



# Ordinance No. 1399

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**Amending the Fridley City Code Chapters  
Titled Adoption of Code, Rules of  
Construction, Legislative Body,  
Commissions, Definitions, Severability,  
Ethics and Adoption by Reference**



# What is recodification?

- The collection and systematic arrangement of the ordinances of a local government related to specific practices within its jurisdiction
  - Generally arranged by subject or groups of subjects
- The creation and maintenance of the Fridley City Code (City Code) are authorized by several regulations, including:
  - Minnesota Statute § 415.02
  - Fridley City Charter (Charter) § 1.02
  - Charter § 3.10

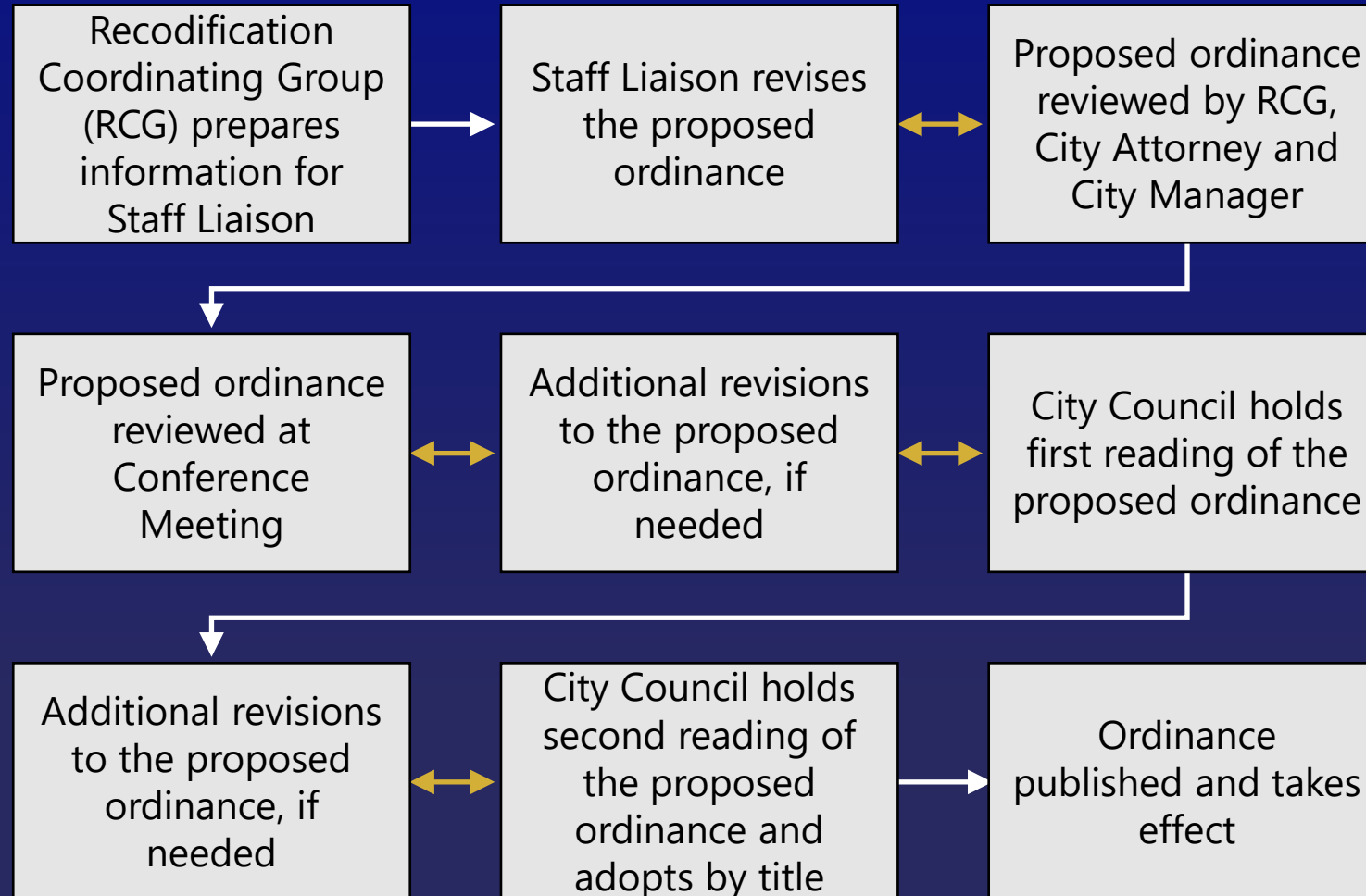
# Goals of recodification

- The Project will adhere to the following goals:
  - Improve accessibility
  - Align with known best practices
  - Provide clarity for end users
- Supported by:
  - Systematic review of every chapter of the Code
  - Extensive research of comparative municipal codes, state and federal laws
  - Collaborative work among staff and the City Attorney
  - Implement directives of Recodification Style Guide

# Proposed reorganization

| Current Organization                       | Proposed Reorganization                          |
|--|--|
| 001 – Legislative and Licenses and Permits | Title 1 – General Provisions                     |
| 100 – Health, Safety and Welfare           | Title 2 – Administration                         |
| 200 – Lands and Buildings                  | Title 3 – Licensing                              |
| 400 – Utilities                            | Title 4 – Health, Safety and Welfare             |
| 500 – Public Ways and Places               | Title 5 – Public Nuisance                        |
| 600 – Liquor                               | Title 6 – Lands and Buildings                    |
| 700 – Amusements and Special Activities    | Title 7 – Zoning                                 |
| 800 – Offenses                             | Title 8 – Franchises, Utilities and Right-of-Way |
| 900 – Construction and Interpretation      | Title 9 – Public Ways and Places                 |
| Appendices                                 | Appendices                                       |

# Recodification process



# Title 1: General Provisions

| Chapter               | Current Chapter Number | New Chapter Number |
|-----------------------|------------------------|--------------------|
| Adoption of Code      | 906                    | 100                |
| Rules of Construction | 902                    | 101                |
| Severability          | 904                    | 102                |
| Definitions           | 903                    | 103                |
| Legislative Body      | 1                      | 104                |
| Commissions           | 6                      | 105                |
| Ethics                | 5                      | 106                |
| Adoption by Reference | 905                    | N/A                |

# Chapter 100: Adoption of Code

- Substantive changes include:
  - § 906.03 marked the last recodification in 1983;
  - § 100.05 will no longer require the City to maintain hard copies of the Code;
  - § 100.06 is a new addition to the Chapter allowing the City Manager to direct any clerical revisions to the Code as needed;
  - § 100.08 requires ordinances to be published in the Official Publication and will become effective pursuant to the City Charter; and
  - § 100.09 directs the City Clerk to maintain the City Code in a manner that is permanent and accessible to the public.

# Chapter 101: Rules of Construction

- Substantive changes include:
  - § 101.01 is rewritten to improve clarity;
  - § 101.02 direct that the Code will be written in a gender-neutral manner; and
  - § 902.12 is removed as the Code is the municipal law and therefore already enforced by public officials and/or the courts.



# Chapter 102: Severability

- Substantive changes include:
  - § 102.01 is re-written to make the intent clearer.
  - If any part of the Code were found invalid or unconstitutional, other sections would not be affected.

# Chapter 103: Definitions

- Substantive changes include:
  - § 103.01 adds a purpose statement to the Chapter;
  - § 103.02 a separate section was created to address any potential conflicts in how terms are defined (103.03);
  - § 103.02 adds 15 new definitions to the Chapter and updates others; and
  - § 103.04 is an added section adopts Minnesota Statute Chapter 645, which directs formatting of state laws.

# Chapter 104: Legislative Body

No substantive changes

Redistricting Plan

# Chapter 105: Commissions

- Substantive changes include:
  - § 105.01 adds a purpose statement to the Chapter;
  - § 6.01 is removed for consistency
  - § 105.02 directs the Council to appoint the Chair of each advisory commission, and minutes from each commission to be submitted to the Council;
  - § 105.04 changes the reporting structure of the Parks and Recreation Commission to the Council; and
  - § 105.05 changes the reporting structure of the Environmental Quality and Energy Commission to the Council.

# Chapter 106: Ethics

- Substantive changes include:
  - § 106.03 updates those who are covered by the Chapter's requirements;
  - § 106.04 subd. 1 adopts language from State law regarding conflicts of interest;
  - § 106.04 subd. 2 any former official may not disclose any not public data;
  - § 106.04 subd. 3 adopts language from State law regarding gifts;
  - § 106.05 no longer requires candidates for Council to submit a Public Disclosure;
  - § 106.06 requires applicants to advisory commissions submit a Public Disclosure; and
  - § 106.11 describes how the City will proceed if there is an ethics violations and mandates reporting from those covered by the Chapter.

# Chapter 905: Adoption by reference

City may adopt state or federal laws

- Recommend for repeal:
  - Accessible technology – referenced laws are available to anyone from anywhere
  - Customer Service Standards

# Process To Date & Next Steps

| Date              | Milestone   |
|-------------------|---|
| January 24, 2022  | City Council review draft of Title 1 and provide direction  |
| February 14, 2022 | City Council adopt a resolution calling for a Public Hearing to take comment on proposed changes to Title 1 |
| February 28, 2022 | City Council conduct Public Hearing and first reading of Title 1  |
| March 14, 2022    | City Council conduct second reading and adopt Title 1   |
| March 18, 2022    | City publishes summary ordinance of Title 1 in Official Publication   |
| April 2, 2022     | Title 1 becomes effective   |

# Thank you

Questions?