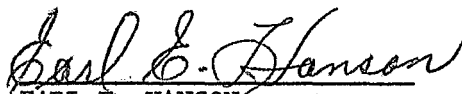


STATE OF MINNESOTA)
COUNTY OF HENNEPIN)ss
CITY OF ST. LOUIS PARK)

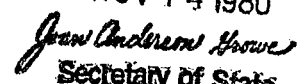
I, EARL E. HANSON, the duly appointed,
qualified and acting Clerk of the City of St. Louis
Park, Hennepin County, Minnesota, do hereby certify
that I have carefully compared the attached copy of
Resolution No. 6705 with the original thereof as
duly adopted at a special meeting of the City Council
held November 6, 1980, as recorded in the Official
Book of Resolutions of the City, and the attached
constitutes a full, true and correct copy of
Resolution No. 6705.

I further certify that said meeting was a
special meeting held upon due call and notice as
required by law, and five Council Members were
present thereat.

WITNESS my hand and the seal of the City this
12th day of November, 1980.


EARL E. HANSON
CITY CLERK

(S E A L)

STATE OF MINNESOTA
DEPARTMENT OF STATE
FILED
NOV 14 1980

Secretary of State
33097

NOVEMBER 6, 1980

RESOLUTION NO. 6705

RESOLUTION CANVASSING RETURNS OF SPECIAL CITY
ELECTION HELD NOVEMBER 4, 1980

WHEREAS, the City Council has duly met as a canvassing board as required by the City Charter for the purpose of canvassing the election returns of the Special City Election held November 4, 1980, wherein electronic voting devices and computer were used for the casting and tabulating of votes in every voting precinct of the City; and

WHEREAS, the City Council has duly inspected the Return Sheets of each precinct using electronic voting devices at said election, prepared and certified to by the election officers of the twenty precincts in which the election was held; therefore,

BE IT RESOLVED by the City Council of the City of St. Louis Park:

- 1) Said Election Returns be hereby canvassed, and the number of votes cast for and against the Charter Amendment voted upon, together with the number of absentee ballots, are as follows:

SPECIAL ELECTION

<u>Charter Amendment</u> <u>Chapter 12</u>	<u>Percent</u>	<u>Total</u> <u>Votes</u>	<u>Regular</u> <u>Ballots</u>	<u>Absentee</u> <u>Ballots</u>
Yes	84.43	18,379	17,567	812
No	15.57	3,389	3,259	130

- 2) Upon the basis of such returns, the aforementioned Charter Amendment providing for Chapter 12 defining conflict of interest, requiring financial disclosure and regulating campaign contributions of candidates for and those elected as City Councilpersons and Mayor, is hereby approved.
- 3) The total defective ballots cast at said election was 68.
- 4) The total valid ballots cast at said election was 25,899.
- 5) The judges of said election are listed as follows:

WARD I/PRECINCT 1-Fern Hill School

Maxine Hamilton - Chair
Arlene Sweet
Berniece Anderson
Donna Hovland
Edna Kumpula
Anne Woods
Bess Light
Firley Segal
Earl Johnson
Barbara Ratner
Rose Jean Goldstein
Nessa Lee Laiderman

WARD I/PRECINCT 3-Central School

Delores Anderson - Chair
Ida Hoppenrath
Betty Sorenson
Frederick Cooke
Delores Sorenson
Alice Rude
Julius Kroman
Margaret Jackson

WARD I/PRECINCT 5-Stephens Buick

Michael Mann - Chair
Kathleen Parker
Blanche Eisenberg
Irene Gullickson
Sarah Prost
Irene Rokoski
Veronica Deblock
Wanda Menge

WARD II/PRECINCT 2-Wooddale Luth.

Stirling Sykes - Chair
Betty Holland
Helen Iverson
Evelyn Breckheimer
Ruby Wellnitz
Lurutta Taylor
Lucille Thornsjo
Lola Sletten
Jeanne Crampton

WARD II/PRECINCT 4-Fire Station 1

Carmen Sweningson - Chair
Dolores Roland
Ruth Jaglo
Mildred Rudquist
Christine Siewert
Norma Anderson
Marion Hume

WARD I/PRECINCT 2-Peter Hobart School

Norma Roberts - Chair
Janice Wittenberg
Eleanora Otto
Alyce Fuller
Edna Jackson
Opal Elvecrog
Myrna Furst
Katie Long
Plyllis Koolick

WARD I/PRECINCT 4-Ethel Baston School

Marjorie Paulson - Chair
Melvin Stenrud
Harry Carlson
Agnes Null
Leona Haight
Theresa Holmgren
Marjorie Jenkins

WARD II/PRECINCT 1-Susan Lindgren School

Betty Count - Chair
Clara Zahn
Ellabelle Corniea
Logene Kobe
Lucia Possehl
Juanita White
Louise Kloss
Helen Belsass
Dorothy Papermaster

WARD II/PRECINCT 3-Brookside Comm. Center

Esther Karnitz - Chair
Bernice Broz
Corrine Skalko
James Von Lorenz
Anne Wood
Margaret Frederickson
Edith Wheeler

WARD II/PRECINCT 5-City Hall

Ruth Whitney - Chair
Eleanor Krohn
Gloria Zakes
Florence Joffe
Faye Weinberg
Linda Kneen
Louise Booth
Sylvia Kamrud
Gertrude Raymond

WARD III/PRECINCT 3-Aquila School

Orel Held - Chair
Jean Miller
Florence Lindborg
Rosheen Kaplan
Sharon Sacks
Mary Murphy
Andrew Kovash
Virginia Nerburn

WARD III/PRECINCT 5-Aquila School

Margaret Corcoran - Chair
Elizabeth Shrell
Celia Engel
Corrine Tomasko
Jane Edmond
David Shussin
Irene Carlson Eileen Soderberg

WARD IV/PRECINCT 2-Westwood Luth.

Violet Schultz - Chair
Loretta Meyer
Caroline Puzak
Hazel Hanson
Elizabeth Cohen
Bernice Holmberg
Barbara Aslakson

WARD IV/PRECINCT 4-Westwood Jr.High

Mae Sheehy - Chair
Virginia Schlenker
Lillian Lang
Henry deBoom
Grace Downing
Sue Serwat
Caroline Johnson

WARD III/PRECINCT 4-Timothy Lutheran

Lolita Halverson - Chair
Catherine Keller
Florence Shussin
Arliss Young
Earl Otto
Gretchen Ness
Florence Kiehl

WARD IV/PRECINCT 1-Cedar Manor School

Jean Stulberg - Chair
Mary Jane Erickson
Marianne Hamlin
Roslyn Freedland
Karen Musolf
Sandra Johnson
Edward Gale

WARD IV/PRECINCT 3-Fire Station No. 2

Shirley Cowl - Chair
Pearl Gale
Loretta O'Connell
Corrine Toretzsky
Rae Kleinbaum
Maxine Hanson Dorothy Lemler
Rivian Goldberg Sam Gavren

WARD IV/PRECINCT 5-Eliot Community Center

Lillian Goltzman - Chair
Pearl Christensen
Esta Silver
Estelle Grossman
Mary Gusek
Margery Ryks
William Haight

COUNTING CENTER & ABSENTEE BALLOT DELIVERY JUDGES

Shirley Landstrom - Chair
Lloyd Nerburn
Anna Grace Miller
Ruby Andreason
Rose Overback
Alice Carlson
Irene Rokoski

Myrtle Formo
Marie Hartmann
Julianne Hovind
Ruth Kirschner
Kathy Falk
Elsie Dahlstrom

- 6) The following is a true copy of the absentee ballot used in said election:

SPECIAL ELECTION BALLOT
CITY OF ST. LOUIS PARK

NOVEMBER 4, 1980

ABSENTEE CITY BALLOT

To vote in favor of the proposed amendment, place an X opposite "yes." To vote against the proposed amendment, place an X opposite "no."

PROPOSED CHARTER AMENDMENT—CHAPTER 12

Shall the City Charter be amended to include a chapter that will define conflict of interest, require financial disclosure and regulate campaign contributions of candidates for and those elected as City Councilpersons and Mayor?

☐ Yes

☐ No

- 7) The following is a true copy of the ballot label used in the electronic voting devices in said election:

OFFICIAL BALLOT - SPECIAL CITY ELECTION
CITY OF ST. LOUIS PARK, MINNESOTA
NOVEMBER 4, 1980

INSTRUCTIONS TO VOTERS

If you approve of the question, punch a hole opposite "YES" at the right of the question. If you disapprove, punch a hole opposite "NO" at the right of the question.

PROPOSED CHARTER AMENDMENT - CHAPTER 12

Shall the City Charter be amended to include a chapter that will define conflict of interest, require financial disclosure and regulate campaign contributions of candidates for and those elected as City Councilpersons and Mayor?

YES 181 →

NO 183 →

YOU HAVE NOW COMPLETED VOTING.
PLACE THE BALLOT CARD INTO THE
ENVELOPE AND RETURN TO JUDGE.
PLEASE CLOSE BOOKLET TO FRONT COVER

Adopted by the City Council November 6, 1980.

/s/ Phyllis McQuaid
Mayor

Attest:

/s/ Earl E. Hanson
City Clerk

Reviewed for administration:

/s/ James L. Brimeyer
City Manager

Approved as to form and legality:

/s/ Wayne G. Popham
City Attorney

NOTICE OF SPECIAL CITY ELECTION
TO BE CONDUCTED DURING STATE GENERAL
ELECTION ON NOVEMBER 4, 1980

NOTICE IS HEREBY GIVEN that a special City election will be held in St. Louis Park, Minnesota, during the State general election on November 4, 1980, between 7 a.m. and 8 p.m. The purpose of the election is to vote on a proposed addition to the City's Home Rule Charter which reads in its entirety as follows:

CHAPTER 12

Section 12.01. Declaration of Policy. The proper operation of democratic government requires that public officials be independent, impartial and responsible to the people; that governmental decisions and policy be made in the proper channels of the governmental structure; that public office not be used for personal gain; and that the public has confidence in the integrity of its government. In recognition of these goals, there is hereby established a Code of Ethics for all public officials, whether elected or appointed. The purpose of this Code is to establish ethical standards of conduct for all such officials by setting forth those acts or actions that are incompatible with the best interests of the City and by directing disclosure by such officials of private financial or other interests in matters affecting the city. The provisions and purpose of this Code and such rules and regulations as may be established are hereby declared to be in the best interests of the City of St. Louis Park.

Section 12.02. Definitions. When used in this chapter, the following terms shall have ascribed to them the definitions set out herein:

- (1) "Associate" means any person related to a public official by blood or marriage.
- (2) "Candidate" means any individual who seeks nomination or election as a public official of the City of St. Louis Park. An individual shall be deemed to seek nomination or election if he has taken the action necessary under the ordinances of the City of St. Louis Park to qualify himself for nomination or election to an office, or has received contributions or made expenditures in excess of \$100, or has given his consent, implicit or explicit, for any other person to receive contributions or make expenditures in excess of \$100 with a view to bringing about his nomination for election or election to an office.
- (3) "Contribution" means a transfer of funds or a donation in kind. Contribution includes any loan or advance of credit to a candidate, personal campaign committee, political committee or party committee, which loan or advance of credit is (a) forgiven or (b) paid by an entity other than the personal campaign committee, political committee, or party committee to which the loan or advance of credit is made. If an advance of credit or a loan is forgiven or paid as provided in this subdivision, it is a contribution in the year in which the loan or advance of credit is made.

- (a) "Transfer of funds" means money or negotiable instruments given by an individual or entity to a candidate, personal campaign committee, party committee, or political committee for the purpose of influencing the nomination or election of a candidate.
 - (b) "Donation in kind" means anything of value other than money or negotiable instruments given by an individual or association to a candidate, personal campaign committee, political committee or party committee for the purpose of influencing the nomination or election of a candidate. Donation in kind includes an approved expenditure.
 - (c) "Approved expenditure" means an expenditure made on behalf of a candidate by an entity other than the personal campaign committee of that candidate, which expenditure is made with the authorization or express or implied consent of, or in cooperation or in concert with, or at the request or suggestion of that candidate, his personal campaign committee or his agent. An approved expenditure is a contribution to that candidate.
- (4) "Expenditure" means a purchase or payment of money or anything of value, or an advance of credit, made or incurred for the purpose of supporting or opposing the nomination or election of a candidate.
- An expenditure is considered to be made in the year in which the goods or services for which it was made are used or consumed.
- Expenditure includes the dollar value of a donation in kind.
- Expenditure does not include:
- (a) Transfers of funds as defined in section 12.02(3)(a);
 - (b) Services provided without compensation by an individual volunteering his time on behalf of a candidate; or
 - (c) The publishing or broadcasting of news items or editorial comments by the news media.
- (5) "Election" means a primary, special primary, regular or special City election.
- (6) "Interest" means any concern which yields a pecuniary or material benefit.
- (7) "Personal campaign committee" means any committee appointed by a candidate for any election.

- (8) "Party committee" means any committee appointed or elected to represent any political party with a party organization in the State of Minnesota.
- (9) "Political committee" means a group of two or more persons who were elected or appointed by any political party or association for the purpose, wholly or partly, of raising, collecting, or disbursing money or directing the raising, collection or disbursing thereof, for nomination or election purposes, or who cooperates in the raising, collecting or disbursing of money used, or to be used for or against the election to public office of any person or any class or number of persons, or for or against the adoption of any ordinance or charter amendment.
- (10) "Public official" means any person holding the office of mayor or council person by election or by appointment.

Section 12.03. Organization of Personal Campaign Committees. Every candidate shall designate a single personal campaign committee, which shall have a secretary. The candidate shall file a statement signed by him with the City Clerk stating that a personal campaign committee has been formed and giving the name and address of every member and of the secretary thereof. Such filing shall be made before any expenditures are made by the personal campaign committee. Only the candidate and the personal campaign committee shall receive contributions and make expenditures on behalf of the candidate; provided, however, that party committees and political committees shall not be prohibited from receiving contributions and making expenditures related to nominations or elections.

Section 12.04. Contributions.

- (1) No candidate or personal campaign committee shall accept an aggregate contribution from any single person, or entity in excess of \$250.
- (2) Every person who receives a contribution or loan for a personal campaign committee shall, on demand of the secretary, and in any event, within 14 days after receipt of the contribution or loan, furnish the secretary with the name and, if known, address of the contributor or lender, the amount contributed or loaned, and the date of receipt.
- (3) No anonymous contributions in excess of \$20.00 or any anonymous contributions aggregating in excess of \$100 shall be retained by any personal campaign committee, but shall be forwarded to the City Clerk and deposited to the general fund of the City. This subdivision shall not apply to anonymous contributions aggregating in excess of \$100 arising from fund raising sales, where in consideration of a contribution or contributions, a

person receives any tangible goods whose value has a reasonable relationship to the contribution.

- (4) All contributions of \$50 or more shall be made by check, bank draft or money order.
- (5) All monetary contributions received by or on behalf of any candidate or personal campaign committee shall be deposited within 14 days after receipt in an account designated "campaign fund of (name of personal campaign committee)."

Section 12.05 Use of Contributions. All contributions received on behalf of a candidate or personal campaign committee shall be used solely for the purpose of conducting that candidate's campaign for nomination for election or election to political office.

Section 12:06. Campaign Reports.

- (1) Every candidate and the secretary of every personal campaign committee in every primary, special or regular election shall file a financial statement with the City Clerk as follows:
 - (a) Seven days before the primary:
 - (b) Seven days after the primary:
 - (c) Seven days before the regular or special elections; and
 - (d) Seven days after the regular or special election.

The statement shall be verified upon the oath of such candidate or such personal campaign committee, as the case may be, and shall cover all transactions made up to and including the third day before the filing of the statement and not accounted for and reported upon in statements theretofore filed, except that no transactions shall be made thereafter which are not included in the final statement. Each statement, after the first, shall contain a summary of all preceding statements.

- (2) Every secretary of every party committee shall eight days before the primary, on or before the tenth day following the primary, eight days before the general election, and on or before the tenth day following the general election, file with the City Clerk a financial statement verified by the secretary of the party committee, which shall show in itemized detail all transactions, disbursements, and all obligations to make disbursements, for political purposes. Each statement, after the first, shall contain a summary of all preceding statements.

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- (3) Every political committee shall, within 30 days after any municipal election, file with the City Clerk a statement showing the total amount of receipts and disbursements, and for what purpose such disbursements were made when the political committee is organized to support a candidate for elected office in the City or to support or oppose propositions in City elections.
- (4) The reports required by Section 12.06(1) and (2) shall disclose the following:
- (a) Every sum of money and all property, and every other thing of value, received by such candidate or committee during such period from any source whatsoever which he or it uses or has used, or is at liberty to use for political purposes, together with the name of every person or source from which each was received and the date when each was received, together with the total amount received from all sources in any amount or manner;
 - (b) Every promise or pledge of money, property, or other thing of value, received by such candidate or committee during such period, the proceeds of which he uses or has used, or is at liberty to use for political purposes, together with the names of the persons by whom each was promised or pledged, the special purposes for which each was promised or pledged, and the date when each was so promised or pledged, together with the total amount promised or pledged from all sources in any amounts or manner;
 - (c) Every disbursement by such candidate or committee for political purposes during such period, together with the name of every person to whom the disbursement is made, the specific purpose for which each was made, and the date when each was made, together with the total amount promised or pledged from all sources in any amounts or manner;
 - (d) Every obligation, expressed or implied, to make any disbursement incurred by such candidate or committee for political purposes during such period, together with the names of the person or persons to or with whom each such obligation has been incurred, the specific purposes for which each was made, and the date when each was incurred, together with the total amount of such obligations made in any amounts or manner.
- 5

Section 12.07. Records.

- (1) The candidate or the secretary of each personal campaign committee, party committee or political committee shall preserve all records and accounts required for the reports required in Section 12.06 for one year after the date of the election.
- (2) The City Clerk shall keep all reports filed as required by Section 12.06 for one year after the date of the election. Reports shall be available to the public at a reasonable time and place.

Section 12.08. Notice of Failure to File. The City Clerk shall receive all reports filed as required by Section 12.06 and notify the person required to file a report that such person has failed to file a document required by this ordinance.

Section 12.09. Termination Report. No personal campaign committee, party committee or political committee shall dissolve until it has filed a termination report. The termination report shall include all information required in periodic reports and a statement as to the disposition of any residual funds.

Section 12.10. Distribution. The City Clerk shall distribute a copy of Section 12.02 through 12.11 to every candidate for public office upon the candidate's filing for office.

Section 12.11. Penalty. Any candidate, personal campaign committee, party committee or political committee found to be in violation of Sections 12.02 through 12.09 shall be liable to a fine or not more than \$500.

Section 12.12. Filing of Information. Each public official and each candidate must file as public record, in the office of the City Clerk, a statement containing the following:

- (1) Individual's name, address, occupation and principal place of business.
- (2) A listing of all sources of compensation received for services rendered in excess of \$1,000 per year, without specifying amount.

- (3) A list of the names of all business corporations, companies, firms or other business enterprises or partnerships with which the individual is connected as an employee, officer, owner, director, trustee, partner, advisor or consultant.
- (4) A list of financial interests through ownership of stocks, bonds, or other securities with value in excess of \$1,500 without specifying dollar amount.
- (5) A list of all real property located within the City of St. Louis Park excluding personal homestead property, in which the individual has any financial interest in excess of \$1,500. The filing shall indicate the location of such property, but may omit any valuation.

Section 12.13. Family Interests. If the spouse and/or minor children of a public official or candidate hold an interest which if held by the official or candidate would have to be disclosed under the provisions of Section 12.12 such interest of the spouse and/or minor children must be included in the statement filed according to Section 12.12.

Section 12.14. Exclusions. Section 12.12 shall not be construed to require:

- (1) Filing of any information relative to connections or interests with any nonprofit organization.
- (2) Disclosure of privileged relationships, as recognized by law (e.g., doctor-patient, attorney-client, pastor-parishioner, etc.).

Section 12.15. Time of Required Filing. The times at which required personal financial disclosure filings must be made are as follows:

- (1) Public officials - not later than 60 days after the date of this ordinance, and every April 15 thereafter.
- (2) Candidates - within 14 days after filing an affidavit of candidacy or petition to appear on the ballot for an elective office.

Section 12.16. Records. The City Clerk shall keep all reports filed as required by Sections 12.12 through 12.15 for four (4) years.

Section 12.17. Penalty. Any candidates or public officials who fail to file all the necessary documents with the City Clerk within thirty (30) days after notice from the City Clerk that they are delinquent in their filings, shall be liable to a fine of not more than \$500.

Section 12.18. Personal Financial Conflicts of Public Officials.

- (1) Contracts void. Any public official who is authorized to take part in any manner in making any sale, lease, or contract in his official capacity shall have no personal financial interest in that sale, lease, or contract or personally benefit financially therefrom unless the effect on his personal financial interest is no greater than on any other persons and/or property similarly situated. Any sale, lease, or contract entered into by the City with regard to which a public official has acted in violation of this section is void; provided, however, that any sale, lease, or contract permitted under Minnesota Statutes Section 471.88 is voidable. Any money which was paid by the Council in violation of this paragraph may be recovered from any and all persons interested therein.
- (2) Noncontractual transactions voidable. Any public official who in the discharge of his duties would be authorized to take an action, vote, or make a decision concerning a non-contractual transaction of the City which would affect his interests, unless the effect on his interests is no greater than on other persons and/or property similarly situated, shall disqualify himself from such action, vote, or decision. Any transaction entered into by the City with regard to which a public official has acted in violation of this paragraph is voidable at the option of the Council. Any money which was paid by the Council in violation of this paragraph may be recovered from any and all persons interested therein.

Section 12.19. Financial Conflicts of Associates of Public Officials; Contracts and Transactions Voidable. Any public official who in the discharge of his duties would be authorized to take an action, vote, or make a decision concerning a contractual or noncontractual transaction which would affect the interests of his associates, unless the effect on the interests of his associates is no greater than on other persons and/or property similarly situated, shall disqualify himself from such action, vote, or decision.

Any contract or transaction entered into by the City with regard to which a public official has acted in violation of this section is voidable at the option of the Council. Any money which was paid by the Council in violation of this section may be recovered from any and all persons interested therein.

Section 12.20. Gifts and Favors. No public official shall accept any valuable gift, whether in the form of money, service, loan, thing, or promise, from any person, firm, or corporation which to his knowledge is concerned, directly or indirectly, in any manner whatsoever in business dealings with the City; nor shall any public official (1) accept any gift, favor or thing of value that may tend to influence him in the discharge of his duties or (2) grant in the discharge of his duties any improper favor, service or thing of value, or accept an offer which would not have been given if he were not an official; or (3) accept or receive anything of value through sale of gift of goods or services which would result directly or indirectly from his position as an public official of the City of St. Louis Park.

Section 12.21. Use of City Equipment and Facilities. No public official shall request or permit the unauthorized use of City owned vehicles, equipment, materials, property, labor or services for personal convenience or profit.

Section 12.22. Distribution. The City Clerk shall distribute a copy of this Chapter to every public official within 30 days after enactment of these Sections. The City Clerk shall also distribute a copy of this Chapter to every subsequently elected or appointed public official within 14 days of the public official's election or appointment to public office, and every candidate for City office upon the candidate's filing for office.

NOTICE IS FURTHER GIVEN that the question to be placed on the ballot shall read as follows:

"Shall the City Charter be amended to include a chapter that will define conflict of interest, require financial disclosure and regulate campaign contributions of candidates for and those elected as City Councilpersons and Mayor?"

☐ Yes

☐ No.

BY ORDER OF THE CITY COUNCIL

EARL E. HANSON
CITY CLERK

(Published in the St. Louis Park Sun October 15 & 22, 1980)



November 12, 1980

Office of the Secretary of State
Corporations Division
Room 180, State Office Building
St. Paul, Minnesota 55155

Attention: Peggy Deutsch

Dear Sir or Madam:

Enclosed is a certified copy of Resolution No. 6705 canvassing the election returns of the November 4, 1980, City Special Election amending the City's Home Rule Charter. Also enclosed is a copy of the amendment in its entirety which was submitted to the electors for approval/disapproval at the above-mentioned election.

Pursuant to M.S.A. 410.12, Subdivision 4, copies of the amendment and the vote thereon shall be filed with the Secretary of State and the Register of Deeds in the county in which the City is located.

If you have any questions regarding this matter, or if you are in need of additional information, please feel free to call this office.

Sincerely,

Beverly Flanagan
Deputy City Clerk

bf
enclosure