

STATE OF MINNESOTA)
COUNTY OF ST. LOUIS } ss
CITY OF EVELETH)

I, Joseph J. Jagunich, Mayor of the City of Eveleth, St. Louis County, Minnesota, hereby certify that the following Charter Amendments as set forth herein were duly ratified by more than fifty-five (55) per cent of the votes cast on each of said amendments at the general election held in the City of Eveleth on the 3rd day of November, 1959, and which were duly declared adopted by the canvassing board, as per resolution duly adopted by the canvassing board at a special meeting of such board in the City of Eveleth, St. Louis County, Minnesota, on the 4th day of November, 1959.

I further certify that the said resolution attached hereto passed by the canvassing board declaring said amendments to the Charter of the City of Eveleth, St. Louis County, Minnesota, duly adopted, is a true and correct copy thereof, and the ballot attached hereto is a true and correct copy of the ballot upon which said questions were submitted.

I further certify that the Affidavit of Publication is attached hereto showing that the proposed amendments to the City Charter of the City of Eveleth were duly published for four (4) successive weeks in the official newspaper of general circulation in said City of Eveleth, St. Louis County, Minnesota, before said general election as required by law.

IN TESTIMONY WHEREOF, I, JOSEPH J. JAGUNICH, Mayor of the City of Eveleth, St. Louis County, Minnesota have hereunto set my hand, authenticated by the Corporate Seal of the City of Eveleth, St. Louis County, Minnesota, this 6th day of November, 1959.

Joseph J. Jagunich
Mayor, City of Eveleth

Attested:

James S. Laipson
City Clerk, City of Eveleth

STATE OF MINNESOTA
DEPARTMENT OF STATE
FILED
DEC 1 - 1959
Joseph J. Jagunich
Secretary of State

14332

RESOLUTION NO. 1983

RESOLUTION CANVASSING VOTES AND DECLARING RESULT OF
GENERAL ELECTION HELD NOVEMBER 3, 1959

WHEREAS, the results of the General City Election held November 3, 1959 for proposed amendments to the charter of the City of Eveleth have been and are hereby canvassed by the City Council of the City of Eveleth, showing that the proposals in said election received a total number of votes, as follows:

Proposal No. 1	- Yes	- 1445
Proposal No. 1	- No	- 654
Proposal No. 2	- Yes	- 1557
Proposal No. 2	- No	- 512
Proposal No. 3	- Yes	- 1543
Proposal No. 3	- No	- 504

WHEREAS, it appears that all three amendments received more than 55% of the votes cast on each of said amendments,

NOW, THEREFORE, BE IT RESOLVED that Amendment No. 1 has passed and shall take effect December 3, 1959, and

BE IT FURTHER RESOLVED that Amendment No. 2 has passed and shall take effect December 3, 1959, and

BE IT FURTHER RESOLVED that Amendment No. 3 has passed and shall take effect December 3, 1959.

The foregoing resolution was offered by Councilman Constantine and on his motion supported by Councilman Kindsvater was declared carried on the following vote:

Ayes: Councilmen Lessar, Stanaway, Kindsvater, Constantine
and Mayor Jagunich

Nays: None

Passed: November 4, 1959

Joseph J. Jagunich
Mayor

Attest:

Elmer A. Taipale
City Clerk

Published: November 12, 1959.

STATE OF MINNESOTA
DEPARTMENT OF STATE
FILED
DEC 4 - 1959
James H. Holloman
Secretary of State

CHARTER COMMISSION
OF THE CITY OF EVELETH

CHARTER AMENDMENTS
LETTER OF TRANSMITTAL

To the Honorable Joseph Jagunich,
Mayor of the City of Eveleth, Minnesota.

Dear Sir:

We, the undersigned, constituting the Charter Commission of the City of Eveleth, having been duly appointed as such by the Judges of the District Court and thereafter having duly qualified, do hereby present certain proposed amendments to the Charter of the City of Eveleth.

The proposed amendments as submitted herewith cover Section 77 of Chapter 9, as amended; Section 91 of Chapter 10, and Section 253, Chapter 21.

The Commission requests that the amendments be submitted as separate questions. The Commission requests that the questions be submitted as follows:

- Amendment 1. Chapter 9, Section 77, as amended, pertaining to funds and finances.
- Amendment 2. Chapter 10, Section 91, pertaining to bids and contracts.
- Amendment 3. Chapter 21, Section 253, pertaining to supplies, salaries and reports.

The Commission further requests that the said proposed amendments be submitted to the Voters of the City of Eveleth at the next General Municipal Election as provided by Law.

Dated at Eveleth, Minnesota, this 15th day of September, 1959.

G. Bodovinitz

A. F. Cherne

Lydia Ibbotson

Edward J. Mills

Mathew V. Dossier

Ben Ochis

Chas. Meyers

Dante W. Paciotti

G. P. Finnegan

Oscar L. Nelson

John S. Agnich

Carol Haney

Frank Mancina

M. H. Greenberg

The Charter Commission of the City of Eveleth proposes the following amendments to the Home Rule Charter of the City of Eveleth to be submitted to the electorate for their adoption or rejection as provided by law, to-wit:

Amend Section 77 of Chapter 9, as amended so as to read as follows, and repeal all the present provisions of said section not hereinafter set forth.

Property Subject to Taxation.

Section 77. All property in the City of Eveleth, taxable under the laws of the State, shall be subject to taxation for the support of the City Government and the payment of its debts and liabilities, and the same shall be assessed as provided for by law and this Charter.

There shall be maintained in the City Treasury the following funds, and the Council by three-fifths vote of its members may levy an annual tax upon all taxable property in the City for the support of such funds, and purposes following; that is to say:

First: A general fund to provide for all current and incidental expenses of, and judgments against the city not otherwise provided for, and such other disbursements as may be authorized by law. There shall be paid into this fund all moneys received from any source save when received for a specific use and purpose. It shall be maintained by an annual tax levy sufficient for the purposes thereof.

Second: A library fund to provide for the support of the public library. This fund shall be designated as the "Library Fund" and shall be under the control of a library board and subject to be paid out upon its order, and into such fund shall be paid all amounts received from the sale of any property under the control of such board, and the appropriations thereto, and all taxes, interest and penalties accruing thereto, by reason of the levy of any taxes for such fund, and the proceeds of all gifts made to said library

board, and out of such fund shall be paid the expenses of such board and all salaries, and the cost of the acquisition, maintenance and operation of the system of public libraries of the city and of the property under control of such board. For the maintenance of this fund, there shall be levied an annual tax of an amount necessary to meet the annual expenditures but not less than two and one-fourth ($2\frac{1}{4}$) mills on the dollar of the assessed valuation of all taxable property of the city in any year for general purposes.

Third: A library permanent improvement or replacement fund for which maintenance of this fund there shall be levied one-fourth ($\frac{1}{4}$) of one mill of the assessed valuation of the city in each and every year which shall be deposited into said permanent improvement or replacement fund and used only for permanent improvements and replacements of the library.

Fourth: A permanent improvement or replacement fund for the purpose of paying the cost of all real property, and all rights therein and all improvements thereon, which the city shall acquire for its various purposes, and the payment of which is not otherwise provided for out of other funds, and also for the purpose of paying such portions of the expenses of local improvements as shall devolve upon the said city. There shall also be paid into this fund all moneys received from the sale of any permanent improvements or property of the city, not otherwise disposed of under this Charter, and also such amounts as may from time to time be realized from the sale of bonds issued on account of this fund.

Into this fund shall also be deposited such amounts as may from time to time be realized from the sale of certificates of indebtedness on account of such fund, and the amounts collected on special assessments advanced in first instance out of such fund. In addition to the payments out of this fund as above provided, shall be paid the cost of replacements of permanent improvements, other than ordinary repairs, maintenance or supplies. For the maintenance of this fund, there shall be levied an annual tax of an amount necessary to carry out the intent and purpose of this section, subject to the limitations hereinafter provided.

In each year the city council shall levy the sum of Three and 00/100 Dollars, (\$3.00), per capita based upon the population of the city as reflected by the last federal census, as adjusted, which sum shall be levied and set aside as a permanent improvement or replacement fund. No expenditure in excess of \$10,000.00 may be made from said permanent improvement or replacement fund for either a permanent improvement or replacement of a permanent improvement without a 4/5 vote of the council. No expenditure for any one project in excess of one year's levy or \$20,000.00, whichever is greater, may be made from such permanent improvement or replacement fund in any year without first obtaining the approval of a majority of the voters voting at a general or special municipal election at which the question of making such expenditure has been submitted. In submitting any proposal to the voters for approval, the amount proposed to be spent and the purpose thereof shall be stated in the proposal submitted.

Provided however, that if the maximum legal limitation of the aggregate taxes that the city can levy shall be reduced below sixty-dollars per capita, then the tax levy in any one year for the permanent improvement or replacement fund shall be and shall not exceed 3/60ths of the aggregate levy for all purposes.

Fifth: An equipment purchase or replacement fund for the purpose of paying the cost of all equipment purchased or replaced, and the payment of which is not otherwise provided for out of other funds. There shall also be paid into this fund all moneys received from the sale of any equipment of the city, not otherwise disposed of under this Charter, and also such amounts as may from time to time be realized from the sale of bonds issued on account of this fund.

Into this fund shall also be deposited such amounts as may from time to time be realized from the sale of certificates of indebtedness on account of such fund. In addition to the payments out of this fund as above provided, shall be paid the cost of replacements of equipment, other than ordinary repairs, maintenance or supplies. For the maintenance of this fund, there shall

be levied an annual tax of an amount necessary to carry out the intent and purpose of this section, subject to the limitations hereinafter provided.

In each year the city council shall levy the sum of Two and 00/100 Dollars, (\$2.00), per capita based upon the population of the city as reflected by the last federal census, as adjusted, which sum shall be levied and set aside as an equipment purchase or replacement fund. No expenditure for any one piece of equipment purchased or replaced in excess of 75 percent of one year's levy or \$10,000.00, whichever is greater, may be made from such equipment purchase or replacement fund in any year without a four-fifths (4/5) vote of the council. No levy shall be made for said fund in any year when the balance in said fund exceeds \$30,000.00 and when the full levy will increase the balance in the fund above \$30,000.00, then only that portion of the levy shall be made to bring the fund to \$30,000.00. In any case, where either no levy is made for this fund or only a partial levy is made, as the case may require, the levy herein provided or the unappropriated balance of the levy shall be made for the permanent improvement or replacement fund.

Provided however, that if the maximum legal limitation of the aggregate taxes that the city can levy shall be reduced below sixty-dollars per capita, then the tax levy in any one year for the equipment purchase or replacement fund shall be and shall not exceed 2/60ths of the aggregate levy for all purposes.

Sixth: A park permanent improvement or replacement fund for which maintenance of this fund there shall be levied three-eighths (3/8) of one mill of the assessed valuation of the city in each and every year which shall be deposited into said permanent improvement or replacement fund and used only for permanent improvements and replacements of the parks.

Seventh: A cemetery improvement or replacement fund into which shall be deposited all appropriations that the city council may make thereto from the general fund and all increments or interest, or any gifts or devises that might be made thereto. During the first twelve years after the adoption of this amendment the city council shall annually levy and appropriate a sum of not less than the amount of five thousand Dollars (\$5,000.00) per year to such fund and thereafter such an amount may be levied and appropriated as the council in its discretion may determine. No expenditure for any purpose shall be made from said fund until the said fund reaches the sum of Seventy-five thousand (\$75,000.00) Dollars. After the said fund shall have attained the amount of Seventy-five Thousand (\$75,000.00) Dollars, the interest and increase thereof may be used only for purposes of improving and maintaining the Eveleth cemetery, or any division or portion thereof, regardless of sect or creed. The principal shall be kept intact.

The monies of this fund shall be invested by the sinking fund board in accordance with the provisions of this charter and shall not be transferred or used for any other purpose than specified in this section.

The Council may at its discretion establish any other fund which it may consider necessary.

Provided that nothing contained therein shall prevent the Council from transferring from the general fund to aid and help any other fund at such time as in its judgment public necessities require, but the council shall have no power to transfer from any fund except the general fund.

From the general fund the Council may in every year by resolution appropriate a sum not to exceed Five Hundred Dollars (\$500.00) for contingent expenses incurred or to be incurred by the Mayor in the detection and prevention of crime in the City, or to be used as an urgent necessity fund.

Amend Section 91 of Chapter 10 so as to read as follows:

Estimates. Amount of Contract.

Section 91. The Council, in the first instance, shall on its own motion, or may, on the recommendation or report of any department or officer of the City, determine in a general way the commodities, labor and service to be done or furnished, and shall estimate the cost thereof, and in order to determine such estimated cost may require estimates from any officer or employe of the City.

In case such estimated cost does not exceed the sum of five hundred dollars, the Council may direct that the commodities, labor or service be procured by or through the proper department or officer of the City without public bids.

In all cases where such estimated cost exceeds the sum of five hundred dollars, said commodities, or service shall only be furnished or done upon public bids.

Amend Section 253, Chapter 21, paragraph 1, sentence 1,
so as to read as follows:

Section 253. Supplies, Salaries, Report. All supplies for any utility operated by the commission or work required to be done or performed to repair and extend any of said utilities, shall be procured by the commission, but in case the purchases required to be made at any one time shall exceed \$500.00 value, except in cases of emergency, the commission shall invite bids or proposals for the furnishing of the material or supplies upon advertisement as provided for by the city charter, and the proposals or bids shall be filed with the clerk of the commission and shall by him be opened in the presence of said commission, and such contracts shall be let to the lowest responsible bidder, who shall enter into a contract and give security as required by said commission for the performance of such contract.

STATE OF MINNESOTA
DEPARTMENT OF STATE
FILED
DEC 1 - 1959
James H. Johnson
Secretary of State

Official Ballot

CHARTER AMENDMENTS

CITY OF EVELETH

General Election

TUESDAY, NOVEMBER 3, 1959

(Place your cross mark X in the one of the squares you wish to vote for)



PROPOSAL NO. 1

Shall Section 77 of Chapter 9, as amended, Charter for the City of Eveleth, Minnesota, be amended as proposed by the Charter Commission of the City of Eveleth?

Yes ()

No ()

(This proposed amendment would eliminate the Interest Fund, Sinking Fund, Fire Department Fund, Police Department Fund, Light Fund, Road and Bridge Fund, Health Fund, Municipal Court Fund, Salary Fund, Printing and Supply Fund, Park Fund, Public Utilities Fund and Permanent Improvement Revolving Fund, and all of these aforementioned funds would be incorporated in and become a part of the General Fund; and it would require the City of Eveleth to provide for a Permanent Improvement or Replacement Fund with a levy of not less than \$3.00 per capita and the council shall be limited as to use of such fund; to provide for a Equipment Purchase or Replacement Fund with a levy of not less than \$2.00 per capita and the council shall be limited as to the use of such fund.)

PROPOSAL NO. 2

Shall Section 91 of Chapter 10, Charter for the City of Eveleth, Minnesota be amended as proposed by the Charter Commission of the City of Eveleth?

Yes ()

No ()

(This proposed amendment would require the city council to call for public bids in case the estimated cost of commodities, labor and service to be done or furnished would exceed the sum of \$500.00.)

PROPOSAL NO. 3

Shall Section 253, Chapter 21, paragraph 1, sentence 1, be amended as proposed by the Charter Commission of the City of Eveleth?

Yes ()

No ()

(This proposed amendment would require the Public Utilities commission to call for bids or proposals for the furnishing of materials and supplies in case the materials, supplies or work exceed the sum of \$500.00, except in case of emergency.)

OFFICIAL BALLOT
CHARTER AMENDMENTS

City of Eveleth

General Election, November 3, 1959

Elmer A. Tishale,

City Clerk

JUDGES

PROPOSED AMENDMENTS CITY OF EVELETH

NOTICE OF ELECTION

Printed and Circulated by Order of the City Council and
to be voted on at

General Election November 3, 1959

NOTICE OF GENERAL ELECTION TO BE HELD TUESDAY,
NOVEMBER 3rd, 1959 VOTING ON THE ADOPTION OF
THE PROPOSED AMENDMENTS TO THE CHARTER OF
THE CITY OF EVELETH, MINNESOTA

NOTICE IS HEREBY GIVEN, that a General Election
will be held in all the polling places of the City of Eveleth,
St. Louis County, Minnesota, on Tuesday, the 3rd day of
November, 1959, at which the polls will be open from the
hour of seven (7) o'clock A. M. to the hour of eight (8)
o'clock P. M., for the purpose of voting on the adoption of
the proposed Amendments to the Charter of the City of
Eveleth, Minnesota.

NOTICE IS HEREBY GIVEN, that the polling places of
election in said City are as follows:

- First Ward — Hippodrome, Douglas Avenue.
- Second Ward — City Hall, Pierce Street.
- Third Ward — City Auditorium, Jackson Street.
- Fourth Ward — Senior High School Gymnasium, Jones Street.
- Fifth Ward, 1st Pr. — Buckley Residence, 516 Park Ave.
- Fifth Ward, 2nd Pr. — Lincoln School, Cleveland Street.
- Sixth Ward, 1st Pr. — DePaulis Residence, 988 Douglas Avenue.
- Sixth Ward, 2nd Pr. — Thomas', 834 Grant Avenue.
- Seventh Ward, 1st Pr. — Shell Service Station, Grant Avenue and Fayal Road.
- Seventh Ward, 2nd Pr. — Stampfel's Residence, West Eveleth.

Elmer A. Taipale

City Clerk

City of Eveleth

EVERY YEAR WHICH SHALL BE
DEPOSITED INTO SAID PERMANENT
IMPROVEMENT OR REPLACEMENT
FUND AND USED ONLY FOR PER-
MANENT IMPROVEMENTS AND RE-
PLACEMENTS OF THE LIBRARY.

FOURTH: A PERMANENT IM-
PROVEMENT OR REPLACEMENT
FUND FOR THE PURPOSE
OF PAYING THE COST OF ALL
REAL PROPERTY, AND ALL RIGHTS
THEREIN AND ALL IMPROVEMENTS
THEREON, WHICH THE CITY SHALL
ACQUIRE FOR ITS VARIOUS PUR-
POSES, AND THE PAYMENT OF
WHICH IS NOT OTHERWISE PRO-
VIDED FOR OUT OF OTHER FUNDS,
AND ALSO FOR THE PURPOSE OF
PAYING SUCH PORTIONS OF THE
EXPENSES OF LOCAL IMPROVE-
MENTS AS SHALL DEVOLVE UPON
THE SAID CITY. THERE SHALL ALSO
BE PAID INTO THIS FUND ALL MON-
EYS RECEIVED FROM THE SALE
OF ANY PERMANENT IMPROVE-
MENTS OR PROPERTY OF THE CITY,
NOT OTHERWISE DISPOSED OF UN-
DER THIS CHARTER, AND ALSO SUCH
AMOUNTS AS MAY FROM TIME TO
TIME BE REALIZED FROM THE SALE
OF BONDS ISSUED ON ACCOUNT
OF THIS FUND.

INTO THIS FUND SHALL ALSO
BE DEPOSITED SUCH AMOUNTS AS
MAY FROM TIME TO TIME BE REA-
LIZED FROM THE SALE OF CERTI-
FICATES OF INDEBTEDNESS ON AC-
COUNT OF SUCH FUND, AND THE
AMOUNTS COLLECTED ON SPECIAL
ASSESSMENTS ADVANCED IN FIRST
INSTANCE OUT OF SUCH FUNDS,
IN ADDITION TO THE PAYMENTS
OUT OF THIS FUND AS ABOVE PRO-
VIDED, SHALL BE PAID THE COST
OF REPLACEMENTS OF PERMAN-
ENT IMPROVEMENTS, OTHER THAN
ORDINARY REPAIRS, MAINTENANCE
OR SUPPLIES FOR THE MAINTEN-
ANCE OF THIS FUND, THERE SHALL
BE LEVIED AN ANNUAL TAX OF
AN AMOUNT NECESSARY TO CARRY
OUT THE INTENT AND PURPOSE
OF THIS SECTION, SUBJECT TO THE
LIMITATIONS HEREINAFTER PROVI-
DED.

IN EACH YEAR THE CITY COUN-
CIL SHALL LEVY THE SUM OF
THREE AND 00/100 DOLLARS, (\$3.00),
PER CAPITA BASED UPON THE
POPULATION OF THE CITY AS RE-
LECTED BY THE LAST FEDERAL
CENSUS, AS ADJUSTED, WHICH SUM
SHALL BE LEVIED AND SET ASIDE
AS A PERMANENT IMPROVEMENT
OR REPLACEMENT FUND. NO EX-
PENDITURE IN EXCESS OF \$10,000.00
MAY BE MADE FROM SAID PERMAN-
ENT IMPROVEMENT OR REPLACEMENT
FUND FOR EITHER A PERMANENT
IMPROVEMENT OR REPLACEMENT
WITHOUT A 4/5 VOTE OF THE COUNCIL.
NO EXPENDITURE FOR ANY ONE PROJECT IN
EXCESS OF ONE YEAR'S LEVY OR
\$20,000.00, WHICHEVER IS GREAT-
ER, MAY BE MADE FROM SUCH
PERMANENT IMPROVEMENT OR RE-
PLACEMENT FUND IN ANY YEAR
WITHOUT FIRST OBTAINING THE
APPROVAL OF A MAJORITY OF THE
VOTERS VOTING AT A GENERAL
OR SPECIAL MUNICIPAL ELECTION
AT WHICH THE QUESTION OF MAK-
ING SUCH EXPENDITURE HAS BEEN
SUBMITTED. IN SUBMITTING ANY
PROPOSAL TO THE VOTERS FOR
APPROVAL, THE AMOUNT PROPO-
SED TO BE SPENT AND THE PUR-
POSE THEREOF SHALL BE STATED
IN THE PROPOSAL SUBMITTED.

PROVIDED HOWEVER, THAT IF
THE MAXIMUM LEGAL LIMITATION
OF THE AGGREGATE TAXES THAT
THE CITY CAN LEVY SHALL BE
REDUCED BELOW SIXTY-DOLLARS
PER CAPITA, THEN THE TAX LEVY
IN ANY ONE YEAR FOR THE PER-
MANENT IMPROVEMENT OR RE-
PLACEMENT FUND SHALL BE AND
SHALL NOT EXCEED 3/60THS OF
THE AGGREGATE LEVY FOR ALL
PURPOSES.

FIFTH: AN EQUIPMENT PURCHASE
OR REPLACEMENT FUND FOR THE
PURPOSE OF PAYING THE COST
OF ALL EQUIPMENT PURCHASED
OR REPLACED, AND THE PAYMENT
OF WHICH IS NOT OTHERWISE PRO-
VIDED FOR OUT OF OTHER FUNDS.
THERE SHALL ALSO BE PAID INTO
THIS FUND ALL MONEYS RECEIVED
FROM THE SALE OF ANY EQUIP-
MENT OF THE CITY, NOT OTHER-
WISE DISPOSED OF UNDER THIS
CHARTER, AND ALSO SUCH A-
MOUNTS AS MAY FROM TIME TO
TIME BE REALIZED FROM THE
SALE OF BONDS ISSUED ON AC-
COUNT OF THIS FUND.

INTO THIS FUND SHALL ALSO BE
DEPOSITED SUCH AMOUNTS AS MAY
FROM TIME TO TIME BE REALIZED

EVELETH NEWS-CLARION
Eveleth, Minnesota
Thursday, Oct. 8, 1959

CHES THE SUM OF SEVENTY-FIVE
THOUSAND (\$75,000.00) DOLLARS. AF-
TER THE SAID FUND SHALL HAVE
ATTAINED THE AMOUNT OF SEV-
ENTY-FIVE THOUSAND (\$75,000.00)
DOLLARS, THE INTEREST AND IN-
CREASE THEREOF MAY BE USED
ONLY FOR PURPOSES OF IMPROV-
ING AND MAINTAINING THE EVE-
LETH CEMETERY, OR ANY DIVISION
OR PORTION THEREOF, REGARD-
LESS OF SECT OR CREED. THE
PRINCIPAL SHALL BE KEPT IN-
TACT.

THE MONIES OF THIS FUND
SHALL BE INVESTED BY THE SINK-
ING FUND BOARD IN ACCORDANCE
WITH THE PROVISIONS OF THIS
CHARTER AND SHALL NOT BE
TRANSFERRED OR USED FOR ANY
OTHER PURPOSE THAN SPECIFIED
IN THIS SECTION.

THE COUNCIL MAY AT ITS DIS-
CRETION ESTABLISH ANY OTHER
FUND WHICH IT MAY CONSIDER
NECESSARY.

PROVIDED THAT NOTHING CON-
TAINED THEREIN SHALL PREVENT
THE COUNCIL FROM TRANSFER-
RING FROM THE GENERAL FUND
TO AID AND HELP ANY OTHER
FUND AT SUCH TIME AS IN ITS
JUDGMENT PUBLIC NECESSITIES
REQUIRE, BUT THE COUNCIL SHALL
HAVE NO POWER TO TRANSFER
FROM ANY FUND EXCEPT THE GEN-
ERAL FUND.

FROM THE GENERAL FUND THE
COUNCIL MAY IN EVERY YEAR BY
RESOLUTION APPROPRIATE A SUM
NOT TO EXCEED FIVE HUNDRED
DOLLARS (\$500.00) FOR CONTINGENT
EXPENSES INCURRED OR TO BE
INCURRED BY THE MAYOR IN THE
DETECTION AND PREVENTION OF
CRIME IN THE CITY, OR TO BE
USED AS AN URGENT NECESSITY
FUND.

AMEND SECTION 91 OF CHAP-
TER 10 SO AS TO READ AS FOL-
LOWS:

ESTIMATES. AMOUNT OF CON-
TRACT.

SECTION 91. THE COUNCIL, IN
THE FIRST INSTANCE, SHALL
ON ITS OWN MOTION, OR MAY,
ON THE RECOMMENDATION OR
REPORT OF ANY DEPARTMENT
OR OFFICER OF THE CITY, DE-
TERMINE IN A GENERAL WAY
THE COMMODITIES, LABOR AND
SERVICE TO BE DONE OR PUR-
CHASED, AND SHALL ESTIMATE
THE COST THEREOF, AND IN
ORDER TO DETERMINE SUCH ES-
TIMATED COST MAY REQUIRE
ESTIMATES FROM ANY OFFI-
CER OR EMPLOYEE OF THE
CITY.

IN CASE SUCH ESTIMATED COSTS
DOES NOT EXCEED THE SUM OF
FIVE HUNDRED DOLLARS, THE
COUNCIL MAY DIRECT THAT THE
COMMODITIES, LABOR OR SERVICE
BE PROCURED BY OR THROUGH
THE PROPER DEPARTMENT OR OF-
FICER OF THE CITY WITHOUT PUB-
LIC BIDS.

IN ALL CASES WHERE SUCH ES-
TIMATED COST EXCEEDS THE SUM
OF FIVE HUNDRED DOLLARS, SAID
COMMODITIES, OR SERVICE SHALL
ONLY BE PURCHASED OR DONE
UPON PUBLIC BIDS.

AMEND SECTION 253, CHAP-
TER 21, PARAGRAPH 1, SEN-
TENCE 1, SO AS TO READ AS
FOLLOWS:

SECTION 253. SUPPLIES, SAL-
ARIES, REPORT ALL SUPPLIES
FOR ANY UTILITY OPERATED
BY THE COMMISSION OR WORK
REQUIRED TO BE DONE OR PER-
FORMED TO REPAIR AND EXT-
END ANY OF SAID UTILITIES,
SHALL BE PROCURED BY THE
COMMISSION, BUT IN CASE THE
PURCHASES REQUIRED TO BE
MADE AT ANY ONE TIME SHALL
EXCEED \$500.00 VALUE, EXCEPT
IN CASES OF EMERGENCY, THE
COMMISSION SHALL INVITE BIDS
OR PROPOSALS FOR THE FURN-
ISHING OF THE MATERIAL OR
SUPPLIES UPON ADVERTISE-
MENT AS PROVIDED FOR BY

Seventh Ward, 1st Pr. — Shell Service Station, Grant Avenue and Fayal Road.

Seventh Ward, 2nd Pr. — Stampfel's Residence, West Eveleth.

Elmer A. Taipale

City Clerk

City of Eveleth

Charter Commission of the City of Eveleth Charter Amendments Letter of Transmittal

To the Honorable Joseph Jagu-
nich
Mayor of the City of Eveleth,
Minnesota.

Dear Sir:

We, the undersigned, constituting the Charter Commission of the City of Eveleth, having been duly appointed as such by the Judges of the District Court and thereafter having duly qualified, do hereby present certain proposed amendments to the Charter of the City of Eveleth.

The proposed amendments as submitted herewith cover Section 77 of Chapter 9, as amended; Section 91 of Chapter 10, and Section 253, Chapter 21.

The Commission requests that the amendments be submitted as separate questions. The Commission requests that the questions be submitted as follows:

Amendment 1. Chapter 9, Section 77, as amended, pertaining to funds and finances.

Amendment 2. Chapter 10, Section 91, pertaining to bids and contracts.

Amendment 3. Chapter 21, Section 253, pertaining to supplies, salaries and reports.

The Commission further requests that the said proposed amendments be submitted to the Voters of the City of Eveleth at the next General Municipal Election as provided by Law.

Dated at Eveleth, Minnesota,
this 15th day of September, 1959.

G. Bodovinitz
A. F. Cherne
Lydia Ibbotson
Edward J. Mills
Mathew V. Dossier
Ben Ochis
Charles Meyers
Dante W. Paciotti
G. P. Finnegan
Oscar L. Nelson
John L. Agnich
Carol Haney
Frank Mancina
M. H. Greenberg

PROPOSED AMENDMENTS TO
THE CHARTER OF THE CITY OF
EVELETH RELATING TO FUNDS
AND FINANCES, BID AND CON-
TRACTS.

THE CHARTER COMMISSION OF
THE CITY OF EVELETH PRO-
POSES THE FOLLOWING AMEND-
MENTS TO THE HOME RULE
CHARTER OF THE CITY OF EVE-
LETH TO BE SUBMITTED TO THE
ELECTORATE FOR THEIR ADOPT-
ION OR REJECTION AS PROVIDED
BY LAW, TO-WIT:

AMEND SECTION 77 OF CHAP-

TER 9, AS AMENDED SO AS TO
READ AS FOLLOWS, AND RE-
PEAL ALL THE PRESENT PROV-
ISIONS OF SAID SECTION NOT
HEREINAFTER SET FORTH.
PROPERTY SUBJECT TO TAXA-
TION.

SECTION 77. ALL PROPERTY IN
THE CITY OF EVELETH, TAX-
ABLE UNDER THE LAWS OF THE
STATE, SHALL BE SUBJECT TO
TAXATION FOR THE SUPPORT
OF THE CITY GOVERNMENT AND
THE PAYMENT OF ITS DEBTS
AND LIABILITIES, AND THE
SAME SHALL BE ASSESSED
AS PROVIDED FOR BY LAW AND
THIS CHARTER.

THERE SHALL BE MAINTAINED
IN THE CITY TREASURY THE FOL-
LOWING FUNDS, AND THE COUNCIL
BY THREE-FIFTHS VOTE OF ITS
MEMBERS MAY LEVY AN ANNUAL
TAX UPON ALL TAXABLE PRO-
PERTY IN THE CITY FOR THE SUP-
PORT OF SUCH FUNDS, AND PUR-
POSES FOLLOWING; THAT IS TO
SAY:

FIRST: A GENERAL FUND TO
PROVIDE FOR ALL CURRENT AND
INCIDENTAL EXPENSES OF, AND
JUDGMENTS AGAINST THE CITY
NOT OTHERWISE PROVIDED FOR,
AND SUCH OTHER DISBURSEMENTS
AS MAY BE AUTHORIZED BY LAW.
THERE SHALL BE PAID INTO THIS
FUND ALL MONEYS RECEIVED
FROM ANY SOURCE SAVE WHEN
RECEIVED FOR A SPECIFIC USE
AND PURPOSE. IT SHALL BE MAIN-
TAINED BY AN ANNUAL TAX LEVY
SUFFICIENT FOR THE PURPOSES
THEREOF.

SECOND: A LIBRARY FUND TO
PROVIDE FOR THE SUPPORT OF
THE PUBLIC LIBRARY. THIS FUND
SHALL BE DESIGNATED AS THE
"LIBRARY FUND" AND SHALL BE
UNDER THE CONTROL OF A LI-
BRARY BOARD AND SUBJECT TO
BE PAID OUT UPON ITS ORDER,
AND INTO SUCH FUND SHALL BE
PAID ALL AMOUNTS RECEIVED
FROM THE SALE OF ANY PROPER-
TY UNDER THE CONTROL OF SUCH
BOARD, AND THE APPROPRIATIONS
THEREOF, AND ALL TAXES, IN-
TEREST AND PENALTIES ACCRU-
ING THERETO, BY REASON OF THE
LEVY OF ANY TAXES FOR SUCH
FUND, AND THE PROCEEDS OF ALL
GIFTS MADE TO SAID LIBRARY
BOARD, AND OUT OF SUCH FUNDS
SHALL BE PAID THE EXPENSES
OF SUCH BOARD AND ALL SALAR-
IES, AND THE COST OF THE AC-
QUISITION, MAINTENANCE AND OP-
ERATION OF THE SYSTEM OF PUB-
LIC LIBRARIES OF THE CITY AND
OF THE PROPERTY UNDER CONTROL
OF SUCH BOARD. FOR THE MAIN-
TENANCE OF THIS FUND, THERE
SHALL BE LEVIED AN ANNUAL
TAX OF AN AMOUNT NECESSARY
TO MEET THE ANNUAL EXPENDI-
TURES BUT NOT LESS THAN TWO-
AND ONE-FOURTH (2 1/4) MILLS ON
THE DOLLAR OF THE ASSESSED VAL-
uation OF ALL TAXABLE PRO-
PERTY OF THE CITY IN ANY YEAR
FOR GENERAL PURPOSES.

THIRD: A LIBRARY PERMANENT
IMPROVEMENT OR REPLACEMENT
FUND FOR WHICH MAINTENANCE
OF THIS FUND THERE SHALL BE
LEVIED ONE-FOURTH (1/4) OF ONE
MILL OF THE ASSESSED VALUA-
TION OF THE CITY IN EACH AND

FIFTH: AN EQUIPMENT PURCHASE
OR REPLACEMENT FUND FOR THE
PURPOSE OF PAYING THE COST
OF ALL EQUIPMENT PURCHASED
OR REPLACED, AND THE PAYMENT
OF WHICH IS NOT OTHERWISE PRO-
VIDED FOR OUT OF OTHER FUNDS.
THERE SHALL ALSO BE PAID INTO
THIS FUND ALL MONEYS RECEIVED
FROM THE SALE OF ANY EQUIP-
MENT OF THE CITY, NOT OTHER-
WISE DISPOSED OF UNDER THIS
CHARTER, AND ALSO SUCH A-
MOUNTS AS MAY FROM TIME TO
TIME BE REALIZED FROM THE
SALE OF BONDS ISSUED ON AC-
COUNT OF THIS FUND.

INTO THIS FUND SHALL ALSO BE
DEPOSITED SUCH AMOUNTS AS MAY
FROM TIME TO TIME BE REALIZED
FROM THE SALE OF CERTIFICATES
OF INDEBTEDNESS ON ACCOUNT
OF SUCH FUND. IN ADDITION TO
THE PAYMENTS OUT OF THIS FUND
AS ABOVE PROVIDED, SHALL BE
PAID THE COST OF REPLACEMENTS
OF EQUIPMENT, OTHER THAN OR-
DINARY REPAIRS, MAINTENANCE
OR SUPPLIES, FOR THE MAINTEN-
ANCE OF THIS FUND, THERE SHALL
BE LEVIED AN ANNUAL TAX OF
AN AMOUNT NECESSARY TO CAR-
RY OUT THE INTENT AND PURPOSE
OF THIS SECTION, SUBJECT TO THE
LIMITATIONS HEREINAFTER PRO-
VIDED.

IN EACH YEAR THE CITY COUNCIL
SHALL LEVY THE SUM OF TWO
AND 00/100 DOLLARS, (\$2.00), PER
CAPITA BASED UPON THE POPULA-
TION OF THE CITY AS REFLECTED
BY THE LAST FEDERAL CEN-
SUS, AS ADJUSTED, WHICH SUM
SHALL BE LEVIED AND SET AS-
IDE AS AN EQUIPMENT PURCHASE
OR REPLACEMENT FUND. NO EX-
PENDITURE FOR ANY ONE PIECE
OF EQUIPMENT PURCHASED OR RE-
PLACED IN EXCESS OF 75 PERCENT
OF ONE YEAR'S LEVY OR \$10,000.00
WHICHEVER IS GREATER, MAY BE
MADE FROM SUCH EQUIPMENT PUR-
CHASE OR REPLACEMENT FUND IN
ANY YEAR WITHOUT A FOUR-FIF-
THS (4/5) VOTE OF THE COUNCIL.
NO LEVY SHALL BE MADE FOR
SAID FUND IN ANY YEAR WHEN
THE BALANCE IN SAID FUND EX-
CEEDS \$30,000.00 AND WHEN THE
FULL LEVY WILL INCREASE THE
BALANCE IN THE FUND ABOVE
\$30,000.00, THEN ONLY THAT POR-
TION OF THE LEVY SHALL BE
MADE TO BRING THE FUND TO
\$30,000.00. IN ANY CASE, WHERE
EITHER NO LEVY IS MADE FOR
THIS FUND OR ONLY A PARTIAL
LEVY IS MADE, AS THE CASE MAY
REQUIRE, THE LEVY HEREIN PRO-
VIDED OR THE UNAPPROPRIATED
BALANCE OF THE LEVY SHALL BE
MADE FOR THE PERMANENT IM-
PROVEMENT OR REPLACEMENT
FUND.

PROVIDED HOWEVER, THAT IF
THE MAXIMUM LEGAL LIMITATION
OF THE AGGREGATE TAXES THAT
THE CITY CAN LEVY SHALL BE RE-
DUCED BELOW SIXTY-DOLLARS PER
CAPITA, THEN THE TAX LEVY IN
ANY ONE YEAR FOR THE EQUIP-
MENT PURCHASE OR REPLACEMENT
FUND SHALL BE AND SHALL NOT
EXCEED 2/60THS OF THE AGGRE-
GATE LEVY FOR ALL PURPOSES.

SIXTH: A PARK PERMANENT IM-
PROVEMENT OR REPLACEMENT
FUND FOR WHICH MAINTENANCE
OF THIS FUND THERE SHALL BE
LEVIED THREE-EIGHTHS (3/8) OF
ONE MILL OF THE ASSESSED VAL-
uation OF THE CITY IN EACH
AND EVERY YEAR WHICH SHALL BE
DEPOSITED INTO SAID PERMANENT
IMPROVEMENT OR REPLACEMENT
FUND AND USED ONLY FOR PER-
MANENT IMPROVEMENTS AND RE-
PLACEMENTS OF THE PARKS.

SEVENTH: A CEMETERY IM-
PROVEMENT OR REPLACEMENT
FUND INTO WHICH SHALL BE DE-
POSITED ALL APPROPRIATIONS
THAT THE CITY COUNCIL MAY
MAKE THERETO FROM THE GENER-
AL FUND AND ALL INCREMENTS
OR INTEREST, OR ANY GIFTS OR
DEVICES THAT MIGHT BE MADE
THERETO. DURING THE FIRST
TWELVE YEARS AFTER THE ADOPT-
ION OF THIS AMENDMENT THE
CITY COUNCIL SHALL ANNUALLY
LEVY AND APPROPRIATE A SUM
OF NOT LESS THAN THE AMOUNT
OF FIVE THOUSAND DOLLARS (\$5-
000.00) PER YEAR TO SUCH FUND
AND THEREAFTER SUCH AN
AMOUNT MAY BE LEVIED AND AP-
PROPRIATED AS THE COUNCIL IN
ITS DISCRETION MAY DETERMINE.
NO EXPENDITURE FOR ANY PUR-
POSE SHALL BE MADE FROM SAID
FUND UNTIL THE SAID FUND REA-

SECTION 253. SUPPLIES, SAL-
ARIES, REPORT. ALL SUPPLIES
FOR ANY UTILITY OPERATED
BY THE COMMISSION OR WORK
REQUIRED TO BE DONE OR PER-
FORMED TO REPAIR AND EX-
TEND ANY OF SAID UTILITIES,
SHALL BE PROCURED BY THE
COMMISSION, BUT IN CASE THE
PURCHASES REQUIRED TO BE
MADE AT ANY ONE TIME SHALL
EXCEED \$500.00 VALUE, EXCEPT
IN CASES OF EMERGENCY, THE
COMMISSION SHALL INVITE BIDS
OR PROPOSALS FOR THE FURN-
ISHING OF THE MATERIAL OR
SUPPLIES UPON ADVERTISE-
MENT AS PROVIDED FOR BY
THE CITY CHARTER, AND THE
PROPOSALS OR BIDS SHALL BE
FILED WITH THE CLERK OF THE
COMMISSION AND SHALL BY
HIM BE OPENED IN THE PRE-
SENCE OF SAID COMMISSION,
AND SUCH CONTRACTS SHALL
BE LET TO THE LOWEST RES-
PONSIBLE BIDDER, WHO SHALL
ENTER INTO A CONTRACT AND
GIVE SECURITY AS REQUIRED
BY SAID COMMISSION FOR THE
PERFORMANCE OF SUCH CON-
TRACT.

In the present Charter these Sections
read as follows.

Section 77. All property in the
City of Eveleth, taxable under the
laws of the State, shall be subject
to taxation for the support of the
City Government and the payment
of its debts and liabilities, and the
same shall be assessed as provided
for by law and this Charter.

There shall be maintained in the
City Treasury the following funds, and
the Council by three-fifths vote of its
members may levy an annual tax upon
all taxable property in the City for
the support of such funds, and pur-
poses following; that is to say:

First: An interest fund, for which
there shall be levied a sum sufficient
to provide for the payment of the in-
terest to become due during the next
fiscal year, upon the indebtedness of
the City. Out of such fund interest
only shall be paid.

Second: A sinking fund to provide
for the payment when due of bonds of
the City. For the maintenance of this
fund, there shall be levied an annual
tax of not to exceed five (5) mills
on the dollar of the assessed valuation
of all taxable property of the City.
This fund shall be applied only to the
principal of bonds issued by the City.

Third: A fire department fund to
provide for the maintenance of the
fire department.

Fourth: A police department fund to
provide for the maintenance of the po-
lice department and the care of pris-
oners in its custody.

Fifth: A light fund to provide for
the lighting of said City and public
buildings thereof, whether the same be
done by the City or by individuals
or corporations,

Sixth: A road and bridge fund to
provide for the engineering depart-
ment, the cleaning and repairing of
streets, sewers, sidewalks, crosswalks
and bridges.

Seventh: A health department fund
to provide for the support of the
health department.

Eighth: A municipal court fund to
provide for the support of the Muni-
cipal Court.

Ninth: A salary fund to provide
for the payment of the salaries of the
city officers, and of clerk hire not other-
wise provided for, but which may be
authorized by law.

Tenth: A printing and supply fund
to provide for printing and supplies
for all departments of the city not
provided for by any other fund men-
tioned in this chapter.

Eleventh: A library fund to provide
for the support of the public library.
This fund shall be designated as the
"Library Fund" and shall be under
the control of a library board and
subject to be paid out upon its order,
and into such fund shall be paid all
amounts received from the sale of any
property under the control of such
board, and the appropriations thereto,
and all taxes, interest and penalties

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AMENDMENTS TO CITY CHARTER CITY OF MINNESOTA

accruing thereto, by reason of the levy of any taxes for such fund, and the proceeds of all gifts made to said library board, and out of such fund shall be paid the expenses of such board and all salaries, and the cost of the acquisition, maintenance and operation of the system of public libraries of the city and of the property under control of such board. For the maintenance of this fund, there shall be levied an annual tax of an amount necessary to meet the annual expenditures but not less than two and one-fourth (2 1/4) mills on the dollar of the assessed valuation of all taxable property of the city in any year for general purposes.

Provided that the library board shall be required to set up a permanent improvement and replacement fund for which the city council shall levy one-fourth of one mill of the assessed valuation of the city in each and every year which shall be deposited into the special permanent improvement and replacement fund and used only for permanent improvement and replacements of the library.

Twelfth: An armory fund to provide for the maintenance of an armory.

Thirteenth: A park fund to provide for the purchase and maintenance of public parks. There shall be paid out of such fund all salaries and expenses incurred by the Council on account of parks or parkways and in the operation and maintenance of the park system of the city, and also the cost of acquiring, laying out, extending or improving any park or parkway, or planting and caring for trees. This fund shall be designated as the "Park Fund" and shall be under the control of the city council and subject to be paid out upon its order, and into such fund shall be paid all amounts received from the sale of any park property under the control of said council, and appropriations thereto, and all taxes, interest and penalties accruing thereto by reason of the levy of any taxes for such fund, and the proceeds of all gifts made to said park fund. For the maintenance of this fund, there shall be levied an annual tax of an amount necessary to meet the annual expenditures but not less than one (1) mill on the dollar of the assessed valuation of all taxable property of the city in any year for general purposes.

Provided that the city council shall be required to set up a park improvement fund for which the city council shall levy three-eighths (3/8) of one mill of the assessed valuation of the city in each and every year and may appropriate funds thereto from the general fund which shall be deposited into said park improvement fund, said funds shall be used only for permanent improvements, including tree planting, the construction of boulevards and parkways in the city, and such other permanent improvements and additions to the park system as may be for the best interest of the city. Any fund so levied or appropriated shall not be used for any other purpose.

Fourteenth: Public utilities fund to provide for the support and maintenance of any plant owned or operated by the city for furnishing to the city or its inhabitants water, heat or light, and of paying the cost of the purchase, construction, extension, operation, maintenance, and repair of such water, heat and light plant.

There shall be put into it all moneys derived from the sale of property acquired for or used in connection with any utility plant of the city; also the proceeds of all special assessments levied on account of or in connection with such water, heat and light plant, and such amounts as may from time to time be realized from the sale of bonds issued on account of said plant; and also all moneys received from the sale of said plant including water and light, rentals and penalties, and all moneys derived from water assessments on property in front of which water pipes are laid.

Fifteenth: A permanent improvement fund for the purpose of paying the cost of all real property, and all rights therein and all improvements thereon, which the city shall acquire for its various purposes, and the payment of which is not otherwise provided for out of other funds, and also for the purpose of paying such portions of the expenses of local improvements as shall devolve upon the said city. There shall also be paid into this fund all moneys received from the sale of any permanent improvements or property of the city, not otherwise disposed of under this Charter, and also such

time one (1) percent of the total value of the taxable property of the city, according to the last preceding assessment for purpose of taxation.

Eighteenth: A cemetery improvement fund into which shall be deposited and placed all proceeds of sales of lots in the Eveleth cemetery and all divisions thereof entitled to receive the benefits of the fund and in addition all appropriations that the city council may make thereto from the general fund and all increments or interest, or any gifts or devises that might be made thereto. During the first fifteen years after the adoption of this amendment the city council shall annually levy and appropriate a sum of not less than the amount of five thousand (\$5,000.00) dollars per year to such fund and thereafter such an amount may be levied and appropriated as the council in its discretion may determine. No expenditures for any purpose shall be made from said fund until the said fund reaches the sum of Seventy-five thousand (\$75,000.00) Dollars. After the said fund shall have attained the amount of Seventy-five thousand (\$75,000) Dollars, the interest and increase thereof may be used only for purposes of improving and maintaining the Eveleth cemetery, or any division or portion thereof, regardless of sect or creed. The principal shall be kept intact.

The moneys of this fund shall be invested by the sinking fund board in accordance with the provisions of this charter and shall not be transferred or used for any other purpose than specified in this section.

Provided that nothing contained herein shall prevent the Council from making a transfer from the general fund to aid and help any other fund at such times as in its judgment public necessities require, but the council shall have no power to transfer from any fund except the general fund.

Provided however, that any surplus remaining in any fund at the end of any fiscal year other than the general fund, sinking fund, public utility fund or special improvement funds shall be transferred by the city council into the permanent improvement fund and become a part of said fund.

The council may at its discretion establish any other fund which it may consider necessary.

Moneys (1) in the city treasury at the time this charter goes into effect, (2) to be collected from the taxes levied before this charter goes into effect, shall so far as practicable be divided among the several funds hereby established and where such sub-division is not practicable shall be kept in the general fund. The council by resolution shall provide for such sub-division in accordance with the directions herein contained.

Where, prior to the time that this

charter goes into effect, an assessment has been levied to cover the costs of a local improvement, which improvement has not at said time been paid for, the proceeds of such assessment shall be paid into the permanent improvement revolving fund, and the cost of said improvement shall be paid out of said fund.

The council shall have no power to appropriate any monies from the general fund or otherwise or create any fund for contingent expenses incurred or to be incurred by the mayor in the detection and prevention of crime in the city or to be used as an urgent necessity fund.

Enacting clause.

The foregoing proposed amendments shall take effect and be in full force and effect on January 1, 1956.

CHAPTER 10. CONTRACTS

Estimates, Amount of Contract.

Section 91. The Council, in the first instance, shall on its own motion, or may, on the recommendation or report of any department or officer of the City, determine in a general way the commodities, labor and service to be done or furnished and shall estimate the cost thereof, and in order to determine such estimated cost may require estimates from any officer or employee of the City.

In case such estimated costs does not exceed the sum of two hundred and fifty dollars, the Council may direct that the commodities, labor or service be procured by or through the proper department or officer of the City without public bids.

In all cases where such estimated cost exceeds the sum of two hundred and fifty dollars, said commodities, or service shall only be furnished or done upon public bids.

CHAPTER 21 PUBLIC UTILITIES COMMISSION

Section 253. Supplies, Salaries, Report. All supplies for any utility operated by the commission or work required to be done or performed to repair and extend any of said utilities, shall be procured by the commission, but in case the purchases required to be made at any one time shall exceed \$250.00 value, except in cases of emergency, the commission shall invite bids or proposals for the furnishing of the material or supplies upon advertisement as provided for by the city charter, and the proposals or bids shall be filed with the clerk of the commis-

sion and shall by him be opened in the presence of said commission, and such contracts shall be let to the lowest responsible bidder, who shall enter into a contract and give security as required by said commission for the performance of such contract.

Published E N-C Sept. 24, Oct. 1, 8, 15, 1959.

OFFICE
STATE
COUNTY
I hereby
testify
for record
and was
of

#14332
C.D.

Fifteenth: A permanent improvement fund for the purpose of paying the cost of all real property, and all rights therein and all improvements thereon, which the city shall acquire for its various purposes, and the payment of which is not otherwise provided for out of other funds, and also for the purpose of paying such portions of the expenses of local improvements as shall devolve upon the said city. There shall also be paid into this fund all moneys received from the sale of any permanent improvements or property of the city, not otherwise disposed of under this Charter, and also such amounts as may from time to time be realized from the sale of bonds issued on account of this fund.

Into this fund shall also be deposited such amounts as may from time to time be realized from the sale of certificates of indebtedness on account of such fund, and the amounts collected on special assessments advanced in first instance out of such fund. In addition, to the payments out of this fund as above provided, shall be paid the cost of replacements of permanent improvements, other than ordinary repairs, maintenance, or supplies. For the maintenance of this fund, there shall be levied an annual tax of an amount necessary to carry out the intent and purpose of this section, subject to the limitations hereinafter provided.

In each year the city council shall levy the sum of Five (\$5.00) Dollars per capita based upon the population of the city as reflected by the last federal census, as adjusted, which sum shall be levied and set aside as a permanent improvement fund. No expenditure shall be made from said fund during any of the first five years after the adoption of this amendment exceeding fifty percent (50%) of the annual receipts of said fund for such year, then only upon a four-fifths (4/5) vote of the council. No expenditure shall be made from said fund in excess of twenty thousand (\$20,000) Dollars for permanent improvements and ten thousand (\$10,000) Dollars for permanent replacements, in any year without first obtaining the approval of a simple majority of the voters at a general or special municipal election.

In submitting any proposition to the voters for approval, the amount of the proposed expenditure and the exact purpose thereof and the nature and cost of the entire project to completion shall be briefly and specifically stated.

Provided however, that if the maximum legal limitation of the aggregate taxes that the city can levy shall be reduced below Sixty (\$60.00) Dollars per capita, then the tax levy in any one year for the permanent improvement fund shall be and shall not exceed 5-60ths of the aggregate levy for all purposes.

And provided further, that any appropriation made by the city council from the permanent improvement fund to the fund of any board of commission shall be construed to constitute a part or portion of the amount that the city council may expend therefrom annually without a vote of the people.

Sixteenth: A general fund to provide for all current and incidental expenses of, and judgments against the city not otherwise provided for, and such other disbursements as may be authorized by law. There shall be paid into this fund all moneys received from any source save when received for a specific use and purpose.

Seventeenth: A permanent improvement revolving fund for the purpose of providing money for paying for that portion of local improvements under the provisions of this charter for which assessments may be levied, but it shall not be supported by taxation. There shall be paid into it all moneys received from all special assessments levied under this charter for local improvements, and also such amounts as may be realized from the sale of bonds, warrants, or certificates authorized therefor in this charter. Excess assessments as may in any instance be refunded may be paid out of this fund, but payments for any purpose other than as above provided may not be paid out of said fund. The city council may from time to time by ordinance by a three-fifths (3/5) vote, issue, negotiate and sell certificates of indebtedness for the creating or maintaining of such fund and such certificates shall not be sold for less than par and accrued interest and shall bear interest at a rate not to exceed six percent (6%) per annum and shall be made payable from said fund and at such time as the city council may determine; provided, however, that the amount of certificates issued shall not exceed at any one

Knights of Columbus is explained the guest group will be taken on mail delivery service.

State of Minnesota, } ss.
COUNTY OF ST. LOUIS

Joseph F. Orehek being duly sworn, on oath says; that he is, and during all time herein stated has been the publisher of the newspaper known as The Eveleth News-Clarion, and has full knowledge of the facts hereinafter stated; that for more than one year

Eveleth News-Clarion
prior to the publication therein of the hereinafter described, said newspaper was printed and published in the City of Eveleth in the County of St. Louis, State of Minnesota, on Thursday of each week; that during all said time said newspaper has been printed in the English language from its known office of publication within the City from which it purports to be issued as above stated and in newspaper format and in column and sheet form equivalent in space to at least 450 running inches of single column, two inches wide; has been issued once each week from a known office established in said place of publication and employing skilled workmen and equipped with the necessary material for preparing and printing the same; that the presswork on that part of the newspaper devoted to local news of interest to the community it purports to serve has been done in its own office of publication; that during all said time in its make-up not less than twenty-five per cent of its news columns have been devoted to local news of interest to the community it purports to serve; that during all said time it has not wholly duplicated any other publication, and has not been entirely made up of patents, plate matter and advertisements; has been circulated in and near its said place of publication to the extent of at least two hundred and forty (240) copies regularly delivered to paying subscribers and has entry as second class matter in its local postoffice; has filed a copy of each issue with the State Historical Society in St. Paul; and that there has been on file in the office of the County Auditor of the St. Louis County, Minnesota, the affidavit of a person having knowledge of the facts, showing the name and location of said newspaper and the existence of the conditions constituting its qualifications as a legal newspaper.

That the Proposed Amendments hereto attached was cut from the columns of said newspaper, and was printed and published therein in the English language, once each week for Four successive weeks, that it was first published on Thursday the 24th day of September 1959; and there after on Thursday 15th day of October 1959; and that the following is a printed copy of the lower case alphabet from A to Z, both inclusive, and is hereby acknowledged as being the size and kind of type used in the composition and publication of said notice, to-wit:

abcdefghijklmnopqrstuvwxyz

Subscribed and sworn to before me this 16th day of June 1959

Notary Public, Henry C. Peterson County, Minn.

My commission expires Notary Public, St. Louis County, Minn. 1960
My Commission Expires Jan. 14, 1961

#14332
O.D.

AFFIDAVIT

... of ...

PUBLICATION

From The Eveleth News-Clarion

931423

OFFICE OF REGISTER OF DEEDS
STATE OF MINNESOTA }

County of St. Louis }

I hereby certify that the within
instrument was filed in this office
for record

NOV 25 1959 at 9:42
and was duly entered in Book 242
of Miss Page 261

CHAS. CALLICAN
REGISTER OF DEEDS

By

STATE OF MINNESOTA
DEPARTMENT OF STATE
FILED
DEC 4 - 1959

James H. Anderson
Secretary of State

DUPLICATE

(James H. Anderson)
Dec 4 1959

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