

CERTIFICATE

J. H. Weiland, City Recorder of the City of Austin, does hereby certify and state:

- 1. That he is the duly appointed, qualified, and acting Recorder of the City of Austin.
- 2. That as such City Recorder he has charge of all minute, resolution and ordinance books of the City of Austin, and all official records of the City of Austin. That as such City Recorder he also has charge of the corporate seal of the City of Austin, which seal is affixed to this Certificate.
- 3. That he has compared the document attached to this Certificate with the original document on file in his office and that the attached copy is a full, true, and correct copy of the original Certificate of Amendment to Charter in all respects.
- 4. That said Certificate of Amendment to Charter was duly passed and approved upon the date shown upon the said document and was duly published in the official newspaper of the City of Austin.
- 5. That all formalities required by the Charter of the City of Austin, or the laws of the State of Minnesota have been complied with in the passage of this ~~(resolution)~~ ~~(resolution)~~ ~~(ordinance)~~ and it is now in full force and effect.

Subscribed and sworn to before me this
 ..22 day of ...Sept..... 1948
 ..*Eileen Bigley*.....
 Notary Public, Mower County, Minn.
 My Commission Expires
 Notary Public, Mower County, Minn.
 My Commission Expires Aug. 24, 1954.

J. H. Weiland
 " "

10613

CERTIFICATE OF AMENDMENT TO CHARTER

OF THE CITY OF AUSTIN, HENRY COUNTY,

MINNESOTA

THIS IS TO CERTIFY, That I, the Undersigned, as Chief Magistrate of the City of Austin, Henry County, Minnesota, am the Mayor of said City. That the seal attached hereto is the Corporate Seal of said City. That a Special Election was duly held on the 14th day of September, 1948, and that notice thereof was duly and legally given. That the election itself was duly and legally held and the ballots were duly and legally cast, voted, counted, canvassed and returned and the results of said election were duly and legally returned, published and declared. That the following amendment to the Charter of the City of Austin was duly and legally proposed, submitted and elected by three-fifths of the qualified voters of the City of Austin voting at said Special Election. That more than three-fifths of those lawfully voting in said election duly and legally declared in favor of said amendment as proposed and hereinafter set forth in detail. That more than three-fifths of the qualified voters of said City voting at said election did ratify the following amendment:

PROPOSITION NUMBER 1.

"Section One of Chapter Twelve of the Charter of the City of Austin is hereby amended by striking out Section One in its entirety and substituting in lieu thereof the following:

SECTION 1: There is hereby created and established a Park and Recreation Board which shall have control and management of public parks and recreation activities of the City of Austin. Said Board shall consist of seven persons, each of whom shall be a citizen, qualified voter and freeholder of said City and be appointed by the Mayor by and with the consent of the Common Council. All members shall serve without compensation. Four of the members constituting said Board shall be from among the qualified citizens of Austin. On May 1st, 1949, one of said four members shall be appointed for one year, one for two years, one for three years and one for four years, and annually thereafter the Mayor shall appoint one member qualified as above for the term of four years to fill the place of the one whose term expires. In addition, thereto, on May 1st, 1949, and annually thereafter, the Mayor by and with the consent of the Common Council shall appoint for the term of one year only, two additional members to said Board qualified as above, one of whom shall be a member of the Library Board, and one, a member of the Common Council. The Mayor shall also in addition thereto by and with the consent of the Common Council immediately after the annual school election in May, 1949, and annually thereafter, after each annual school election, appoint to said Board for the term of one year only, one member qualified as above, from the Board of Education of Independent School District No. 27. A vacancy by resignation or otherwise of a Board member from his office on the Board of Education, Library Board or Common Council shall at once terminate that member's appointment on the Park and Recreation Board.

A majority of said Board shall constitute a quorum. They shall hold monthly meetings and annually elect a president and secretary from among their number and may make by-laws and regulations for their government not inconsistent with the provisions of this chapter.

All vacancies by resignation or otherwise shall be filled by the Mayor by and with the consent of the Common Council, for the remainder of the unexpired term.

All contracts, engagements, acts and doings of said Board within the scope of their duty and authority shall be obligatory upon and in law binding as if done by the Common Council of said City. Each member of said Board shall before entering upon the discharge of his duties file a written acceptance of his appointment and an Oath of Office with the City Recorder of the City of Austin; the secretary shall be the custodian of, and shall collect and receive, all moneys and funds belonging to said Board from whatever source received and shall be responsible for the safe-keeping and disbursement thereof; the secretary shall also give a surety bond in favor of said City in an amount determined by the Common Council to be approved by the Common Council and conditioned that he will forthwith discharge the duties of his office and account for any and all moneys which may come into his hands as such secretary. Bond premium expense shall be borne by the City.

The members of said Board shall have the sole right to fix the compensation of all employees of said Board who may be entitled to compensation."

This Certificate is made pursuant to Section 26 of Article IV of the Constitution of the State of Minnesota and of Section 1285 Mason's Statutes of Minnesota for 1927 and of Chapter 9 of the Revised Laws of 1905 of Minnesota and the Acts amendatory thereof and supplementary thereto and in accordance with the provisions of the Charter of said City.

I hereby certify that the recitals of this Certificate are true and that this Certificate is made in duplicate.

Dated, made and certified to at Austin, Minnesota this 20th day of September, 1948.

M. G. Rolfsen
M. G. Rolfsen
Mayor

STATE OF MINNESOTA
DEPARTMENT OF STATE
FILED
SEP 27 1948

Wm. J. ...
Secretary of State

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