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City Hall

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proceedings of the City of Sheboygan.


City Clerk

Charter Ord. No. 2 - 21 - 22. By Alderpersons Felde and Filicky-Peneski.
February 21, 2022.

AN ORDINANCE (being subject to the home rule provisions of § 66.0101 of the Wisconsin Statutes) to authorize the City Administrator to make certain temporary appointments when there are vacancies in department head level appointive offices where specific provisions for filling said vacancies is not otherwise provided by state law.

WHEREAS, the Common Council intends to grant the City Administrator the authority to make temporary appointments when there are vacancies within the City's management team of departments where specific provision for filling such vacancies is not already provided by state law; and

WHEREAS, permanent appointments to said positions shall continue to be made by the common council based on the recommendation of the city administrator and the mayor, and subject to removal pursuant to § 17.12, Wis. Stats.; and

WHEREAS, nothing in this ordinance is deemed to be in conflict with the provisions of § 62.09, Wis. Stats.

THEREFORE, THE COMMON COUNCIL OF THE CITY OF SHEBOYGAN DO ORDAIN AS FOLLOWS:

Section 1. Sec. 2-228 of the Municipal Code entitled "Vacancies in appointive offices" is hereby repealed and recreated so as to read as follows:

"Sec. 2-228. - Vacancies in appointive offices.

- a) Vacancies in appointive offices of the city shall be filled by appointment for the residue of the unexpired term by the appointing power and in a manner prescribed by law for making regular full-term appointments.

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- b) Vacancies in the following appointive offices of the city may be filled on a temporary basis for no longer than ninety (90) days by the City Administrator:

- 1) Finance Director/Treasurer
- 2) Director of Public Works
- 3) Director of Information Technology
- 4) Director of Human Resources and Labor Relations
- 5) Director of Planning and Development
- 6) Director of Senior Services

All persons so appointed on a temporary basis shall have the same qualifications as if that person were being appointed on a permanent basis by the appointing power.

- c) The Director of Public Works may fill a vacancy in the office of City Engineer on a temporary basis for no longer than ninety days. Any person so appointed on a temporary basis shall have the same qualifications as if that person were being appointed on a permanent basis by the appointing power.
- d) Temporary appointments to the appointive offices set forth in (b) and (c) of this Section may be extended for an additional ninety (90) days by the City Administrator upon approval for such extension by the Common Council."

Section 2. Sec. 82-57 of the Municipal Code entitled "Acting pay for non-represented employees" is hereby amended to add a subsection (c) to read as follows:

"Sec. 82-57. - Acting pay for non-represented employees.

. . .

- (c) This section shall not apply to vacancies in the appointive offices of the city affected by Section 2-228 of this Code. However, should a current City employee be appointed to fill a temporary vacancy in such a position pursuant to Section 2-228, the person filling that position shall receive additional compensation as provided in subsection (a) of this Section.

Section 3. All ordinances or parts thereof in conflict with the provisions of this ordinance are hereby repealed to the extent of such conflict.

Section 4. This is a charter ordinance and shall take effect sixty (60) days after its passage and publication, unless within such sixty (60) days after its passage and publication a referendum petition shall be filed as provided in sec. 66.0101 of the Wisconsin Statutes, in which event this ordinance shall not take effect until it shall have been submitted to a referendum of the electors and approved by a majority of the electors voting thereon.

Christy H. Penick

I HEREBY CERTIFY that the foregoing Ordinance was duly passed by the Common Council of the City of Sheboygan, Wisconsin, on the 7th day of March, 2022.

Dated March 8, 2022. M. J. Mudd, City Clerk

Approved March 8, 2022. Byron Soeuf, Mayor

Published March 14, 2022.

Certified March 8, 2022 to - Fin. Dir.; CA.; Atty.