

Ordinance No. 2006- 01

Be it resolved that the Town Board of the Town of Superior, Douglas County, Wisconsin, hereby ordains as follows:

That the offices of the Town Clerk and Town Treasurer shall be filled by appointment beginning immediately upon the election of the Town Board of said Township in the year 2007.

Ronald D. Pete
Ronald D. Pete, Chairman

2/8/2006
Date

Janet M. Dalbec
Janet M. Dalbec, Supervisor

2/8/2006
Date

Peter E. Radzak
Peter E. Radzak, Supervisor

2/8/06
Date

Attest:

Joanne M. Thompson
Joanne M. Thompson, Clerk

2/8/06
Date

Peter E. Radzak, Supervisor

Failed
Referendum

All towns, regardless of size, may convert the clerk and/or treasurer position to an appointive office. In order to do so, the town board must first pass an ordinance providing for the appointment. Next, the question must be put to a referendum vote. Pursuant to state statute, s.60.30(1e), the ordinance must be adopted by the town board at least 45 days prior to the referendum.

Only the spring election or general election can be used to approve converting from an elected office to an appointed one. As a result, if your town plans to raise the issue as a referendum question in April, the ordinance should be adopted no later than February 20th. If your town plans to wait until November, the ordinance should be adopted no later than September 17th. After the town board approves the ordinance, it should be posted in 3 public places within 30 days of adoption. S.60.80, Wis Stat.

The ordinance is not effective until approved by a town referendum.

The referendum question, as listed in the statute, will be:

“Shall the persons holding the offices of town clerk and town treasurer, or the combined office of town clerk and town treasurer, in the Town of Superior be appointed by the town board?”

People will vote “yes” or “no.” With any referendum, voting yes means that the proposed action is approved.

The clerk must publish the different types of election notices required for a referendum. A Type E notice is published on the fourth Tuesday before the election. This notice tells about the election, absentee ballot access, and voting information. For those towns using weekly newspapers, come as close as possible to the fourth Tuesday. Immediately before the election, a Type C notice is also printed, showing the actual referendum question, election date, and an explanatory statement detailing that the change would be from voter election to board appointment. See s.10.01(2), Wis Stat. For additional notice requirements.

If the electors approve the ordinance to shift to an appointed position(s), the change should not go into effect until the end of the current term(s) of office. S60.30(1e)©, Wis.Stat.