



Legislation Details (With Text)

File #: 130365 **Version:** 1

Type: Charter Ordinance **Status:** Passed

File created: 7/2/2013 **In control:** COMMON COUNCIL

On agenda: **Final action:** 9/24/2013

Effective date:

Title: A substitute charter ordinance relating to an affidavit of no interest requirement for city officers and employees provided by bonding or insurance companies.

Sponsors: THE CHAIR

Indexes: CHARTER ORDINANCES, CITY EMPLOYEES, INSURANCE

Attachments: 1. Letter from City Attorney, 2. Hearing Notice List for 9/19/13 Meeting, 3. Notice Published on 10-10-13

Date	Ver.	Action By	Action	Result	Tally
7/2/2013	0	COMMON COUNCIL	ASSIGNED TO		
9/16/2013	1	FINANCE & PERSONNEL COMMITTEE	HEARING NOTICES SENT		
9/16/2013	1	FINANCE & PERSONNEL COMMITTEE	HEARING NOTICES SENT		
9/16/2013	1	FINANCE & PERSONNEL COMMITTEE	HEARING NOTICES SENT		
9/19/2013	1	FINANCE & PERSONNEL COMMITTEE	RECOMMENDED FOR PASSAGE	Pass	5:0
9/24/2013	1	COMMON COUNCIL	PASSED	Pass	15:0
9/27/2013	1	MAYOR	SIGNED		
10/10/2013	1	CITY CLERK	PUBLISHED		

130365
SUBSTITUTE 1

THE CHAIR

A substitute charter ordinance relating to an affidavit of no interest requirement for city officers and employees provided by bonding or insurance companies.

3-29-1 am

Current charter provisions prohibit any city officer or employe from receiving any premium, commission, fee or other thing of value on account of the sale or furnishing of any bond, undertaking, policy of insurance, or contract of indemnity, guaranty or suretyship to the city or to any of its officers, boards or commissions or to any person, firm or corporation in connection with any contract to which the city or any of its officers, boards or commissions may be a party of interest. In addition, the attorney in fact or agent of any bonding or insurance company furnishing any bond, undertaking, policy of insurance or contract of indemnity, guaranty or suretyship is required to sign and furnish an affidavit setting forth that no city official or employe has any interest, directly or indirectly, or is receiving any premium, commission, fee or other thing of value on account of the sale or furnishing of the bond, undertaking, policy of insurance or contract of indemnity, guaranty or suretyship to the city.

This charter ordinance repeals the requirement that an affidavit of no interest be provided by a bonding or insurance company.

The Mayor and Common Council of the City of Milwaukee do ordain as follows:

Part 1. Section 3-29-1 of the code is amended to read:

3-29. Commissions and Fees Prohibited. 1. ~~[[AFFIDAVIT REQUIRED.]] >>BOND, INSURANCE, ETC.<<~~ No officer or employe of the city of Milwaukee shall receive any premium, commission, fee or other thing of value on account of the sale or furnishing of any bond, undertaking, policy of insurance, or contract of indemnity, guaranty or suretyship to the city or to any of its officers, boards~~[[,]]~~ or commissions >> ~~or to any person, firm or corporation in connection with any contract to which the city or any of its officers, boards or commissions may be a party in interest. [[The attorney in fact or agent of any bonding or insurance company furnishing any bond, undertaking, policy of insurance or contract of indemnity, guaranty or suretyship shall sign and furnish an affidavit setting forth that no city official or city employe has any interest, directly or indirectly, or is receiving any premium, commission, fee or other thing of value on account of the sale or furnishing of the bond, undertaking, policy of insurance or contract of indemnity, guaranty or suretyship to the city]]~~

Part 2. This is a charter ordinance and shall take effect 60 days after its passage and publication, unless within such 60 days a referendum petition is filed as provided in s. 66.0101(5), Wis. Stats., in which event this ordinance shall not take effect until submitted to a referendum and approved by a majority of the electors voting thereon.

APPROVED AS TO FORM

Legislative Reference Bureau

Date: _____

IT IS OUR OPINION THAT THE ORDINANCE
IS LEGAL AND ENFORCEABLE

Office of the City Attorney

Date: _____

LRB147510-2

Teodros W. Medhin:lp

6/28/2013