

CHAPTER XVI

Section 1600 - Foley Star City Commission Ordinance

Section 1600:00. Chapter 16 Added. The City Council of the City of Foley does ordain there shall be added to the 1974 Ordinance of the City of Foley a chapter numbered 16 which shall read as follows:

Section 1600:01. Short Title. This ordinance shall be known and may be cited as the “Foley Star City Commission Ordinance”.

Section 1600:02. Definitions. For the purpose of this ordinance, the following words and their derivations shall have the meanings as set out herein:

- a) “Commission” is the Star City Commission of the City as created by this ordinance;
- b) “Chairman” is the Chairman of the Star City Commission as provided hereunder.
- c) “Vice-Chairman” is the Vic Chairman of the Star City Commission as provided hereunder.
- d) “Secretary” is the Secretary of the Star City Commission as provided hereunder.
- e) “Planning Commission” is the City Planning Commission of the City of Foley.

Section 1600:03. Establishment. A Star City Commission is hereby established to be advisory to the Council and Planning Commission, which Star City Commission shall have the powers and duties hereinafter set forth.

Section 1600:04. Terms of Office. Of the members of the Commission first appointed, six shall be appointed for terms expiring in January of 1993, and six shall be appointed for terms expiring in January of 1994. Upon expiration of said initial terms, future appointees shall serve two-year terms expiring in January of the appropriate year provided, however, that members shall continue their terms until new appointments or reappointments are made by the City Council. The City Council shall make appointments to the Commission at its second official meeting in January of each year or as soon thereafter as it desires. Vacancies during the term shall be filled by the City Council for the unexpired portion of the term.

Section 1600:05. Qualifications. The Commission shall consist of the following: Two members of the Foley Planning Commission and ten members of the community

representing, but not limited to, Local Businesses, Local Service Organizations, Foley School Districts, Health Care Industry, Foley Ministerial Association, Benton County Economic Development Board, Local Financial Institutions, and the general public. The City Economic Development Officer, Director of the State of Minnesota Job Service Office, and the Director of the Job Training Center shall serve as ex-officio members of the commission.

Section 1600:06. Removal of Members. The Council by a four-fifths vote of its members shall have the authority to remove any member of the Commission from office whenever, in its discretion, the best interest of the City shall be served thereby.

Section 1600:07. Meeting, Officers. The Commission will name its own officers to serve at its pleasure from the membership of the Commission.

- a) Regular Meetings. The Commission shall meet publicly in regular session at least once each month at a time and place selected by a majority of its members.
- b) Special Meetings. The Chairman or any three (3) members of the Commission shall have the authority to call a special meeting of the Commission. Written notice of special meetings shall be given to all members at least twenty-four (24) hours prior to the time of the meeting unless the time and place for the special meetings is set at a regular meeting.

Section 1600:08. Commission Staff. The Commission shall receive the staff services of the City Economic Development Officer and approved by the City Council within the means provided by an appropriation made therefore by the City Council.

Section 1600:09. Rules and Procedures. The Commission shall adopt a set of rules to govern its own meetings and procedures. The rules may be amended from time to time, but only upon notice to all members that the said proposed amendments shall be acted upon at a specified meeting. A majority vote of the Commission shall be required for the approval of the proposed amendments.

Section 1600:10. Absence of Members. Absence from three consecutive regular meetings without the formal consent of the Commission shall be deemed to constitute a resignation of a member, and the vacancy this created shall be filled thereafter by appointment of the City Council for the remainder of the term of the member so deemed to have resigned.

Section 1600:11. Powers and Duties. The Commission shall have the following powers and duties:

- a) To confer with and advise the Council and Planning Commission on all matters concerning the industrial and commercial development of the City.
- b) To publicize, with the consent of the Council, the industrial and commercial advantages and opportunities of the City.

- c) To collect data and information as to the type of industries and commerce best suited to the City.
- d) To periodically survey the overall condition of the City from the standpoint of determining whether the City has a community climate for industry and to determine the general receptiveness of the City of particular types of industry.
- e) To publicize information as to the general advantages of industrial and commercial development in a community.
- f) To cooperate with all industries and businesses in the city and in the solution of any community problems with they may have, and to encourage the expansion, development, and management of such industries and business so as to promote the general welfare of the City.
- g) To aid the Council and Planning Commission in the proper zoning and orderly development of areas suitable for the industrial and commercial development.
- h) To develop, compile, coordinate, and publicize information such as, but not limited to, the following:
 - 1. Existing industrial and commercial concerns with the City, their addresses, type of business, number of employees, and whether each serves local, regional, or national markets.
 - 2. Available industrial and commercial sites, including number of acres, approximate price, existing zoning, and proximity to trackage and highways.
 - 3. Available buildings for industrial and commercial operations, including type of building, number of square feet, existing zoning, and proximity to trackage and highways. (Minn. State Dept. Form.)
 - 4. Transportation facilities, including railroads, motor carriers, water transportation, air transportation, and highway facilities.
 - 5. Electric power available.
 - 6. Fuels available for industrial and commercial use.
 - 7. Sewage disposal facilities.
 - 8. Water supply facilities.
 - 9. Community facilities such as fire, police and educational.
 - 10. Recreational facilities.
 - 11. Going wage rate in the City for the trades, skilled, semi-skilled, and white-collar workers.
 - 12. Availability of labor.
 - 13. General community attitude toward industrial and commercial expansion, development, and attraction.
 - 14. Experience and program of surrounding suburban communities in regard to industrial and commercial expansion, development, and attraction.

- i) To recommend to the Council and Planning Commission policies and particular actions in regard to industrial and commercial expansion development and attraction.
- j) To cooperate with and use the facilities of the Minnesota Department of Trade and Economic Development's Star Cities Program.
- k) To cooperate and coordinate with local lending institutions in defining available property and assembling financing packages for commercial and industrial prospects.
- l) The Commission shall have the power to appoint subcommittees of a size and nature it may deem necessary and may enlist the aid of persons and/or organizations who are not members of the Commission. The Commission shall have no power to make contracts, levy taxes, borrow money, or condemn property, but shall have the full power and responsibility to investigate the necessity and recommend the taking of these and any other actions related to the industrial and commercial development by the Council and all other officers of the City responsible to formulate the terms of and the procedure for taking such action.

Section 1600:12. Annual Report. The Commission shall make a report to the City Council of its activities in December of each year.

Section 1600:13. Severability. The various sections and provision of this chapter are severable, in the event any one or more of its sections or provisions shall be found to be invalid or otherwise defective by a Court of competent jurisdiction, such invalidity or defect shall not operate to render other sections or provisions invalid.

Section 1600:14. Adopted. This ordinance shall become effective after its passage and publication according to law. This ordinance was adopted by the City Council of the City of Foley on this 8th day of September, 1992.

The 1974 Code of Ordinances was amended by adding Chapter XVI Establishing a Star City Commission by Ordinance Number 247, passed and adopted September 8, 1992.