

**WORTHINGTON CITY COUNCIL
SPECIAL MEETING**

**5:00 P.M. - Wednesday, April 17, 2024
City Hall Council Chambers**

A. CALL TO ORDER

B. CITY COUNCIL BUSINESS - ADMINISTRATION

1. Resolution Declaring City Council Vacancy and Calling for Special Election
2. Worthington City Council Ward 2 Interim Vacancy Appointment

C. ADJOURNMENT

ADMINISTRATION MEMO

DATE: APRIL 11, 2024
TO: HONORABLE MAYOR AND CITY COUNCIL
SUBJECT: ITEMS REQUIRING CITY COUNCIL ACTION OR REVIEW

CASE ITEMS

1. RESOLUTION DECLARING CITY COUNCIL VACANCY AND CALLING FOR SPECIAL ELECTION

Council member Alaina Kolpin resigned from City Council effective April 11, 2024 resulting in a vacancy for a Ward 2 seat. In accordance with the City's Charter and Minnesota Statute 412.02, Council shall pass a resolution declaring a vacancy and calling for a special election since there are more than two years remaining in the vacated term and the resignation occurred prior to July 31, 2024, the first day to file affidavits of candidacy for the next regular City election.

It is Staff's recommendation that the special election be scheduled to take place in conjunction with the November 5, 2024 general election. Since the special election will not occur for more than six months following the vacancy, Council shall appoint an interim Ward 2 Council member to serve until the November 5 general and special election is canvassed by Nobles County. The winner of the special election shall be sworn in following the canvassing of the November 5 election and serve until the term expires on January 2, 2027.

Council may appoint any qualified person to the interim Ward 2 Council position to serve in that capacity until the winner of the Special Election is sworn in following canvassing of the November 5, 2024 special election. The appointment of the interim council member shall be by simple majority. In the case of a tie vote in the Council, the Mayor shall make the appointment in writing and file it with the City Clerk.

To be eligible for consideration of this appointment, a candidate must be eligible to vote in Minnesota, be at least 21 years of age, and be a resident of Ward 2 for the past 30 days.

Council is requested to approve the resolution included as *Exhibit 1* declaring a vacancy for a Ward 2 seat and calling for a special election.

2. WORTHINGTON CITY COUNCIL WARD 2 INTERIM VACANCY APPOINTMENT

Worthington City Council shall take action to appoint an interim representative for Ward 2 pursuant to Minnesota Statute 412.02, Subd. 2a and Worthington City Charter Section 2.07. The appointee will serve until the November 5, 2024 general and special election is canvassed by Nobles County.

RESOLUTION NO. _____

**RESOLUTION DECLARING VACANCY IN THE POSITION OF
WARD 2 COUNCIL MEMBER CITY COUNCIL WORTHINGTON AND
CALLING FOR SPECIAL ELECTION TO FILL THE UNEXPIRED TERM**

WHEREAS, the Worthington City Council has determined that on Thursday, April 11, 2024, pursuant to Minnesota Statute § 351.02(2), a vacancy on the City Council for the position of Council Member Ward 2 was created upon the resignation of Alaina Kolpin; and,

WHEREAS, pursuant to Minnesota Statutes § 412.02, Subd. 2a, and City of Worthington Charter section 2.07, a vacancy in an office shall be filled by Council appointment until an election is held, and in the case of a tie vote in the Council, the Mayor shall make the appointment in writing and file with the City Clerk; and,

WHEREAS, pursuant to Minnesota Statutes § 412.02, Subd. 2a, if the vacancy occurs before the first day to file affidavits of candidacy for the next regular city election and more than two years remain in the unexpired term, a special election shall be held at or before the next regular city election and the appointed person shall serve until the qualification of a successor elected at a special election to fill the unexpired portion of the term; and

WHEREAS, more than two years remain in the unexpired term for the vacant Council Member Ward 2 position.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Worthington, Nobles County, Minnesota, that a vacancy in the City Council is hereby declared for the Council Member Ward 2 position following the resignation of Alaina Kolpin.

That the vacancy shall be filled by Council appointment until an election is held. The appointee for the Council Member Ward 2 position shall serve from the time they are appointed by the City Council, until the November 5, 2024 general and special election is canvassed by Nobles County.

That a special election to fill the unexpired portion of the existing term for the Council Member Ward 2 position is hereby ordered and shall be held at the next regular City election on November 5, 2024.

That the timeline for the special election for the Council Member Ward 2 position shall follow the timeline for the regular City election.

Adopted by the City Council of the City of Worthington on April 17, 2024.

(SEAL)

CITY OF WORTHINGTON

Rick VonHoldt, Mayor

Attest: _____
Mindy L. Eggers, City Clerk