



**Hertogs Fluegel  
Sieben Polk  
Jones & LaVerdiere**  
PROFESSIONAL ASSOCIATION

January 30, 1989

999 Westview Drive  
Hastings, MN 55033  
(612) 437-3148  
Fax # (612) 437-2732

Samuel H. Hertogs  
\* Donald J. Fluegel  
\*\* Michael R. Sieben  
\*\* Michael S. Polk  
\* Harvey N. Jones  
\*\* Richard A. LaVerdiere  
Steven D. Hawn  
George L. May  
Thomas R. Longfellow  
Leo F. Schumacher  
Shawn M. Moynihan  
Mark J. Fellman  
Michael R. Strom  
John P. Sieben  
Scott J. Hertogs  
John D. Skinkle  
James M. Hamilton  
Eric A. Short  
John O. Sonsteng

\* Also admitted in Wisconsin  
\* Certified as civil trial  
specialists by the National  
Board of Trial Advocacy

ST. PAUL OFFICE:

Gallery Building  
Suite 409  
17 W. Exchange St.  
St. Paul, MN 55102  
(612) 222-4146

Ms. Donna Scott  
c/o Secretary of State's Office  
Room 180  
State Office Building  
St. Paul, Minnesota 55155

Re: City of Hastings - City Charter Amendments

Dear Ms. Scott:

Pursuant to Minn. Stat. §410.12, Subd. 4 and Minn. Stat. §410.11, I am forwarding to the Secretary of State's Office certified copies of the recently passed amendments to the Hastings City Charter. Additionally, I am enclosing the required information regarding the date of the election and the vote by which the charter amendments were approved.

Thank you.

Very truly yours,

FOR THE FIRM:

*Shawn M. Moynihan*  
Shawn M. Moynihan  
Assistant City Attorney

SMM/bap

Enclosures

cc: Barbara C. Thompson  
Dick Dobrick

STATE OF MINNESOTA  
DEPARTMENT OF STATE  
FILED

JAN 31 1989

*Jan Anderson Howe*  
Secretary of State

138844

CERTIFICATION

I, Barbara C. Thompson, duly appointed City Clerk for the City of Hastings, hereby certify that the attached copy of the amendment to Hastings City Charter Section 3.04 for the City of Hastings is a true and correct copy of that amendment as it was approved on November 8, 1988, by 55% of the voters who cast votes on this amendment.

(SEAL)

  
Barbara C. Thompson, City Clerk

SECTION 3.04. ACTING MAYOR. At the first regular Council meeting of the year and at such other times as a majority of the Council deems it appropriate, the Mayor shall nominate a councilperson to serve as acting Mayor. The councilperson nominated shall serve as acting Mayor only if their nomination is approved by a majority vote of the entire Council including the councilperson nominated. If the councilperson nominated by the Mayor does not obtain the majority vote as required, then the at-large councilperson who has been in the at-large office the longest time shall become the acting Mayor without further vote of the Council. If both at-large councilpersons have the same tenure in that office, the acting Mayor shall be determined by lot from among the at-large councilpersons.

The acting Mayor shall serve as Mayor in case of the Mayor's disability or absence from the City.

CERTIFICATION

I, Barbara C. Thompson, duly appointed City Clerk for the City of Hastings, hereby certify that the attached copy of the amendment to Hastings City Charter Section 3.09 for the City of Hastings is a true and correct copy of that amendment as it was approved on November 8, 1988, by 79% of the voters who cast votes on this amendment.

(SEAL)

  
Barbara C. Thompson, City Clerk

SECTION 3.09. COUNCIL COMMITTEES. The Council may by ordinance, establish committees of the Council and shall set forth the duties of the committees. Said ordinance shall establish a procedure for appointment of Council members to serve on the respective committees, which ordinance shall provide for appointment to the committees by the Mayor, subject to Council approval. The size of each committee shall be established by ordinance, but in no event, shall the size of each committee constitute a majority of the City Council.

CERTIFICATION

I, Barbara C. Thompson, duly appointed City Clerk for the City of Hastings, hereby certify that the attached copy of the amendment to Hastings City Charter Section 4.02 for the City of Hastings is a true and correct copy of that amendment as it was approved on November 8, 1988, by 76% of the voters who cast votes on this amendment.

(SEAL)

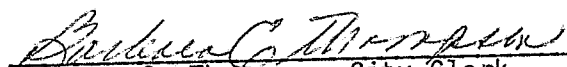
  
Barbara C. Thompson, City Clerk

SECTION 4.02. INCOMPATIBLE OFFICES. During the term for which he or she was elected, no elected officer of the City shall be appointed City Administrator nor be compensated for any municipal office or employment (except volunteer firemen) other than for which he or she was elected. For one year after leaving office, no former elected officer shall be appointed to any paid appointive office or employment under the City (except volunteer firemen) which was created or the compensation of which was increased during his or her term as an elected officer, except upon unanimous vote of the entire Council.

CERTIFICATION

I, Barbara C. Thompson, duly appointed City Clerk for the City of Hastings, hereby certify that the attached copy of the amendment to Hastings City Charter Section 4.09 for the City of Hastings is a true and correct copy of that amendment as it was approved on November 8, 1988, by 84% of the voters who cast votes on this amendment.

(SEAL)

  
Barbara C. Thompson, City Clerk



SECTION 4.09. CONFLICT OF INTEREST. Except as otherwise permitted by Minnesota Statutes, any member of the City Council or of any City Commission who has a substantial financial interest in a matter which comes before that body for discussion, deliberation or decision shall, at the commencement of such discussion, deliberation or decision, relinquish his or her place on such body. He or she may participate in such discussion, deliberation or decision only as a member of the public, and shall resume his or her place on such body only after that matter has been decided or otherwise disposed of from the agenda of that meeting.

CERTIFICATION

I, Barbara C. Thompson, duly appointed City Clerk for the City of Hastings, hereby certify that the attached copy of the amendment to Hastings City Charter Section 7.12 for the City of Hastings is a true and correct copy of that amendment as it was approved on November 8, 1988, by 82% of the voters who cast votes on this amendment.

(SEAL)

  
Barbara C. Thompson, City Clerk

SECTION 7.12. GIFTS AND GRATUITIES. Employees of the City in the course of or in relation to their official duties shall not directly or indirectly receive or agree to receive any compensation, payment of expense, gift, reward, gratuity, favor, service, or promise of future employment or other future benefit from any source except the City for any activity related to the duties of the employee unless otherwise provided by law. However, acceptance of any of the following shall not be a violation of this section:

- (a) Gifts of only nominal value.
- (b) Plaques or similar mementos recognizing individual services in a field of specialty or to a charitable cause.

CERTIFICATION

I, Barbara C. Thompson, duly appointed City Clerk for the City of Hastings, hereby certify that the attached copy of the amendment to Hastings City Charter Section 7.13 for the City of Hastings is a true and correct copy of that amendment as it was approved on November 8, 1988, by 85% of the voters who cast votes on this amendment.

(SEAL)

  
Barbara C. Thompson, City Clerk

SECTION 7.13. CONTRACTS. Except as otherwise permitted by law, no employee of the City who is authorized to take part in any manner in making any contract on behalf of the City shall voluntarily have a personal financial interest in or personally benefit financially from such contract. A violation of this section shall disqualify the offender from continuing in the employment of the City and the offender shall be removed from employment after compliance with any procedures for termination established by the City or by law.

STATE OF MINNESOTA  
DEPARTMENT OF STATE  
FILED

JAN 3 1960

*John Andrew Howe*  
Secretary of State

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