



Legislation Details (With Text)

File #: 64255 **Version:** 2 **Name:** Increase Sweatfree Threshold Procurement Requirements

Type: Ordinance **Status:** Passed

File created: 2/16/2021 **In control:** COMMITTEE ON SWEATFREE PURCHASES

On agenda: 5/18/2021 **Final action:** 5/18/2021

Enactment date: 6/2/2021 **Enactment #:** ORD-21-00039

Title: SUBSTITUTE - Amending Section 4.25(2) of the Madison General Ordinances to increase the threshold for the City's sweatfree procurement requirements for items of apparel from \$5,000 to \$15,000, and amending Section 4.25(9)(b) of the Madison General Ordinances to change the description of the UW organization that recommends a member to the Committee on Sweatfree Purchases.

Sponsors: Michael E. Verveer

Indexes:

Code sections:

Attachments: 1. 64255 Version 1.pdf

Date	Ver.	Action By	Action	Result
5/18/2021	1	COMMON COUNCIL	Adopt with the Recommendation(s)	Pass
4/22/2021	1	COMMITTEE ON SWEATFREE PURCHASES	RECOMMEND TO COUNCIL WITH THE FOLLOWING RECOMMENDATIONS - REPORT OF OFFICER	
2/23/2021	1	COMMON COUNCIL	Refer	Pass
2/16/2021	1	Attorney's Office	Referred for Introduction	

Fiscal Note

No City appropriation required.

Title

SUBSTITUTE - Amending Section 4.25(2) of the Madison General Ordinances to increase the threshold for the City's sweatfree procurement requirements for items of apparel from \$5,000 to \$15,000, and amending Section 4.25(9)(b) of the Madison General Ordinances to change the description of the UW organization that recommends a member to the Committee on Sweatfree Purchases.

Body

DRAFTER'S ANALYSIS: This ordinance raises the current threshold for the City's sweatfree procurement requirements from \$5,000 to \$15,000. Sweatfree procurement is required when the City purchases \$15,000 or more of a specific item (shirts, shoes, etc.) from a single contractor or \$15,000 or more in apparel of the same brand name from a single contractor. The requirements also apply to recipients of City financial assistance if \$15,000 or more will be used to purchase apparel. This ordinance also broadens the description of the University of Wisconsin-Madison organization that recommends a student member to the Committee on Sweatfree Purchases to allow for flexibility when the UW-designated organization changes or no longer exists.

This substitute changes the new threshold for sweatfree procurement requirements to \$15,000 instead of \$10,000.

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

1. Subsection (2) entitled "Applicability - Procurement of Apparel" of Section 4.25 entitled "Procurement of Items of Apparel" is amended as follows:

"(2) Applicability - Procurement of Apparel. This ordinance shall apply to all City procurement of apparel, as defined herein, when the circumstances in sub. (a) or (b) are met:

- (a) \$515,000 or more in apparel with the same brand name purchased from a single contractor. All articles of apparel with the same brand name purchased from that contractor during the term of the contract, or if there is no contract, during the calendar year in which the purchase is made, shall be counted in reaching the \$515,000 total; or
- (b) \$515,000 or more of a specific item of apparel purchased from a single contractor, during the term of the contract, or if there is no contract, during the calendar year in which the purchase is made.
- (c) For purposes of this ordinance, "procurement" shall include the purchase, rental, lease, laundering or dry cleaning of apparel, whether by contract, purchase order, or other means; and allowance and voucher programs for city employees to make their own purchases, except where a city collective bargaining agreement, city ordinance, employee handbook or similar arrangement establishes a clothing allowance or voucher program that specifies another method of purchase or identifies purchasing criteria in conflict with this ordinance, in which case the terms of the collective bargaining agreement shall control. This ordinance shall also apply to contracts for the provision of City financial assistance, if \$515,000 or more of will be used for procurement of apparel under the circumstances in paragraph (2)(a) or (2)(b) above."

2. Subdivision (b) entitled "Composition and Appointment of Members" of subsection (9) entitled "Committee on Sweatfree Purchases" of Section 4.25 entitled "Procurement of Items of Apparel" is amended as follows:

"(b) Composition and Appointment of Members. The Committee on Sweatfree Purchases shall consist of five (5) voting members and one (1) alternate member. Membership shall include one (1) alderperson who serves concurrently as an appointed member of the Finance Committee. The remaining four (4) members and one alternate shall be residents of the City of Madison of legal voting age. At least one (1) of the remaining four (4) members shall be a student representative, preferably a student, recommended by the United Students Against Sweatshops, Local 1, an appropriate department, committee or student organization of the University of Wisconsin-Madison focused on labor codes and licensing of licensed collegiate products or, if none exists, a resident with knowledge or interest in international labor practices and workers' rights. Appointments shall be made by the Mayor, subject to the approval of the Common Council."