

**CITY OF MARSHALL  
ORDINANCE 25-017**

**AN ORDINANCE AMENDING THE MARSHALL CITY CHARTER**

The Common Council of the City of Marshall do ordain:

**SECTION 1:**        **AMENDMENT** “Section 3.01 Council Meetings” of the Marshall Municipal Code is hereby *amended* as follows:

**A M E N D M E N T**

Section 3.01 Council Meetings

Newly elected members of the council shall assume their duties on the first meeting in January following a regular municipal election. The Council shall meet at such time each month as may be prescribed by ordinance or resolution. The Mayor or any three members of the council may call a special meeting of the council upon at least three (3) business days advance written notice posted on the principal bulletin board of the public body, or if the public body has no principal bulletin board, on the door of its usual meeting room, stating the date, time, place and purpose of the meeting and delivered personally to each member of the Council, or~~twelve (12) hours written notice to each member of the council. Such notice shall be delivered personally to each member or shall be~~ left at their usual place of residence with a~~some~~ responsible person. The written notice must also identify who requested the meeting. The business to be taken up at any special meeting shall be specifically stated in the notice, and no other business shall be transacted unless all members are present and consent thereto.

All meetings of the Council shall be public, and any citizen shall have access to the minutes and records thereof at all reasonable times.

The Mayor or any three (3) member of the Council may call emergency meetings of the Council upon at least twenty-four (24) hours' notice to each member of the Council delivered personally to each member or left at their usual place of residence with a responsible person. An "emergency" meeting is a special meeting called because of circumstances that, in the judgement of the public body, require immediate consideration by the public body. Notice shall include the subject of the meeting. Posted or published notice of an emergency meeting is not required. The public body shall make good faith efforts to provide notice of the meeting to each news medium that has filed a written request for notice if the request includes the news medium's telephone number.

(Ord. No. 86 2nd series, § 1, 11-3-1980; Ord. No. 356 2nd series, § 1, 3-16-1996)

**Editor's note(s)**—At the direction of the city, as part of Supp. No. 30, § 3.01, was amended to read as set out herein.

**SECTION 2:**        **AMENDMENT** “Section 3.08 Signing And Publication Of Ordinance And Resolutions” of the Marshall Municipal Code is hereby *amended* as follows:

A M E N D M E N T

Section 3.08 Signing And Publication Of Ordinance And Resolutions

Every ordinance or resolution passed by the Council shall be signed by the Mayor or, in their absence, by the president of the Council, attested by the City Clerk and filed and preserved by said City Clerk. Every ordinance or a summary of said ordinance shall be published in the official newspaper according to State Statute. If an official newspaper gets discontinued, then the City may follow the alternate publication requirements set forth in Minnesota Statutes 2024, section 331A.10, subdivision 2, and any amendments thereto.

(Ord. No. 356 2nd series, § 1, 3-16-1996; Ord. No. 707 2nd series, § 1, 5-9-2016)

**Editor's note(s)**—Ord. No. 707 2nd series, § 1, adopted May 9, 2016, amended § 3.08, to read as set out herein. Previously § 3.08 was titled "Emergency ordinances."

**SECTION 3:**        **AMENDMENT** “Section 5.16 Recall Election” of the Marshall Municipal Code is hereby *amended* as follows:

A M E N D M E N T

Section 5.16 Recall Election

If the petition or amended petition is found sufficient, the City Clerk shall transmit it to the Council without delay, and shall also officially notify the member sought to be recalled of the sufficiency of the petition and of the pending action. The Council shall at its next regular meeting by resolution, provide for the holding of a special recall election at the earliest date possible under State law for special elections~~not less than thirty (30) nor more than forty-five (45) days after such meeting~~, but if any other election is to occur within sixty (60) days after such meeting, the Council may in its discretion, provide for the holding of the recall election at that time.

(Ord. No. 354 2nd series, § 1, 3-16-1996; Ord. No. 356 2nd series, § 1, 3-16-1996; Ord. No. 707 2nd series, § 1, 5-9-2016)

**SECTION 4:**        **AMENDMENT** “Section 5.24 Recall Election” of the Marshall Municipal Code is hereby *amended* as follows:

## AMENDMENT

### Section 5.24 Recall Election

If the petition or amended petition is found sufficient, the City Clerk shall transmit it to the Council without delay, and shall also officially notify the person sought to be recalled of the sufficiency of the petition and of the pending action. The Council shall at its next regular meeting by resolution, provide for the holding of a special recall election at the earliest date possible under State law for special elections~~not less than thirty (30) nor more than forty-five (45) days after such meeting~~, but if any other election is to occur within sixty (60) days after such meeting, the Council may at its discretion, provide for the holding of the recall election at that time.

(Ord. No. 354 2nd series, § 1, 3-16-1996; Ord. No. 356 2nd series, § 1, 3-16-1996; Ord. No. 707 2nd series, § 1, 5-9-2016)

**SECTION 5:** AMENDMENT “Section 12.01 Official Publications” of the Marshall Municipal Code is hereby *amended* as follows:

## AMENDMENT

### Section 12.01 Official Publications

The Council shall annually designate a local newspaper as provided by the laws of Minnesota, as its official newspaper. If an official newspaper gets discontinued, then the City may follow the alternate publication requirements set forth in Minnesota Statutes 2024, section 331A.10, subdivision 2, and any amendments thereto.

(Ord. No. 356 2nd series, § 1, 3-16-1996)

**SECTION 6:** AMENDMENT “Section 12.05 Sales Of Real Property” of the Marshall Municipal Code is hereby *amended* as follows:

## AMENDMENT

### Section 12.05 Sales Of Real Property

No real property of the City shall be disposed of except by resolution or ordinance. The proceeds of any sale of such property shall be used as far as possible to retire any outstanding indebtedness incurred by the City in the purchase, construction, or improvement of this or other property used for the same public purpose. If there is no such outstanding indebtedness, the Council may by resolution designate some other public use for the proceeds.

(Ord. No. 356 2nd series, § 1, 3-16-1996)

**SECTION 7:**        **EFFECTIVE DATE** This Ordinance shall take effect after its approval and 90 days after its publication.

PASSED AND ADOPTED BY THE CITY OF MARSHALL COMMON COUNCIL

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Presiding Officer

Attest

\_\_\_\_\_  
Robert Byrnes, Mayor, City of  
Marshall

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Steven Anderson, City Clerk, City of  
Marshall