RESOLUTION NO. 2025- 1C

A RESOLUTION RECOMMENDING THE CITY COUNCIL ENACT A CHARTER

AMENDMENT BY ORDINANCE AMENDING CITY CHARTER SECTION 5.05, 5.11,

AND 5.16 RELATING TO INITIATIVE, REFERENDUM AND RECALL

WHEREAS, Minnesota Statutes Section 410.12 authorizes the amendment of a home rule city

charter by recommendation of the Charter Commission to the City Council to amend the charter

by ordinance after a public hearing and after a unanimous vote of the of the City Council; and

WHEREAS, the Charter Commission desires to amend the City Charter Sections 5.05, 5.11, and 5.16 of the City Charter in furtherance of the efficient administration of the powers of initiative, referendum, and recall.

NOW, THEREFORE, BE IT RESOLVED BY THE CHARTER COMMISSION FOR THE

CITY OF BLOOMINGTON, MINNESOTA, that based upon the foregoing,

1. The Charter Commission recommends that the City Council adopt an ordinance

amending Sections 5.05, 5.11, and 5.16 of the City Charter in furtherance of the efficient administration of powers of initiative, referendum, and recall, in substantially the form as Attachment 1.

2. The Charter Commission directs the Commission’s attorney to request that the matter be

placed on an upcoming City Council agenda as required by state law and to take all other

necessary and expedient steps in furtherance of this Resolution.

Passed and adopted this 1st day of May, 2025.

CHARTER COMMISSION FOR

THE CITY OF BLOOMINGTON

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Chair

ATTEST: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Recording Secretary to the Charter Commission

ATTACHMENT 1

ORDINANCE NO. 2025- \_\_

AN ORDINANCE AMENDING CITY CHARTER SECTIONS 5.05, 5.11, AND 5.16

RELATING TO INITIATIVE, REFERENDUM AND RECALL

The City Council of the City of Bloomington, Minnesota does hereby ordain:

Section 1. That Chapter 5, Section 5.05, of the City Charter is amended by deleting those words struck through and contained in brackets [ ] and by adding those words that are underlined, to read as follows:

CHAPTER 5: INITIATIVE, REFERENDUM AND RECALL

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§ 5.05 [~~FORM OF]~~ INITIATIVE PETITION [~~AND OF SIGNATURE PAPERS]~~.

 The petition for the adoption of any ordinance must consist of the ordinance and all of the signature papers and attached affidavits. The petition is not complete unless signed by a number of voters registered in Bloomington equal to at least ten percent of the total number of votes cast at the last preceding regular municipal election. All signatures need not be on one signature paper, but the person circulating every paper must make an affidavit that each signature on the paper is the genuine signature of the person whose name it purports to be. Each signature paper must be in substantially the following form:

|  |
| --- |
| INITIATIVE PETITION  proposing an ordinance to \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ (stating the purpose of the ordinance), a copy of which ordinance is attached. This ordinance is sponsored by the following committee of voters registered in Bloomington:  Name         Address         Printed Name         Signature Date      Birth Year Email Telephone  1.   \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_     (Include four additional names.)    The undersigned voters registered in Bloomington, understanding the terms and the nature of the ordinance attached, petition the council for its adoption, or, in lieu thereof, for its submission to the voters registered in Bloomington for their approval.  Name         Address         Printed Name         Signature Date      Birth Year  1.   \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_     (Include additional names using this format.) |

   The affidavit of the person circulating the petition must be included at the end of each list of signatures.

Section 2. That Chapter 5, Section 5.11, of the City Charter is amended by deleting those words struck through and contained in brackets [ ] and by adding those words that are underlined, to read as follows:

CHAPTER 5: INITIATIVE, REFERENDUM AND RECALL

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§ 5.11 [~~THE]~~ REFERENDUM PETITION.

The petition for the repeal or submission to a vote of an ordinance must consist of the ordinance and all of the signature papers and attached affidavits. The petition is not complete unless signed by a number of voters registered in Bloomington equal to at least 15 percent of the total number of votes cast at the last preceding regular municipal election. All signatures need not be on one signature paper, but the person circulating every paper must make an affidavit that each signature on the paper is the genuine signature of the person whose name it purports to be. A referendum petition must read as follows:

REFERENDUM PETITION

proposing the repeal of an ordinance to (stating the purpose of the ordinance), a copy of which is attached. The proposed repeal is sponsored by the following committee of voters registered in Bloomington:

 Name         Address         Printed Name         Signature Date      Birth Year Email Telephone

1.   \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

   (Include four additional names.)

~~[The undersigned petitioners, understanding the nature of the ordinance attached and believing it to be detrimental to the welfare of the city, petition the council for its submission to a vote of voters registered in Bloomington for their approval or disapproval.]~~ The undersigned voters registered in Bloomington, understanding the terms and the nature of the ordinance attached, petition the council for its repeal, or, in lieu thereof, for its submission to the voters registered in Bloomington for their approval or disapproval.

 Name         Address         Printed Name         Signature Date      Birth Year

1.   \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

   (Include additional names using this format.)

The affidavit of the person circulating the petition must be included at the end of each list of signatures.

Section 3. That Chapter 5, Section 5.16, of the City Charter is amended by deleting those words struck through and contained in brackets [ ] and by adding those words that are underlined, to read as follows:

CHAPTER 5: INITIATIVE, REFERENDUM AND RECALL

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§ 5.16 RECALL [~~ELECTION]~~ PETITION.

The petition for the recall of any official must include a certificate identical with that filed with the city clerk together with all the signature papers and affidavits attached. Signatures need not be on one signature paper, but the person circulating each paper must make an affidavit that each signature on the paper is the real signature of the person whose name it purports to be. Each signature paper must be in substantially the following form:

RECALL PETITION

proposing the recall of \_\_\_\_\_\_\_\_\_ from the office as \_\_\_\_\_\_\_\_\_ which recall is sought for the reasons set forth in the attached certificate. The following committee of voters registered in Bloomington sponsors this recall petition:

Name         Address         Printed Name         Signature Date      Birth Year Email Telephone

1.   \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

   (Include four additional names.)

The undersigned voters registered in Bloomington, understanding the nature of the charges against the officer sought to be recalled, request the holding of a recall election.

Name         Address         Printed Name         Signature Date      Birth Year

1.   \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

   (Include additional names using this format.)

The affidavit of the person circulating the petition must be included at the end of each list of signatures.

Section 4. Effective Date.\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Passed and adopted this \_\_ day of \_\_\_\_\_\_, 2025.

/s/

Mayor

ATTEST:

/s/

/s/

City Attorn