

ORDINANCE

By Gordon

Amending Article VII, Section 7.3 of the Minneapolis City Charter relating to Administration: Police, to be submitted to the voters at the November 6, 2018, Gubernatorial General Election, providing for the Mayor and City Council to have and exercise joint responsibility for the establishment, maintenance, and command the Police Department.

The City Council of the City of Minneapolis do ordain as follows:

Section 1. That Article VII, §7.3 of the Minneapolis City Charter be amended to read as follows:

§ 7.3. Police.

~~(a) **Police department.** The Mayor has complete power over the establishment, maintenance, and command of the police department. The Mayor may make all rules and regulations and may promulgate and enforce general and special orders necessary to operating the police department. Except where the law vests an appointment in the department itself, the Mayor appoints and may discipline or discharge any employee in the department (subject to the Civil Service Commission's rules, in the case of an employee in the classified service).~~

(1) **Police chief.**

(A) **Appointment.** The Mayor nominates and the City Council appoints a police chief under section 8.4(b).

(B) **Term.** The chief's term is three years.

(C) **Civil service.** The chief serves in the unclassified service, but with the same employee benefits (except as to hiring and removal) as an officer in the classified service. If a chief is appointed from the classified service, then he or she is treated as taking a leave of absence while serving as chief, after which he or she is entitled to return to his or her permanent grade in the classified service. If no vacancy is available in that grade, then the least senior employee so classified returns to his or her grade before being so classified.

(D) **Public health.** The chief must execute the City Council's orders relating to the preservation of health.

~~(2)~~ (b) **Police officers.** Each peace officer appointed in the police department must be licensed as required by law. Each such licensed officer may exercise any lawful power that a peace officer enjoys at common law or by general or special law, and may execute a warrant anywhere in the county.

~~(b)~~ (c) **Temporary police.** The Mayor may, in case of riot or other emergency, appoint any necessary temporary police officer for up to one week. Each such officer must be a licensed peace officer.

~~(c)~~ (d) **Funding.** The City Council must fund a police force of at least 0.0017 employees per resident, and provide for those employees' compensation, for which purpose it may tax the taxable property in the City up to 0.3 percent of its value annually. This tax is in addition to any other tax, and not subject to the maximum set under section 9.3(a)(4).

Section 2. That the proposed amendment related to the establishment, maintenance, and command of the Police Department be submitted to the qualified voters of the City for adoption or rejection at the 2018 Gubernatorial General Election to be held November 6, 2018, and that notice of such submission be given by the City Clerk by publication of such notice and amendment, in full, once a week for two successive weeks prior to November 6, 2018, in the *Star Tribune*, a newspaper of general circulation in the City of Minneapolis, and in *Finance and Commerce*, the official newspaper of the City of Minneapolis.

In submitting the proposed amendment for adoption or rejection by the qualified voters, the title and language of the question shall be presented as follows:

“The Police Department

Shall the Minneapolis City Charter be amended to remove from the Mayor complete power over the establishment, maintenance, and command of the police department, and to provide instead that such power over the police department be shared between the Mayor and City Council, as provided for other charter departments.

Yes _____

No _____”