

CITY OF OAKDALE
ORDINANCE NO. 921

AMENDING THE CODE OF ORDINANCES FOR THE CITY OF OAKDALE
CHAPTER 2, ARTICLE 3 – CITY COUNCIL

The City Council of the City of Oakdale ordains:

Section 1. The Oakdale Code of Ordinances, Chapter 2, Article 3, Section 2-13 is amended to read as follows:

Sec. 2-13. Compensation. Commencing January 1, ~~2007~~ 2025, the salary of the Mayor of the city shall be \$1,000 ~~700~~ per month and the salary for each council member shall be \$800 ~~585~~ per month.

Section 2. The Oakdale Code of Ordinances, Chapter 2, Article 3, Section 2-16 is amended to read as follows:

Sec. 2-16. Authority to Create Departments and Boards, Make Appointments, Fix Compensation, etc. The City Council may create such departments and advisory boards and appoint such officers, employees, and agents for the city as may be deemed necessary for the proper management and operation of municipal affairs. The City Council may prescribe the duties and fix the compensation of all officers, both appointive and elective, employees and agents, and all advisory board members, when not otherwise prescribed by law. The City Council may, except as otherwise provided, remove any appointive officer or employee when, in its judgment, the public welfare will be promoted by the removal. Such power of removal is subject to veteran's preference, contracts, and other laws that may be applicable.

Section 3. The Oakdale Code of Ordinances, Chapter 2, Article 3, Section 2-21 is amended to read as follows:

Sec. 2-21. Agenda for Regular Meetings.

- (a) An agenda, together with all other relevant data, as determined by the City Administrator, for each regular City Council meeting shall be prepared and filed in the office of the Clerk and be made available to the City Council and the public no later than two (2) calendar days before the regular meeting. ~~Agendas, together with all other relevant data, as determined by the City Administrator, that the City Council needs to consider an item on the agenda, shall be delivered to the council members at their regular place of residence no later than two (2) days prior to the regular meeting.~~
- (b) The City Council may consider items not appearing on the agenda as normal business, if an objection is not raised by a ~~C~~council member. If an objection is raised by a council member to considering an item not appearing on the agenda, a vote shall be taken by the City Council to determine the appropriateness of further consideration of the matter at that time.

Section 4. The Oakdale Code of Ordinances, Chapter 2, Article 3, Section 2-22 is amended to read as follows:

Sec. 2-22. Call of Special Meetings. Special Council meetings may be held only following ~~called by the Mayor or by any two (2) members of the City Council by a written notice filed with the Clerk, who shall mail a notice to all City Council members and the public~~ of the time and place of the meeting at least ~~two (2)~~ three (3) days before the meeting, pursuant to Minnesota Statute 13D.04 and as calculated in Minnesota Statutes Section 645.15. Such meetings may be called by written notice to the City Clerk signed by the Mayor, or by any (2) members of the City Council, or the special meeting may be called by action of the City Council at a regular meeting, ~~or by the Mayor when all members are present at the meeting or have consented either verbally or in writing to the meeting and a quorum is present.~~

Section 5. The Oakdale Code of Ordinances, Chapter 2, Article 3, Section 2-27 is amended to read as follows:

Sec. 2-27. Order of Business. At the hour appointed for a City Council meeting, the members shall be called to order by the Mayor, and in the Mayor's absence, by the Acting Mayor. The Clerk shall call the roll and note the absentees. If a quorum is present, the City Council shall then proceed with its business, including, but not limited to, the following items ~~and not necessarily in this order:~~

- (1) Call to Order/~~Call of Roll~~
- (2) Roll Call
- ~~(2)~~(3) Pledge of Allegiance
- (4) Oath of Office
- (5) Approval of the Agenda
- ~~(3)~~(6) Approval of the Minutes
- (7) Public Hearings
- ~~(4)~~(8) Open Forum
- ~~(5)~~(9) Consensus Motions
- (10) Advisory Boards and Commissions
- (11) Award of Bids
- ~~(6)~~ Economic Development Commission
- ~~(7)~~ Environmental Management Commission
- ~~(8)~~ Parks and Recreation Commission
- ~~(9)~~ Planning Commission
- ~~(10)~~ Old Business
- ~~(11)~~ Hearings
- ~~(12)~~ Public Works Director/City Engineer
- ~~(13)~~ Development/Planning/Redevelopment
- ~~(14)~~(12) Other Staff Reports
- ~~(15)~~(13) City Attorney
- ~~(16)~~(14) Administrator's Report
- ~~(17)~~(15) Council Presentations
- ~~(18)~~ Award of Bids
- ~~(19)~~(16) Claims

~~(20)(17)~~ Adjournment

If a special meeting is required, the time shall be established at a prior meeting.

Section 6. The Oakdale Code of Ordinances, Chapter 2, Article 3, Section 2-28(b) is amended to read as follows:

- (b) **Two-thirds vote required.** A two-thirds vote of all members of the City Council shall be required in the following instances:
- (1) ~~£~~To adopt or amend the zoning ordinance.
 - (2) To adopt a resolution authorizing the City to accept donations or gifts of real and personal property pursuant to Minnesota Statutes, Section 465.03.
 - (3) To adopt a resolution amending the Comprehensive Plan.
 - (4) Other as required by MN State law.

Section 7. The Oakdale Code of Ordinances, Chapter 2, Article 3, Section 2-28(c) is amended to read as follows:

- (c) **Four-fifths vote required.** A four-fifths vote of all members of the City Council shall be required in the following instances:
- (1) To adopt a resolution vacating any alley, street, public grounds, public way, or any part thereof, when a petition to vacate is not submitted by a majority of the owners of the land abutting the land to be vacated.
 - (2) To adopt a resolution ordering any public improvement not petitioned for by the owners of at least thirty-five (35%) percent in frontage of the real property abutting on the streets named in the petition as the location of the improvement.
 - (3) To adopt a resolution declaring that the public improvement revolving funds, or any portion thereof, accumulated under Chapter 2, Article VIII, shall be declared surplus and deposited in the general fund of the City.
 - (4) To adopt a resolution authorizing the publication of an ordinance by title and summary, per Minn. Stat. 412.191, subd. 4.
 - (5) Other as required by MN State law.

Section 8. The Oakdale Code of Ordinances, Chapter 2, Article 3, Section 2-29 is amended to read as follows:

Sec. 2-29. Ordinances and Resolutions.

- (a) All legislation of the city shall be by ordinance or resolution. Ordinances, resolutions, and other matters requiring City Council action shall be prepared at the direction of the City Council; provided however, that the City Administrator or City Attorney may present ordinances, resolutions, and other matters for consideration. Pursuant to Minnesota Statutes, Section 415.19, Pprior to the proposed enactment of any ordinance, the document shall be posted on the city's website for a minimum of ten (10) calendar days during which time the public may provide input to the City Clerk. ~~(Ord. 837, 04/10/18).~~

Failure to provide notice described in this section does not invalidate the ordinance or amendment to an ordinance adopted.

- (b) A majority vote of all members of the City Council shall be necessary for approval of any ordinance, unless a larger number is required by statute. Except as otherwise provided by statute, a majority vote of a quorum shall prevail in all other cases. Every ordinance shall be signed by the Mayor, or in the Mayor's absence, by the Acting Mayor, attested to by the City Clerk, and published once in the legal newspaper. Proof of publication shall be attached to and filed with the ordinance. Every ordinance shall be recorded in the ordinance book within forty-five (45) calendar days after its publication. All ordinances shall be suitably entitled.
- (c) The City Council may determine that publication of the title and a summary of an ordinance would clearly inform the public of the intent and effect of the ordinance and may, by four-fifths vote, direct publication of only the title and summary. Council must approve of the text of the summary prior to publication. The summary must include notice that a printed copy of the ordinance is available for inspection during regular business hours. ~~A copy of the entire ordinance must be posted in the community library. If no community library exists, the entire ordinance is to be posted in the same location as any other public notices.~~ The entire ordinance is to be posted in the same location as any other public notices. ~~location that the City Council designates.~~

Section 9. The Oakdale Code of Ordinances, Chapter 2, Article 3, Section 2-30 is amended to read as follows:

Sec. 2-30. Minutes of Meetings - Generally. The City Clerk shall provide a ~~printed~~ copy of the minutes of each meeting to each council member. Amendments or corrections proposed by any member of the City Council may be made by the Clerk, but no amendment to which objection is raised by any council member shall be made without the approval of a majority of the City Council.

Section 10. The Oakdale Code of Ordinances, Chapter 2, Article 3, Section 2-31 is amended to read as follows:

Sec. 2-31. Same - Contents. The City Clerk shall record all material matters considered by the City Council in the minutes. Ordinances, resolutions, communications, and claims considered by the City Council need not be recorded in full in the minutes if they appear in other permanent records of the Clerk and can be accurately identified from the description given in the minutes. The City Council may, at its discretion, direct that any one of the above be fully set out in the minutes or made a part thereof. The Clerk is to summarize the discussion and highlight action items for each agenda item. An individual council member may request a specific comment be recorded for the record on a case-by-case basis.

Section 11. The Oakdale Code of Ordinances, Chapter 2, Article 3, Section 2-32 is amended to read as follows:

Sec. 2-32. Same - Posting. The Clerk shall provide the Mminutes of all regular and special City Council meetings to any person upon request. ~~shall be posted for a minimum of one (1) week following their approval in the place designated for posting official notices in the City Hall.~~

Section 12. This Ordinance shall take effect and be in full force after its adoption and publication, as provided by law.

Voting For: Mayor Zabel, Council Members Her, Ingebrigtsen, Morcomb, and Willenbring;

Voting Against: None.

Adopted this 9th day of January, 2024 by the Oakdale City Council.

Kevin Zabel, Mayor

Attest:

Sara Ludwig, City Clerk

Posted: December 27, 2023

Published: