

CHARTER ORDINANCE NO. 7

By Public Administration Committee

CHARTER ORDINANCE RELATING TO THE SELECTION AND TENURE OF THE CITY ATTORNEY

The Common Council of the City of West Allis do ordain as follows:

PART I. The City of West Allis hereby elects not to be governed by those portions of Sections 62.09 (3) (b) and (5) (b) of the Wisconsin Statutes relating to the method of selection and tenure of the City Attorney which are in conflict with this ordinance.

PART II. Hereafter, instead of being elected, the City Attorney of the City of West Allis shall be appointed in accordance with Part III of this ordinance by the Mayor subject to confirmation by a majority vote of the members-elect of the Common Council. The City Attorney shall hold office for an indefinite term, subject to removal as provided by law.

PART III. Prior to appointment of the City Attorney, the Civil Service Commission shall upon request of the Mayor promptly submit an outline of qualifications for the position to the Mayor and Common Council for review and approval. Following approval of such outline of qualifications by the Mayor and Common Council, the Civil Service Commission shall secure applications from interested candidates and shall thereafter transmit to the Mayor those applications which comply with the approved qualifications. The Mayor, together with a special committee of the Common Council consisting of one alderman from each ward appointed by the Mayor, shall thereafter further review such applications and shall interview, either personally or with the assistance of a panel of experts to be chosen by them, those candidates whom they believe would be eligible for appointment. Upon completion of such interviews, the candidates shall be ranked by the Mayor and the special committee of the Common Council according to total qualifications, that is, upon the basis of the applications and the oral interviews, and the three candidates, if there are such number, judged most qualified, shall be submitted to the Mayor. The Mayor shall appoint one of such candidates to the position subject to confirmation by a majority vote of the members-elect of the Common Council. If an appointee be rejected by the Common Council, the Mayor shall appoint another candidate from those submitted to him, if there is another candidate. If there is no candidate remaining for appointment from among those submitted to him, three additional candidates, if there are such number, from those theretofore ranked, shall be submitted to the Mayor for appointment in accordance with the procedure hereinbefore provided. If there are no such candidates remaining, the Mayor shall request the Civil Service Commission to secure additional candidates.

PART IV. This ordinance shall not in any way affect the right of any person whose term of office has begun but has not yet expired on the effective date of this ordinance to complete his term of office.

PART V. All ordinances or parts of ordinances contravening the provision of this ordinance are hereby repealed.

PART VI. This is a charter ordinance and shall take effect sixty (60) days after its passage by a two-thirds vote of the members-elect of the Common Council and publication, unless within such 60 days a referendum petition shall be filed as provided by Section 66.01 of the Wisconsin Statutes, in which event this ordinance shall not take effect until submitted to a referendum and approved by a majority of the electors voting thereon.

Passed: June 20, 1967
/s/ Phil Elliott
City Clerk

Approved: , 1967
Arnold H. Klentz, Mayor

Affidavit of Publication
Published - June 29, 1967
July 6, 13, 1967

Submitted to the Mayor June 23, 1967.
Vetoed by the Mayor June 27, 1967.
Veto not sustained,
Requires two-thirds vote.

SPECIAL REFERENDUM HELD NOV. 7, 1967:

"Charter Ordinance No. 7 passed by the Common Council proposes that herewith, instead of being elected, the City Attorney of the City of West Allis shall be appointed by the Mayor, subject to confirmation by majority vote of the members-elect of the Common Council. Do you approve of this change of the method of selection of the City Attorney?"

YES.....5269
NO.....7869