Legislation Details (With Text)

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Type:	Ordinance			**Status:**	Passed
File created:	10/31/2023			**In control:**	VENDING OVERSIGHT COMMITTEE (ended 3/2026)
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Title: Amending Section 9.12 of the Madison General Ordinances to remove the alternate position and replace the State Street area resident with a resident from any part of the city and make editorial corrections.

Sponsors: Michael E. Verveer, Kristen Slack

Indexes:

Code sections:

Attachments:

Date	Ver.	Action By	Action	Result
11/21/2023	1	COMMON COUNCIL	Adopt Unanimously	Pass
11/7/2023	1	COMMON COUNCIL	Refer	Pass
10/31/2023	1	Attorney's Office	Referred for Introduction	

Fiscal Note

No City appropriation required.

Title

Amending Section 9.12 of the Madison General Ordinances to remove the alternate position and replace the State Street area resident with a resident from any part of the city and make editorial corrections.

Body

DRAFTER'S ANALYSIS: This ordinance makes two minor changes to the composition of the Vending Oversight Committee. First, it removes the alternate position. Second, it changes the requirement for one resident member to reside in the State Street/Capitol Concourse area. Instead, that resident can be from any part of the City. This amendment also makes minor editorial clean-up changes, including adding the current June 1 expiration date for resident members.

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

1. Subsection (2) entitled "Composition, Appointments and Terms" of Section 9.12 entitled "Vending Oversight Committee" of the Madison General Ordinances is amended as follows:

"(2) Composition, Appointments and Terms. The Vending Oversight Committee shall consist of five (5) voting members~~, one (1) alternate voting member,~~ and up to four (4) non-voting, technical advisors, as follows:

(a) ~~Five (5) voting members and one (1) alternate.~~ Voting Members. The voting membership shall include one (1) alder~~person~~ from a downtown district, ~~and~~ one (1) alder from another part of the City, ~~one (1) resident of the State Street or Capitol Concourse area eligible to vote in the City, two (2)~~ and three (3) residents~~, and (1) alternate~~. ~~As of the effective date of this Ordinance (ORD-07-00138) no~~ No person who currently holds a City of Madison vending license under

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Secs. 9.13, 9.135 or 9.136 shall be appointed as a voting member of the VOC or any subcommittee of the VOC.

(b) Technical Advisors. Not more than four (4) non-voting technical advisors, who shall be vendors holding a valid vending license under Secs. 9.13, 9.135 or 9.136 from the City of Madison, or others with specialized knowledge or interest in street vending and the duties and responsibilities of the VOC. Technical advisors shall serve a regular term of appointment, may sit at the table and participate in discussion of all matters before the VOC (except a matter affecting that vendor's license), but shall not vote on any matters. Technical advisors may be appointed to subcommittees but only in their non-voting, advisory capacity. If a technical advisor's vending license is suspended, revoked, non-renewed or other adverse action is taken against the license, they shall not sit at the table or participate in any discussions at the meeting (s) at which the license is scheduled for action, and they shall lose their VOC appointment and the position is deemed vacated as of the date of the VOC's decision taking action against the license. If no action is taken against the license, the vendor may remain in their position as technical advisor.

(c) The Greater State Street Business Association ("GSSBA") or successor organization may recommend a voting member or a non-voting technical advisor, subject to Sub. (2)(d) below.

(d) Appointments of all members and non-voting technical advisors shall be made by the Mayor, subject to approval of the Common Council.

(e) Quorum. The quorum shall be determined according to Sec. 33.01(8)(c). Non-voting advisors shall not be counted for purposes of establishing a quorum.

(f) Appointment Terms. The ~~full~~ term for alderperson members shall be two (2) years, as set forth in Sec. 33.01(6)(a). The ~~full~~ term for resident members and non-voting technical advisors shall be three (3) years, expiring on June 1 in the third year following appointment. All vacancies shall be filled by the Mayor, subject to approval of the Common Council, for a term filling out the remainder of the vacated member's term."

2. Subsection (3) entitled "Officers" of Section 9.12 entitled "Vending Oversight Committee" of the Madison General Ordinances is amended as follows:

"(3) Officers. The members of the VOC shall annually elect a chairperson and vice chairperson from among its voting membership at the Committee's first meeting in June. See Sec. 33.01(~~2~~7)(d) regarding eligibility of alderpersons as officers. The Director of Planning and Community and Economic Development or designee, a non-member, shall act as Executive Secretary to the VOC. The Executive Secretary shall prepare the agenda and minutes of the VOC's meetings and shall perform such other duties as the VOC shall direct."

3. Subsection (5) entitled "Rules of Procedure" of Section 9.12 entitled "Vending Oversight Committee" of the Madison General Ordinances is amended as follows:

(5) Rules of Procedure. The VOC shall adopt ~~Rules of Procedure and Basic Policies~~ rules of procedure which may from time to time be amended by the VOC. Such rules may include provision for delegation of the powers and responsibilities of the VOC to a Subcommittee or Subcommittees composed exclusively of VOC members.

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