

ORDINANCE NO. 24-01

AN ORDINANCE TO RE-NUMBER §139-4. TO §139-5. AND TO CREATE A NEW §139-4. OF THE MUNICIPAL CODE RELATIVE TO THE BY-LAWS OF THE VILLAGE BOARD TO CODIFY RESOLUTION NO. 93-14 CONTINUING RESOLUTION NO. 92-13 CREATING THE COMMITTEE OF THE WHOLE

WHEREAS, the Village Board adopted Resolution No. 93-14, A Resolution substituting a Committee of the Whole for Standing Board Committees, on March 8, 1993; and

WHEREAS, Resolution No. 93-14 provided that Resolution No. 92-13, A Resolution substituting a Committee of the Whole for Standing Board Committees for the period May, 1992 through April, 1993, would retain the provisions of the Committee of the Whole in its entirety until a Charter Ordinance adopting the Committee of the Whole structure was incorporated into the Village of Hales Corners by-laws; and

WHEREAS, the Village adopted the current Municipal Code by Ordinance No. 21-02 on June 14, 2021, which did not include the incorporation of the Committee of the Whole structure as it was never approved as an Ordinance only a Resolution; and

WHEREAS, Resolution No. 93-14 had been intended to be codified.

NOW, THEREFORE, the Village Board of the Village of Hales Corners, Wisconsin, do ordain as follows:

SECTION 1: §139-4. Village Board committees, of the Municipal Code of Hales Corners, Wisconsin, is hereby renumbered to §139-5.

SECTION 2: §139-4. of the Municipal Code of Hales Corners, Wisconsin, is hereby created to read as follows:

Village Board Committee of the Whole.

A. The Committee of the Whole shall consist of the six Village Trustees. The Committee of the Whole shall convene regularly on the first Monday of each month or Tuesday following any Federal Holiday, at 6:45 p.m. Special meetings will be scheduled as necessary. The responsibility for chairing of the Committee of the Whole meetings of the Chair and Vice-Chair of the Committee of the Whole meetings, each of which positions shall be of one of the six Village Trustees, shall be rotated every two months among the

six Village trustees. The order of service shall be alphabetical by surname. After two months of service as Vice-Chair, that Trustee will move into the position of Chair. Under no circumstance shall any trustee serve more than two consecutive months as Chair.

- B. The agenda for the Committee of the Whole shall be prepared by the Village Administrator in consultation with the Chair. Any trustee may place an item on the agenda by notifying the Village Administrator or the Chair. The agenda shall not contain items that are regularly on the agenda of the Village Board, such as reports from Boards, Commissions, Committees or Village Officials.
- C. The Committee of the Whole shall operate under all the appropriate rules and laws effecting public bodies and may reach consensus or take votes on matters to be recommended to the Village Board. The Committee of the Whole is not empowered or construed to be empowered to act as the Village Board and adopt Resolutions, Ordinances or finalize motions upon the Village. All matters disposed by the Committee of the Whole, other than Resolutions and Ordinances, that need Village Board action shall be forwarded to the Village Board at its next meeting on a Consent Agenda. The Consent Agenda may be considered by the Village Board in its entirety or be considered separately by request of any one Trustee. Resolutions and Ordinances proposed by the Committee of the Whole for consideration by the Village Board shall be acted upon separately by the Village Board at the Board of Trustee's meetings as standing committee matters.
- D. The Committee of the Whole shall make provisions for public input on items on its agenda, and may from time to time establish special Committee of the Whole or special subcommittees to receive public comment on specific items. These procedures shall not be construed to substitute for Public Hearings as may be required by law nor shall the taking of public comment be constrained by the procedure of a Public Hearing.
- E. The Committee of the Whole may, from time to time, establish subcommittees, ad hoc committees or special circumstance committees for specific purposes and/or time limits, and they shall report back to the Committee of the Whole or Village Board as

appropriate. These committees may consist of one or more Trustees not to exceed two Trustees and may include staff or others authorized by the Committee of the Whole.


SECTION 3: The terms and provisions of this ordinance are severable. Should any term or provision of this ordinance be found to be invalid by a court of competent jurisdiction, the remaining terms and provisions shall remain in full force and effect.

SECTION 4: All ordinances and parts of ordinances in contravention to this ordinance are hereby repealed.

SECTION 5: This ordinance shall take effect and be in force from and after its passage and publication.

PASSED and ADOPTED this 25th day of January, 2024.




Daniel J. Besson, Village President

Countersigned:


Sandra M. Kulik, Administrator/Clerk