

STATE OF MINNESOTA
DEPARTMENT OF STATE

FILED
JUL 13 1959

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Secretary of State

#14170

CHARTER OF THE CITY OF COON RAPIDS

CHAPTER I.

Name, boundaries, powers, and general provisions.

Section 1.01. Name and boundaries. Upon the taking effect of this Charter the Village of Coon Rapids in the County of Anoka and State of Minnesota shall become a City under the name of the City of Coon Rapids, and shall continue to be a municipal corporation with boundaries the same as they now are established or as they may hereafter be established.

Section 1.02. Powers of the City. The City shall have all powers which it may now or hereafter be possible for a municipal corporation in this state to exercise in harmony with the constitutions of this state and of the United States. It is the intention of this charter that every power which the people of the City of Coon Rapids might lawfully confer upon themselves, as a municipal corporation, by specific enumeration in this charter shall be deemed to have been so conferred by the provisions of this section. This charter shall be construed liberally in favor of the City and the specific mention of particular powers in the charter shall not be construed as limiting in any way the generality of the power herein sought to be conferred.

Section 1.03. Charter a public act. This charter shall be a public act and need not be pleaded or proved in any case. It shall take effect ten days from and after its adoption by the voters.

CHAPTER II.

Form of Government

Section 2.01. Form of Government. The form of government established by this charter is the "Council-Manager Plan". The council shall exercise the legislative power of the city and determine all matters of policy. The city manager shall be the head of the administrative branch of the city government and shall be responsible to the council for the proper administration of all affairs relating to the city.

Section 2.02. Boards and Commissions. There shall be no separate administrative board of health, library board, park board, or any other administrative board or commission, except for the administration of a function jointly with another political subdivision. The Council shall itself be and perform the duties and exercise the powers of such boards and commissions. The council may, however, establish boards or commissions to advise the council with respect to any municipal function or activity, to investigate any subject of interest to the city, or to perform quasi-judicial functions.

Section 2.03. Elective Officers, and Ward Boundaries. The council shall be composed of a mayor and four councilmen who shall be qualified voters. The mayor shall be elected at large for a term of two (2) years. The first mayor of the city of Coon Rapids shall be the present mayor of the Village of Coon Rapids except that the term of said first mayor shall expire December 31, 1959.

Four (4) councilmen shall be elected for terms of three years each from four separate Wards of the city, as designated below, except that the first councilmen from each Ward and their terms shall be as follows:

(1) The first councilman for Ward No. 1 under this charter shall be the present councilman of the village of Coon Rapids now residing within said Ward No. 1 and his term shall expire Dec. 31, 1961.

(2) The first councilman from Ward No. 2, under this charter, shall be the present councilman of the village of Coon Rapids now residing within said Ward No. 2 and his term shall expire Dec. 31, 1960.

(3) The first councilman for Ward No. 3, under this charter, shall be the present councilman of the village of Coon Rapids now residing within said Ward No. 3 and his term shall expire Dec. 31, 1961.

(4) The first councilman for Ward No. 4, under this charter, shall be the present councilman of the village of Coon Rapids, now residing within the said Ward No. 4 and his term shall expire Dec. 31, 1959.

Upon adoption of this charter the city shall be divided into four separate Wards as follow:

(a) Ward No. 1 shall be all that area within the city lying West of Partridge Street.

(b) Ward No. 2 shall be that area in said city lying East of Partridge Street and North of 114th Ave. N. W.

(c) Ward No. 3 shall be that area in said city lying East of Partridge Street and North of 101st Ave. N. W. and South of 114th Ave. N. W.

(d) Ward No. 4 shall be that area in said city lying East of Partridge Street and South of 101st Ave. N. W.

CHAPTER II (con't)

The councilman elected from a Ward must be a resident of such Ward and his ceasing to be a resident of such Ward thereof shall cause a vacancy in the office of councilman from such ward; provided that a change in Ward boundaries during his term of office shall not disqualify him from serving out his term.

Within 6 months following the official certification of the decennial census of the United States and the filing with the city clerk a census list of a city census as hereinafter provided, the city council shall, by ordinance duly adopted by the council, redetermine Ward boundaries so as to make said Wards as nearly equal in population as practicable. In no event shall there be a deviation of more than 20% in the population of the Ward having the largest population and that Ward having the smallest population.

The term "population" as used in this section shall mean only those persons of the required voting age.

In the event that the Federal census does not include information necessary to determine the number of voting age persons in said city, the city council shall employ said Federal census takers to provide this information. The city council shall order a census to be taken of the population of said city five years from Jan. 1st of the year in which the decennial census of the United States is taken. Said census shall be completed no later than April 1st, of said year, and a census list verified by no less than 3 census takers shall be submitted to the city clerk no later than two weeks from the completion of said census. In the event that the city council fails to order a census or redetermine Ward boundaries, with the time period above described, the Charter Commission of said city shall perform said duties.

Section 2.04. Incompatible offices. No member of the council shall be appointed city manager, nor shall any member hold any paid municipal office or employment under the city; and until one year after the expiration of his term as mayor or councilman no former member shall be appointed to any paid appointive office or employment under the city.

Section 2.05. Vacancies in the council. A vacancy in the council shall be deemed to exist in case of the failure of any person elected thereto to qualify on or before the date of the second regular meeting of the new council, or by reason of the death, resignation, removal from office, removal from the city, continuous absence from the city for more than three months, or conviction of a felony of any such person whether before or after his qualification, or by reason of the failure of any councilman without good cause to perform any of the duties of membership in the council for a period of three months. In each such case the council shall, by resolution, declare such vacancy to exist and shall forthwith appoint an eligible person to fill the same until the next regular municipal election, when the office shall be filled for the unexpired term.

CHAPTER III

Procedure of Council

Section 3.01. Council meetings. On the first business day of January following a regular municipal election, the council shall meet at the usual place and time for the holding of council meetings. At this time the newly elected members of the council shall assume their duties. Thereafter the council shall meet at such times each month as may be prescribed by ordinance or resolution. The mayor or any three members of the council may call special meetings of the council upon at least twelve hours' notice to each member of the council. Such notice shall be delivered personally to each member or shall be left at his usual place of residence with some responsible person. All meetings of the council shall be public, and any citizen shall have access to the minutes and records thereof at all reasonable times.

Section 3.02. Secretary of council. The council shall choose and may remove a secretary of the council. The council may designate any official or employee of the city to act as secretary of the council. The secretary shall keep a journal of the council proceedings, and keep such other records and perform such other duties as may be required by the charter or by vote of the council. The council shall choose such other officers and employees as may be necessary to serve at its meetings.

Section 3.03. Rules of procedure and quorum. The council shall determine its own rules and order of business. A majority of all members elected shall constitute a quorum to do business, but a smaller number may adjourn from time to time.

Section 3.04. Ordinances, resolutions, and motions. Except as in this charter otherwise provided, all legislation shall be by ordinance. The aye and no vote on ordinances, resolutions, and motions shall be recorded unless the vote is unanimous. An affirmative vote of a majority of all the members of the council shall be required for the passage of all ordinances and resolutions, except as otherwise provided in this charter.

Section 3.05. Procedure on ordinances. The enacting clause of all ordinances passed by the council shall be in the words, "The city of Coon Rapids does ordain". Every ordinance shall be presented in writing and have one public reading in full at the meeting at which it is introduced. No ordinance except an emergency ordinance shall be passed at the meeting at which it is introduced and at least thirty days shall elapse between its introduction and final passage.

Section 3.06. Emergency ordinances. An emergency ordinance is an ordinance necessary for the immediate preservation of the public peace, health, morals, safety, or welfare in which the emergency is defined and declared in a preamble thereto, and is adopted by a vote of at least 4 members of the council. No prosecution shall be based upon the provisions of any emergency ordinance until 24 hours after the ordinance has been filed with the city manager posted in three conspicuous places or until the ordinance has been published, unless the person charged with violation had actual notice of the passage of the ordinance prior to the act or omission complained of.

Section 3.07. Procedure on resolutions. Every resolution shall be presented in writing and read in full before a vote is taken thereon, unless the reading of a resolution is dispensed with by unanimous consent.

CHAPTER III (con't)

Section 3.08. Signing and publication of ordinances and resolutions. Every ordinance or resolution passed by the council shall be signed by the mayor or by two other members, attested by the city clerk and filed and preserved by him. Every ordinance shall be published at least once in the official newspaper. To the extent and in the manner provided by law an ordinance may incorporate by reference a statute of Minnesota, a state administrative rule or a regulation, a code, or ordinance or part thereof without publishing the material referred to in full.

Section 3.09. When ordinances and resolutions take effect. A resolution and an emergency ordinance shall take effect immediately upon its passage or at such later date as is fixed in it. Every other ordinance shall take effect 30 days after publication or at such later date as is fixed therein. Every ordinance and resolution adopted by the voters of the city shall take effect immediately upon its adoption, or at such later time as is fixed therein.

Section 3.10. Amendment and repeal of ordinances and resolutions. Every ordinance or resolution repealing a previous ordinance or resolution or section of subdivision thereof shall give the number, if any, and the title of the ordinance or resolution to be repealed in whole or in part. No ordinance or resolution or section or subdivision thereof shall be amended by reference to the title alone, but such an amending ordinance or resolution shall set forth in full each section or subdivision to be amended and shall indicate new matter by underscoring and old matter to be omitted by enclosing it in brackets. In newspaper publication, the same indications of omitted and new matter shall be used except that italics or bold-faced type may be substituted for underscoring and omitted matter may be printed in capital letters within parentheses.

Section 3.11. Revision and codification of ordinances. The city may revise, rearrange and codify its ordinances with such additions and deletions as may be deemed necessary by the council. Such ordinance code shall be published in book, pamphlet or continuously revised loose-leaf form and copies shall be made available by the council at the office of the city for general distribution to the public at a reasonable charge. Publication in such a code shall be a sufficient publication of any ordinance provision not previously published if a notice that copies of the codifications are available at the office of the city is published in the official newspaper for at least two successive weeks.

CHAPTER IV

Nominations and Elections

Section 4.01. The regular municipal election. A regular municipal election shall be held on the first Tuesday after the first Monday in November of each year at such place or places as the city council may designate. The city clerk or city manager shall give at least two weeks previous notice of the time and place of holding such election and of the officers to be elected by posting in at least one public place in each voting precinct and by publication at least once in the official newspaper, but failure to give such notice shall not invalidate such election. At the regular election there shall be elected, in addition to the members of the council, municipal judges as may be provided by law.

Section 4.02. Special elections. The council may by resolution order a special election and provide all means for holding it. At least two weeks' published notice of a special election shall be given in the official newspaper. The procedure at such election shall conform as nearly as possible to that prescribed for other municipal elections.

Section 4.03. Election officials. The council shall at least ten days before each municipal election appoint qualified voters of each election district to serve as judges and clerks of election. The council shall determine the number of judges and clerks as it deems necessary, but that in no event shall there be less than three qualified voters appointed as judges and clerks of election in each election district. The council shall fix their compensation.

Section 4.04. Candidates. Subdivision 1. At least 20 days before election, a candidate for a city office shall file an affidavit with the city manager, or an application on behalf of any qualified voter of the city whom they desire to be a candidate may be made and filed by not less than five voters thereof; provided that service of a copy of the application shall be made on such candidate and proof of service endorsed on the application before filing. In either case, the filing fee shall be \$5.00. Such affidavit or application shall state that the candidate is a qualified voter of the city of Coon Rapids, and name the office for which he is a candidate.

Subdivision 2. Any candidate may withdraw not later than twelve o'clock noon of the day following the last day for filing by filing a notice of withdrawal with the city manager.

Section 4.05. Canvass of elections. The council shall meet and canvass the election returns within five days after any regular or special election, and shall make full declaration of the results as soon as possible, and file a statement thereof with the city clerk. This statement shall include: (a) the total number of good ballots cast; (b) the total number of spoiled or defective ballots; (c) the vote for each candidate, with an indication of those who were elected; (d) a true copy of the ballots used; (e) the names of the judges and clerks of election; and (f) such other information as may seem pertinent. The city clerk shall forthwith notify all persons elected of their election.

Section 4.06. Procedure at election. Subject to the provisions of this charter and applicable state laws, the council may by ordinance further regulate the conduct of municipal elections. Except as otherwise provided for in this charter or in ordinances adopted pursuant thereto, the general laws of the state of Minnesota pertaining to elections shall apply to municipal elections.

CHAPTER V

Initiative and referendum

Section 5.01. Powers reserved by the people. The people of Coon Rapids reserve to themselves the power, in accordance with the provisions of this charter, to initiate and adopt any ordinance, except an ordinance appropriating money or authorizing the levy of taxes, to require such an ordinance when passed by the council to be referred to the electors for approval or disapproval. These powers shall be called the initiative and the referendum, respectively.

Section 5.02. Expenditures by petitioners. No member of any initiative or referendum committee, no circulator of a signature paper, and no signer of any such paper, or any other person, shall accept or offer any reward, pecuniary or otherwise, for service rendered in connection with the circulation thereof, but this shall not prevent the committee from paying for legal advice and from incurring an expense not to exceed \$100.00 for stationery, copying, printing, and notaries' fees. Any violation of the provisions of this section is a misdemeanor.

Section 5.03. Further regulations. The council may provide by ordinance such further regulations for the initiative, and referendum, not inconsistent with this charter, as it deems necessary.

Initiative

Section 5.04. Initiation of measures. Any fifteen electors may form themselves into a committee for the initiation of any ordinance except as provided in Sec. 5.01. Before circulating any petition they shall file a verified copy of their proposed ordinance with the city clerk together with their signatures and addresses as members of such committee. They shall also attach a verified copy of the proposed ordinance to each of the signature papers herein described, together with their names and addresses as sponsors therefor.

Section 5.05. Form of petition and of signature papers. The petition for the adoption of any ordinance shall consist of the ordinance, together with all the signature papers and affidavits thereto attached. Such petition shall not be complete unless signed by a number of voters equal to at least fifteen per cent of the total number of votes cast at the last preceding regular municipal election, at which the mayor was elected. All the signatures need not be on one signature paper, but the circulator of every such paper shall make an affidavit that each signature appended to the paper is the genuine signature of the person whose name it purports to be. Each signature paper shall be in substantially the following form:

Initiative petition

proposing an ordinance to----- (stating the purpose of the ordinance), a copy of which ordinance is hereto attached. This ordinance is sponsored by the following committee of electors.

| | <u>Name</u> | <u>Address</u> |
|----|-------------|----------------|
| 1. | _____ | _____ |
| 2. | _____ | _____ |

The undersigned electors, understanding the terms and the nature of the ordinance hereto attached, petition the council for its adoption, or, in lieu thereof, for its submission to the electors for their approval.

| | <u>Name</u> | <u>Address</u> |
|----|-------------|----------------|
| 1. | _____ | _____ |
| 2. | _____ | _____ |
| 3. | _____ | _____ |

At the end of the list of signatures shall be appended the affidavit of the circulator mentioned above.

Chapter V (con't)

Section 5.06. Filing of petitions and action thereon. All the signature papers shall be filed in the office of the city clerk as one instrument. Within five days after the filing of the petition, the city clerk shall ascertain by examination the number of electors whose signatures are appended thereto and whether this number is at least fifteen per cent of the total number of electors who cast their votes at the last preceding regular municipal election at which the mayor was elected. If he finds the petition insufficient or irregular, he shall at once notify one or more of the committee of sponsors of that fact, certifying the reasons for his finding. The committee shall then be given 30 days in which to file additional signature papers and to correct the petition in all other particulars. If at the end of that period the petition is found to be still insufficient or irregular, the clerk shall file it in his office and shall notify each member of the committee of that fact. The final finding of the insufficiency or irregularity of a petition shall not prejudice the filing of a new petition for the same purpose, nor shall it prevent the council from referring the ordinance to the electors at the next regular or any special election at its option.

Section 5.07. Action of council on petition. When the petition is found to be sufficient, the city clerk shall so certify to the council at its next meeting, stating the number of petitioners and the percentage of the total number of voters which they constitute, and the council shall at once read the ordinance and refer to an appropriate committee, which may be a committee of the whole. The committee or council shall thereupon provide for public hearings upon the ordinance, after the holding of which the ordinance shall be finally acted upon by the council not later than 65 days after the date upon which it was submitted to the council by the city clerk. If the council fails to pass the proposed ordinance, or passes it in a form different from that set forth in the petition and unsatisfactory to the petitioners, the proposed ordinance shall be submitted by the council to the vote of the electors at the next regular municipal election; but if the number of signers of the petition is equal to at least 30% of the total number of voters voting at the last regular municipal election at which the mayor was elected, the council shall call a special election upon the measure. Such special election shall be held not less than 30 nor more than 45 days from date of final action on the ordinance by the council or after the expiration of 65 days from the date of submission to the council when there has been no final action; but if a regular election is to occur within three months, the council may submit the ordinance at that election. If the council passes the proposed ordinance with amendments and at least 4/5 of the committee of petitioners do not express their dissatisfaction with such amended form by a statement filed with the city clerk within 10 days of the passage thereof by the council, the ordinance need not be submitted to the electors.

Section 5.08. Initiative ballots. The ballots used when voting upon any such proposed ordinance shall state the substance of the ordinance and shall give the voters the opportunity to vote either "yes" or "no" on the question of adoption. If a majority of the electors voting on any such ordinance vote in favor of it, it shall thereupon become an ordinance of the city. Any number of proposed ordinances may be voted upon at the same election but the voter shall be allowed to vote for or against each separately. In case of inconsistency between two initiated ordinances approved at one election, the one approved by the higher percentage of electors voting on the question shall prevail to the extent of the inconsistency.

Section 5.09. Initiation of charter amendments. Nothing in this charter shall be construed as in any way affecting the right of the electors under the constitution and statutes of Minnesota to propose amendments to this charter.

CHAPTER V (con't)

Section 5.10. The referendum. If prior to the date when an ordinance takes effect a petition signed by qualified electors of the city equal in number to 15 per cent of the total vote at the last regular municipal election, at which the mayor was elected, is filed with the city clerk requesting that any such ordinance be repealed or be submitted to a vote of the electors, the ordinance shall thereby be prevented from going into operation. The council shall thereupon reconsider the ordinance at its next regular meeting, and either repeal it or by aye and no vote re-affirm its adherence to the ordinance as passed. In the latter case the council shall immediately order a special election to be held thereon, or submit the ordinance at the next regular municipal election, pending which the ordinance shall remain suspended. If a majority of the electors voting thereon is opposed to the ordinance, it shall not become effective; but if a majority of the electors voting thereon favors the ordinance, it shall go into effect immediately or on the date therein specified.

Section 5.11. Referendum petitions. The requirements laid down in sections 5.04 and 5.05 above as to the formation of committees for the initiation of ordinances and as to the form of petitions and signature papers shall apply to the referendum as far as possible, but with such verbal changes as may be necessary. A referendum petition shall read as follows:

Referendum Petition

Proposing the repeal of an ordinance to (stating the purpose of the ordinance), a copy of which ordinance is hereto attached. The proposed repeal is sponsored by the following committee of electors:

| | <u>Name</u> | <u>Address</u> |
|----|-------------|----------------|
| 1. | _____ | _____ |
| 2. | _____ | _____ |
| 3. | _____ | _____ |
| 4. | _____ | _____ |
| 5. | _____ | _____ |

The undersigned petitioners, understanding the nature of the ordinance hereto attached and believing it to be detrimental to the welfare of the city, petition the council for its submission to a vote of the electors for their approval or disapproval.

| | <u>Name</u> | <u>Address</u> |
|----|-------------|----------------|
| 1. | _____ | _____ |
| 2. | _____ | _____ |
| 3. | _____ | _____ |

Section 5.12. Referendum ballots. The ballots used in any referendum election shall conform to the rules laid down in Sec. 5.08 of this charter for initiative ballots.

CHAPTER VI

Administration of city affairs

Section 6.01. The city manager. The city manager shall be the chief administrative officer of the city. He shall be chosen by the council solely on the basis of his training, experience, and administrative qualifications and need not be a resident of the city at the time of his appointment. The city manager shall be appointed for an indefinite period and may be removed by the council at any time; but after he has served as manager for one year, he may demand written charges and a public hearing on the charges before the council prior to the date when his final removal takes effect. After such hearing, if one is demanded, the council shall have unlimited discretion either to reinstate the manager or make his removal final. Pending such hearing and removal, the council may suspend the manager from office. The council may designate some properly qualified person to perform the duties of the manager during his absence or disability or while the office of manager is vacant.

Section 6.02. Powers and duties of the city manager.

Subd. 1. Subject to the provisions of this charter and any council regulations consistent therewith, the city manager shall control and direct the administration of the city's affairs. He shall have the powers and duties set forth in the following subdivisions:

Subd. 2. He shall see that this charter and the laws, ordinances and resolutions of the city are enforced.

Subd. 3. He shall appoint and remove, upon the basis of merit and fitness and subject to applicable civil service provisions, if any, the city clerk, all heads of departments and all subordinate officers and employees in the departments.

Subd. 4. He shall exercise control over all departments and divisions of the city administration created by this charter or by the council.

Subd. 5. He shall attend all meetings of the council, with the right to take part in the discussion but not to vote; but the council may in its discretion exclude him from any meeting.

Subd. 6. He shall recommend to the council for adoption such measures as he may deem necessary for the welfare of the people and the efficient administration of the city's affairs.

Subd. 7. He shall keep the council fully advised as to the financial condition and needs of the city, and he shall prepare and submit to the council the annual budget.

Subd. 8. He shall prepare and submit to the council for adoption an administrative code incorporating the details of administrative procedure and from time to time he shall suggest amendments to such code.

Subd. 9. He shall perform such other duties as may be prescribed by this charter or by law or required of him by ordinance or resolutions adopted by the council.

Section 6.03. Departments of administration. The council may create such departments, divisions, and bureaus for the administration of the city's affairs as may seem necessary, and from time to time alter their powers and organization. It may, in conjunction with the city manager, prepare a complete administrative code for the city and enact it in the form of an ordinance, which may be amended from time to time by ordinance.

CHAPTER VI (con't)

Section 6.04. Subordinate officers. There shall be a city clerk and such other officers subordinate to the city manager as the council may create by ordinance. The city clerk shall be subject to the direction of the city manager, and shall have such duties in connection with the keeping of the public records, the custody and disbursement of the public funds, and the general administration of the city's affairs as the council prescribes. He may be designated to act as secretary of the council and also as Treasurer. The council may by ordinance abolish offices which have been created by ordinance, and it may combine the duties of various offices as it may see fit.

Section 6.05. Purchases and contracts. The city manager shall be the chief purchasing agent of the city. All city purchases and contracts shall be made or let by the city manager when the amount of the purchase or contract does not exceed \$500.00. All other purchases shall be made and all other contracts let by the council after the recommendation of the city manager has first been obtained. All contracts, bonds, and instruments of any kind to which the city is a party shall be signed by the mayor and the city manager on behalf of the city and shall be executed in the name of the city.

Section 6.06. Contracts; how let. In all cases of contracts for the purchase of merchandise, materials, or equipment or for any kind of construction work undertaken by the city, which require an expenditure of more than \$1,000.00, unless the council shall by an emergency ordinance otherwise provide, the city manager shall advertise for bids by at least 15 days published notice in the official newspaper. Contracts of this magnitude shall be let only by the council upon recommendation of the city manager to the lowest bidder. The council may, however, reject any and all bids. Nothing contained in this section shall prevent the council from contracting by a four fifths (4/5) vote for the doing of work with patented processes, or from the purchasing of patented appliances by the same majority. Nothing contained in this section shall prevent the purchasing of real or personal property on the installment payment plan. Subject to the provisions of this charter, the council may by ordinance adopt further regulations for the making of bids, and the letting of contracts. The council may advertise in other papers, or trade journals in addition to the official newspaper.

CHAPTER VII

Taxation and finances.

Section 7.01. Council to control finances. The council shall have full authority over the financial affairs of the city, and shall provide for the collection of all revenues and other assets, the auditing and settlement of accounts, and the safekeeping and disbursement of public moneys, and in the exercise of a sound discretion shall make appropriations for the payment of all liabilities and expenses.

Section 7.02. Fiscal years. The fiscal year of the city shall be the calendar year.

Section 7.03. System of taxation. Subject to the state constitution and except as forbidden by it or by state legislation, the council shall have full power to provide by ordinance for a system of local taxation. In the taxation of real and personal property as such, the city shall conform as fully as possible to the general state law as to the assessment of such property and the collection of such taxes.

Section 7.04. Board of equalization. The council shall constitute a board of equalization to equalize assessments of property for taxation purposes according to law.

Section 7.05. Preparation of the annual budget. The city manager shall prepare the estimates for the annual budget. The budget shall be by funds and shall include all the funds of the city, except the funds made up of proceeds of bond issues, utility funds, and special assessment funds, and may include any of such funds at the discretion of the council. The estimates of expenditures for each fund budgeted shall be arranged for each department or division of the city under the following heads:

- (1) ordinary expenses (for operation, maintenance, and repairs);
- (2) payment of principal and interest on bonds and other fixed charges;
- (3) capital outlays (for new construction, new equipment, and all improvements of a lasting character).

Ordinary expenses shall be sub-divided into:

- (a) salaries and wages, with a list of all salaried offices and positions, including the salary allowance and the number of persons holding each;
- (b) other expenses, with sufficient detail to be readily understood. All increases and decreases shall be clearly shown. In parallel columns shall be added the amounts granted and the amounts expended under similar heads for the past two completed fiscal years and the current fiscal year, actual to date and estimated for the balance of the year. In addition to the estimates of expenditures, the budget shall include for each budgeted fund a statement of the revenues which have accrued for the past two completed fiscal years with the amount collected and the uncollected balances together with the same information, based in so far as necessary on estimates, for the current fiscal year, and an estimate of the revenues for the ensuing fiscal year. The statement of revenues for each year shall specify the following items: sums derived from (a) taxation, (b) fees, (c) fines, (d) interest, (e) miscellaneous, not included in the foregoing, (f) sales and rentals, (g) earnings of public utilities and other public service enterprises, (h) special assessments, and (i) sales of bonds and other obligations. Such estimates shall be printed or typewritten and there shall be sufficient copies for each member of the council, for the city manager, for the city clerk, and three, at least, to be posted in public places in the city.

CHAPTER VII (cont'd.)

The estimates shall be submitted to the council at its first regular monthly meeting in September and shall be made public. The city manager may submit with the estimates such explanatory statement or statements as he may deem necessary, and during the first three years of operation under this charter he shall be authorized to interpret the requirements of this section as requiring only such comparisons of the city's finances with those of the previous government of the city as may be feasible and pertinent.

Section 7.06. Passage of the budget. The budget shall be the principal item of business at the first regular monthly meeting of the council in September and the council shall hold adjourned meetings from time to time until all the estimates have been considered. The meetings shall be so conducted as to give interested citizens a reasonable opportunity to be heard. The budget estimates shall be read in full and the city manager shall explain the various items thereof as fully as may be deemed necessary by the council. The annual budget finally agreed upon shall set forth in detail the complete financial plan of the city for the ensuing fiscal year for the funds budgeted and shall be signed by the majority of the council when adopted. It shall indicate the sums to be raised and from what sources and the sums to be spent and for what purposes according to Section 7.05. The total sum appropriated shall be less than the total estimated revenue by a safe margin. The council shall adopt the budget not later than the first week of October by a resolution which shall set forth the total for each budgeted fund and each department with such segregation as to objects and purposes of expenditures as the council deems necessary for purposes of budget control. The council shall also adopt a resolution levying whatever taxes it considers necessary within statutory limits for the ensuing year for each fund. The tax levy resolution shall be certified to the county auditor in accordance with law not later than October 10. At the beginning of the fiscal year, the sums fixed in the budget resolution shall be and become appropriated for the several purposes named in the budget resolution and no other.

Section 7.07. Enforcement of the budget. It shall be the duty of the city manager to enforce strictly the provisions of the budget. He shall not approve any order upon the city treasurer for any expenditure unless an appropriation has been made in the budget resolution unless there is a sufficient unexpended balance left after deducting the total past expenditures and the sum of all outstanding orders and incumbrances. No officer or employee of the city shall place any order or make any purchase except for a purpose and to the amount authorized in the budget resolution. Any obligation incurred by any person in the employ of the city for any purpose not authorized in the budget resolution or for any amount in excess of the amount therein authorized shall be a personal obligation upon the person incurring the expenditure.

Section 7.08. Alterations in the budget. After the budget resolution has been adopted, the council shall have no power to increase the amounts fixed in the budget resolution, by the insertion of new items or otherwise beyond the estimated revenues, unless the actual receipts exceed the estimates and then not beyond the actual receipts. The council may at any time, by resolution approved by a majority of its members, reduce the sums appropriated for any purpose by the budget resolution, or by a vote of four members, authorize the transfer of sums from unencumbered balances of appropriations in the budget resolution to other purposes.

CHAPTER VII (cont'd)

Section 7.09. Emergency appropriation in budget. The council may include an emergency appropriation as a part of the budget but not to exceed 10% of the total budget. A transfer from the emergency appropriation to any other appropriation shall be made only by a vote of at least four members of the council and shall be used only for the purposes designated by the council.

Section 7.10. Disbursements. How made. No disbursement of city funds shall be made except by check signed by the city manager and treasurer and specifying the purposes for which the disbursement is made and the fund from which it is drawn. No such check shall be issued until there is money to the credit of the fund from which it is to be paid sufficient to pay it together with all outstanding encumbrances upon the fund. No such check shall be issued until the claim to which it relates has been supported by an itemized bill, payroll, or timesheet approved and signed by the responsible city officer who vouches for its correctness and reasonableness. The city manager shall note on each contract requiring the payment of money by the city the particular fund out of which it is to be paid. The council may by ordinance make further regulations for the safe-keeping and disbursement of the funds of the city.

Section 7.11. Funds to be kept.

Subd. 1. There shall be maintained in the city treasury the funds provided for in the following subdivisions.

Subd. 2. A general fund for the payment of such expenses of the city as the council may deem proper. Into this fund shall be paid all money not provided herein or by statute to be paid into any other fund.

Subd. 3. A debt service fund, into which shall be paid all receipts from taxes or other sources for the payment of principal and interest of all obligations issued by the city except bonds issued on account of any local improvement to be financed wholly or partly by special assessments and bonds issued on account of any municipally owned utility. Out of this fund shall be paid the principal and interest of such obligations when due. Any surplus in such fund not needed immediately for debt service may be invested under the direction of the council in such securities as are authorized by statute for the investment of such funds; and such investments may be liquidated at any time. To the extent required by law, a separate account in the debt service fund shall be maintained for each issue of city obligations.

Subd. 4. A bond fund, into which shall be paid and disbursed the proceeds of all bonds issued by the city except bonds issued on account of any local improvement to be financed wholly or partly by special assessments and bonds issued on account of any municipally owned utility. A separate bond account shall be kept for each issue of such bonds.

Subd. 5. A special assessment fund, which shall be used to finance local improvements to be paid for, in whole or in part, from special assessments against benefited property. There shall be paid into this fund: (1) collections of special assessments, with interest, levied against benefited property; (2) proceeds of bonds or warrants sold by the city to finance local improvements to be paid for, in whole or in part, by special assessments; and the proceeds of inter-fund loans; (3) amounts from other city funds representing either (a) apportionments of costs against the city at large, (b) benefit assessments against city

CHAPTER VII (cont'd)

property, or (c) appropriations to maintain the integrity of the fund. There shall be paid out of this fund: (1) all expenses and costs of the improvement projects financed through the fund; (2) the redemption of all special assessments fund obligations, with interest, at or before maturity; and any inter-fund loans; and (3) abatement of assessments and refunds of receipts in error. The council shall maintain the integrity of this fund by appropriations from tax funds if necessary, and in addition may by ordinance create and maintain in the fund a cash reserve sufficient for working capital purposes. In order to anticipate the collection of special assessments and the municipal share of the cost of a local improvement, the council may by a majority vote issue and sell obligations pledging the full faith and credit of the city, or pledging only special assessments, in such amounts and maturities as it may determine; but the aggregate amount of such obligations outstanding at any time shall not exceed the sum of the following: (1) all assessments levied and uncollected; (2) cost of work in progress to be financed in whole or in part by special assessments, and (3) the cash reserve for working capital as previously determined by ordinance. In order that the fund may be administered on a self-sustaining basis, all local improvement projects financed through it shall upon completion be certified by the city manager as to total cost, which shall thereupon be apportioned by the council either as assessments against benefited property or as amounts due from other city funds. Amounts apportioned against other city funds shall be due when installments of special assessments levied for the same project are due, corresponding assessment rolls shall be charged interest as in the case of assessments and shall be credited to the fund, with any interest due, when collected. To the extent required by law, a tax for the city's share of the cost shall be levied before any obligations against the fund are issued and sold. When a local improvement to be financed wholly or partly from special assessment is undertaken under any applicable statute, any provision of this subdivision inconsistent with the statute shall not apply.

Subd. 6. A public utility fund into which shall be paid all money derived from the sale of obligations issued on account of any municipally owned utility and all money derived from the sale of utility services, and from the sale of any property acquired for or used in connection with any such utility. There shall be paid out of this fund the cost of the purchase, construction, operation, maintenance and repair of such utility, including the principal of and interest upon obligations which have been or shall be issued on its account. Separate accounts within the public utility fund shall be kept for all utilities which are operated separately.

Subd. 7. In addition to the foregoing funds, there may be maintained in the city treasury, whenever the council deems it advisable, the following funds:

(a) One or more working capital or revolving funds, for financing self-sustaining activities not accounted for through other funds;

(b) One or more trust and agency funds, for the care and disbursement of money received and held by the city as trustee or custodian or in the capacity of any agent for individuals or other governmental units;

(c) Such other funds as may be required by statute or ordinance.

Subd. 8. In lieu of establishing any of the types of funds specified in Subd. 7, the council may provide for the recording of operations or activities for which the use of such funds might be suitable through the maintenance of separate accounts in any appropriate fund already established. The council shall have full power by ordinance or resolution to make inter-fund loans, except from trust and agency funds, as it may deem necessary and appropriate from time to time.

CHAPTER VII (con't)

Section 7.12. Accounts and reports. The city manager shall be the chief accounting officer of the city and of every branch thereof, and the council may prescribe and enforce proper accounting methods, forms, blanks, and other devices consistent with the law, this charter, and the ordinances adopted in accord therewith. He shall submit to the council a statement each month showing the amount of money in the custody of the city treasurer, the status of all funds, the amount spent or chargeable against each of the annual budget allowances and the balances left in each, and such other information about the finances of the city as the council may require. Once each year, on or before the last day of February, the city manager shall submit a report to the council covering the entire financial operations of the city for the past year. This report shall show: the actual receipts and expenditures, omitting duplications and stating the cash balance at the beginning of the last fiscal year and at the close; the total outlays for operating and maintenance, and the total capital outlays; the condition of each of the funds; the total receipts by sources and the total expenditures by general purposes; the total outstanding bonds and debts of the city, when due, the amount of new bonds issued and the amount redeemed, and the interest rate of each; the condition of all the annual budget allowances; an inventory of all the property owned by the city; and such further information as the city manager deems advisable or the council requires.

Section 7.13. Power of Taxation. The city shall have, in addition to the powers by this charter expressly or impliedly granted, all the powers to raise money by taxation pursuant to the laws of the state which are applicable to cities of the class of which it may be a member from time to time, provided that the amount of taxes levied against real and personal property within the city for general city purposes shall not exceed 40 mills on each dollar of the assessed valuation of the property taxable in the city. In calculating such limit, the assessed value of property used for homestead and rural purposes shall be determined as now provided in Minnesota Statutes, Section 273.13, Subdivision 7a.

Section 7.14. City indebtedness. Except as provided in Section 7.13 and 7.14, no obligations shall be issued to pay current expenses, but the council may issue and sell obligations for any other municipal purpose in accordance with law and within the limitations provided by law. Except in the case of obligations for which an election is not required by this charter or by state law, no such obligation shall be issued and sold without the approval of the majority of the electors of the city voting thereon at a general or special election.

Section 7.15. Tax anticipation certificates. At any time after January 1 following the making of an annual tax levy, the council may issue certificates of indebtedness in anticipation of the collection of taxes levied for any fund and not yet collected. The total amount of certificates issued against any fund for any year with interest thereon until maturity shall not exceed 60 % of the total current taxes for the fund uncollected at the time of issuance plus the cash on hand in the fund. Such certificates shall be issued on such terms and conditions as the council may determine and shall bear interest at a rate not to exceed 6% per annum, but they shall become due and payable not later than the 1st day of April of the year following their issuance. The proceeds of the tax levied for the fund against which tax anticipation certificates are issued and the full faith and credit of the city shall be irrevocably pledged for the redemption of the certificates in the order of their issuance against the fund.

CHAPTER VII (con't)

Section 7.16. Emergency debt certificates. If in any year the receipts from taxes or other sources should from some unforeseen cause become insufficient for the ordinary expenses of the city, or if any calamity or other public emergency should subject the city to the necessity for making extraordinary expenditures the council may by ordinance issue and sell on such terms and in such manner as the council determines emergency debt certificates to run not to exceed two years and to bear interest at not more than six per cent per year. A tax sufficient to pay principal and interest on such certificates with the margin required by law shall be levied as required by law. The ordinance authorizing an issue of such emergency debt certificates shall state the nature of the emergency and be approved by at least four members of the council. It may be passed as an emergency ordinance.

CHAPTER VIII

Public Improvements and Special Assessments

Section 8.01. Power to make improvements and levy assessments. The city shall have the power to make any and every type of public improvement not forbidden by the laws of this state and to levy special assessments to pay all or any part of the cost of such improvements as are of a local character. The amounts assessed to benefited property to pay for such local improvements may equal the cost of the improvement, including all costs and expenses connected therewith, with interest, until paid, but shall in no case exceed the benefits to the property.

Section 8.02. Assessments for services. The council may provide by ordinance that the cost of sprinkling, snow, or rubbish removal, or of any other service to streets, sidewalks, or other public property, or the costs of any services to other public property, or the property undertaken by the city may be assessed against the property benefited and collected in like manner as are special assessments.

Section 8.03. Local improvements regulations. After this charter takes effect local improvements commenced prior thereto shall be completed and assessments may be levied and securities issued for the financing thereof as prescribed by the law (or charter provisions) applicable thereto. The council may prepare and adopt a comprehensive ordinance prescribing the procedure which shall be followed thereafter in making all local improvements and levying assessments therefor. Such ordinance shall supercede all other provisions of the law on the same subject and may be amended only by an affirmative vote of at least four members of the council. In the absence of such ordinance all local improvements may be made and assessments levied therefor as prescribed by any applicable law.

Section 8.04. Public works; how performed. Public works, including all local improvements, may be constructed, extended, repaired, and maintained either directly by day labor or by contract. The city shall require contractors to give bonds for the protection of the city and all persons furnishing labor and materials pursuant to the laws of the state.

CHAPTER IX

Eminent domain

Section 9.01. Power to acquire property. The city may acquire by purchase, gift, devise, or condemnation, any property, corporeal or incorporeal, either within or without its corporate boundaries, which may be needed by the city for any public use or purpose. Easements for slopes, fills, sewers, building lines, poles, wires, pipes, and conduits for water, gas heat, and power may be acquired by gift, devise, purchase, or condemnation in the manner provided by law.

Section 9.02. Proceedings in acquiring property. The necessity for the taking of any property by the city shall be determined by the council and shall be declared by a resolution which shall describe such property as nearly as may be and state the use to which it is to be devoted. In acquiring property by exercising the power of eminent domain, the city shall proceed according to the laws of this state, except as otherwise provided in this chapter.

Section 9.03. Payment of award. Whenever an award of damages is confirmed in any proceeding for the taking of property for public use by right of eminent domain, or whenever the court renders final judgment in any appeal from any such award and the time for abandoning such proceedings by the city has expired, the city shall, within 60 days of such final determination pay the amount of the award or judgment of the court, as the case may be; and if not so paid, judgment therefor may be had against the city.

Section 9.04. City may abandon proceedings. The city may, by resolution of the council at any stage of the condemnation proceedings, or at any time within 30 days after final determination thereof, abandon such proceedings as to all or any part of the property sought to be acquired and shall pay all reasonable costs and expenses thereof including fees of counsel.

Section 9.05. City may take entire plant. If the city condemns a public utility which is operated at the time of the commencement of the condemnation proceedings as one property or one system, it shall not be necessary in the condemnation proceedings or any of the proceedings of the council, to describe or treat separately the different kinds of property composing such system; but all of the property, lands, articles, franchises, and rights which comprise such system may, unless otherwise ordered by the court, be treated together as one property and an award for the whole property in one lump sum may be made by the commissioners or other body assessing the damages on condemnation. This does not prevent the city, when the plant and property are separable into distinct parts, from acquiring only such part or parts thereof as may be necessary in the public interest.

CHAPTER X

Franchises

Section 10.01. Franchises required. Except as otherwise provided by law, no person, firm, or corporation shall place or maintain any permanent or semi-permanent fixtures in, over, upon, or under any street or public place for the purpose of operating a public utility or for any purposes, without a franchise therefor from the city. A franchise shall be granted only by ordinance, which shall not be an emergency ordinance. Every ordinance granting a franchise shall contain all the terms and conditions of the franchise. The grantee shall bear the costs of publication of the franchise ordinance and shall make a sufficient deposit with the clerk to guarantee publication before the ordinance is passed.

Section 10.02. Term. No exclusive or perpetual franchise shall ever be granted. No franchise for a term exceeding twenty years shall be effective until approved by a majority of the electors voting thereon.

Section 10.03. Public hearing. Before any franchise ordinance is adopted or any rates, fares, or prices to be charged by a public utility are fixed by the council, the council shall hold a public hearing on the matter. Notice of such hearing shall be published at least twice in the official paper and posted in three public places within the village not less than ten (10) days prior to the date of the hearing.

Section 10.04. Power of regulation reserved. Subject to any applicable law the council may by ordinance reasonably regulate and control the exercise of any franchise, including the maximum rates, fares, or prices to be charged by the grantee. No franchise value shall be included in the valuation of the grantee's property in regulating utility rates, fares, or prices under any applicable law, ordinance, or regulation or in proceedings for municipal acquisition of the grantee's property by purchase or eminent domain.

Section 10.05. Renewals or extensions. Every extension, renewal, or modification of any existing franchise or of any franchise granted hereafter shall be subject to the same limitations and shall be granted in the same manner as a new franchise.

CHAPTER XI

Public Ownership and Operation of Utilities

Section 11.01. Acquisition and operation of utilities. The city may own and operate any gas, water, heat, power, light, telephone or other public utility for supplying its own needs for utility service or for supplying utility service to private consumers or both. It may construct all facilities reasonably needed for that purpose and may acquire any existing utility properties so needed; but no proceedings to acquire any such public utility shall be consummated unless the city has the money in the treasury to pay for acquisition or has made provision for paying for the property proposed to be acquired. The operation of all public utilities owned by the city shall be under the supervision of the city manager.

Section 11.02. Rates and finances. Upon recommendations made by the city manager or upon its own motion, the council may fix rates, fares, and prices for municipal utilities but such rates, fares, and prices shall be just and reasonable. In like manner the council may prescribe the time and manner in which payments for all such services shall be made, and may make such other regulations as may be necessary, and prescribe penalties for violation of such regulations.

Section 11.03. Purchase in bulk. The council may, in lieu of providing for the local production of gas, electricity, water, and other utilities, purchase the same in bulk and resell them to local consumers at such rates as it may fix.

Section 11.04. Lease of plant. The council may, if the public interests will be served thereby, contract with any responsible person co-partnership, or corporation, for the operation of any utility owned by the city, upon such rentals and conditions as it may deem necessary; but such contract shall be embodied in and let only by an ordinance approved by four members of the council and subject to popular referendum. Such ordinance shall not be an emergency ordinance. In no case shall such contract be for a longer term than ten years.

Section 11.05. Public utility. How sold. No public utility owned by the city shall be sold or otherwise disposed of by the city unless the full terms of the proposition of sale or other disposition are embodied, in an ordinance approved by a majority of the electors voting thereon at a general or special election. In the case of a water works or light plant, any sale, lease, or abandonment shall be subject, in addition, to the requirements of state law.

CHAPTER XII

Miscellaneous and transitory provisions

Section 12.01. Official publications. The council shall annually designate a legal newspaper of general circulation in the city as its official newspaper in which shall be published ordinances and other matters required by law to be so published as well as such other matters as the council may deem it in the public interest to have published in this manner.

Section 12.02. Oath of office. Every officer of the city shall, before entering upon the duties of his office, take and subscribe an oath of office in substantially the following form: "I do solemnly swear (or affirm) to support the constitution of the United States and of this state and to discharge faithfully the duties devolving upon me as (mayor, councilman, city manager, etc.) of the city of Coon Rapids to the best of my judgment and ability."

Section 12.03. City officers not to be interested in contracts. Except as otherwise permitted by law, no officer of the city who is authorized to take part in any manner in any contract with the city shall voluntarily have a personal financial interest in such contract or personally benefit financially therefrom.

Section 12.04. Official bonds. The city manager, the city clerk, the city treasurer, and such other officers or employees of the city as may be provided for by ordinance shall each before entering upon the duties of his respective office or employment, give a corporate surety bond to the city in such form and in such amount as may be fixed by the council as security for the faithful performance of his official duties and the safekeeping of the public funds. Such bonds may be either individual or blanket bonds at the discretion of the council. They shall be approved by the city council, and approved as to form by the city attorney, and filed with the city clerk. The provisions of the laws of the state relating to official bonds not inconsistent with this charter shall be complied with. The premiums on such bonds shall be paid by the city.

Section 12.05. Sales of real property. No real property of the city shall be disposed of except by 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.

Section 12.06. Vacation of streets. The council may by resolution vacate any street, alley, public grounds, or any part thereof on petition of a majority of the owners of land abutting on the street, alley, public grounds or part thereof to be vacated. No such vacation shall be made unless it appears for the interest of the public to do so after a hearing preceded by two weeks' published and posted notice. After a resolution of vacation is adopted, the clerk shall prepare and present to the proper county officers, notice of completion of the proceedings in accordance with Minnesota Statutes Annotated, section 118.19.

CHAPTER XII (cont'd)

Section 12.07. City to succeed to rights and obligations of former city. The city shall succeed to all the property, rights, and privileges, and shall be subject to all the legal obligations of the preceding village.

Section 12.08. Statutes not affected by charter. All general laws and statutes of the state applicable to all cities operating under home rule charters, and not inconsistent with the provisions of this charter, shall apply to the city of Coon Rapids and shall be construed as supplementary to the provisions of this charter.

Section 12.09. Existing ordinances continued. All ordinances and regulations of the city in force when this charter takes effect, and not inconsistent with the provisions thereof, are hereby continued in full force and effect until amended or repealed.

Section 12.10. Pending condemnations and assessments. Any condemnation or assessment proceeding in progress when this charter takes effect shall be continued and completed under the laws under which such proceedings were begun. All assessments made by the city prior to the time when this charter takes effect shall be collected and the lien thereof enforced in the same manner as if this charter had not been adopted.

Section 12.11. Ordinances to make charter effective. The council shall by ordinance make such regulations as may be necessary to carry out and make effective the provisions of this charter.

CERTIFICATE OF COMMISSION

We, the undersigned, being duly appointed, qualified, and acting members of the Board of Freeholders (Charter Commission) in and for the Village of Coon Rapids, Anoka County, Minnesota, hereby certify that the foregoing document, consisting of twelve chapters, is the draft of a proposed charter prepared and framed by said Board of Freeholders, and hereby affix our signatures to said draft in testimony of our approval thereof, and deliver the same to the Honorable Irving A. Nelson, Mayor and Chief Executive Officer of the Village of Coon Rapids for action pursuant to law.

Dated at Coon Rapids, Minnesota, this 24th day of April, 1959.

NAMES

Kingsley D. Bronson
Robert M. Lomason
Robert E. Lawrence
A. T. Lynn
George Robinson
Constance Burchett
Hartley Medina
Howard M. Henry
Blanche Nissen
Robert G. Hays
Samuel J. Hays
Leland R. Sothman
Irving A. Nelson

The foregoing draft of a proposed charter and certificate in connection therewith received, this 24th day of April, 1959.


STATE OF MINNESOTA
DEPARTMENT OF STATE
FILED
JUL 13 1959
James L. Lomason
Secretary of State

Irving A. Nelson
Irving A. Nelson
Mayor and Chief Executive of the
Village of Coon Rapids, Anoka
County, Minnesota

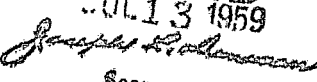
CERTIFICATE OF RATIFICATION

I, Paul Talbot, being the Village Clerk of the Village of Coon Rapids, Anoka County, Minnesota, now City of Coon Rapids, do hereby certify that the foregoing document consisting of Chapters 1 through 12, inclusive, is a true and accurate copy of the City Charter for Coon Rapids, Minnesota, said Charter having been submitted to the Village Council of Coon Rapids by the Board of Freeholders (Charter Commission) on the 24th day of April, 1959, that the Charter was approved by the electorate of the Village of Coon Rapids on June 9, 1959, by a vote of 172, for, 59, against; said election results were canvassed by the Village Council on June 13, 1959, at a Special Meeting of said Council, all in accordance with the law.

Dated the 13th day of June, 1959.



PAUL TALBOT
Village Clerk
Coon Rapids

#14170 O.D.
STATE OF MINNESOTA
DEPARTMENT OF STATE
FILED
JUL 13 1959

Secretary of State