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### 13.01 WATER UTILITY BOARD.

- (1) Election . The City of Madison hereby elects, pursuant to Wis. Stat. § 66.0805(6), to provide for the operation of the Madison Water Utility by a board of officers other than the commission provided for in Wis. Stat. § 66.0805(1)-(3). In establishing this Board, the City also relies on its authority under Wis. Stat. § 62.11(5). (Am. by ORD-07-00099, 8-23-07)
- (2) Water Utility Board . There is hereby created a Water Utility Board of eight (8) members, whose duty shall be the management and operation of the Water Utility. There shall be seven (7) voting members and one (1) non-voting ex-officio member. At least one (1) and not more than two (2) of the voting members shall be members of the Common Council, who shall serve during their two-year terms. The members shall be appointed by the Mayor and confirmed by the Common Council, and members who are not members of the Common Council shall serve staggered terms of five (5) years, respectively provided that the Mayor may appoint one of the members whose term ends in 2010 to a three (3) year term in order to achieve staggered terms. In case of vacancy, the Common Council may at any regular or special meeting confirm a member for the unexpired term. The Director of Public Health Madison and Dane County under Sec. 7.02, MGO, or his or her designee shall serve as an ex-officio, non-voting member of the Board in order to provide advice and information to the Board on health issues related to the Water Utility. The Director of Public Health Madison and Dane County shall not vote, may not make motions, and shall not be counted as a member in determining quorum or majorities. Upon passage of this ordinance, the existing commissioners of the Board of Water Commissioners shall immediately succeed to positions as members of the Water Utility Board and fill out their terms as if appointed to the remaining length of their terms. (Am. by Ord. 10,239, 4-12-91; ORD-06-00098, 8-2-06; ORD-07-00099, 8-23-07; ORD-10-00064; 6-23-10; ORD-15-00009, 1-28-15)
- (3) Meeting, Organization and Duties of the Board . The Board on an annual basis shall choose from among their number a president, vice president and secretary. The Board may make rules for its own proceedings and for the government of the Utility. The Board shall keep books of account in the manner and form prescribed by the Public Service Commission which shall be open to the public. The Board shall have the management and supervision of the Water Utility and all matters connected therewith, subject to the general control and supervision of the Water Utility Board by the Mayor and Common Council. The Council shall exercise such supervision by enacting ordinances governing the Board's operation, and approving contracts for the Water Utility as it does for other departments. The Board shall have the general power and authority to make rules and regulations for the management of said Utility as it shall from time to time find necessary for the safe, economical and efficient management and protection of the Water Utility. The Board shall issue an annual report which shall be made available to the Common Council.

(Sec. 13.01 Am. by Ord. 6665, Adopted 6-26-79; Am. by ORD-07-00099, 8-23-07)

- (4) Employees . Employees of the Water Utility shall be governed by the ordinances, rules and procedures established for other employees of the City of Madison, together with any rules established by the Water Utility Board. (Cr. by ORD-07-00099, 8-23-07)