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2 Chair McGill called the meeting of the Charter Commission to order at 6:01 p.m.

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4 ROLL CALL

5 Members present: Elaine Ambrose, Mary Bader, Brian Botham, Dan Day, Paul  
6 Klapprich, Dr. David McGill, and Gary Orris

7 Members absent and excused: Mary Fadden

8 Members absent: Kent Howe

9  
10 City Staff present: Deputy City Clerk Becky Malone

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12 APPROVAL OF MINUTES – MINUTES OF MAY 21, 2015

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14 Commissioner Day made a motion, seconded by Commissioner Bader, to approve the  
15 May 21, 2015 meeting minutes as presented. The motion carried 7/0

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17 NEW BUSINESS

18  
19 a. Election of Officers (Chair, Vice-Chair, Secretary)

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21 Commissioner Bader made a motion, seconded by Commissioner Day to nominate and  
22 re-elect Chair McGill for the position of Chair.

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24 Chair McGill accepted the nomination.

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26 Chair McGill made a motion, seconded by Commissioner Day, to nominate and re-elect  
27 Commissioner Botham for the position of Vice Chair.

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29 Vice Chair Botham accepted the nomination.

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31 Chair McGill made a motion, seconded by Commissioner Day, to nominate and re-elect  
32 Commissioner Fadden for the position of Secretary.

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34 There being no other nominations the motions for the slate of officers as presented was  
35 called to a vote. The motions carried 7/0.

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37 b. City of Wayzata Charter

38 1. Discuss City Council request to look into the Council actions that  
39 require a four-fifths affirmative vote of the Council to try to determine  
40 the:

41 i. Origin/historical basis for each, to try and determine why do we  
42 have the ones we have, such as which are mandated by State  
43 law or were based on a phenomenon in Wayzata history

44 ii. Present recommendations on which actions only need a  
45 majority vote versus a four-fifths vote

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47 Chair McGill stated there were two (2) actions that required unanimous votes: vacation  
48 of streets and changing the Charter.

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Commissioner Bader suggested asking Mr. Schelzel what actions were mandated by State law to require a four-fifths vote. This would eliminate the need to research those items that are mandated by State law.

Chair McGill stated Mr. Schelzel's recommendation had been to appoint members to research the issue then contact Mr. Schelzel and have him do a legal review. After a legal review the Commission can review the revisions and make a recommendation to the City Council. He suggested reviewing the City's minutes, the origin of the Charter, and applicable State Statutes. They could assign one category to a smaller group of members to research and report to the Commission.

Commissioner Bader stated it may be difficult to locate all of the City's minutes.

Chair McGill stated the minutes would not pertain to the initial Charter but would reflect any changes made to the Charter. He stated he had the Charter minutes from 1990 to present. The City has been a Charter City since 1946. The original question from the Council had been what the historical reasoning was for some items requiring a four-fifths vote.

Commissioner Day stated there are seven (7) items that the City requires a four-fifths vote on and two (2) that require a unanimous vote. All other items require a simple majority vote.

Commissioner Bader stated the discussion had been prompted by the recent parking ramp that had been approved by the City Council on a 3/2 vote. The City will have to bond for the construction of this ramp and they have not voted on this portion because there is not enough support for the GO bonding.

Commissioner Botham suggested finding out what items are required to have a four-fifths vote by the State and researching any other items the City has specified as requiring a four-fifths vote.

Commissioner Day stated he had found that all the items specified by the City as requiring a four-fifths vote are mandated by the State Statute. If all of these items are State mandated, then they would not need to research the origin and history of these items.

Chair McGill stated if the seven (7) items specified in the Charter as requiring a four-fifths vote are the same as those mandated by the State Statute then there would be a recommendation of no changes to the Charter.

Commissioner Bader stated there had been some changes regarding referendums and this may need to be researched further.

Chair McGill recommended writing a report and having Mr. Schelzel review this prior to presenting it to the City Council.

1 Commissioner Day stated he would put together the research he had performed on the  
2 State mandated items for four-fifths vote versus what the City requires a four-fifths vote.  
3 He would email this information to Chair McGill.  
4

5 Chair McGill stated he would provide this information to Mr. Schelzel and get his input.  
6 Once Mr. Schelzel has provided his responses the Commission can meet again to  
7 discuss the Commission's recommendation to the City Council. If the items requiring a  
8 four-fifths vote are State mandated, then they would not need to provide additional  
9 background and reasoning. At this time, it looks like the Charter conforms to the State  
10 Statutes. He recommended they also specify the items that require a unanimous vote  
11 and discuss these items with Mr. Schelzel as well.  
12

13 Commissioner Day stated he would send the web links pertaining to Charter Cities to  
14 each of the Commissioners.  
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16 Ms. Malone suggested the Commission be aware of the Open Meeting Law and not  
17 conduct email meetings. They can schedule a meeting if they would like to discuss  
18 items. She suggested appointing a couple of Commissioners to meet on this item and  
19 provide a full report to the Commission at a later time.  
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21 Commissioner Klapprich made a motion, seconded by Commissioner Botham, to  
22 appoint Chair McGill, Commissioner Day, Commissioner Orris and Commissioner Bader  
23 to a sub-committee to research items that have a State mandated four-fifths vote  
24 requirement and compare these to the City's Charter and the items that require a four-  
25 fifths vote. The motion carried 7/0.  
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27 2. Commission input after review of current charter

28 There was no further discussion on this item.  
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30 NEXT MEETING DATE (Spring 2017 or earlier)  
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32 Commissioner McGill stated the Commission may meet in the summer or fall of 2016  
33 and the next annual meeting would be in the spring of 2017.  
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35 Ms. Malone requested to have copies of the minutes from Chair McGill dating back to  
36 1990 for the City's records.  
37

38 Commissioner Bader stated she would contact the Wayzata Historical Society to see if  
39 they had any Charter documentation available.  
40

41 Chair McGill stated he would also research the unanimous vote requirements.  
42

43 ADJOURNMENT  
44

45 There being no further business, Commissioner Ambrose made a motion, seconded by  
46 Commissioner Bader to adjourn the meeting. The motion carried 7/0. The meeting was  
47 adjourned at 7:08 p.m.  
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2 Respectfully submitted,  
3 *Becky Malone 09-21-2017*  
4  
5 Becky Malone  
6 City Clerk  
7 City of Wayzata  
8 Drafted by Tina Borg, *TimeSaver Off Site Secretarial, Inc.*