



5050 S. Lake Dr.
Cudahy, WI 53110

CHO113



February 1, 2021

Wisconsin Department of Administration
Municipal Boundary Review
PO Box 1645
Madison, WI 53701-1645

Re: City of Cudahy Charter Ordinance No. 2495

To Whom It May Concern,

Charter Ordinance No. 2495 was approved by a majority vote of the electorate at the November 3, 2020 General Election.

Referendum Question submitted to a vote of the people at the November 3, 2020 General Election:

“Shall the Charter Ordinance be adopted as presented to the Common Council on August 18, 2020, to create the office of City Administrator, and make related Code amendments including: change the method of selecting the City Clerk/Treasurer from elected to appointed; forego the position of City Comptroller; assign the role of City Comptroller to the City Administrator; designate the office of Mayor as ‘part-time;’ remove certain obsolete Code language; and establish effective dates.”

November 3, 2020 General Election Referendum Results are as follows:

Yes 4,862
No 3,180

Yours very truly,
CITY OF CUDAHY

Dennis Broderick
Clerk/Treasurer

CHARTER ORDINANCE NO. 2495

A CHARTER ORDINANCE TO CREATE THE OFFICE OF CITY ADMINISTRATOR, AND MAKE RELATED CODE AMENDMENTS INCLUDING: CHANGE THE METHOD OF SELECTING THE CITY CLERK/TREASURER FROM ELECTED TO APPOINTED; FOREGO THE POSITION OF CITY COMPTROLLER; ASSIGN THE ROLE OF CITY COMPTROLLER TO THE CITY ADMINISTRATOR; DESIGNATE THE OFFICE OF MAYOR AS 'PART-TIME;' REMOVE CERTAIN OBSOLETE CODE LANGUAGE; AND ESTABLISH EFFECTIVE DATES

WHEREAS, pursuant to Article XI, Section 3 of the Wisconsin Constitution, and Wisconsin Statutes Section 66.0101(4), cities in Wisconsin may elect not to be bound by any state law relating to the local affairs of government of the city, other than laws that are of statewide concern as shall with uniformity affect every city; and

WHEREAS, pursuant to Wisconsin Statutes Section 62.09(1)(b), the Common Council by a two thirds vote may dispense with the office of comptroller and provide that the duties thereof be performed by other officers or board or by the Council or a committee thereof; and

WHEREAS, Wisconsin Statutes Section 62.09(3) provides that officers of the City shall be selected by one of the methods described therein, including the method of appointment by the Common Council, and such method shall be continued until changed in the manner provide by Wisconsin Statutes Section 66.0101; and

WHEREAS, the City of Cudahy, by this ordinance, chooses to create the position of City Administrator, eliminate the position of City Comptroller and assign the Comptroller's duties to the City Administrator, change the method of selection of the City Clerk/Treasurer from elected to appointed, and eliminate certain obsolete provisions.

NOW, THEREFORE, the Common Council of the City of Cudahy, Milwaukee County, Wisconsin DO ORDAIN AS FOLLOWS:

SECTION 1: The City of Cudahy elects not to be governed by the provisions of Sections 62.09(1) and 62.09(3) of the Wisconsin Statutes which relate to the City Comptroller, and selection of officers which are in conflict with the provisions of this charter ordinance.

SECTION 2: Pursuant to Section 62.09(1)(b), Wisconsin Statutes, the City of Cudahy hereby dispenses with the office of City Comptroller and assigns the duties thereof to the City Administrator.

SECTION 3: The full time position of City Administrator is hereby created, to have such powers and duties as shall be assigned by the Common Council from time to time, provided that at all times the City Administrator shall have the powers and duties of the office of comptroller under Wisconsin laws, including but not limited to the powers and duties described

in Wisconsin Statutes Section 62.09(10). The office of the City Administrator shall be selected by appointment by the Common Council. Such appointed City Administrator shall hold office for an indefinite term subject to removal as provided by law.

SECTION 4: Pursuant to Section 62.09(1), Wisconsin Statutes, the office of the City Clerk/Treasurer shall hereafter be selected by appointment by the Common Council. Such appointed City Clerk/Treasurer shall hold office for an indefinite term subject to removal as provided by law.

SECTION 5: The following specific changes are made to the City of Cudahy Code of Ordinances:

SUBSECTION A. Chapter 2 of the City of Cudahy City Code entitled, "Administration," Article III entitled, "Officers and Employees," Section 2-163 entitled, "Elected Officials," Subsection (a) entitled, "Which officials elected," is hereby repealed and recreated as follows:

"Which officials elected. The elective officials shall be a mayor, one councilmember from each council memberic district, and a municipal judge."

SUBSECTION B. Chapter 2 of the City of Cudahy City Code entitled, "Administration," Article III entitled, "Officers and Employees," Section 2-165 entitled, "Terms of Office," Subsection (a) entitled, "Elected officials," is hereby repealed and recreated as follows:

"Elected officials. The terms of the mayor and alderpersons, shall be for three years. The term of the municipal judge shall be for four years."

SUBSECTION C. Chapter 2 of the City of Cudahy City Code entitled, "Administration," Article III entitled, "Officers and Employees," Section 2-192 entitled, "Mayor," Subsection (f) entitled, "Part time," is hereby created as follows:

"(f). Part time. The office of mayor is part-time."

SUBSECTION D. Chapter 2 of the City of Cudahy City Code entitled, "Administration," Article III entitled, "Officers and Employee," Section 2-193 entitled, "Clerk treasurer and comptroller," is hereby repealed:

“”

SECTION 6: All ordinances or parts of ordinances conflicting with the provisions of this ordinance are hereby to such extent repealed.

SECTION 7: Effective Date. This is a charter ordinance that has been referred to the electorate by the Common Council, and shall take effect after its passage and publication upon approval by a majority of the electors voting thereon as provided in Section 66.0101(7) Wisconsin Statutes, subject to the following delayed effective dates as applicable: Section 2 concerning the elimination of the position of City Comptroller shall first take effect upon the expiration or vacancy of the term of office of the current elected City Comptroller; that part of

Section 3 that relates to the City Administrator's assumption of comptroller duties, shall first take effect upon the vacancy or expiration of the present term of office of the current City Comptroller; Section 4 concerning the appointment of the City Clerk/Treasurer shall first take effect upon the expiration or vacancy of the term of the current elected City Clerk/Treasurer; Section 5 Subsection C shall first take effect upon the vacancy or expiration of the present term of office of the current Mayor.

SECTION 8: The Clerk/Treasurer is directed to publish this charter ordinance as a class 1 notice under Chapter 985, Wisconsin Statutes and file a certified copy of this charter ordinance with the Wisconsin Secretary of State, as required by Section 66.0101(3).

Dated this 4TH day of November, 2020.

CITY OF CUDAHY:



Thomas Pavlic, Mayor

ATTEST:



Dennis Broderick, City Clerk

Published and/or posted this 10TH day of FEBRUARY, 2020²¹