for incumbent's permitted expenses.

Body

DRAFTER'S ANALYSIS: The Ethics Code allows third parties to pay for expenses incurred by an incumbent, but sets out no procedure for such payment, and only requires that the expenses be primarily for the benefit of the City and not the individual benefit of the incumbent. This ordinance establishes such procedures and requires that the expenses be allowable under existing City policies. Expenses incurred by an incumbent that have been paid or will be paid by a third party shall be reported to both the City Clerk and the Finance Director. The Finance Director may disallow any third party payment that does not qualify under City travel reimbursement policies.

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

1. Subdivision (h) of Subsection (6) entitled "Honoraria, Fees and Expenses" of Section 3.35 entitled "Code of Ethics" of the Madison General Ordinances is amended to read as follows:

"(h) Whenever an incumbent receives anything of value permitted by this Subsection (6) from or has any fee or expense waived, prepaid or reduced by a person or entity other than the City in connection with her or his official duties, she or he shall, within ten (10) days of the occurrence file a report with the City Clerk and the Finance Director on forms provided by the Clerk."

2. Subdivision (i) of Subsection (6) entitled "Honoraria, Fees and Expenses" of Section 3.35 entitled "Code of Ethics" of the Madison General Ordinances is created to read as follows:

"(i) If a third party, other than the City, is authorized to pay for any expenses, including food, travel or lodging, incurred by any incumbent under this subsection, such payments shall be reported to the Finance Director within ten (10) days of the occurrence. The incumbent shall pay to the City or the third party the amount that such reported value exceeds the City's normal travel reimbursement policies."