

ORDINANCE NO. 2008-38

**AN ORDINANCE REPEALING CITY CODE §135
AND AMENDING §§ 140.005, 140.010 AND 140.020
REGARDING HISTORICAL ACTIVITIES**

The City of Minnetonka Ordains:

Section 1. City code section 135, a copy of which is attached as Exhibit A, is repealed in its entirety.

Section 2. City code section 140.005 is amended as follows:

140.005. Statement of Public Policy and Purpose.

1. The Minnetonka city council declares that the creation of mutually beneficial partnerships and relationships between the city and other local organizations, including school districts, community programs, the faith community, and businesses, is important to ensuring that every segment of population in the city is adequately served and engaged in the life of the community. The purposes of this ordinance are to:

- a. foster partnerships that encourage community engagement;
- b. protect and enhance the city's appeal to residents and visitors, and serve as a support and stimulus to business; ~~and~~
- c. foster civic pride and involvement in the community; and
- d. heighten community awareness and appreciation of the city's history and promote the preservation and continued use of historic sites and structures for the education and general welfare of the city

Section 3. City code section 140.010 is amended as follows:

140.010. Community Commission.

The community commission will consist of 12 members, appointed by the city council. To the extent possible, members will include representatives of local school districts, the business community, youth (under 18), community and faith organizations, the rental housing community and ethnic or immigrant populations, ~~and one member will have a~~ particular interest in the city's history. In addition, gender representation and reasonable geographic balance from the community will be considered when making appointments.

Section 4. City code section 140.020 is amended as follows:

140.020. Duties.

The community commission will:

1. develop an outreach program to communicate and explore areas of mutual interest with appropriate constituency groups, such as community organizations, faith-based organizations, schools, and businesses;
2. communicate with the city's varied ethnic communities and explore ways to be responsive to their needs;
3. review and make recommendations about how the city communicates with, and provides programming to, the rental housing population;
4. explore ways that businesses in the city can become more involved with the city;
5. participate in city recognition programs, if appropriate;
6. evaluate city-sponsored community events and recommend how these might be improved and better reach the city's various constituencies;
7. develop an outreach program to better inform the city's school districts about the city's activities and to look for areas of mutual interest;
8. seek ways to connect volunteer opportunities in the city with residents and other constituent groups; ~~and~~
9. identify ways to raise resident awareness of city-sponsored cultural activities; and
10. provide advice to the city council, and perform duties assigned to it, in matters related to the city's history.

Section 5. This ordinance is effective 30 days after publication.

Adopted by the city council of the City of Minnetonka, Minnesota, on December 22, 2008.

Janis A. Callison, Mayor

ATTEST:

David E. Maeda, City Clerk

ACTION ON THIS ORDINANCE:

Date of introduction: December 8, 2008
Date of adoption: December 22, 2008
Motion for adoption: Allendorf
Seconded by: Wiersum
Voted in favor of: Allendorf, Callison, Ellingson, Hiller, Schneider, Wagner, Wiersum
Voted against:
Abstained:
Absent:
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 December 22, 2008.

David E. Maeda, City Clerk

Exhibit A
Repealed Ordinance

SECTION 135. HISTORY COMMISSION.

135.005. Statement of Public Policy and Purpose.

1. The Minnetonka city council declares that the preservation, protection, perpetuation and use of areas, structures, and other objects having a special historical value is a public necessity and is required in the interest of the health, prosperity, safety and welfare of the community. The purposes of this ordinance are to:

a. safeguard the heritage of the city by preserving sites and structures that reflect elements of the city's cultural, social, economic, political, visual or architectural history;

b. foster civic pride in the beauty and notable accomplishments of the past;
and

c. heighten community awareness and appreciation of the city's history and promote the preservation and continued use of historic sites and structures for the education and general welfare of the city.

135.010. History Commission.

The history commission will serve as an advisory board to the Minnetonka city council. This board will consist of:

1. one member from the Minnetonka historical society; and

2. five to seven members from the city at large. To the extent feasible, there should be gender representation and reasonable geographic balance from the community. The city council will determine the number of members based on the commission's workload and the availability of qualified and interested members.

135.015. Appointment Procedure and Term.

1. Terms on the history commission will be for two years or until their successors are appointed and qualified, not to exceed an additional 90 days.

2. All commission members will be appointed by the mayor, with approval of the city council, and must be residents of the city.

135.020. Duties.

The history commission will:

1. serve as the “municipal heritage preservation” commission for the city, as an advisory commission to the city council, with the duties set forth in Minn. Stat. § 471.193. These duties include:
 - a. designating local historic structures, sites, and archeological artifacts;
 - b. maintaining a system for the survey and inventory of historical properties;
 - c. providing adequate public participation in the local historic preservation programs, including the process of recommending properties for nomination to the national register of historic places;
 - d. regulating historic districts located within the city; and
 - e. facilitating the collection, preservation and display of historical records, maps, photographs and artifacts.
2. serve, in an advisory capacity to the city council, in matters related to the city's culture.

135.025. Officers.

The history commission may adopt by-laws providing for the election of officers and appointment of committees.

135.030. Rules.

The history commission must adopt rules governing its organization and procedures.

135.035. Meetings.

The history commission must meet on the schedule established in its by-laws but at least six times each year.

135.040. Relationships.

The history commission is advisory and reports directly to the city council.

135.045. Compensation.

The history commission will be reimbursed by the city for expenses incurred in carrying out its functions.