

STATE OF WISCONSIN

CITY OF BERLIN

GREEN LAKE AND WAUSHARA COUNTY

CHARTER ORDINANCE # 12-26

A CHARTER ORDINANCE TO AMEND CHAPTER 2 OF THE CITY OF BERLIN MUNICIPAL CODE TO AUTHORIZE NON-RESIDENTS TO SERVE ON CERTAIN BOARDS, COMMITTEES, AND COMMISSIONS

WHEREAS, the City of Berlin regulates the composition and requirements of Board, Committee, and Commission members in Chapter 2 of the City of Berlin Municipal Code; and

WHEREAS, the City of Berlin Common Council has determined that it is appropriate to amend Chapter 2 of the City of Berlin Municipal Code to permit non-residents to serve on certain Boards, Committees, and Commissions within the City.

NOW, THEREFORE, the City of Berlin Common Council, Green Lake and Waushara Counties, Wisconsin does hereby ordain as follows:

SECTION 1: Chapter 2 of the Berlin Municipal Code entitled "Administration," Article IV entitled "Boards, Commissions and Committees," Division 1 entitled "Generally," Section 2-327 entitled "Residency required for service; exemption" is hereby repealed and recreated as follows:

Except as otherwise specifically authorized by any ordinance hereunder, no person not a resident of and not residing in the city shall be appointed in a voting capacity to any city board, committee or commission, except that the library board, pursuant to state law, may have up to two members who reside in towns adjacent to the city. Any board, committee or commission member who moves from the city shall immediately be removed from such board or commission unless specifically authorized by any ordinance hereunder.

SECTION 2: Chapter 2 of the Berlin Municipal Code entitled "Administration," Article IV entitled "Boards, Commissions and Committees," Division 4 entitled "Cemetery Board," Section 2-401 entitled "Composition," Subsection (a) is hereby repealed and recreated as follows:

(a) *Size.* The cemetery board shall consist of seven members who shall be appointed by the mayor, and such appointment shall be confirmed by the common council. All No less than five (5) appointees shall be residents of the city; no more than two (2) appointees may be non-residents of the city that are persons of recognized experience and qualifications.

(b) *Term.* The terms of all members of the cemetery board shall be for three years.

SECTION 3: Chapter 2 of the Berlin Municipal Code entitled "Administration," Article IV entitled "Boards, Commissions and Committees," Division 9 entitled "Parks and Recreation Commission," Section 2-526 entitled "Appointment; term of office," is hereby repealed and recreated as follows:

The parks and recreation commission shall consist of seven members appointed by the mayor and confirmed by the common council. No less than five (5) appointees shall be residents of the city, and no more than two (2) appointees may be non-residents of the city who are persons of recognized

experience and qualifications. Each parks and recreation commission member shall hold such office for a term of three years. Each term of office shall end April 30 in the year of expiration.

SECTION 4: Chapter 2 of the Berlin Municipal Code entitled "Administration," Article IV entitled "Boards, Commissions and Committees," Division 10 entitled "Committee on Aging," Section 2-536 entitled "Appointment, term of office" is hereby repealed and recreated as follows:

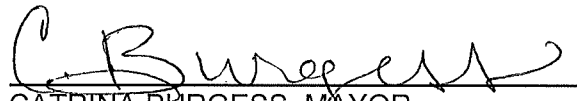
The committee on aging shall consist of seven persons, No less than five (5) appointees shall be residents of the city; no more than two (2) appointees may be non-residents of the city who are persons of recognized experience and qualifications. All members must be representative of community interests and have demonstrated concern in the field of aging. All members shall be appointed by the mayor and confirmed by the common council. The common council liaison shall not be considered a member of the committee. Each committee on aging member shall hold such office for a term of three years, which shall be staggered into three classes of members. Each term of office shall end April 30 in the year of expiration.

SECTION 5: SEVERABILITY. The several sections of this ordinance to be severable. If any section or portion thereof shall be declared by a court of competent jurisdiction to be invalid, unlawful or unenforceable, such decision shall apply only to the specific section or portion thereof directly specified in the decision and shall not affect the validity of any other provisions, sections or portions thereof of the ordinance. The remainder of the ordinance shall remain in full force and effect. Any other ordinances whose terms are in conflict with the provisions of this ordinance are hereby repealed as to those terms that conflict.

SECTION 6: EFFECTIVE DATE. 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 § 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.

PASSED, APPROVED, AND ADOPTED THIS 8th DAY OF September, 2026.

CITY OF BERLIN


CATRINA BURGESS, MAYOR

ATTEST:


JESSI BALCOM, CITY ADMINISTRATOR/CLERK