

CHAPTER NINE: MUNICIPAL ELECTIONS**901 Background Findings**

Laws of Minnesota 1994, Chapter 646, Laws of Minnesota 1995, Chapter 8, and Minnesota Statutes, Section 205.07 (collectively, the “Act”) require the City of the Village of Minnetonka Beach to modify the election system provided for in Article III of the Home Rule Charter of the Village of Minnetonka Beach to provide for elections in either odd-numbered years or even-numbered years, but not both. The Act also requires that (i) members of the council be elected to four-year terms; and (ii) the mayor be elected for either a two-year term or a four-year term. The Act applies to municipal elections for terms commencing in 1998.

(1) Biennial Elections. The council has investigated the facts and determined that it is in the best interests of the city and its citizens that the regular municipal election be held in even-numbered years. It appears to be the intent of the Act that the transition to biennial elections be accomplished by ordinance. The council has found and determined that the adoption of this ordinance is necessary to enable the City of the Village of Minnetonka Beach to comply with the terms of the Act. From and after 1998, the regular election for the choice of elected officials shall be held on the first Tuesday after the first Monday in November in even-numbered years. Notice of all elections shall be given in the same manner prescribed by the laws of Minnesota for cities of the same classification as the City of the Village of Minnetonka Beach, but failure to give such notice shall not invalidate such election.

(2) Terms of Office. The council has investigated the facts and determined that it is in the best interests of the city and its citizens that the term of office for mayor and treasurer be for two years. The three trustees and the recorder shall serve terms of four years each. The terms of the trustees and the recorder shall be staggered such that only two of the four offices are open for election in a given biennial election year. The terms of all elected officials shall commence on January 1st, and elected officials shall serve until their successors are elected and qualified.

3) Effective Date. This ordinance is effective in accordance with the Minnetonka Beach City Code and applies to municipal general elections in the years 1998 and thereafter.