



CITY OF MANITOWOC

WISCONSIN, USA

www.manitowoc.org

February 20, 2023

TO: Personnel Committee (via email)
Mayor Justin Nickels (via email)
Jessie Lillibridge, Director of Human Resources (via email)

FROM: Eric Nycz, Assistant City Attorney

Re: Revisions to Charter Ordinance Section 2.070

Issue Presented

Director of Human Resources, Jessie Lillibridge, referred the issue of the appointment of city officers to this Office, as there was a concern that the applicable ordinance (MMC 2.070) was both out-of-date and not being followed.

Overview

After reviewing the ordinance and applicable state statutes (*See Wis. Stats. 62.09 – 62.13*), this Office revised MMC 2.070, as reflected on the attached proposed amended ordinance. State statutes require certain positions of employment to be categorized as “city officers.” The statutes also allow other positions of employment to become officers if passed by the Common Council. The Mayor suggested making additional positions “city officers” (Human Resources Director, Community Development Director, Finance Director, and Rahr-West Art Museum Director).

The Statutes require additional positions of employment to be listed as an officer of the City, but the City does not staff those positions. For example, the City does not employ a constable. Therefore, the City is not required to employ a constable, but if we did employ a constable, the City would be required to have the position of constable categorized as a city officer. This is why the position of Comptroller shall remain a city officer.

Finally, in order to streamline the hiring of city officers, city officers shall be appointed by the Mayor and confirmed by a majority vote of the Common Council. This memorializes the current practice and brings the City in line with state statutes.