ORDINANCE NO. 2020-01

AN ORDINANCE AMENDING MINNETONKA CITY CHARTER
SECTIONS 5.08 and 5.09, REGARDING ELECTIONS
FOR INITIATIVE AND REFERENDUM

The City of Minnetonka Ordains:

Section 1. Preamble.

The Minnetonka charter commission voted on Nov. 12, 2019 to recommend
amendments to sections 5.08 and 5.09 of the Minnetonka City Charter, regarding terms
of council members and vacancies in the council. Notice of a public hearing on the
proposed amendments, including the text of the proposed amendments, was published
in the city’s official newspaper on Nov. 21, 2019. The public hearing was held on
Dec. 16, 2019 before the city council, at which time all people desiring to be heard were
given an opportunity to address the council. After considering the advice of the charter
commission and any comments from citizens, the city council has determined that the
amendments may be appropriately adopted by ordinance rather than by an election.

Section 2. Section 5.08, subdivision 3 of the Minnetonka city charter is amended to read as
follows:

Subd. 3. The ordinance must be considered at the earliest date permissible under state
law for the conduct of a next regular municipal or statewide election, unless there is less
than 60 days between that election and the date that the city council establishes the
form of the ballot question under section 5.10. If there is less than 60 days, the
ordinance will be considered at the following regular municipal or statewide election.
There will be no special election for an initiated ordinance.

Section 3. Section 5.09 of the Minnetonka city charter is amended to read as follows:

Section 5.09. Council Action on Referendum Petition.

After receiving a certified referendum petition, the council must reconsider the ordinance
at its next regular meeting and either repeal it or reaffirm the ordinance as passed. In the
latter case the council must submit the ordinance at an election to be held at the earliest
date permissible under state law no less than 60 days, but no more than 120 days, after
the council establishes the form of the ballot question under section 5.10. The election
must be held at a municipal or statewide election if one is scheduled in that time period.
If one is not scheduled, then the council must order a special election. An ordinance
does not become effective if a sufficient referendum petition is filed with the city clerk
before the ordinance’s effective date. The ordinance remains suspended pending an
election.

The stricken language is deleted; the underlined language is inserted.
Section 4. This ordinance is effective 90 days after publication.

Adopted by the city council of the City of Minnetonka, Minnesota, on January 6, 2020.

Brad Wiersum, Mayor

ATTEST:

Becky Koosman, City Clerk

ACTION ON THIS ORDINANCE:

Date of introduction: Dec. 16, 2019
Date of adoption: Jan. 6, 2020
Motion for adoption: Kirk
Seconded by: Calvert
Voted in favor of: Calvert-Schaeppi-Coakley-Kirk-Schack-Carter-Wiersum
Voted against: None
Abstained: None
Absent: None
Ordinance adopted.

Date of publication:

CERTIFIED COPY:

I certify that the foregoing is a correct copy of an ordinance adopted by the city council of the City of Minnetonka, Minnesota, at a meeting held on Jan. 6, 2020.

Becky Koosman, City Clerk

Date: ____________________________

The stricken language is deleted; the underlined language is inserted.