

Canton City Council

November 3, 2022 6:00 p.m.

Special Meeting Agenda

1. Call to order
2. Statement of purpose
3. Public comments
4. Discussion and approval of proposed mayor and council member annual salary increase – ordinance change, City of Canton Ordinance 2022-01
Compensation of Mayor and Council Members
5. Adjourn

Ordinance No. 2022-01

AN ORDINANCE AUTHORIZING AN INCREASE IN THE SALARY FOR MAYOR AND COUNCIL MEMBERS OF THE CITY OF CANTON.

WHEREAS, Minn. Stat. § 415.11 authorizes the City Council to establish the salaries of the mayor and council members by ordinance; and

WHEREAS, the current and most recent members of the City Council of Canton do not know of any ordinance establishing the salaries for the mayor or council members; and

WHEREAS, the current and most recent members of the City Council of Canton believe that the current salaries were established in 2006, and effective in 2007, at a compensation rate for the mayor of \$900.00 per year and council members' of \$600.00 per year; and

WHEREAS, the City Council of Canton finds it must enact an ordinance to comply with Minn. Stat. § 415.11; and

WHEREAS, after approximately 15 years the City Council of Canton deems the present salary of the mayor and council members inadequate to compensate them for the work incident to these offices and to attract qualified candidates to run for such offices.

THEREOFRE, The Council of the City of Canton, Fillmore County Minnesota ordains:

Sec. 1. Compensation of Mayor and Council Members.

1.1 The salary of the mayor is fixed at \$1,100.00 per year.

1.2 The salary of each council member is fixed at \$800.00 per year.

Sec. 2. Repeal. If any ordinance is in existence establishing the salaries of the mayor or city council members, it is hereby repealed.

Sec. 3. Effective date. This ordinance becomes effective on January 1, 2023.

The foregoing ordinance was initiated by Council Member _____, duly seconded by Council Member _____.

Voting for: _____

Voting against _____

Abstained from Voting: _____

Absent: _____

Passed by the City Council of Canton, Minnesota this ____ day of November 2022.

Mayor

ATTEST: _____
City Clerk

Summary of Ordinance No. 2022-01 (Mayor and Council Compensation)

The City of Canton has adopted the Minnesota Basic Code of Ordinances as it has been amended and supplemented. The basic code permits the city to establish by ordinance from time-to-time compensation for the Mayor and each Council Member.

An updated mayor and council compensation ordinance (ordinance 2022-01) was adopted by the Canton City Council on November 3, 2022, to be effective January 1, 2023. The ordinance describes the compensation increases for the mayor and each council member summarized as follows:

The salary of the mayor is fixed at \$1,100.00 per year.

The salary of each council member is fixed at \$800.00 per year.

This is only a summary of Ordinance 2022-01. It is hereby determined that publication of this title and summary ordinance will clearly inform the public of the intent and effect of the Mayor and Council Compensation Ordinance. This Ordinance shall become effective January 1, 2023. A copy of Ordinance 2022-01 will be available for review at Canton City Hall during regular office hours of the City Clerk.

Attest, Barb Kerns, Clerk, City of Canton, Minnesota

Canton City Clerk

From: greg@ranlaw.net
Sent: Friday, October 14, 2022 1:59 PM
To: Canton City Clerk
Subject: council salary

Barb,

1. Salaries must be changed by ordinance
2. If desiring to have the new salaries take effect 1/1/23, then the ordinance must be passed prior to the election.
3. Ordinance passage requires:
 - a. Notice posed at least 10 days in advance of meeting
 - b. Discussion and vote approving ordinance at meeting
 - c. Publication in newspaper.
4. The ordinance itself should specify salary amounts and date they are to take effect. If the City attempts to draft the ordinance, I would recommend sending it for our review before the meeting.

Let me know if you need help with anything in that process, especially if you want that ordinance drafted.

Greg

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§ 30.08 COMPENSATION OF MAYOR AND COUNCIL MEMBERS.

The compensation of the Mayor and the compensation of each Council Member shall be established from time to time by City Council ordinance pursuant to M.S. § 415.11, as it may be amended from time to time.

§ 30.09 COMPENSATION OF OFFICERS AND EMPLOYEES.

Officers and employees of the city shall be compensated at a rate as established from time to time by the City Council.

§ 30.10 QUORUM FOR CONDUCTING BUSINESS.

(A) A quorum shall consist of a majority of the entire City Council, including the Mayor. A quorum shall be necessary to transact the business of the City Council.

(B) If no quorum is present, the City Council shall not thereby stand adjourned, but the members present shall adjourn or recess the City Council by a majority vote of those present.

§ 30.11 FEES AND CHARGES.

The City Council may enact an ordinance establishing those fees and charges that are authorized by this code. Until that ordinance becomes effective, all fees and charges established by ordinance or resolution prior to the adoption of this code shall remain in effect. All fees and charges established by the ordinance establishing fees and charges may be amended from time to time by amendment of that ordinance.

§ 30.12 APPLICATION OF STATE LAWS.

The provisions of the Government Data Practices Act, M.S. Ch. 13, the Opening Meeting Law, M.S. Ch. 13D, and the laws relating to Gifts to Local Officials, M.S. § 471.895, as these laws may be amended from time to time, apply to the City Council and all boards and commissions of this city and their members.

415.11 SECOND TO FOURTH CLASS CITIES; GOVERNING BODY SALARIES.

Subdivision 1. **Set by ordinance.** Notwithstanding the provisions of any general or special law, charter, or ordinance, the governing body of any statutory or home rule charter city of the second, third or fourth class may by ordinance fix their own salaries as members of such governing body, and the salary of the chief elected executive officer of such city, in such amount as they deem reasonable.

Subd. 2. **After next election.** No change in salary shall take effect until after the next succeeding municipal election.

Subd. 3. **Temporary reductions.** Notwithstanding subdivision 2 or a charter provision to the contrary, the governing body may enact an ordinance to take effect before the next succeeding municipal election that reduces the salaries of the members of the governing body. The ordinance shall be in effect for 12 months, unless another period of time is specified in the ordinance, after which the salary of the members reverts to the salary in effect immediately before the ordinance was enacted.

History: *Ex1967 c 42 s 1,2; 1976 c 44 s 34; 2009 c 152 s 17*