

Ordinance No. 2020-21

AN ORDINANCE TO AMEND 2-4-1 RELATED TO ELECTION OF VILLAGE OFFICERS; GENERAL PROVISIONS, AMEND 2-4-2 RELATED TO TEMPORARY VACANCIES, REPEAL SECTION 2-4-4(E) RELATED TO THE AUTOMATIC SALARY SCHEDULE FOR VILLAGE CLERK AND TO AMEND SECTION 2-4-9 OF RELATING THE DEPUTY VILLAGE CLERK, ALL OF THE CODE OF ORDINANCES, OF THE VILLAGE OF CALEDONIA, RACINE COUNTY, WISCONSIN

The Village Board of the Village of Caledonia, Racine County, Wisconsin, do ordain as follows:

1. That Section 2-4-1 of the Code of Ordinances for the Village of Caledonia be, and hereby is, amended to read as follows:

"SEC. 2-4-1 ELECTION OF VILLAGE OFFICERS; GENERAL PROVISIONS.

- (a) **Elected Village Officers.** At the annual spring election, members of the Village Board shall be elected pursuant to Section 2-3-1.
- (b) **Restrictions.**
 - (1) Only an elector of the Village may hold a Village office, other than an Assessor appointed under Sec. 61.27, Wis. Stats., if the Village elects to change the office of Assessor to an appointed position.
 - (2) No person may hold the offices of Village Treasurer and Village Assessor at the same time. No person may assume the office of Village Assessor unless certified by the Department of Revenue, under Sec. 73.09, as qualified to perform the functions of the office of Village Assessor. If the Village reverts to a system of electing instead of appointing the Assessor and a person is elected to the office and is not certified by June 1 of the year elected, the office is vacant and the Village Board shall fill the vacancy from a list of persons certified by the Department of Revenue.
- (c) **Notice of Election.** Within five (5) days after completion of the canvass under Sec. 7.53, Wis. Stats., the Village Clerk shall transmit a notice of election to each person elected to a Village office.
- (d) **Term of Office.**
 - (1) Every elected Village officer shall hold the office for two (2) years,
 - (2) The regular term of elected Village officers commence on the third (3rd) Tuesday of April in the year of their election.
 - (3) The provisions of this subsection do not apply to the Village Municipal Judge.
- (e) **Temporary Vacancy.**
 - (1) If any elected Village officer, other than a Village Trustee, is absent or temporarily incapacitated from any cause, the Village Board may appoint, if there is no deputy officer for the office, a suitable person to discharge the

duties of the office until the officer returns or the disability is removed. Appointees shall file the official oath and bond required under Sec. 61.22, Wis. Stats.

- (2) If any elected Village officer, other than a Village Trustee, refuses to perform any official duty, the Village Board may appoint a suitable person to perform those duties which the officer refuses to perform. An appointee shall file the official oath and bond required of the office under Sec. 61.22, Wis. Stats. This Subsection does not preclude a finding that refusal to perform official duties constitutes cause under Sec. 17.13(3), Wis. Stats.
- (f) Village Officers Residing in New Incorporated Municipality or Annexed Territory. Notwithstanding Sec. 17.03(4), Wis. Stats., if, due to incorporation or annexation, any Village officer, except a Village Trustee or a municipal judge, becomes a resident of a different city or village, the officer shall continue in the Village office and discharge the duties of the office until completion of the term for which elected."

2. That Section 2-4-2 of the Code of Ordinances for the Village of Caledonia be, and hereby is, amended to read as follows:

"SEC 2-4-2 TEMPORARY VACANCIES.

- (a) If any elected Village officer, other than a Trustee, is absent or temporarily incapacitated for any cause, the Village Board may appoint, if there is no deputy officer for the office, a suitable person to discharge the duties of the office until the officer returns or the disability is removed. Appointees shall file the official oath and bond required under Sec. 61.22, Wis. Stats.
- (b) Vacancies on the Village Board shall be filled by appointment in accordance with Sec. 17.24, Wis. Stat. Persons appointed under this Subsection to fill vacancies shall hold office for the residue of the unexpired term.
- (c) If any elected Village officer, other than a Trustee, refuses to perform any official duty, the Village Board may appoint a suitable person to perform those duties which the officer refuses to perform. An appointee shall file the official oath and bond required of the office under Sec. 61.22, Wis. Stats. This paragraph does not preclude a finding that refusal to perform official duties constitutes cause under Sec. 17.13(3), Wis. Stats."

3. That Section 2-4-4(e) related to the automatic salary Schedule for Village Clerk is repealed in its entirety.

4. That Section 2-4-9 of the Code of Ordinances for the Village of Caledonia be, and hereby is, amended to read as follows

"SEC. 2-4-9 DEPUTY VILLAGE CLERK.

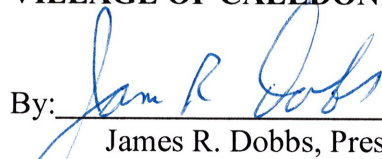
When authorized by the Village Board, the Village Clerk shall appoint one (1) or more deputies for whom the Village Clerk is responsible. A deputy shall take and file the official

oath and bond under Sec. 61.22, Wis. Stat., and shall be considered an employee of the Village and shall comply with the Village's Personnel Manual, as revised from time to time. The Village Clerk shall designate a deputy to perform the Clerk's duties during the absence, sickness, or other disability of the Clerk. In the event of a vacancy in the office of Village Clerk, any such appointment to deputy shall continue until the appointment of a new Village Clerk and such deputy shall perform such Clerk duties during such vacancy."

5. This ordinance shall take effect upon adoption and publication as required by law.

Adopted by the Village Board of the Village of Caledonia, Racine County, Wisconsin, this 21st day of December, 2020.

VILLAGE OF CALEDONIA

By: 
James R. Dobbs, President

Attest: 
Karie Pope, Clerk

770272.001 (859)

Notice of Newly Enacted Ordinance

Please take notice that on December 21, 2020, the Village Board of the Village of Caledonia enacted Ordinance No. 2020-21 an ordinance to amend Sec. 2-4-1 related to election of Village Officers; general provisions, amend Sec. 2-4-2 related to temporary vacancies, repeal Sec. 2-4-4(e) related to the automatic salary schedule for Village Clerk and to amend Sec. 2-4-9 relating to the Deputy Village Clerk, all of the Code of Ordinances, of the Village of Caledonia, Racine County Wisconsin. The ordinance modifies these various sections in concert with the Village's passage of a charter ordinance to allow for the Village Board appointment of a Village Clerk and to further allow the Deputy Clerk to function in the absence of the Village Clerk. The ordinance shall become effective after posting and publication thereof. The full text of Ordinance No. 2020-21 may be obtained at the Village of Caledonia's Clerk's office, 5043 Chester Lane, Racine, Wisconsin, 53402 and through the Village's Website at www.caledonia-wi.gov. The Village Clerk's phone number is (262) 835-6415.