

**CITY OF STILLWATER
ORDINANCE 1115
AN ORDINANCE AMENDING THE CHARTER
OF THE CITY OF STILLWATER**

The City Council of the City of Stillwater does ordain:

1. AMENDING. Article VIII. Police Department, upon the effective date of this amendment, is amended to read as follows:

8.01. Charge.

The Police Department of the City shall be in charge, and under the direction of the Chief of Police, who shall be appointed by the City Council and subject to the control of the Council and City Administrator. The Police Chief, working with the City Administrator shall designate the number of officers which may be deemed necessary for the complete management of the Police Department. Council shall approve their compensation.

8.02. Rank and duties.

The Chief of Police shall select, subject to the approval of the City Administrator, all officers connected with the Police Department, and shall define their respective ranks and duties; and the Chief may recommend to the City Administrator to discharge any such officers whenever it is deemed necessary for the interest of the department, subject to restrictions of any binding labor contract and provisions of this Charter.

8.03. Powers of Police.

The Chief of Police and all regular or temporary police officers shall have the power to enforce laws of the United States of America, State of Minnesota, County of Washington, and City of Stillwater.

2. AMENDING. Article IX. Fire Department, upon the effective date of this amendment, is amended to read as follows:

9.01. Charge.

The Fire Department of the City shall be in charge, and under the direction of the Chief of the Department, who shall be appointed by the City Council and subject to the control of the Council and City Administrator. The Fire Chief, working with the City Administrator shall designate the number of officers which may be deemed necessary for the complete management of the Fire Department. Council shall approve their compensation.

9.02. Rank and duties.

The Chief of the Fire Department shall select,, subject to the approval of the City Administrator, all officers connected with the Fire Department, and shall define the respective ranks and duties; and the Chief may recommend to the City Administrator to discharge any officer whenever it is deemed necessary for the interest of the department, subject to any restrictions of a binding labor contract and provisions of this Charter.

9.03. Rules and regulations.

The Fire Chief shall have the power and authority to make or modify any necessary rules for the government of the Fire Department, and for the protection and use of all property and apparatus pertaining thereto. The Fire Chief may recommend the punishment of persons injuring or interfering with such property, and may also make provisions to keep away from the vicinity of any fire, all or any persons, and to compel bystanders to aid in the preservation of property exposed to danger by such fire.

3. AMENDING: Article 13.12, Water Board – Annual Statements, upon the effective date of this amendment, is amended to read as follows:

The Board shall cause its books and accounts to be kept and maintained in accordance with sound practice and the law. In addition to the annual report required by law, the Board shall prepare and deliver to the Council the statements of its financial condition.

4. AMENDING. Article 14.04, Library Board – Annual Statements, upon the effective date of this amendment, is amended to read as follows:

In addition to the annual report required by law, the Board shall, prepare and deliver to the Council statements of its financial condition.

5. AMENDING. Article 15.08, Appointment to and removal from all other Boards and Commissions, upon the effective date of this amendment, is amended to read as follows:

a. Except for the Charter Commission where the method of appointment is controlled by State law, appointment to Boards and Commissions must be made by majority vote of the Council, however, removal must be by 4/5th vote of the Council.

6. ENACTMENT. That the Stillwater, Minnesota City Code is hereby amended by adding a section to be numbered 15.08 b, which section reads as follows:

b. Attendance for all Boards and Commissions. Except for the Charter Commission where the method of removal is controlled by State law, in the event that a Board or Commission member misses three (3) consecutive meetings, or 1/4 of the meetings in a twelve (12) month period, the Chair shall give the person 30-days' written notice regarding his/her absenteeism. If no response is received, the Board or Commission may request that the City Council replace the member.

7. SAVING. In all other ways, the Stillwater City Code shall remain in full force and effect.

8. EFFECTIVE DATE. This Ordinance shall be effective 90 days after its passage and publication according to law."

Approved this 16th day of October, 2018.

CITY OF STILLWATER

/s/ Ted Kozlowski

Mayor

ATTEST: /s/ Diane F. Ward

City Clerk

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