

CHARTER ORDINANCE NO. 12

By Aldermen Germershausen, Boeder, Wolf, Trudell,
Sengstock, Lajsic, Turck, Barczak, Cashmore

A 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 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 Administration and Finance Committee promptly submit an outline of qualifications for the position to the Committee and Common Council for review, and approval. Following approval of such outline of qualifications by the Committee and Common Council, the Civil Service Commission shall secure applications from interested candidates and shall thereafter transmit to the Committee those applications which comply with the approved qualifications. The Committee 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 Committee according to total qualifications, that is, upon the basis of the applications and the oral interviews. The Committee shall recommend one of such candidates to the position for the approval by a majority vote of the Common Council. If the Committee's recommendation is rejected by the Common Council, the Committee shall recommend another candidate from those submitted to it, if there is another candidate. If there is no candidate remaining for appointment from among those submitted to it, the Committee 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. Upon termination of the incumbent City Attorney's term of office, the City will offer the appointed City Attorney position to that incumbent, subject to agreement by the City and said person of employment terms.

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 All ordinances or parts of ordinances contravening the provision of this ordinance are hereby repealed.

PART VII. 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 electors voting thereon.

Passed: March 16, 1982
/s/ Eldon M. Rinka
City Clerk

Approved: March 17, 1982
/s/ Jack F. Barlich
Mayor

PUBLISHED: April 1, 1982

REFERENDUM HELD NOVEMBER 2, 1982:

"Charter Ordinance No. 12 passed by the Common Council proposes that, instead of being elected, the City Attorney of the City of West Allis shall be appointed by majority vote of the members-elect of the Common Council. Do you approve of this change in the method of selection of the City Attorney?"

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