

CHARTER ORDINANCE NO. 2

CHO138

**VILLAGE OF DEERFIELD
REGARDING SEPARATING THE CLERK AND TREASURER OFFICES**



The Village Board for the Village of Deerfield, Dane County, Wisconsin, do hereby ordain as follows:

SECTION I: FINDINGS AND PURPOSE.

Pursuant to Wis. Stat. § 66.0101, the Village of Deerfield hereby exercises its Constitutional home rule authority of Article XI, Section 3 of the Wisconsin Constitution and makes the following finding of facts and amends its charter as indicated herein.

A. The Charter of the Village of Deerfield was adopted on May 8, 1891, and recorded on July 17, 1917, in the Dane County Register of Deeds office in Volume 3 of Miscellaneous, page 256.

B. The Village of Deerfield, by a Charter Ordinance adopted on October 14, 1974 (“1974 Charter Ordinance”), and a second Charter Ordinance adopted October 25, 1982, and identified as “CO-1” (“1982 Charter Ordinance”), supplemented the Village Charter and combined and consolidated the offices of Village Clerk and Village Treasurer into a single office.

C. The Village has determined that the growth of the Village and limited candidate field for such a combined office necessitates splitting the offices of Village Clerk and Village Treasurer into separate offices.

D. The Village hereby finds that the repeal of the 1974 Charter Ordinance and 1982 Charter Ordinance and adoption of this Charter Ordinance will aid in the hiring and retention of qualified candidates for Village Clerk and Village Treasurer, and aid in the management and operation of the Village, and is, thereby, in the best interests of the Village of Deerfield.

SECTION II: CHARTER ORDINANCES REPEALED AND NEW ORDINANCE ADOPTED.

The Village Board of the Village of Deerfield, hereby repeals the 1974 Charter Ordinance and 1982 Charter Ordinance, and adopts the following amendments to the Charter of the Village of Deerfield:

1. The separate offices of Village Clerk and Village Treasurer are reestablished on the effective date of the repeal of the 1974 Charter Ordinance and the 1982 Charter Ordinance as provided under Wis. Stat. sec. 61.19.

2. The Village, pursuant to Wis. Stat. secs. 61.195 and 66.0101 elects to change the method of selection of the offices of Village Clerk and Village Treasurer by hereby providing that each such officer shall be selected by appointment by the Village Board as provided for in Wis. Stat. sec. 61.197(1)(c) of the Wisconsin Statutes and hereby elects that the first sentence of Section 61.19 of the Wisconsin Statutes is hereby made inapplicable to the Village of Deerfield insofar as it provides for the election of a Clerk and Treasurer in each odd-numbered year.

3. The Village further proceeds pursuant to Wis. Stat. secs. 61.195 and 66.0101 to change the term or tenure of said offices by hereby providing that the Village Clerk and Village Treasurer shall take office upon their appointment and shall hold office for an indefinite term at the pleasure of the Village Board. By such provisions, the Village hereby elects that the term of the office of the Clerk and Treasurer shall not be as provided for in Section 61.23 of the Wisconsin Statutes but shall be as provided in this Ordinance.

4. The Village, pursuant to Wis. Stat. secs 66.0101 elects to change the method of selection of the offices of Deputy Village Clerk and Deputy Village Treasurer by hereby providing that each such officer shall be selected by appointment by the Village Board and hereby elects that the second to last sentence of Section 61.19 of the Wisconsin Statutes as it applies to the appointment of a Deputy Clerk and Section 61.261 of the Wisconsin Statutes are hereby made inapplicable to the Village of Deerfield.

SECTION III: VALIDITY.

Should any section, clause or provision of the ordinance be declared by the courts to be invalid, the same shall not affect the validity of the ordinance as a whole or any part thereof, other than the part so declared to be invalid.

SECTION IV: EFFECTIVE DATE.

This is a Charter Ordinance and shall be effective sixty (60) days from passage and publication subject, however, to the referendum procedures of Wis. Stat. § 66.0101(5).

Adopted this 8th day of August, 2022.

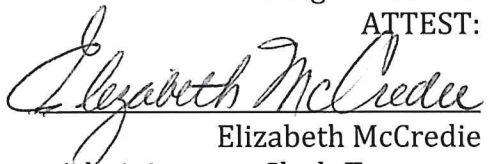
Vote: 6 for and 0 against
Date published: _____
Identification number: CO-2

Village of Deerfield Village Board

By:  _____

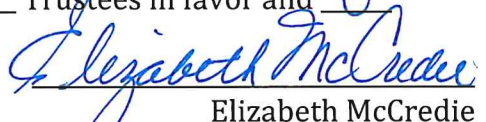
Gregory Frutiger
Village President

ATTEST:

 _____

Elizabeth McCredie
Village Administrator-Clerk-Treasurer

I hereby certify that the foregoing ordinance was duly enacted by the Village Board of the Village of Deerfield on August 8, 2022, with a vote of 6 Trustees in favor and 0 Trustees in opposition.

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Elizabeth McCredie
Village Administrator-Clerk-Treasurer