



Village of Marathon City

Government and Administration

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GOVERNMENT AND ADMINISTRATION

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ARTICLE 1

Village Government and Elections

2.1.1	Official Newspaper
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2.1.4	Nomination of Candidates by Nonpartisan Primary

2.1.1 OFFICIAL NEWSPAPER

The official newspaper to be used for the publication of legal and/or official notices and documents by the village, when such publication is required by law, shall be the Record-Review or a newspaper as determined by the village clerk.

2.1.2 ELECTION POLL HOURS

The election polls in the Village of Marathon City, Marathon County, Wisconsin shall be open between the hours of 7:00 a.m. to 8:00 p.m. or as otherwise required by law.

2.1.3 ELECTION OFFICIALS

Pursuant to the Wisconsin Statutes, village clerk has charge and supervision of elections and voter registration in the village. The village president shall nominate to the village board who shall have the power to approve by a majority vote not less than five (5) persons, who are qualified electors of the village, to be election officials to conduct all elections in the village. The village clerk shall see to it that these election officials receive the necessary training as determined by the Wisconsin Government Accountability Board. Election officials may be assigned by the village clerk to work different hours at an election. The village clerk shall determine in advance of each election whether the number of election officials for such election should be reduced from the number prescribed by the Wisconsin Statutes.

2.1.4 NOMINATION OF CANDIDATES BY NONPARTISAN PRIMARY

Candidates for elective village office of the Village of Marathon City shall be nominated by a nonpartisan primary under Sec. 8.05(4) and Sec. 8.05(5), Wis. Stats. Nomination papers for this purpose shall be supplied by the village clerk and shall be signed by not less than twenty (20) nor more than one hundred (100) electors of the village. Nomination papers shall be circulated pursuant to state law. Notices shall be given as required by state law. A primary election shall be held only when the number of candidates for an elective office in the village exceeds twice the number to be elected to that office. When the number of candidates filing nomination papers for an office does not exceed twice the number to be elected, their names shall be printed on the official ballot for the regular election without a primary.

ARTICLE 2

Village Board Organization and Meetings

- 2.2.1 Village Board
- 2.2.2 General Powers of the Village Board
- 2.2.3 Internal Powers of the Board
- 2.2.4 Salaries
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- 2.2.6 Village President
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- 2.2.9 Meeting Agendas; Order of Business
- 2.2.10 Introduction of Business; Resolutions & Ordinances, Disposition of Communications
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- 2.2.12 Conduct of Deliberations
- 2.2.13 Reconsideration of Questions
- 2.2.14 Remote Attendance at Meetings

2.2.1 VILLAGE BOARD

The Trustees of the Village of Marathon City shall constitute the village board. The village board shall be vested with all the powers of the village not specifically given some other officer, as well as those powers set forth elsewhere throughout this Code. (Sec. 61.32, Wis. Stats.)

2.2.2 GENERAL POWERS OF THE VILLAGE BOARD.

- (A) **General.** Except as otherwise provided by law, the Village Board shall have the management and control of the village property, finances, highways, streets, navigable waters and the public service, and shall have the power to act for the government and good order of the village, for its commercial benefit and for the health, safety, welfare and convenience of the public, and may carry its powers into effect by license, regulation, suppression, borrowing, taxation, special assessment, appropriation, fine, imprisonment and other necessary or convenient means. The powers hereby conferred shall be in addition to all other grants and shall be limited only by express language. (Sec. 61.34(1), Wis. Stats.)

- (B) **Acquisition and Disposal of Property.** The village Board may acquire property, real or personal, within or outside the village, for parks, libraries, recreation, beautification, streets, water systems, sewage or waste disposal, harbors, improvement of watercourses, public grounds, vehicle parking areas and for any other public purpose; may acquire real property within or contiguous to the village, by means other than condemnation, for industrial sites; may improve and beautify the same; may construct, own, lease and maintain buildings on such property for instruction, recreation, amusement and other public purposes; and may sell and convey such property. Condemnation shall be as provided by Ch. 32, Wis. Stats. (Sec. 61.34(3), Wis. Stats.)
- (C) **Acquisition of Easements and Property Rights.** Confirming all powers granted to the village board and in furtherance thereof, the board is expressly authorized to acquire by gift, purchase or condemnation under Ch. 32, Wis. Stats, any and all property rights in lands or waters, including rights of access and use, negative or positive easements, restrictive covenants, covenants running with land, scenic easements and any rights for use of property of any nature whatsoever, however denominated, which may be lawfully acquired for the benefit of the public or for any public purpose, including the exercise of powers granted under Sections 61.35 and 62.23, Wis. Stats.; and may sell and convey such easements or property rights when no longer needed for public use or protection. (Sec. 61.34(3m), Wis. Stats.)
- (D) **Village Finances.** The village board may levy and provide for the collection of taxes and special assessments; may refund any tax or special assessment paid, or any part thereof, when satisfied that it was unjust or illegal; and generally manage the village finances. The village board may loan money to any school district located within the Village or within which the village is wholly or partially located in such sums as are needed by such district to meet the immediate expenses of operating the schools thereof, and the board of the district may borrow money from the village accordingly and give its note therefor. No such loan shall be made to extend beyond August 30 next following the making thereof or in an amount exceeding one-half (1/2) of the estimated receipts for such district as certified by the State Superintendent of Public Instruction and the local school clerk. The rate of interest on any such loan shall be determined by the Village Board. (Sec. 61.34(4), Wis. Stats.)
- (E) **Construction of Powers.** Consistent with the purpose of giving the village the largest measure of self-government in accordance with the spirit of Article XI, Section 3, of the Wisconsin Constitution, the grants of power to the Village throughout this Code of Ordinances and State Statutes shall be liberally construed in favor of the rights, powers and privileges of the village to promote the general welfare, peace, good order and prosperity of the village and its inhabitants. (Sec. 61.34(5), Wis. Stats.)

2.2.3 INTERNAL POWERS OF THE BOARD

The village board has the power to preserve order at its meetings. (Sec. 61.32, Wis. Stats.)

2.2.4 SALARIES

The Village President and Trustees whether operating under general or special law, may, by three-fourths vote of all the members of the village board, determine the salary to be paid the President and Trustees. Salaries heretofore established shall so remain until changed by ordinance and shall not be increased or diminished during the terms of office. (Sec. 61.32, Wis. Stats.)

2.2.5 TRUSTEES

(A) **Election, Term, Number.** The Village of Marathon City shall have six (6) Trustees in addition to the President, who is a Trustee by virtue of his office as President. The term of office for the Trustees shall be two (2) years, three (3) of whom shall be elected each year. No person not a resident elector in the village shall be elected to any office therein. (Sec. 61.19 and Sec. 61.20, Wis. Stats.)

2.2.6 VILLAGE PRESIDENT

(A) **Election.** The Village President shall be elected at the annual spring election in odd-numbered years for a term of two (2) years, commencing on the third Tuesday of April in the year of his election.

(B) **Duties.** The Village President shall by virtue of the office be a Trustee and preside at all meetings of the Board, have a vote as Trustee, sign all ordinances, rules, bylaws, regulations, commissions, licenses and permits adopted or authorized by the Board and all orders drawn on the treasury, except as provided Sec. 66.0607, Wis. Stat. The Village President shall maintain peace and good order, see that the Village ordinances are faithfully obeyed, and in case of disturbance, riot or other apparent necessity appoint as many special marshals as the Village President shall deem necessary, who for the time being shall possess all the powers and rights of constables. (Sec. 61.24, Wis. Stats.)

2.2.7 MEETINGS, TIMES, DATES, and PLACE

(A) **Regular Meetings.** Regular meetings of the village board shall be held on the first Wednesday of each month. The time of the meeting shall be at 7:00 p.m., unless otherwise determined by a majority of the village board. Any regular meeting falling on a legal holiday, shall be held on a day determined by the majority of the village board, but no later than seven days after the first Wednesday of the month.

- (B) **Special Meetings.** The village president may call special meetings of the village board by providing notice as required by Sec. 19.84, Wis. Stats. Special meetings of the village board may also be called upon petition filed with the village clerk by at least two (2) trustees. The village clerk shall then provide notice as required by Sec. 19.84, Wis. Stats.
- (C) **Annual Organizational Meeting.** The village board shall hold an annual organizational meeting on the third Tuesday in April.
- (D) **Place of Meeting.** Unless designated elsewhere by a majority of the village board, all meetings of the village board shall be held at the Marathon City Municipal Building, 311 Walnut Street, Marathon City, WI 54448.
- (E) **Quorum.** A quorum for any regular or special meeting of the village board shall consist of a majority of the members. The presence or absence of a quorum shall be entered in the minutes of the meeting. If a quorum is lacking, the village board may adjourn or adjourn to a time certain. The village board has the power to compel the attendance at meetings of trustees and punish nonattendance, pursuant to s. 61.32, Wis. Stats.

2.2.7.1 REMOTE ATTENDANCE AT MEETINGS

- (A) **Remote Attendance Permitted.** Any Village employee, member of a governmental body, or any other person may appear at any meeting, as defined in Wis. Stats. § 19.82, by telephone video conference, or other remote method of participation.
- (B) **Remote Attendance By Members.** Any member of a Village government body desiring to attend a meeting remotely shall be entitled to participate and vote to the fullest extent possible.
- (C) **Exception.** No member shall participate or vote on any matter that requires the visual assessment of physical evidence or exhibits that have not been previously reviewed by the member.
- (D) **Quorum.** Any member who appears remotely under this section shall count toward a quorum during said appearance.
- (E) **Proper Equipment.** Appropriate equipment shall be used so that the attending public can readily observe or hear such person's participation in the meeting.
- (F) **Notice.** The agenda for any meeting of a governmental body shall specifically and conspicuously provide information concerning all available methods of attendance.

2.2.8 STANDING COMMITTEES

- (A) **Appointments.** Standing committee members shall be appointed by the Village President, subject to confirmation by a majority of the village board. The committees listed in Section 2.2.8(B) shall consist of three (3) Village Trustees. The appointments to each committee shall be made at the annual organizational meeting of the village board. Standing committees shall review such matters as required by this Code or as may be referred to them by the village board and shall submit recommendations for board action.
- (B) **Committees Established.** The following standing committees are established:
- (1) Finance Committee
 - (2) Streets & Roads Committee
 - (3) Fire & Police Committee
 - (4) Public Property Committee
 - (5) Public Health & Licensing Committee
- (C) **President to Designate Chairperson of Standing Committees.**
- (1) The President shall be an ex officio member of each committee or may be appointed to serve as a member of a specific committee.

- (2) The Village President shall serve as chairperson of the Finance and Administration
 - (3) The Village President shall designate the chairperson of each standing committee.
 - (4) All Trustees shall serve on at least one standing committee.
- (D) **Committee-of-the-Whole.**
From time to time the village board may meet as a committee of the whole. The purpose of such meetings may be to discuss issues before one or more of the standing committees. Such meetings may be presided, in sequence, by the appropriate committee chairperson, as specific issues or topics are addressed. All village board members shall participate in the discussion of any issue before the committee of the whole. The committee of the whole may recommend action or actions to be taken at a regular or special village board meeting.
- (E) **Special Committees.**
The Village President may, from time to time, appoint such special committee or committees as he or she deems advisable or as provided for by motion or resolution of the board, stating the number of members and object thereof to perform such duties as may be assigned to them. Any such special committee(s) shall cease to exist after it has made a written recommendation to the village board for the purpose it was form unless reappointed by the Village President or extended by the village board.
- (F) **Committee Reports.**
 - (1) Each committee shall provide the village board a written report on all matters referred to it. Such report shall recommend an action on each item and shall be approved by a majority of the committee members. Each committee report shall include the date, time, and place of the meeting and the members attending. Each report should provide all necessary information to familiarize the Board with the issue.
- (G) **Commissions Established.** The following standing commissions are established:
 - (1) Utility Commission
 - (2) Plan Commission
 - (3) Redevelopment Authority

2.2.9 MEETING AGENDAS; ORDER OF BUSINESS

(A) Agenda

- (1) The Village President shall set the agenda for all regular or special meetings. All information to be presented at a regular Board meeting for an agenda item shall be filed with the Village Clerk no later than 12:00 p.m. (noon) on the Monday preceding the regularly scheduled Board meeting. Information filed after 12:00 p.m. (noon) on the Monday preceding the regular Board meeting may cause the removal of an agenda item by the Village President.
- (2) Special meetings may be called by two (2) Village trustees pursuant to the provisions of Section 61.32, Wis. Stats.

(B) Order of Business. The following order shall be observed in the conduct of all regular board meetings, except the same may be temporarily suspended by majority vote of the village board present at such meeting:

- (1) Call to order.
- (2) Roll call and recording of attendance.
- (3) Pledge of Allegiance.
- (4) Recognition of Visitors
- (5) Approval of minutes, and any corrections, of preceding regular and special meetings.
- (6) Approval of license applications.
- (7) Payment of regular and special bills.
- (8) Report of Village Administrator and other Village officers.
- (9) Committee reports.
- (10) Unfinished business, including a report on all unresolved matters from previous matters.
- (11) New business, including the introduction of Ordinances and Resolutions.
- (12) Ordinances and Resolutions.
- (13) Items for discussion and/or action at future meetings or referral to committee.
- (14) Schedule future meetings.
- (15) Adjournment.

(C) Order to Be Followed. No business shall be taken up out of order unless authorized by the Village President or by majority consent of all Trustees.

(D) Recognition of Visitors: In order to maintain and hold meetings in an orderly fashion the following procedure will be followed regarding visitors unless having previously made a request to be placed on the agenda for a specific item:

- (1) All visitors will be recognized at the meeting under Order of Business item (4).
- (2) No discussion will be allowed from visitors during the course of the meeting unless requested by the Board.

- (E) **Participation by the Public.** Members of the public may not participate in a discussion or debate by the village board. However, a trustee may request that a member of the public answer a question, or questions, pertinent to the discussion or debate, provided that leave for such participation is granted by the other members of the village board. The presiding officer may limit, as necessary, the time and the topics which can be discussed by the public.

2.2.10 INTRODUCTION OF BUSINESS; RESOLUTIONS AND ORDINANCES; DISPOSITION OF COMMUNICATIONS

- (A) **Ordinances and Resolutions.** All ordinances and resolutions shall be prepared as follows:
 - (1) All ordinances and resolutions submitted to the board shall be in writing and shall include at the outset a brief statement of the subject matter and a title.
 - (2) An ordinance or resolution may be presented by the President, one or more Trustees, the Village Administrator, a department head or a committee, board, or commission. The Clerk or the Village Attorney may present ordinances or resolutions when changes in state law make it necessary or desirable.
 - (3) Each ordinance or resolution may be accompanied by, both, a recommended referral to the appropriate committee of the board and the contemplated fiscal impact, if any, of the proposal.
 - (4) Unless requested by a Trustee before a final vote is taken, no ordinance, resolution or bylaw need be read in full.
- (B) **Subject and Numbering of Ordinances.** Each ordinance shall be related to no more than one subject. Amendment or repeal of ordinances shall only be accomplished if the amending or repealing ordinance contains the number and title of the ordinance to be amended or repealed.
- (C) **Notice.** The village board shall take action on an ordinance only if it appears on the written agenda for a meeting at which action is requested.
- (D) **Effective Date.** Unless otherwise provided, all ordinances shall take effect and be in force from and after passage and posting or publication as provided by law.

- (E) **Disposition of Petitions, Communication, Etc.** Every petition or other correspondence from citizens addressed to the village board or to the Village Clerk or other village officer for referral to the village board, shall be delivered by such village officer to the Village President or to the presiding officer of the board as soon as convenient after receipt of same, and in any event, prior to or at the opening of the next meeting of the village board following the receipt of same. Every such petition, or other writing, and every paper, communication or other proceeding which shall come before the board may be referred by the village board to the appropriate committee or commission, unless objected to by a member of the board.
- (F) **Reference and Reports.** The village board may refer new business coming to the board to the appropriate committee, unless otherwise acted upon. All referrals, unless otherwise provided for in the referral, shall be reported on at the next regular board meeting. Village board motions based upon committee or commission action is permissible only on items specifically on the agenda.

2.2.11 Reserved for Future use

2.2.12 CONDUCT OF DELIBERATIONS

- (A) **Roll Call Votes.** Roll call votes shall only be necessary as follows:
- (1) When the ayes and nays are requested by any member.
 - (2) When required by the state statutes of Wisconsin.
 - (3) When requested by the presiding officer of the meeting.
- (B) **Record of Votes.** All aye and nay votes shall be recorded in the official minutes. The ayes and nays shall be ordered upon any question at the request of any member of the village board.
- (C) **Parliamentary Procedure.** The village board shall in all other respects determine the rules of its procedure, which shall utilize Robert's Rules of Order Newly Revised for reference, which is hereby incorporated by reference unless otherwise provided by ordinance or Statute, except when otherwise limited or modified by this Code of Ordinances:
- (1) No Trustee shall address the board until he or she has been recognized by the presiding officer. He or she shall thereupon address himself to the board and confine his or her remarks to the question under discussion.
 - (2) When two (2) or more members simultaneously seek recognition, the presiding officer shall name the member who is to speak first.
 - (3) No person other than a board member shall address the board except under order of business.
 - (4) When a question is in debate, no action shall be in order except:
 - (a) To adjourn;
 - (b) To lay on the table;
 - (c) To approve or disapprove the previous question;
 - (d) To postpone to a certain date;
 - (e) To refer to a standing, select or special committee
 - (f) To amend;
 - (g) To postpone indefinitely; and these several motions shall have precedence in the order in which they stand.

(5) The maker of a motion may request leave to withdraw a motion at any time prior to voting on the question. Such a request requires no second. If any member objects, the presiding officer shall put the question of granting the request to vote.

(D) **Compelling Votes.** No member may be compelled to vote.

(E) **Majority Vote.** Unless a larger number is required by statute, ordinance or bylaw, a majority vote of those members present at a legally constituted meeting is necessary to carry a question.

2.2.13 RECONSIDERATION OF QUESTIONS

Any member voting on the prevailing side may move for reconsideration of the vote on any question at that meeting or the next succeeding regular meeting.

ARTICLE 3
Officials and Personnel

- 2.3.1 Appointed Officials, Boards & Committees
- 2.3.2 Regulations Governing Officials
- 2.3.3 Municipal Employees and Personnel

2.3.1 APPOINTED OFFICIALS, BOARDS AND COMMISSIONS

- (A) **Appointed Officials.** The following village officials shall be appointed by the village board:
 - (1) Administrator, who shall serve as Clerk and Treasurer (pursuant to Charter Ordinance, adopted 12/4/1980)
 - (2) Chief of Police
 - (3) Fire Chief and Assistant Fire Chief
 - (4) Assessor (pursuant to Charter Ordinance, adopted 10/7/1976)

- (B) **Appointed Commissions.** The following commissions shall be appointed by the village board:
 - (1) Utility Commission
 - (2) Plan Commission
 - (3) Board of Appeals
 - (4) Re-development Authority

- (C) **Manner of Appointment.** The village board, by majority vote, shall appoint officials for vacancies in any appointive office as they occur, be it due to the expiration of a term of office or otherwise. The term of office for appointed members of the plan commission and board of appeals shall be set by ordinance elsewhere within this code. The other appointed officials designated in Sec. 2-3-1(a) shall serve without term.

- (D) **Removal from Office.** Any appointed official may be removed from office upon a three fourth's ($\frac{3}{4}$) vote of the entire village board upon a showing of incompetency, misconduct, failure to perform duties or for other just cause. If required by state law, by village ordinance or by contractual agreement, a hearing may be required before the village board removes an appointed official from office.

- (E) **Village Attorney and Engineer.** The village board, from time to time, may designate and employ one or more attorneys or law firms to serve as the village’s attorney for general legal advice and assistance and/or as counsel for specific legal matters. The village board may also, from time to time, designate, contract or employ one or more engineers or professional engineering firms as the village’s engineer to perform such duties as the village board may direct and determine.

2.3.2 REGULATIONS GOVERNING OFFICIALS

- (A) **Effect of Regulations.** The provisions of paragraphs 2.3.2 (B) through 2.3.2 (G), below, shall apply to all officers of the village regardless of the time of creation of the office or selection of the officer, unless otherwise specifically provided for by state law, village ordinance or contractual agreement, except that such provisions shall not apply to positions of village attorney and village engineer.
- (B) **Oath of Office.** Every elected and appointed official of the village, including the members of its boards and commissions, shall, before entering upon that official’s duties, take the oath of office prescribed by law and file said oath in the office of the village clerk, except that the person performing the functions of village clerk shall file the oath with the office of the village president. Any person re-elected or re-appointed shall take and file an official oath for each term of service.
- (C) **Public Official Bond.** The village board shall acquire public official errors and omissions insurance coverage for each village official required by law to be bonded under state law. Such coverage for each village official, the amount as may be determined and approved by the village board, is conditioned upon the faithful performance of the official’s duties.
- (D) **Salaries.** All officers of the Village shall receive such salaries or compensation as may be approved from time to time by the village board. No official receiving a salary from the village shall be entitled to retain any portion of any fees collected in the performance of the duties as such officer in the absence of a specific law or ordinance to the contrary. No such salary or other compensation may be increased or decreased during a term of office, except for such offices as may have indefinite terms.
- (E) **Vacancies.** Vacancies in elective offices shall be filled by a majority vote of the village board and such person, upon appointment, shall serve for the remainder of the unexpired term. Vacancies in appointive offices shall be filled in the same manner as the original appointment for the remainder for the unexpired term, unless the term for such office is indefinite.

2.3.3 MUNICIPAL EMPLOYEES AND PERSONNEL

- (A) **Hiring and Termination of Employees.** The hiring and terminating of municipal employees shall be by the majority vote of the village board, unless otherwise provided in state law, village ordinance or contractual agreement.
- (B) **Uniform Work Week and Pay Day.** The work week for all village officials and employees shall be 40 hours per week and any hour worked in excess of 40 hours shall be authorized by the village administrator.
- (C) **Setting Wages and Salaries.** The wage and salary level of all village employees shall be set and determined by the village board, after consideration of any recommendations from one or more of its committees. If applicable, wages and salaries shall be set in accordance with any collective bargaining agreement between the village and a recognized bargaining unit, pursuant to state law.
- (D) **Personnel Policies.** From time to time the village board shall cause to have the pay schedules, employment and personnel policies of the Village of Marathon City reduced to writing in a personnel handbook.

ARTICLE 4

Joint Municipal Court

2.4.1 COURT, JOINT MUNICIPAL

- (A) **Municipal Court Created** Pursuant to the authority granted by Chapter 755 and § 66.0301 of the Wisconsin Statutes, there is hereby created and established a joint municipal court to be designated “Municipal Court for the Village of Rothschild and the Village of Marathon City” said court to become operative and function on July 1, 2016.
- (B) **Municipal Judge**
- (1) **Qualifications:** The joint court shall be under the jurisdiction of and presided over by a municipal judge, who shall be an attorney licensed to practice law in Wisconsin, and who resides in one of the municipalities that is a party to the agreement forming this joint court.
 - (2) **Oath and Bond:** The Judge shall, after election or appointment to fill a vacancy, take and file the official oath as prescribed in § 757.02, Wis. Stats., and at the same time execute and file an official bond. The judge shall not act until the oath and bond have been filed as required by § 755.03.
 - (3) **Salary:** The salary of the municipal judge shall be fixed by the village boards of the municipalities that are parties to the agreement which shall be in lieu of fees and costs. No salary shall be paid for any time during the term during which such Judge has not executed and filed the official bond or official oath, as required by § 755.03, Wis. Stats. The municipalities may by separate ordinance allocate funds for the administration of the municipal court pursuant to § 66.0301 Wis. Stats.
- (C) **Election and Term**
- (1) **Term:** The municipal judge shall be elected at large in the spring election in odd-numbered years for a term of four years commencing on May 1. All candidates for the position of municipal judge shall be nominated by nomination papers as provided in § 8.10, Wis. Stats., and selection at a primary election if such is held as provided in §8.11, Wis. Stats. The county clerk shall serve as filing officer for the candidates.
 - (2) **Electors:** Electors in all municipalities that are parties to the agreement shall vote for judge.

(D) **Jurisdiction**

- (1) The municipal court shall have jurisdiction over incidents occurring on or after July 1, 2016 as provided in Article VII, § 14 of the Wisconsin Constitution, §§ 755.045 & 755.05, Wis. Stats., and as otherwise provided in State Law. In addition, it shall have exclusive jurisdiction over actions in the municipalities that are parties to the agreement seeking to impose forfeitures for violations of municipal ordinances, resolutions and by-laws.
- (2) The municipal judge may issue civil warrants to enforce matters under the jurisdiction of the municipal court under § 755.045(2), § 66.0119, Wis. Stats.
- (3) The municipal court has jurisdiction over juvenile offenders when a municipality that is party to the agreement enacts an ordinance under the authority of § 938.17(2)(cm), Wis. Stats.

(E) **Municipal Court**

- (1) Hours: The municipal court shall be open at such location and at such times as determined by the governing bodies of the municipalities that are parties to the agreement and the municipal judge.
- (2) Employees: The Judge shall, in writing, appoint such clerks and deputy clerks as are authorized and funded by the village boards of the municipalities that are parties to the agreement.

(F) **Collection of Forfeitures and Costs**

The municipal judge may impose punishment and sentences as provided by Chapters 800 & 938 Wis. Stats., and as provided by the municipalities that are parties to the agreement. All forfeitures, fees, assessments, surcharges and costs shall be paid to the treasurer of the municipality within which the case arose within thirty (30) days after receipt of the money by the municipal court. At the time of the payment, the municipal court shall report to the treasurer the title of the action, the nature of the offenses and total amount of judgments imposed in actions and proceedings in which such monies were collected.

(G) **Contempt of Court**

The municipal judge, after affording an opportunity to the person accused to be heard in defense, may impose a sanction authorized under § 800.12 Wis. Stats.

(H) **Abolition**

The municipal court hereby established shall not be abolished while the § 755.01(4) agreement is in effect.

2.4.2 If any provisions of this Ordinance are invalid or unconstitutional or if the application of this Ordinance to any person or circumstance is found invalid or unconstitutional by a Court of competent jurisdiction, such invalidity or unconstitutionality shall not affect the provisions or application of this Ordinance which can be given effect without the invalid or unconstitutional provisions or applications.

2.4.3 All Ordinances and parts of ordinances in conflict herewith are hereby repealed as of July 1, 2016.

2.4.4 This Ordinance shall be in full force and effect on July 1, 2016 and after the date of its passage by both the Village of Rothschild and the Village of Marathon City and its publication as required by law.