

**TITLE 1
ADMINISTRATION**

CHAPTER 101

OFFICIAL CITY CODE

SECTION:

- 101.01: Title
- 101.02: Acceptance
- 101.03: Amendments
- 101.04: Code Alterations
- 101.05: Court Proceedings
- 101.06: Severability Clause
- 101.07: Construction of Words

101.01: TITLE:

Upon adoption by the City Council, this City Code is hereby declared to be and shall hereafter constitute the official City Code of Roseville. This City Code of ordinances shall be known and cited as the *ROSEVILLE CITY CODE* and is hereby published by authority of the City Council and shall be supplemented to incorporate the most recent legislation of the City as provided in Section 101.04 of this Chapter. Any reference to the number of any section contained herein shall be understood to refer to the position of the same number, its appropriate chapter and title heading, and to the general penalty clause relating thereto, as well as to the section itself, when reference is made to this City Code by title in any legal documents. (1995 Code)

101.02: ACCEPTANCE:

The City Code, as hereby presented in printed form, shall hereafter be received without further proof in all courts and in all administrative tribunals of this State as the ordinances of the City of general and permanent effect. (1995 Code)

101.03: AMENDMENTS:

Any ordinance amending the City Code shall set forth the title, chapter and section number of the section or sections to be amended, and this shall constitute sufficient compliance with any statutory requirement pertaining to the amendment or revision by ordinance of any part of this City Code. All such amendments or revisions by ordinance shall be immediately forwarded to the codifiers, and said ordinance material shall be prepared for insertion in its proper place in each copy of this City Code. Each such replacement page shall be properly identified and shall be inserted in each individual copy of the City Code. (1995 Code)

101.04: CODE ALTERATIONS:

It shall be deemed unlawful for any person to alter, change, replace or deface in any way any section or any page of this City Code in such a manner that the meaning of any phrase or order may be changed or omitted. Replacement pages may be inserted according to the official instructions when so authorized by the City Council. The City Manager shall see that the replacement pages are properly inserted in the official copies maintained in the office of the City Manager. (1995 Code)

101.05: COURT PROCEEDINGS:

- A. Violations of Former Ordinances: No new ordinance shall be construed or held to repeal a former ordinance whether such former ordinance is expressly repealed or not. Any offense committed against such former ordinance or as to any act done, any penalty, forfeiture or punishment so incurred, or any right accrued or claim arising under the former ordinance, or in any way whatever to affect any such offense or act so committed or done, or any penalty, forfeiture or punishment so incurred or any right accrued or claim arising before the new ordinance takes effect shall be governed by the former ordinance. Proceedings thereafter shall conform to the ordinance in force at the time of such proceeding, so far as practicable. If any penalty, forfeiture or punishment may be mitigated by any provision of a new ordinance, such provision may be, by consent of the party affected, applied to any judgment announced after the new ordinance takes effect.
- B. Application of Provisions: This Section shall extend to all repeals, either by express words or implication, whether the repeal is in the ordinance making any new provisions upon the same subject or in any other ordinance.
- C. Effect of Provisions: Nothing contained in this Chapter shall be construed as abating any action now pending under or by virtue of any general ordinance of the City herein repealed. The provisions of all general ordinances contained in this Code shall be deemed to be continuing provisions and not a new enactment of the same provisions. This Chapter shall not be deemed as discontinuing, abating, modifying or altering any penalty accrued or to accrue, or as affecting the liability of any person or as waiving any right of the City under any ordinance or provision in force at the time of the adoption of this City Code. (1995 Code)

101.06: SEVERABILITY CLAUSE:

If any section, subsection, subdivision, paragraph, sentence, clause or phrase of this City Code or any part thereof is for any reason held to be unconstitutional or invalid or ineffective by any court of competent jurisdiction, such decision shall not affect the validity or effectiveness of the remaining portions of this Code, or any part thereof. The City Council hereby declares that it would have passed each section, subsection, subdivision, paragraph, sentence, clause or phrase thereof irrespective of the fact that any one or more sections, subsections, subdivisions, paragraphs, sentences, clauses or phrases be declared unconstitutional, invalid or ineffective. (1995 Code)

101.07: CONSTRUCTION OF WORDS:

- A. Rules of Construction: When interpreting this Code, the following rules of construction shall be applied, except where the application of any rule of construction would result in an interpretation clearly contrary to the plain intent of a provision or of any section or chapter in which a given provision appears. The rules are as follows:
 - 1. Common Usage: All words and phrases used in this Code shall be interpreted and understood in accordance with the common and acceptable usage, but any technical words and phrases, or such others which have acquired a specific or peculiar meaning, shall be interpreted and understood in accordance with such technical, specific or peculiar meaning.
 - 2. Gender; Singular and Plural: If any word in this Code expresses male or female gender, it shall be extended to and shall be applied to both genders and every word expressing the plural number shall extend to and be applied to one person or thing as well as several persons or things.
 - 3. Tenses: The use of any verb in the present tense shall include the future when applicable and the use of any verb in the future tense shall include the present when applicable.
- B. Application of Minnesota Statutes: In addition to the rules of construction contained in subdivision A hereof, the rules and canons of construction, presumptions and miscellaneous provisions pertaining to construction contained in Minnesota Statutes chapter 645 governing statutory construction are hereby adopted by reference and made a part hereof as if fully set

forth herein. All references contained in these statutory provisions to laws and statutes shall be construed to apply and refer to the provisions of this Code and all references to the legislature shall be construed to apply to the City Council or appropriate governing body.

- C. Changes for Clarification: The word "ordinance" contained in the ordinances of the City has been changed in the content of this City Code to "Title", "Chapter", "Section" and/or "subdivision" or words of like import for organizational and clarification purposes only. Such change to the City's ordinances is not meant to amend passage and effective dates of such original ordinances. (1995 Code)

CHAPTER 102 GENERAL PENALTY

SECTION:

- 102.01 General Penalty
- 102.02 Issuance of Ordinance Violation Summons

102.01: GENERAL PENALTY:

- A. General Offense: Unless otherwise provided in City Code, any person violating any provision of the City Code shall be guilty of a misdemeanor and, upon conviction thereof, shall be punished by a fine not to exceed \$1,000.00, or by imprisonment not to exceed 90 days, or both, or any different amounts adopted by statute. In either case the costs of prosecution may be added¹. (Ord. 1067, 9-25-89; amd. 1995 Code)
- B. Petty Misdemeanor Offense: A petty misdemeanor offense is an offense which is prohibited by statute which does not constitute a crime and is classified as a petty misdemeanor for which a sentence of a fine of not more than \$300.00 or any different amounts adopted by statute may be imposed². (1995 Code)
- C. Administrative Offense:
 - 1. Purpose: Administrative offense procedures, established pursuant to this Section, are intended to provide the City with an alternative to traditional criminal charges for violations of certain ordinance provisions.
 - 2. Definitions:
 - a. Administrative Offense: A violation of a provision of this Code that is subject to the administrative penalties set forth in the schedule of offenses and penalties referred to in Subsection 11., hereafter, and which may or may not have associated compliance requirements.
 - 3. Notice: Any officer of the Police Department or any other person employed by the City, authorized under Section 102.02 of this Code shall, upon determining that there has been a violation of ordinance or Code, notify the violator or, in the case of a vehicular violation, attach to the vehicle a notice of the violation. Said notice shall set forth the nature, date and time of violation, the name of the official issuing the notice, the amount of the scheduled penalty and required compliance actions, if applicable.
 - 4. Recovery of Administrative Costs: The owner of the premises, where an administrative offense ticket has been issued by the City's Community Development Department, shall be personally liable for the cost of the City for inspection of said property and administrative costs as allowed per Minnesota Statute 429.101. Staff shall prepare a bill for the cost and mail it to the owner. The amount shall be immediately due and payable at the office of the City Manager.
 - 5. Notice Contestation and Hearing: Any person contesting an administrative offense may, within seven days of the time of issuance of the notice, request, in writing, a hearing. The Hearing Officer shall forthwith conduct an informal hearing to determine if a violation has occurred. The Hearing Officer shall have authority to dismiss the violation or reduce or waive the penalty. If the violation is sustained by the Hearing Officer, the violator shall pay the

¹ M.S.A. §§412.231, 609.033(3), 609.033 and 609.034

² M.S.A. §609.0332

penalty imposed.

6. Hearing Officer: The City Manager shall be the hearing officer. The hearing officer is authorized to hear and determine any controversy relating to administrative offenses provided for in this Section.

7. Payment of Penalty: Once notice is given, the alleged violator must pay the specified fine within seven days of the time of issuance of the notice, unless contesting the notice pursuant to Subsection 5. of this Chapter. The amount of the fine shall be set forth on the schedule of penalties for the violation as adopted by the City Council. The penalty may be paid in person or by mail and payment shall be deemed to be an admission of the violation.

8. Failure to Pay Penalty and/or Administrative Costs: In the event a party charged with an administrative offense fails to pay the penalty when due, a misdemeanor or petty misdemeanor charge may be brought against the alleged violator in accordance with applicable statutes. In the event a party does not pay the monetary penalty and/or administrative costs, the City may seek to collect the costs of the administrative offense procedures per Section 407.08 and/or 906 of this Code.

a. If the penalty and/or administrative cost is unpaid, the City Manager shall, on or before September 1, list the total unpaid charges along with all other such charges, as well as other charges for current services to be assessed under Minnesota Statute 429.101 against each separate lot or parcel to which the charges are attributable. The City Council may then spread the charges against such property under that statute and other pertinent statutes for certification to the County Auditor and collection along with current taxes the following year, or in annual installments not exceeding ten, as the City Council may determine in each case.

9. Failure to Comply: If a violation requires code compliance within a set period of time and the compliance does not occur by the deadline specified, the City may initiate an abatement process, as provided in Chapter 407 of the City Code, and/or charge the party with a misdemeanor.

10. Disposition of Penalties: All penalties collected pursuant to this Section shall be paid to the City Treasurer and may be deposited in the City's general fund.

11. Offenses and Penalties: Offenses that may be charged as administrative offenses are infractions to the City Code. Monetary penalties associated with offenses shall be identified in the City's Fee Schedule. Subsection 314.05

12. Subsequent Offenses: In the event a party is charged with a subsequent administrative offense within an 18 month period for the same or substantially similar offense, the subsequent administrative penalty shall be increased by 100% above the previous administrative penalty.

The City shall only increase the penalty twice within this period. (Ord. 1134, 1-24-94)

(Ord. 1366, 4-21-2008)

102.02: ISSUANCE OF ORDINANCE VIOLATION SUMMONS:

The persons hereinafter named, as employees or agents of the City, shall have power to issue summons with complaints incorporated therein (citations) in the form adopted by rule by the Municipal Court, but such issuance by those named shall relate only to offenses involving the City Code; building construction, operation or maintenance; fire and fire prevention; public health and sanitation; and zoning. No such employee or agent hereinafter authorized to issue said summons shall be authorized to arrest or otherwise take a violator into custody or to secure a promise to appear in court in lieu of arrest.

Those authorized are as follows:

Fire Marshal
Fire Inspector

Director of Public Works
Chief Code Enforcement Officer
Code Enforcement Officer
Electrical Inspector
Reserve Police Officer
Community Service Officer
Director of Community Development

Other employees or agents of the City specifically designated, in writing, by the City Manager shall also have such authority. (Ord. 1019, 8-10-87; amd. 1995 Code)

CHAPTER 103 CITY OFFICIALS

SECTION:

- 103.01: City Election
- 103.015: Campaign Contribution Reporting
- 103.02: Mayor and City Council Terms
- 103.03: Mayor and City Council Compensation
- 103.04: City Clerk
- 103.05: City Manager Purchasing Authority
- 103.06: Filling a Mayor or Council Vacancy

103.01: CITY ELECTION:

- A. Election Date Fixed: The city general election shall be held on the first Tuesday after the first Monday in November of each even numbered year, beginning with the 2006 election. (Ord. 1264, 6-3-2002)
- B. Primary Election Date: Whenever there are candidates for election to municipal office in excess of two for the office of mayor or in excess of two for each office of council member, then a municipal primary election shall be held for such office or offices on the same date as the state primary election in each even-numbered year. (Ord. 1158, 3-27-1995) (Ord. 1389, 3-22-2010)

103.015: CAMPAIGN CONTRIBUTION REPORTING:

- A. A candidate for election to a City office must file a report with the City Clerk that includes the name of the candidate, the name and address of the person responsible for filing the report; and:
 - 1. States the name, address and employer, or occupation if self-employed, of any individual, and the name and address of any committee, or organization, which within the previous one year period has made one or more contributions that in the aggregate are greater than \$50, and the amount and date of each contribution; or
 - 2. States that within the previous one year period no individual, committee, or organization has made one or more contributions that in the aggregate are greater than \$50.
- B. The report required under this section must be filed:
 - 1. Ten days before a primary, general, or special election; and
 - 2. Thirty days after a general or special election, regardless of whether the candidate won or lost in the primary election.
- C. A candidate that intentionally fails to file the report as required in this section is guilty of a misdemeanor. When a candidate fails to file the report by the day it is due, the City Clerk shall immediately notify that candidate of the failure to file. If the report is not filed within five business days of the date the notice is mailed, the City Clerk shall immediately notify the City Attorney of the alleged violation of this section.
- D. For the purposes of this section, the term “contribution” has the meaning given it in the state statutes constituting the Minnesota Election Law.
(Ord. 1312, 12-6-2004)

103.02: MAYOR AND CITY COUNCIL TERMS:

- A. Terms: The term of office for mayor and council members shall be four years.
- B. Transition Provisions: The terms of the mayor and council member who will be elected at the 2003 city election shall end the first business day of January 2007 and those offices will be filled at the 2006 city election. The term of the council member elected at the 2005 election with the most votes shall end on the first business day of January 2011 and that office shall be filled at the 2010 city election, and the terms of the two council members elected at the 2005 election with the second and third most votes shall end the first business day of January 2009 and those offices will be filled at the 2008 city election. (Ord. 1264, 6-3-2002)

103.03: MAYOR AND CITY COUNCIL COMPENSATION:

The Mayor and members of the City Council shall receive a stipend for their service to the city as follows:

Effective January 1, 2000, until December 31, 2001:

Mayor	\$750.00 per month
Council members	570.00 per month

Effective January 1, 2002, and thereafter:

Mayor	\$775.00 per month
Council members	585.00 per month

This stipend offsets any local expenses incurred by elected officials in the course of their duties. (Ord. 1227, 7-12-1999)

103.04: CITY CLERK:

The city manager shall act as and perform all duties of the city clerk and the office of the city clerk as set forth in chapter 412 of Minnesota statutes. In the absence of the city manager, the assistant city manager shall perform all of the duties of the city clerk. (Ord. 437, 9-14-1964; amd. 1995 Code)

103.05: CITY MANAGER PURCHASING AUTHORITY:

The manager shall be the chief purchasing agent of the city. All purchases for the city and all contracts shall be made or let by the manager when the amount of the purchase or contract does not exceed \$10,000.00 but all claims resulting therefrom shall be audited and approved by the council as provided by law. (Ord. 1261, 4-15-2002) (Ord. 1608, 11-08-2021)

103.06: FILLING A MAYOR OR COUNCIL VACANCY:

- A. Appointment: The Council shall appoint an eligible person to fill a vacancy in the office of Mayor or City Council member as soon as is practicable after the vacancy occurs. The person appointed shall serve for the unexpired portion of the term unless a special election is required hereunder or by state law.
- B. Special Election: A special election shall be held to fill a vacancy in the office of Mayor or City Council member if the vacancy occurs more than ten weeks before the first day to file affidavits of candidacy for the regular city election that is to be held during the final year of the unexpired term. This special election shall be held as soon after the vacancy is declared as is practical under state law. No special primary election shall occur in cases of special elections held pursuant to this section.

(Ord. 1299, 11-24-2003) (Ord. 1373, 7-28-2008)

CHAPTER 104
PERSONNEL POLICY-Repealed (Ord. 1612, 04-25-2022)

CHAPTER 104
PERSONNEL RULES AND REGULATIONS

104.01:PERSONNEL RULES AND REGULATIONS:

A. Except as limited by state and federal law, the city manager or the city manager's designee, has the authority, powers, and rights necessary for the efficient and effective management of all City business. The city manager or designee may promulgate personnel rules setting forth the rights, duties, and responsibilities of employees. Such rules may from time to time be amended. (Ord 1612, 04-25-2022)

CHAPTER 105 INDEMNIFICATION

SECTION:

- 105.01: Definitions
- 105.02: City Indemnification
- 105.03: Types of Claims
- 105.04: Amount
- 105.05: Immunity
- 105.06: Insurance
- 105.07: Exceptions
- 105.08: Interference

105.01: DEFINITIONS:

For the purpose of this chapter, the following definitions are stated:

COMMISSION MEMBERS: All persons serving on a commission established by the City Council or by state law as a part of city government. This also includes any member of a commission or other entity appointed or approved by the City Council, pursuant to a joint powers agreement with other governmental bodies.

EMPLOYEES: All employees of the city including part time employees and volunteers working under the direct supervision of a city employee. (Ord. 1269, 9-23-2002)

105.02: CITY INDEMNIFICATION:

In accordance with applicable state statutes, the city will defend, insure, and indemnify all employees, officers, commission members and City Council members of the city against losses sustained by liability claims for damages resulting from their torts, including those which the city claims immunity, which arise out of their conduct in the course of and scope of their employment or official actions.

The city will provide defense or reimburse legal fees of its appointed and elected officials in proceedings which may be related to their service as city officials, including any legal action taken to enforce this chapter, to the same extent and in accord with the state statutory provisions applicable to nonprofit corporations³. Issues or disputes regarding eligibility, or the scope of coverage under this section shall be made by those members of the City Council disinterested in the proceeding, or upon the request of any council member by a special committee established by the City Council upon the recommendation of the city attorney. (Ord. 1269, 9-23-2002)

105.03: TYPES OF CLAIMS:

The indemnification and insurance set forth in section 105.02 of this chapter includes claims arising out of accidents, occurrences, acts or omissions, or to reimburse any elected official who takes legal action against the city or its employees or officials for failure to provide public information to an elected official, or where the public information is provided in a discriminatory

³ M.S.A. 317A.521

manner. (Ord. 1269, 9-23-2002)

105.04: AMOUNT:

The indemnification of section 105.02 of this chapter applies regardless of the amount of the claim, even if claims are in excess of limits set by Minnesota law. (Ord. 1269, 9-23-2002)

105.05: IMMUNITY:

By adoption of this chapter, the city does not waive any limit or immunity from liability established by Minnesota law, and reserves the right to assert such limits or immunity in defending any person pursuant to this chapter. (Ord. 1269, 9-23-2002)

105.06: INSURANCE:

The City Council will have sole discretion to purchase insurance or self-insure for the protection of the persons covered by this chapter. (Ord. 1269, 9-23-2002)

105.07: EXCEPTIONS:

The insurance and indemnification established by this chapter shall not apply to the following acts or conduct:

- A. Action or conduct beyond the scope of a person's employment or responsibility.
- B. Intentional acts which violate any of the following: criminal statutes, ordinances or regulations of the United States, the state of Minnesota or the city except as allowed pursuant to Minnesota statutes 317A.521 and 465.76.
- C. Intentional acts which violate an established city policy as set forth by the city manager or City Council. (Ord. 1269, 9-23-2002)

105.08: INTERFERENCE:

It shall be a violation of this code, punishable by misdemeanor prosecution, for any employee or elected official to interfere with the indemnification or reimbursement process. (Ord. 1269, 9-23-2002)

CHAPTER 106

CITY DEPARTMENTS

SECTION:

- 106.01: City Manager
- 106.02: Departments
- 106.03: Administration
- 106.04: Community Development
- 106.05: Finance
- 106.06: Fire
- 106.07: Parks and Recreation
- 106.08: Police
- 106.09: Public Works

106.01: CITY MANAGER:

All departments and personnel of the city shall be subject to the control and direction of a city manager, who shall be appointed by the council in accordance with state law. The city manager shall be responsible to the council for the proper administration of all matters relating to the City and shall have the powers and duties specified in state law and as delegated by ordinance, resolution or other action of the council. (Ord. 1268, 9-23-2002)

106.02: DEPARTMENTS:

The city shall have the following departments:

- Administration
- Community Development
- Finance
- Fire
- Parks and Recreation
- Police
- Public Works

(Ord. 1268, 9-23-2002)

106.03: ADMINISTRATION:

The Administration Department shall include the City Manager, Assistant City Manager, City Clerk, and other personnel. The Administration Department is responsible for management, human resources, election administration, and communications activities. The Manager shall be responsible for the performance of all duties assigned by law to the city clerk. (Ord. 1268, 9-23-2002)

106.04: COMMUNITY DEVELOPMENT:

The Community Development Department shall be under the direction of the City Manager and Community Development Director and is responsible for community planning, land use, economic development, housing, building code and related programs. (Ord. 1268, 9-23-2002)

106.05: FINANCE:

The Finance Department shall be under the direction of the City Manager and Finance Director and is responsible for budget, investment, accounting, and other financial services. The Finance Director shall serve as treasurer for the City, in addition to other assigned duties. (Ord. 1268, 9-23-2002)

106.06: FIRE⁴:

There is established a Fire Department consisting of a fire chief to be appointed by the City Manager and other subordinate officers and personnel as determined. The Department shall be responsible for the provision of emergency services including prevention and suppression of fires, the protection of life and property against fire, natural disasters, and other events. The Fire Department shall also be responsible for administration of the State Fire Code. The members of the Fire Department may organize themselves into a Firefighters Relief Association. (Ord. 1268, 9-23-2002)

106.07: PARKS AND RECREATION:

The Department of Parks and Recreation shall be under the direction of the City Manager and Parks and Recreation Director and is responsible for management and operations of the City's Park and Recreation facilities and programs. (Ord. 1268, 9-23-2002)

106.08: POLICE:

The Police Department shall be under the direction of the Police Chief who shall be responsible to and under the direct supervision of the City Manager. The Police Department is responsible for the preservation of public peace and order, the prevention and detection of crime, the apprehension of offenders, the protection of persons and property and the enforcement of state laws and city ordinances, and the rendering of emergency services. (Ord. 1268, 9-23-2002)

106.09: PUBLIC WORKS:

The Public Works Department shall be under the direction of the City Manager and Public Works Director, and is responsible for the design, construction and maintenance of public facilities, the provision of utility services, including recycling collection and operation and maintenance of city vehicles. (Ord. 1268, 9-23-2002)

⁴ See also Chapter 902 of this code.

CHAPTER 107

EMERGENCY MANAGEMENT

SECTION:

- 107.01: Establishment
- 107.02: Coordination with Other Agencies
- 107.03: Personnel
- 107.04: Director of Emergency Management
- 107.05: Recruitment and Training

107.01: ESTABLISHMENT:

The Department of Emergency Management is hereby established pursuant to the requirements of Chapter 12, Minnesota Statutes, to provide for the exercise of necessary powers during emergencies for the purposes set forth in Chapter 12. (1995 Code)

107.02: COORDINATION WITH OTHER AGENCIES:

The Emergency Management functions of the City shall be coordinated to the extent practicable with comparable functions of the Federal, State and other local governments as well as private agencies. (1995 Code)

107.03: PERSONNEL:

Emergency Management personnel shall consist of personnel employed by the City and any other volunteer or paid member of the local Emergency Management Department engaged in carrying on emergency management functions in accordance with the provisions of this Chapter. (1995 Code)

107.04: DIRECTOR OF EMERGENCY MANAGEMENT:

The Emergency Management Department shall be under the supervision and control of the Director of Emergency Management, who shall be appointed by the Mayor for an indefinite period and who may be removed by the Mayor at any time. The Director shall have direct responsibility for the administration of the Emergency Management Department. (1995 Code)

107.05: RECRUITMENT AND TRAINING:

In cooperation with existing departments and agencies, the Director shall organize, recruit and train personnel that may be required on a volunteer basis to carry out the Emergency Management Plan of the City. The Director may dismiss any emergency management volunteer at any time and require him/her to surrender any equipment and identification device furnished by the City. (1995 Code)

CHAPTER 108

PUBLIC HEARINGS

SECTION:

108.01: Procedure for Conducting Certain Public Hearings

108.01: PROCEDURE FOR CONDUCTING CERTAIN PUBLIC HEARINGS:

- A. Hearings: When a public hearing involving the Comprehensive Plan, zoning or subdivision regulations is required by this Code or by a Minnesota statute, the Planning Commission shall hold the public hearing. All parties interested shall be given an opportunity to be heard. The Planning Commission, after citing the reason, may request the City Council to extend the review period for up to 60 days.
- B. Notice: Notice of the time and place of such hearing shall be published in the designated legal newspaper no less than ten nor more than thirty days prior to the hearing. In the event the hearing involves a particular parcel of land, mailed notice shall be given by the City to the owner and each of the property owners within 500 feet of the outside boundaries of the parcel and to State, County, and Federal agencies, if applicable. Failure to mail notice or failure of the property owner to receive the notice shall not invalidate the proceedings. (Ord. 1357, 1-14-2008)
- C. Council Hearings: The City Council shall hold further hearings using the notice procedure in subsection B of this Section only in the event that such hearings are required by other sections of this Code, by State statute, or because the Planning Commission has failed to hold the required hearing or make a recommendation. If not previously done in response to a Planning Commission request, the City Council may extend the review period for up to 60 days. Failure to receive a report from the Planning Commission as herein provided shall not invalidate the proceedings or action of the City Council. (Ord. 1175A, 11-25-1996)

CHAPTER 109

PORT AUTHORITY

SECTION:

- 109.01: Recitals
- 109.02: Bonding Authorization

109.01: RECITALS

- A. Pursuant to Minnesota Statutes, Section 469.082, the City of Roseville Minnesota (the “City”) may exercise all of the powers of a port authority provided by Minnesota Statutes, Section 469.048 to 469.068; and
- B. the City proposes to undertake a redevelopment project consisting of redeveloping its park system and constructing a new fire station because of water infiltration and mold problems at an existing fire station located at Woodhill and Lexington (the “Project”) in the exercise of its legal powers and in furtherance of its goals and purposes, and requires financing for the Project; and
- C. the City believes that it is desirable and necessary it issue general obligation bonds to provide funds to finance the Project.

109.02: BONDING AUTHORIZATION

Pursuant to and in accordance with the provisions of this Ordinance and the provisions of Minnesota Statutes, Sections 469.060 and 469.082 and Chapter 475, the issuance of general obligation bonds by the City, in one or more series, in fully registered form, and in the aggregate principal amount not to exceed \$27,000,000 (the "Bonds"), for the purpose of providing funds to assist in financing the Project, together with such costs of issuance and related costs as may be incidental to the issuance of the Bonds is hereby authorized and found to be proper. The Bonds shall be issued and sold by the City in the exercise of its port authority powers for the purpose of financing the Project. The City Council hereby gives specific consent to the pledge of the City's full faith, credit, and resources to the payment and security of the Bonds and authorizes the levy of taxes for the payment of the Bonds. The issuance of the Bonds shall be further subject to the consent and approval of the City Council by resolution as to the form, content, and specific details of the Bonds and their rate or rates of interest.

(Ord. 1419, 10-24-2011)