

TOWN OF MOSEL

ORDINANCE NO. 2008-03

**AN ORDINANCE CREATING SECTION 2.07 OF THE TOWN OF MOSEL
MUNICIPAL CODE PROVIDING FOR THE APPOINTMENT OF THE
COMBINED OFFICE OF TOWN CLERK/TREASURER**

WHEREAS, in the Town of Mosel the offices of town clerk and town treasurer were previously combined by action of a town meeting pursuant to Wis. Stats. §§ 60.10(1)(a)2 and 60.305(1)(a); and **WHEREAS**, pursuant to Wis. Stat. § 60.30(1e)(a) (2005-06), the office of town clerk/treasurer may be converted from an elected position to one filled by appointment of the town board; and **WHEREAS**, the Town of Mosel Board of Supervisors desires to have the combined office of town clerk/treasurer be an appointed position, as authorized by Wis. Stat. § 60.30(1e). **NOW, THEREFORE, the Town of Mosel Board of Supervisors does hereby ordain as follows:**

SECTION 1. Creating Code. Section 2.07 of the Municipal Code of the Town of Mosel, Sheboygan County, Wisconsin, is hereby created to read as follows:

“2.07 TOWN CLERK/TREASURER

- (1) **Offices Combined.** The offices of town clerk and town treasurer are combined into the office of Town Clerk/Treasurer, pursuant to Wis. Stat. § 60.305(1)(a).
- (2) **Appointment, Compensation, Term of Office, and Removal.** The Clerk/Treasurer shall be appointed on the basis of merit with due regard to training, experience, administrative ability and general fitness for the office, by a majority vote of the Town Board. The level of compensation shall be set by the Town Board, but shall not be reduced during the term to which the individual is appointed. The person shall hold office for a term of two (2) years, expiring on April 30 of even-numbered years. The person may be reappointed and may be dismissed by the Board only for cause.
- (3) **Residency.** The Clerk/Treasurer is not required to reside in the Town.
- (4) **Statutory Duties.** The Clerk/Treasurer shall perform the duties enumerated in Wis. Stats. §§ 60.33 and 60.34 (2005-06), including any amendments thereto, subject to the review, supervision and direction of the Town Board.
- (5) **Additional Duties.** In addition to the statutory duties set forth above, the Clerk/Treasurer shall perform the duties and meet the requirements of the “Town of Mosel Clerk/Treasurer Job Description”, a copy of which is attached and which may be modified from time to time by the Town Board.”

SECTION 2. Referendum Approval Required. The changes described in Section 1, above, are subject to approval by the town electors in a referendum, which is hereby called by the Town Board to be held at the next general election on November 4, 2008. The referendum question shall be:

*“Shall the person holding the combined office of clerk-treasurer in the
Town of Mosel be appointed by the town board?”*

SECTION 3. Severability. Should any portion of this Ordinance be declared unconstitutional or invalid by a court of competent jurisdiction, the remainder shall not be affected.

SECTION 4. Effective Date. Subject to Section 2, above, and following publication or posting, this Ordinance shall take effect on April 14, 2009, upon expiration of the term of office of the incumbent clerk/treasurer.

Enacted this 12th day of August, 2008.

TOWN OF MOSEL

By: _____
Dirk Zylman, Town Chair

CERTIFICATON OF ENACTMENT

I hereby certify that the foregoing Ordinance was duly enacted by the Town Board of the Town of Mosel, Sheboygan County, at a legal meeting held on the 12th day of August, 2008.

Rachel Rehbein, Clerk/Treasurer