

**Charter Commission  
Public Safety Work Group**

**Regular Meeting**  
July 21, 2020 – 4:00 p.m.  
Online Meeting

**Commission Members:** Andrea Rubenstein (Chair), Barry Clegg (Ex-Officio), Alvaro Giraud-Isaacson, Andy Kozak, Matt Perry, Lyall Schwarzkopf (Quorum 4)

**Staff:** Adrian Benjamin, 612-673-2216

**Call to Order**

**Discussion**

1. Receiving the Chair's Report.
2. Continuing discussion of alternative or substitute Charter amendments (if needed).
3. Discussing possible legal issues with the alternative or substitute Charter amendments.
4. Discussing next steps.

**Adjournment**

**Clerk Notes:** The public may join the meeting by dialing (612) 276-6670 and conference ID: 572 217 514#

**Notice:** Members may participate remotely by telephone or other electronic means due to the local public health emergency (novel coronavirus pandemic) declared on March 16, 2020, pursuant to the provisions of MN Statutes Section 13D.021.

A portion of this meeting may be closed to the public pursuant to MN Statutes Section 13D.03 or 13D.05.

**Next Public Safety Work Group meeting:** Jul 28, 2020

**For reasonable accommodations or alternative formats please contact the City Clerk's Office at 612-673-2216 or e-mail [CityClerk@minneapolismn.gov](mailto:CityClerk@minneapolismn.gov). People who are deaf or hard of hearing can use a relay service to call 311 at 612-673-3000. TTY users call 612-673-2157 or 612-673-2626. Para asistencia 612-673-2700 - Rau kev pab 612-673-2800 - Hadii aad Caawimaad u baahantahay 612-673-3500.**

## **DRAFT OUTLINE FOR CHARTER COMMISSION REPORT**

1. Introduction
2. Executive Summary
3. Timeline
4. Background
  - a. The Death of George Floyd
  - b. The 2018 Amendment
  - c. Current Structure of Police Department Governance
5. Scope of Authority of Charter Commission
6. The City Council's Proposed Amendment
  - a. Components of the Amendment
  - b. City Council Process
  - c. Charter Commission Process
  - d. Legal Considerations
  - e. Public Comments
7. Charter Commission's Proposed Amendment
  - a. Description of the Amendment
  - b. Charter Commission Process in Considering its Proposed Amendment
8. Findings and Recommendation
9. Appendix

# Proposed Charter Amendment Timeline

## Police Department - Minimum Staffing Requirements

---

**ISSUE:** Pursuant to Minnesota Statutes, Section 410.12, subd. 1, the Charter Commission is asked to consider whether to propose an amendment of its own to the city charter related to the required minimum staffing levels in the Minneapolis Police Department [Charter, Section 7.3(c)], to be submitted to the voters as a ballot question at the general election set for November 3, 2020.

### **FACTS:**

1. The Charter Commission is established pursuant to the provisions of Minnesota Statutes, Section 410.05, an appointed body of fifteen members, each being a qualified voter of the city, tasked with considering proposals to amend the city charter as provided under state law.
2. The Charter Commission serves in a capacity that is comparable to that of a standing constitutional convention; that is, it is charged with holding in trust for the residents of the city the home rule charter of the City of Minneapolis. Any proposals to amend that charter must engage the Charter Commission, either proposals of its own design, proposals submitted via citizen petition, or proposals submitted by the City Council [see Minnesota Statutes, Section 410.12, subds. 1, 2, 5, and 7].
3. At its regular meeting on June 26, 2020, the Minneapolis City Council gave preliminary approval to an ordinance that proposes to amend the city charter, in the form of a referendum to voters, related to the future of public safety in the City of Minneapolis, which proposal was referred to the Charter Commission for its review, pursuant to Minnesota Statutes, Section 41.012, subd. 5. That original proposal from the City Council can be accessed in the City's Legislative Information Management System (LIMS) in File No. 2020-00668. That proposal was received by the Charter Commission at a special meeting called for that purpose on July 1, 2020, in LIMS File No. CH2020-00014. That proposal is in the process of being reviewed by a public safety work group designated by the Charter Commission which is composed of its own membership, LIMS File No. CH2020-00015.
4. Two draft substitutes related to the proposed amendment submitted by the City Council have been submitted (Abbott and Giraud-Isaacson), filed respectively as LIMS File No. CH2020-00018 and CH2020-00019.
5. Commissioner Giraud-Isaacson has submitted a separate proposal to amend the city charter, by means of a ballot question to be submitted at the general election on November 3, 2020, related to the minimum staffing levels for the Minneapolis Police Department as set forth in Charter, Section 7.3(c). The following timeline has been prepared to identify the key dates and associated actions required to achieve that outcome.

1. **Thursday, July 16, 2020**, Chair Clegg calls a special meeting of the Charter Commission for Monday, July 20, 2020, for the purpose of accepting a proposed amendment submitted by Commissioner Giraud-Isaacson, offered as a ballot question to voters as part of the general election on November 3, 2020.
2. **Monday, July 20, 2020**, the Charter Commission conducts a special meeting to accept the proposed amendment by referendum and determine whether or not to pursue that option. [#1 on calendar] Assuming the Charter Commission determines to pursue the option of submitting the proposed charter amendment as a separate ballot question in November 2020, the meeting is adjourned to the following week, Monday, July 27, 2020, at which point it would conduct the public hearing pursuant to its own rules [Rul3 5.1].
3. **Tuesday, July 21, 2020**, assuming the Charter Commission determines to pursue the ability to submit the proposed charter amendments as a ballot question, notice is given by the Chair to the City Council. [#2 on calendar]  
⇒ **NOTE:** Although the Charter Commission may submit a ballot question, the City Council has the authority to determine the actual language of the ballot question; thus, early notice is important to ensure that the Council is aware of this potential. If available, draft ballot language can be submitted together with the notice in order to expedite any negotiation on this point with the City Council.
4. **Monday, July 27, 2020**, at its adjourned meeting, the Charter Commission conducts a public hearing on the proposed charter amendment. [#3 on calendar] After closing the public hearing, the meeting is then adjourned to Wednesday, July 29, 2020, for final consideration and action by the full Charter Commission on the proposed charter amendment.
5. **Wednesday, July 29, 2020**, the Charter Commission takes final action on the proposed charter amendment. If the proposal is adopted by vote, the Chair would submit it to the City Council for the setting of the ballot language. [#4 on calendar]

6. **Friday, July 31, 2020**, at its regular meeting, the City Council would receive the proposed ballot question submitted by the Charter Commission to amend the City Charter. Following its usual process, the City Council would refer the matter to its standing committee with jurisdiction (in this case, the Policy & Government Oversight Committee). That committee would consider and recommend language for the ballot question to be submitted to voters. [\[#5 on calendar\]](#)
7. **Thursday, August 6, 2020**, the POGO Committee would consider and develop recommended language for the ballot question of the proposed charter amendment and submit that recommendation to the full City Council for its consideration and final action. [\[#6 on calendar\]](#)
8. **Friday, August 14, 2020**, the City Council takes action on the recommended ballot language. Assuming it is approved, that resolution would be submitted to the Mayor for his consideration. [\[#7 on calendar\]](#). Under the City Charter, the Mayor has five days, not including Sundays, to take action in approving or vetoing the matter. Assuming the Mayor takes quick action, early legal publication can be arranged, at which point the action becomes legally effective; this could be as early as Tuesday, July 18, 2020. [\[#8 on calendar\]](#)
9. **Wednesday, August 19, 2020**, assuming early publication, the City Clerk would submit the proposed amendment to the Hennepin County Auditor to be referred to voters as a ballot question at the general election on November 3, 2020. [\[#9 on calendar\]](#)
10. **Friday, August 21, 2020**, the statutory deadline for submitting ballot questions for the general election scheduled for Tuesday, November 3, 2020, pursuant to Minnesota Statutes, Section 205.16, subd. 4. [\[#10 on calendar\]](#)

<b>JULY 2020</b>				
MONDAY	TUESDAY	WEDNESDAY	THURSDAY	FRIDAY
<b>JULY 20</b>	21	22	23	24
<b>#1</b> Special meeting to receive proposed amendment introduced.	<b>#2</b> Notice to City Council about proposed amendment.			
27	28	29	30	31
<b>#3</b> Adjourned meeting to conduct a public hearing on the proposed amendment.		<b>#4</b> Adjourned meeting to take final action on the proposed amendment, and referral to City Council.		<b>#5</b> City Council receives the proposed amendment by the Charter Commission.
<b>AUGUST 2020</b>				
<b>AUGUST 3</b>	4	5	6	7
			<b>#6</b> POGO Committee reviews and recommends ballot language for the proposed amendment.	
10	11	12	13	14
				<b>#7</b> City Council takes final action on the proposed charter amendment.
17	18	19	20	21
	<b>#8</b> Legal publication (with early signature by Mayor).	<b>#9</b> City Clerk submits the ballot question to the County.		<b>#10</b> Statutory deadline to submit ballot questions.