

Member _____ moved and Member _____ seconded a motion that the following ordinance, which was given its first reading on February 17, 2026, be given its second reading on this 17th day of March 2026, and that it be adopted.

ORDINANCE NO. 26-02

AN ORDINANCE ADDING NEW LANGUAGE TO CHAPTER 3, SECTION 330, RELATING TO ADMINISTRATION AND EMPLOYEE AUTHORITY IN IMMIGRATION MATTERS

THE CITY COUNCIL OF THE CITY OF ROBBINSDALE DOES ORDAIN THAT:

- 1) The Robbinsdale City Code Chapter 3 be amended with the following language:

Section 330 – Administration and Employee Authority in Immigration matters

Section 330.01. Purpose and Policy. The City of Robbinsdale recognizes that our community includes people of many races, ethnicities, Tribes, and nationalities; that our community is linguistically and culturally diverse; that our community includes people of different gender identities and sexual orientations, including people who are transgender and non-binary; that our community includes LGBTQ+ people; that our community includes people of different religions and people who are not affiliated with any religion; that our community includes immigrants, both recent and historical, both documented and undocumented; that our community includes people with different abilities and disabilities; that our community includes people of all ages, from babies to elders; that our community includes people who receive public benefits including economic assistance, health care coverage, nutrition assistance, child care supports, small business and other types of loans and grants, road and highway maintenance, access to state and national parks, and other services; that our community is made up of people from all walks of life, who may be employed, unemployed, and underemployed, who are renters, homeowners and the unhoused; in sum, that our community is made up of a diverse population with different identities, cultures, experiences, and means and that the use of city property and personnel in federal civil immigration matters threatens to erode the trust this vibrant and diverse community has in the City and its services.

Section 330.03 Definitions. *City Property* means real property owned by the City of Robbinsdale, the Robbinsdale Economic Development Authority, or any other public body established by the City including parks, lots, out lots, buildings, parking lots and parking structures; but not including right-of-way, public streets, and sidewalks. City Property also includes property generally open to the public, and non-public property such as City utilities and spaces designated as employee-only or secured access for entry.

Staging Operations means actions taken to mobilize, prepare, or deploy vehicles, equipment, materials, or personnel for the purpose of enforcing federal immigration law.

Section 330.05 General Services. City employees are to carry out regular duties for the purpose of general services and programs. City employees shall follow general city, state, and federal guidelines to assess eligibility for services. City employees shall only solicit immigration information or inquire about immigration status when specifically required to do so by law or program guidelines as a condition of eligibility for the service sought. City employees may require evidence of a person's identity and may ask to see a person's identifying documents only when specifically authorized and required to do so by the employee's duties. City employees

shall not discriminate against any current or potential service users on the basis of any of the protected categories defined by statute, federal law, or immigration status.

Other than where required by law, City employees, representatives, and contractors shall not use city resources (e.g., facilities, property, moneys, equipment, data, technology, video, computers or personnel) for the purpose of enforcing federal civil immigration laws. Employees shall, when required by law, comply with any properly issued judicial subpoena or other compulsory legal process for the production of documents or witnesses, even if related to immigration issues. Employees shall comply with I-9 audits performed by the federal government.

Other than as required by law, City employees, representatives, and contractors shall not collect, maintain, disclose, or share information regarding an individual's immigration or citizenship status for the purpose of enforcing federal civil immigration laws. No City employee, representative, or contractor shall voluntarily provide personal information, records, or data for civil immigration enforcement purposes unless required by law, court order or judicial warrant.

Where presentation of a Minnesota Driver's license is customarily accepted as adequate evidence of identity, presentation of a photo identity document issued by the person's nation of origin, shall be accepted and shall not subject the person to a higher level of scrutiny or different treatment than if the person had provided a Minnesota driver's license. This paragraph does not apply to I-9 forms.

The city shall provide information and training in new employee training and on-going training regarding expectations set forth in this chapter.

Section 330.07 Access to City Property. No individual or federal, state, or local agency may use or access City Property for the purpose of staging operations, except the use of City Property authorized by a judicial warrant, subpoena or other similar lawful authorization. Federal, state, or local government entities or personnel will not receive special or enhanced access to City Property for operations enforcing federal immigration law.

City employees and representatives do not have the authority to consent to a request to access non-public City Property for the purpose of enforcing federal civil immigration laws, except pursuant to a judicial warrant, court order, or other legal obligation requiring such access.

Section 330.09 Public Safety Services. To the extent permitted by law, in providing public safety services, employees of the police and fire departments, shall:

- a. Not undertake any law enforcement action for the purpose of enforcing immigration laws or verify immigration status.
- b. Not question, arrest, or detain any person for the purpose of enforcing federal immigration laws.

Nothing in this chapter shall prohibit public safety personnel from assisting federal law enforcement officers in the investigation of criminal activity involving individuals present in the United States who may also be in violation of federal civil immigration laws.

Section 330.11 Reporting Requirements.

Subd. 1. Reporting. City employees or City public officials who observe or identify use of City resources for one of the purposes prohibited in Section 3, or who denies a request to use City resources for one of those purposes, must provide a report to the City Manager as soon as

reasonably practicable and in no event later than 5 business days of observing, identifying, or denying City resources, including the following:

1. Date of request for resources were observed or identified as used for a prohibited purpose;
2. The identity of the individual or agency requesting the use of City resources for a prohibited purpose or who was observed or identified as using City resources for a prohibited purpose;
3. A summary description of the City resources requested or used;
4. The prohibited purpose for which City resources were used or for which request for City resources was denied.

Subd. 2. Annual Report. The City Manager shall prepare and make publicly available an annual aggregate report summarizing compliance with this chapter. The report may be presented to the City Council and published in a manner consistent with the City's usual practices regarding transparent government. and should include, at minimum, a description of:

1. The number of requests received for use of city resources for purposes prohibited by this chapter;
2. The number of requests denied;
3. The number of instances in which prohibited use of City resources was observed or identified;
4. The general types of agencies involved.

The annual report shall not include personally identifiable information. No information that would otherwise required to be reported under this chapter may be reported in a manner that would violate any applicable federal, state, or local law or regulation relating to the data privacy and classification of information, including the Minnesota Government Data Practices Act.

Section 330.13 Compliance with Law. Nothing in this chapter should be construed to violate state or federal law or to prohibit City employees from providing data or services when required by state or federal law.

Section 330.15 Severability. If any section, clause, provision, or portion of this chapter is judged unconstitutional or invalid by a court of competent jurisdiction, that part may be severed and shall not invalidate or affect the enforceability or the remainder of this chapter.

Section 330.17 Reserved.

- 2) The following summary clearly informs the public of the intent and effect of the ordinance and is approved for publication: "The purpose of this ordinance is to amend and update sections of the city code relating to Administration and Employee Authority in Immigration Matters."
- 3) This Ordinance shall be effective 30 days after its passage and publication as required by the City Charter.

First Reading: YEAS: Blackledge, Greenberg, Parisian, Caceres Aranda, Sutton
NAYS: None

Second Reading: YEAS:
NAYS:

PASSED AND ADOPTED BY THE CITY COUNCIL ON THIS 17th DAY OF MARCH 2026.

Bradley Sutton, Mayor

Attest:

Chase Peterson-Etem, City Clerk