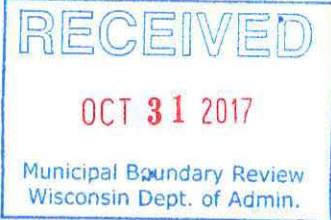




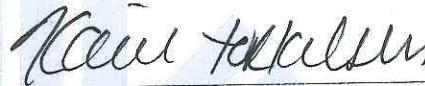
CHO-64



CERTIFICATE

I, Karie Torkilsen, being the duly elected Clerk for the Village of Caledonia, certify that the attached is a true and correct copy of Charter Ordinance 2017-001. A Charter Ordinance To Amend Sec. 2-5-8 Of The Village's Code Of Ordinances Consolidating The Governance Of The Caledonia Storm Water Utility District, The Caledonia Sewer Utility District And The Caledonia Water Utility District Under One Commission.

Dated this 23rd day of October, 2017.



Karie Torkilsen
Village Clerk

Subscribed and sworn to before me
this 23rd day of October, 2017.



Notary Public

Racine County, Wisconsin

My commission expires: 3-27-2020

CHARTER ORDINANCE NO. 2017-001

A CHARTER ORDINANCE TO AMEND SEC. 2-5-8 OF THE VILLAGE'S CODE OF ORDINANCES CONSOLIDATING THE GOVERNANCE OF THE CALEDONIA STORM WATER UTILITY DISTRICT, THE CALEDONIA SEWER UTILITY DISTRICT AND THE CALEDONIA WATER UTILITY DISTRICT UNDER ONE COMMISSION

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

1. That pursuant to the powers granted under Sections 66.0101 and 61.34, Wis. Stats., the Village of Caledonia previously adopted Charter Ordinances 2011-02 and 2012-001 electing not to be governed by any portion of Section 66.0805, Wis. Stats., relating to the management of municipal public utilities to the extent, if any, that said section was in conflict with the charter ordinance with respect to Sec. 2-5-8 relating to the composition of the Utility District Commission for the Sewer and Water Utility Districts and Sec. 2-5-9 relating to the composition of the Commission for the Storm Sewer Utility Districts. The Village of Caledonia also previously repealed the Charter status of Sec. 2-5-9 relating to the composition of the Commission for the Storm Sewer Utility Districts when it adopted Charter Ordinance No. 2013-001 making it a general regulatory ordinance.

2. That the Village has determined that it is necessary to again address the composition of the Commissions governing the Sewer, Water and Storm Sewer Utility Districts to combine governance of all of the utility districts under one Commission and to reorganize certain existing provisions under the Code into Title 9 that addresses the Village's utility districts.

3. That pursuant to the powers granted under Sections 66.0101 and 61.34, Wis. Stats., the Village of Caledonia is amending the composition and governance of its Utility

District Commission for the Caledonia Sewer Utility District, the Caledonia Water Utility District, and the Caledonia Storm Water Utility District so that one Commission governs all three utility districts. The Village previously elected not to be governed by any portion of Section 66.0805, Wis. Stat., relating to the management of a municipal public utility to the extent, if any, that said section may be in conflict with the Charter ordinance and continues such election here.

4. Portions of existing Sections 2-5-8 and 2-5-9 of the Village's Code of Ordinances have been adopted by Ordinance 2017-19 as a general regulatory ordinance and will continue to remain in effect addressing the districts creation, the districts' boundaries, and the obligations of the districts. Existing Section 2-5-9 of the Village's Code of Ordinances will be repealed under Ordinance No. 2017-20 after the effective date of this Charter ordinance.

5. That Sec. 2-5-8 of the Code of Ordinances for the Village of Caledonia relating to the Caledonia Utility Districts Commission be, and hereby is, amended to read as follows:

"SEC. 2-5-8 CALEDONIA UTILITY DISTRICTS COMMISSION.

- (a) **Commission.** The Caledonia Water Utility District, the Caledonia Sewer Utility District, and the Caledonia Storm Water Utility District (collectively referred to herein as "the Utility Districts") shall be governed by one Utility District Commission, comprised of one (1) Village Board Trustee and six (6) citizen commissioners who are residents of the Village. The one (1) appointed Village Board Trustee shall serve as a liaison to the Village Board. The Village President shall appoint the liaison member, and an alternate liaison member, subject to confirmation by the Village Board. The liaison member shall have the same rights as the other Commission members, and shall be counted in determining the number required for a quorum or whether a quorum is present. The liaison member, and his or her alternate, shall serve a one-year term commencing on May 1st. The six (6) citizen commissioners shall be appointed for staggered three (3) year terms by the Village Board, each term commencing May 1st. Initially, the terms of the various members shall be staggered so that two terms shall expire each year. The compensation paid to the six (6) citizen commissioners shall be determined from time-to-time by Resolution of the Village Board.

(b) The Commission shall have the following powers and obligations:

- 1) The charge and management of the Projects within the Utility Districts are subject to the general control and supervision of the Village Board as provided in this Section.
- 2) Preparation of a proposed budget for each of the Utility Districts in accord with Sec. 65.90, Wis. Stats., and shall file it with the Village Clerk for review and approval by the Village Board.
- 3) Shall choose a president and secretary from its membership.
- 4) Shall review the books of account in the manner and form prescribed by the Village and as required by law. Utility District expenses shall be audited by the Commission at its regular meetings, and if approved by the Commission, shall be paid by the Village Clerk and Treasurer pursuant to Sec. 66.0607, Wis. Stats. The Commission may authorize the payment of regular expenses as the Commission may determine to be paid as they become due, if approved by the Commission.
- 5) The Commission shall from time-to-time as required by the Village Board, provide the Village Board with reports and other details of activities.
- 6) Subject to the appropriations in the budget as approved by the Village Board: (a) the Commission may employ the services and fix the compensation of such other agents or consultants as the Commission deems necessary or convenient for the operation and management of the Utility District; (b) the Commission shall have authority to enter into contracts as are necessary or convenient for the management and operation of the Utility Districts; provided, however, that contracts for any purchase, service, or project that involves an expenditure of \$25,000.00 or more shall be subject to prior approval by the Village Board. All purchasing shall occur in accordance with the Village's adopted purchasing policy under Sec. 2-4-25(d), as applicable.
- 7) The Commission shall have the authority to administer each Utility District and set such rules and regulations for the operation of each Utility District and the delivery of services within each Utility District as are authorized by law. Any Commission rules and regulations shall be subject to approval by the Village Board by resolution from time-to-time. The Commission may not adopt rules and regulations governing Utility District personnel. Utility District's personnel are Village employees subject to the Village Personnel Policy Manual."

6. Should any section, clause or provision of this 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.

7. All ordinances in conflict with any provisions of this ordinance are hereby repealed.

8. This Charter Ordinance shall take effect sixty (60) days after its passage and publication, unless within such sixty days a referendum petition shall be filed as provided in Section 66.0101, Wis. Stats., in which event this ordinance shall not take effect until submitted to a referendum and approved by a majority of electors voting thereon as provided by Section 66.0101, Wis. Stats.

9. This Charter Ordinance was approved by the Village Board of the Village of Caledonia by at least a two-thirds vote of the Village Board on this 16th day of October, 2017.

VILLAGE OF CALEDONIA

By: _____

Bob Bradley
Village President

Attest: _____

Karie L. Torkilsen
Village Clerk

1st Pub. Oct 24, t1
CHARTER ORDINANCE
NO. 2017-001
A CHARTER ORDINANCE TO
AMEND SEC. 2-5-8 OF THE
VILLAGE'S CODE OF
ORDINANCES
CONSOLIDATING THE
GOVERNANCE OF THE
CALEDONIA
STORM WATER UTILITY DISTRICT,
THE CALEDONIA SEWER UTILITY
DISTRICT AND THE CALEDONIA
WATER UTILITY DISTRICT
UNDER ONE COMMISSION
The Village Board of the Village of
Caledonia, Racine County, Wisconsin,
do ordain as follows:
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granted under Sections 66.0101 and
61.34, Wis. Stats., the Village of Caledonia previously adopted Charter Ordinances 2011-02 and 2012-001 electing not to be governed by any portion of Section 66.0805, Wis. Stats., relating to the management of municipal public utilities to the extent, if any, that said section was in conflict with the charter ordinance with respect to Sec. 2-5-8 relating to the composition of the Utility District Commission for the Sewer and Water Utility Districts and Sec. 2-5-9 relating to the composition of the Commission for the Storm Sewer Utility Districts. The Village of Caledonia also previously repealed the Charter status of Sec. 2-5-9 relating to the composition of the Commission for the Storm Sewer Utility Districts when it adopted Charter Ordinance No. 2013-001 making it a general regulatory ordinance.
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3. That pursuant to the powers granted under Sections 66.0101 and 61.34, Wis. Stats., the Village of Caledonia is amending the composition and

STATE OF WISCONSIN)

SS.

COUNTY OF RACINE)

Gina Falaschi, being first duly sworn, on oath says this person is one of the authorized clerks of Lee Enterprises, Incorporated, a foreign corporation, licensed to do business in Wisconsin, and which corporation is the publisher, printer, and owner of The Journal Times, a daily newspaper printed and published in the City of Racine, Racine County, Wisconsin; affiant further states that this affidavit on behalf of said corporation is made in compliance with Sec. 985.12 of the Wisconsin Statutes, and that the notice (or other legal publication), a true copy of which is hereto attached, was printed and published in The Journal Times on

Oct 24, 2017

Gina Falaschi

Subscribed and sworn to before me this 24 day of Oct, 2017

Lester J. Mulla

Notary Public, Racine Co., Wisconsin

My Commission Expires 12 2019



VILLAGE OF CALEDONIA