

ORDINANCE NO. 2682

**ORDINANCE TO AMEND SECTION 6-2,A, (1) AND (2)
OF THE CITY OF NEW BERLIN MUNICIPAL CODE
REGARDING MEMBERSHIP OF THE
BOARD OF REVIEW**

The Common Council of the City of New Berlin do ordain as follows:

SECTION I

Section 6-2, A, (1) of the Municipal Code of the City of New Berlin is hereby amended to read as follows:

6-2, A. Board of Review; Membership; appointment; Secretary.

- (1) **Membership.** The Board of Review shall consist of five members and three alternate members, each of whom shall be residents of the City, none of whom shall occupy any public office or be publicly employed. The alternate members shall serve at the direction of the Chairperson of the Board of Review whenever any of the regular members are absent, refuse or are otherwise unavailable or ineligible to hear an objection. The Chairperson of the Board of Review shall be nominated and appointed by action of the Board of Review at its first meeting of the year. In the event there are insufficient members of the Board of Review present, eligible or otherwise available to hear any objection and none of the alternates are able or eligible to hear an objection, then and only in that event, a City employee or employees may be appointed by nomination of the Mayor and ratified by action of the Board of Review. Said City employee(s) must be a resident of the City of New Berlin.

SECTION II

Section 6-2, A, (2) of the Municipal Code of the City of New Berlin is hereby amended to read as follows:

6-2, A. Board of Review; Membership; appointment; Secretary.

- (2) One member shall be appointed annually by the Mayor, subject to the confirmation of the Council, for a term of five years, provided that initially five members shall be appointed for terms of one, two, three, four and five years, respectively. The Mayor shall appoint, subject to the confirmation of the Council, three alternate members to serve as provided for in Subsection (1) above. The terms of alternate members shall be for five years, unless that term shall be reduced by one or more years at the time of appointment to ensure no two alternate members' terms end in the same year.

SECTION III

All Ordinances or parts of Ordinances contravening the terms and conditions of this Ordinance are hereby to that extent repealed.

SECTION IV

The several sections of this Ordinance shall be considered severable. If any section shall be considered by a court of competent jurisdiction to be invalid, such decision shall not affect the validity of the other portions of the Ordinance.

SECTION V

This Ordinance shall take effect upon passage and publication as approved by law, and the City Clerk shall so amend the Code of Ordinances of the City of New Berlin, and shall indicate the date and number of this amending ordinance therein.

PASSED AND ADOPTED by the Common Council this 26th day of September, 2023.

APPROVED:

Countersigned:

David Ament, Mayor

Rubina R. Medina, Clerk