

METROPOLITAN AIRPORTS COMMISSION

ORDINANCE NO. 65

An Ordinance to promote and conserve the public welfare, relating to the internal operation of the Commission and providing, consistent with Minn. Stat. Chapter 10A for reporting of financial information by Commissioners and for disclosure by Commissioners and appointees of the Commission as to potential conflicts of interest incident to their connection with the Commission; providing penalties for violation thereof; and repealing Commission Ordinance No. 46 which this Ordinance replaces.

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WHEREAS, the Metropolitan Airports Commission, in furtherance of the terms and provisions of Minnesota Statutes Sections 473.601 et. seq., is charged with the duty of carrying forth the acquisition, establishment, development, extension, maintenance, operation and general management of airports as defined therein with all the power incident thereto;

WHEREAS, the State of Minnesota through Minnesota Statutes Chapter 10A has established standards for the ethical governance of public agencies of the state, and consistent with these laws, Commission deems it desirable to adopt ordinance for the open disclosure of interest of Commissioners and appointees of the Commission in their involvement in Commission business;

WHEREAS, the Commission is authorized to adopt and enforce such rules, regulations and ordinances as it deems expedient or necessary for carrying into effect the purposes of such statutory provisions, including those relating to the internal operation of the Commission;

NOW, THEREFORE, the Metropolitan Airports Commission does ordain:

Section 1. DEFINITIONS. The following words and phrases, when used in this Ordinance shall have the meanings respectively ascribed to them in this section.

- 1.1 COMMISSION - The Metropolitan Airports Commission for the Minneapolis/St. Paul metropolitan area, a public corporation and agency of the State of Minnesota.
- 1.2 COMMISSIONERS - The duly appointed or elected officials serving as Commissioners of the Commission.
- 1.3 COMMISSION APPOINTEE - An individual person who, as an Executive, Administrative or professional appointee working directly with the Commission and whether or not serving the Commission as a payroll employee, is assigned and exercises direct authority and responsibility for administrative decision or who is assigned and exercises direct responsibility for advice and recommendations on matters for Commission decision.

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- 1.4 CONTRACTING PARTIES - Individuals, partnerships, associations or bodies corporate under contract with the Commission incident to Commission's performance of its responsibilities under its organic law.
- 1.5 INTEREST IN CONTRACT - Direct or indirect interest of Commissioners or Commission Appointees as officers, employees, partners, stockholders, or as creditors or debtors of contracting parties or of affiliates or divisions of such contracting parties or of affiliates or divisions of such contracting parties, including interest of spouse, parents or minor children of such Commissioners or Commission Appointees.

Section 2. REPORTING OF FINANCIAL INFORMATION.

- 2.1 Upon filing with the Minnesota Ethical Practices Board by Commissioners, as public officials, of the statements of economic interest required of them under state law, each Commissioner shall file a copy of such statement with the Commission, and in so doing Commissioner filing same certifies to the correctness of such statements, which statements shall remain in the files of the Commission as a public record open to inspection by the public.

Section 3. DISCLOSURE ON COMMISSION MATTERS.

- 3.1 Subject to the limitation in 3.3 hereof, each Commissioner, and each Commission Appointee having responsibility for recommendation or decision as to matters submitted to the Commission for action, shall disclose for the record, at a meeting of the Commission or one of its committees and to be included in the Commission or committee minutes, prior to commencing work thereon, if he or she has an interest in contract or in contracting parties in respect to such matters as are before the Commission for consideration, and the nature of such interest.
- 3.2 Subject to the limitation in 3.3 hereof, where real or personal property is under consideration for acquisition and/or control by the Commission, each Commissioner and each Commission Appointee shall disclose for the record prior to commencing work in respect thereto if he or she, his or her spouse, parents or children has an interest in property thus under Commission consideration and the nature of such interest.
- 3.3 Reporting by Commissioners of connection with contracting parties or of interest in property made pursuant to Section 2 hereof shall satisfy the requirements of this section as they relate to matters involving such contracting parties.

Section 4. The Commission Secretary shall receive copies of all reports filed pursuant to Sections 2 and 3 of this Ordinance.

Section 5. FALSE REPORTING OR FAILURE TO DISCLOSE. Willful failure of a Commissioner to report or of Commissioner or Commission Appointee to make a disclosure as required herein or submission of a knowingly false report or disclosure shall constitute a violation of this Ordinance and without prejudice to penalties under state law, for failure to comply with the provisions hereof shall subject the violator to penalty hereunder.

Section 6. SAVINGS CLAUSE. If any part of this Ordinance shall be held to be unconstitutional or otherwise illegal, such unconstitutionality or illegality shall not affect the validity or remaining parts of the Ordinance and the Commission hereby declares it would have passed the remaining parts of this Ordinance if it would have known that such part or parts thereof might be unenforceable because unconstitutional or illegal.

Section 7. PENALTY. Any person who violates any of the provisions of this Ordinance shall be punished by imprisonment in jail or workhouse for no more than ninety (90) days or by fine of no more than Five Hundred (\$500.00) Dollars, or both.

Section 8. REPEALER. Commission Ordinance No. 46, heretofore adopted and presently in full force and effect, being supplanted by this Ordinance, is hereby repealed as of the effective date hereof.

Section 9. EFFECTIVE DATE. This Ordinance, upon its adoption and upon filing of the same with proof of publication with the Secretary of State of the State of Minnesota shall be in full force and effect.

STATE OF MINNESOTA  
DEPARTMENT OF STATE  
FILED  
MAY 30 1985

*Jan Anderson Howe*  
Secretary of State

36004

AFFIDAVIT OF PUBLICATION

STATE OF MINNESOTA )  
 ) (SS.  
COUNTY OF HENNEPIN )

WARREN E. MAUL, being duly sworn on oath says he is and during all the times herein stated has been the publisher and printer of the newspaper known as

FINANCE AND COMMERCE

NOTICE OF ADOPTION  
METROPOLITAN  
AIRPORTS COMMISSION  
ORDINANCE NO. 65

Please take notice that on the 20th of May, 1985 at a regularly scheduled meeting, the Metropolitan Airports Commission adopted Ordinance No. 65:

An ordinance to promote and conserve the public welfare, relating to the internal operation of the Commission and providing, consistent with Minn. Stat. Chapter 10A for reporting of financial information by Commissioners and for disclosure by Commissioners and appointees of the Commission as to potential conflicts of interest incident to their connection with the Commission; providing penalties for violation thereof; and repealing Commission Ordinance No. 48 which this Ordinance replaces.

Copies of Ordinance No. 65 as adopted are on file with the Secretary of State or may be obtained at the Metropolitan Airports Commission Offices.

Claude C. Schmidt  
Executive Director  
Metropolitan Airports  
Commission  
6040-28th Avenue South  
Minneapolis, MN 55450  
(Published in Finance and Commerce  
May 24, 1985)

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and has full knowledge of the facts herein stated as follows: (1) Said newspaper is printed in the English language in newspaper format and in column and sheet form equivalent in printed space to at least 1,200 square inches. (2) Said newspaper is a daily and is distributed at least five (5) days each week, or four (4) days in a week in which a legal holiday is included. (3) In at least half of its issues each year, said newspaper has no more than 75 percent of its printed space comprised of advertising material and paid legal notices; and in all of its issues each year, has 25 percent of its news columns devoted to news of local interest to the community which it purports to serve, but not more than 25 percent of its total nonadvertising column inches in any issue may wholly duplicate any other publication unless the duplicated material is from recognized general news services. (4) Said newspaper is circulated in and near the municipality which it purports to serve, has at least 500 copies regularly delivered to paying subscribers and has entry as second-class matter in its local post-office. (5) Said newspaper purports to serve the City of Minneapolis in the County of Hennepin, and has its known office of issue in the City of Minneapolis in said county, established and opened during its regular business hours for the gathering of news, sale of advertisements and sale of subscriptions and maintained by the managing officer of said newspaper or persons in its employ and subject to his direction and control during all such regular business hours and at which said newspaper is printed. (6) Said newspaper files a copy of each issue immediately with the State Historical Society. (7) Said newspaper is available at single or subscription prices to any person, corporation, partnership or other unincorporated association requesting the newspaper and making applicable payment. (8) Said newspaper has complied with all the foregoing conditions for at least two years preceding the date or dates of publication mentioned below. (9) Said newspaper has annually published and submitted to the Secretary of State of Minnesota a sworn United States Post Office second-class statement of ownership and circulation.

He further states on oath that the printed

... NOTICE OF ADOPTION ORDINANCE NO. 65 ...

hereto attached as a part hereof was cut from the columns of said newspaper, and was printed and published therein in the English language, for one day; that it was so published on

... Friday ... the 24th day of ... May ... 1985

and that the following is a printed copy of the lower case alphabet from A to Z, both inclusive, and is hereby acknowledged as being the size and kind of type used in the composition and publication of said notice, to wit:

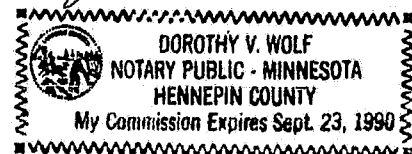
... abcdefghijklmnopqrstuvwxyz

x. abcdefghijklmnopqrstuvwxyz

Subscribed and sworn to before me this 24th day of May, 1985

(Notarial Seal)

Notary Public, Hennepin County, Minnesota



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**METROPOLITAN AIRPORTS  
COMMISSION**

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Claude C. Schmidt  
Executive Director  
Metropolitan Airports Commission  
6040-28th Avenue South  
Minneapolis, MN 55450

(May 24)

◀◀◀◀ ST. PAUL LEGAL LEDGER ▶▶▶▶

**AFFIDAVIT OF PUBLICATION**

State of Minnesota  
County of Ramsey

Samuel E. Lewis, Jr., being duly sworn, on oath says that he is the publisher of the newspaper known as the Saint Paul Legal Ledger and has full knowledge of the facts which are stated below:

(A) The newspaper has complied with all of the requirements constituting qualification as a qualified newspaper, as provided by Minnesota Statute 331A.02, 331A.07, and other applicable laws, as amended.

(B) The printed Notice of Adoption

which is attached was cut from the columns of said newspaper and was printed and published once; it was published on Friday, the 24th day of May, 1985; and printed below is a copy of the lower case alphabet from A to Z, both inclusive, which is hereby acknowledged as being the size and kind of type used in the composition and publication of said notice:

abcdefghijklmnopqrstuvwxyz

Samuel E. Lewis, Jr.

Subscribed and sworn to before me this 24th day of May, 1985

C. M. Lewis



**Rate Information**

- (1) Lowest classified rate paid by commercial users for comparable space is \$\_\_\_\_\_.
- (2) Maximum rate allowed by law for the above publication is \$\_\_\_\_\_.
- (3) Rate actually charged for the above publication is \$\_\_\_\_\_.

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O.P.

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O.D.