

TITLE III: ADMINISTRATION

Chapter

32. DEPARTMENTS, BOARDS AND COMMISSIONS

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BOARDS**§ 32.01 BOARD OF REVIEW.**

The Board of Review shall consist of the Mayor and 1 citizen from each Aldermanic District, appointed annually by the Mayor, subject to confirmation by the Common Council. The City Clerk-Treasurer shall serve as clerk of the Board but shall not vote.

(1989 Code, § 1.06(1))

§ 32.02 BOARD OF PUBLIC WORKS.

The powers and duties of the Board of Public Works shall be exercised by the Common Council.

(1989 Code, § 1.06(2))

§ 32.03 BOARD OF ZONING APPEALS.

(A) *Membership.* The Board of Zoning Appeals shall consist of 5 citizens appointed by the Mayor, subject to confirmation by the Common Council.

(B) *Terms.* Each member shall serve for a term of 3 years, provided appointments shall be so made that no more than 2 members are appointed in any 1 year, except to fill vacancies.

(C) *Qualifications.* One member shall be a member of the Plan Commission and one member shall be a registered architect, registered professional engineer, builder or real estate appraiser.

(D) *Alternates.* Two alternate members may be appointed by the Mayor for terms of 3 years. These members shall act only when a regular member is absent or refuses to vote because of interest.

(E) *Powers and duties.* See Chapter 154, Zoning Code.
(1989 Code, § 1.06(4))

§ 32.04 LANDMARKS BOARD.

(A) *Members.* The Landmarks Board shall consist of an Alderperson and 6 citizen members, appointed by the Mayor subject to confirmation by the Common Council.

(B) *Terms.* Members shall serve for terms of 3 years, provided appointments shall be so staggered that not more than 3 members are appointed in any 1 year.

(C) *Qualifications.* One member shall be a registered architect, one an historian qualified in the field of historic preservation, and one a licensed real estate broker.

(D) *Powers and duties.* See Chapter 154, Zoning Code.
(1989 Code, § 1.06(5))

§ 32.05 BOARD OF PARK COMMISSIONERS.

(A) *Members.* The Board of Park Commissioners shall consist of 7 citizens appointed by the Mayor subject to confirmation by the Common Council.

(B) *Terms.* Members shall be appointed for 3-year terms, provided appointments shall be so staggered that no more than 1 member is appointed in any 1 year.

(C) *Powers and duties.* The Board of Park Commissioners shall have the powers and duties provided by Wis. Stats. § 27.08, and such further powers as may be delegated to it by the Common Council.
(1989 Code, § 1.06(6))

§ 32.06 LIBRARY BOARD.

The Library Board shall be appointed and governed pursuant to Wis. Stats. Ch. 43.
(1989 Code, § 1.06(7))

§ 32.07 BOARD OF HEALTH.

The Health Committee of the Common Council shall perform the duties of the Board of Health.
(1989 Code, § 1.06(8))

COMMISSIONS

§ 32.15 PLAN COMMISSION.

(A) *How constituted.* There is hereby created a City Plan Commission for the city to consist of 7 members, as follows: the Mayor, who shall be its presiding officer, 2 members of the Common Council, and 4 citizens. Citizen members shall be persons of recognized experience and qualifications.
(Am. Ord. 651, passed 2-3-2004)

(B) *Appointment.* The Alderperson members of the Commission shall be elected by a 2/3 vote of the Council upon the creation of the Commission and during each April thereafter, for a 1-year term commencing the succeeding May 1.

(C) *Citizen members.* Two citizen members shall be appointed by the Mayor upon the creation of the Commission. These 2 members shall hold office for a period ending 1 and 2 years, respectively, from the succeeding May 1, and thereafter annually during April.

(D) *Powers and duties.* The Plan Commission shall perform all of the duties for the physical development of the city pursuant to Wis. Stats. § 62.23, and have such further powers as may be granted to it by the statutes and ordinances of the city.
(1989 Code, § 1.06(3))

POLICE DEPARTMENT

§ 32.30 POLICE DEPARTMENT.

(A) *Personnel.* The Police Department shall consist of the Chief of Police and such police officers as the Common Council may prescribe by ordinance or resolution.

(B) *Salary; collection of fees.* The Chief and the police officers shall receive a salary as fixed by the Common Council and shall not be entitled to any other compensation. All fees, bail deposits and other special remuneration or funds collected or received by the Department or any officers thereof shall be deposited with the Clerk-Treasurer not less than monthly.

(C) *Tenure of Chief, police officers.* The Chief of Police shall be appointed by the Mayor, subject to confirmation by the Council for a term of 1 year. Other members of the Police Department shall hold office at the pleasure of the Council. The Mayor as head of the Police Department may suspend the Chief or any officer subject to appeal to the Common Council.
(1989 Code, § 4.01)

§ 32.31 CHIEF OF POLICE; DUTIES AND POWERS.

(A) The Chief of Police shall possess the powers, enjoy the privileges and be subject to the liabilities conferred and imposed by law upon marshals and constables.

(B) He or she shall obey all lawful written orders of the Mayor and Common Council.

(C) He or she shall cause the public peace to be preserved and see that all laws and ordinances of the city and state are enforced, and whenever any violation thereof shall come to his or her knowledge, he or she shall cause the requisite complaint to be made and see that the evidence is procured for the successful prosecution of the offender or offenders.

(D) He or she shall exercise supervisory control over all the personnel of his or her Department and may adopt, subject to the approval of the Common Council, rules and regulations for the government, discipline, equipment and uniforms of police officers.

(E) He or she shall be solely responsible for the care and condition of the equipment used by his or her Department.

(F) He or she shall keep an accurate and complete record of all complaints, arrests, traffic violations, convictions and dispositions of the Department.
(1989 Code, § 4.02)

§ 32.32 POLICE OFFICERS.

(A) *General powers and duties.* Each officer of the Department shall possess the powers conferred on marshals and constables by law, shall preserve the public peace, and enforce the laws and ordinances of the state and city subject to the orders, rules and regulations of the Chief, the Mayor and the Common Council.

(B) *Power or arrest.* The Chief of Police and any police officer shall arrest all persons in the city found in the act of violating any law or ordinance of the city or state, or aiding or abetting in such violation, and they shall arrest without warrant all persons whom they have reasonable grounds to believe have violated any law or ordinance and who will not be apprehended unless immediately arrested, shall take all arrested persons in charge and confine them and shall within a reasonable time bring the persons before the court having jurisdiction thereof to be dealt with according to law.
(1989 Code, § 4.03)

§ 32.33 MAYOR AND ALDERPERSONS; POLICE POWERS.

The Mayor and Alderpersons shall have and exercise the powers of peace officers and may summarily suppress any riotous or disorderly conduct in the streets or public places of the city.
(1989 Code, § 4.04)

§ 32.34 ASSISTANT POLICE CHIEF.

The position of Assistant Police Chief is hereby established for the purpose of delegating managerial responsibility to assist the Chief of Police in the effective management of the Department when job demands or his or her absence would create a lack of adequate supervision. The Assistant Chief shall have such authority as is delegated by the Chief of Police.
(1989 Code, § 4.05) (Ord. 429, passed - -)

§ 32.99 PENALTY.

Except as otherwise provided, any person who shall violate any provision of this chapter or any order, rule or regulation made hereunder shall be subject to a penalty as provided in § 10.99 of this municipal code.

(1989 Code, § 4.10)