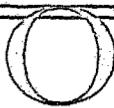


City Officers
Mayor
GEORGE KUMMETH
Treasurer
DONALD BRUNO
Municipal Judge
F. A. ALEXANDER
Attorney
DAVID M. LEACH
City Engineer
L. G. LLOYD
Assessor
CARL SCHULTZ
Chief of Police
JULIUS STARK

City Council
WM. HEUER, President
KENNETH KAPLAN
KENNETH KAMHOLTZ
WAYNE STARKS
JAMES GAVESKE
DAN LONG
VICTOR E. OLSON

THE CITY OF  WATONNA
STEELE COUNTY, MINNESOTA

L. R. HABERMAN
City Clerk

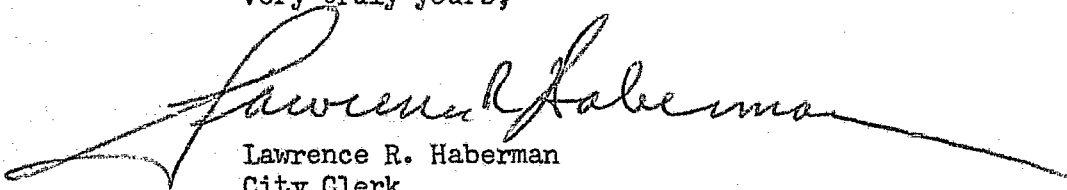
September 16, 1960

Mr. Joseph L. Donovan
Secretary of State
State Capitol
Saint Paul, Minnesota

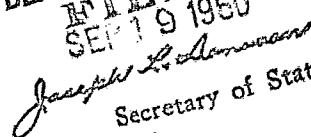
Dear Sir:

Enclosed is a Certificate of City Clerk of Adoption of
Amendments to the Charter of the City of Owatonna that we
wish to have filed in your office.

Very truly yours,


Lawrence R. Haberman
City Clerk
City of Owatonna

LRH/mwd
encl.

#14808
STATE OF MINNESOTA
DEPARTMENT OF STATE
FILED
SEP 19 1960

Secretary of State

STATE OF MINNESOTA)
COUNTY OF STEELE } SS
CITY OF OWATONNA)

CERTIFICATE OF CLERK
OF ADOPTION OF AMENDMENTS
TO CHARTER OF CITY

LAWRENCE R. HABERMAN, being first duly sworn on oath
says:

That he is the duly elected, qualified and acting clerk
of the City of Owatonna, in Steele County, Minnesota.

That on September 13, 1960, at a special Election
duly called and held for that purpose by the Council of said
City of Owatonna, the following three amendments, which are
full, true and correct copies thereof, were adopted by at
least 55% of the votes cast on such amendments as shown by
the official canvas of votes cast at such election, as follows,
to-wit:

AMENDMENT NUMBER 1 (votes cast in favor of the adoption
1629; votes cast against the adoption 555)

"CHAPTER XI

PUBLIC UTILITIES COMMISSION

Section 11.1 COMMISSION - POWERS. The Public Utilities
Commission, hereinafter called 'Commission ', shall have the
entire management and control of all water, electric light,
power, heat and gas plants and systems now or hereafter acquired
by the city including the building, erecting, constructing,
and equipping of such plants and systems, all such plants and
systems being hereafter collectively called 'Municipal Public
Utilities'.

Section 11.2 COMMISSION - APPOINTMENT. The Commission
shall consist of three members appointed by the mayor and con-
firmed by vote of a majority of the city council. The members
in office at the date of adoption of this amendment shall con-
tinue to hold office until expiration of their respective terms,

Thereafter successors shall be appointed, each for a term of six years. In case of vacancy for any cause, a successor shall be appointed for the unexpired term.

Section 11.3 COMMISSION - REMOVAL. Any member may be removed by two-thirds vote of the city council in the manner hereinafter provided. There shall first be filed with the clerk a petition of ten or more freeholders reciting that such member has been guilty of a misdemeanor, or malfeasance or misfeasance in office, or has become incapacitated to hold office, or ceases to be a resident of the city. The city clerk shall thereupon give notice to such member of the filing of the petition including a copy of such charges and the time and place of council meeting to consider the same, which notice may be given orally or in writing at least ten days prior to the date of such meeting. The member may present evidence and be heard.

Section 11.4 COMMISSION - COMPENSATION. One or all members of the Commission may receive compensation for services actually rendered in such amount as may be fixed from time to time by the city council.

Section 11.5 OFFICERS. The Commission shall elect one of its members President. The City Clerk and City Treasurer shall be, ex officio, clerk and treasurer of the Commission, and shall receive such additional salaries for such work as the Commission may prescribe.

Section 11.6 POWER TO INVEST AND BORROW. The Commission may invest and reinvest, or direct its Treasurer to invest and reinvest, funds in its possession. The Commission may make temporary loans in emergency cases.

Section 11.7 POWERS IN RESPECT TO LAND. The Commission may use the ground under any railroad, public way, place or park for constructing, enlarging, improving or repairing of

Municipal Public Utilities on condition the surface there of shall be restored to its original state and all damages thereto repaired. The Commission may exercise the power of eminent domain on behalf of the city whenever necessary.

Section 11.8 EMPLOYEES. The Commission shall employ necessary help including a manager who shall be a competent engineer. The commission shall prescribe duties, fix compensation and discharge any employee at will. It may require bond from any employee in such amount as it shall fix, covering the faithful performance of their duties.

Section 11.9 SURVEYS, INSPECTIONS AND SUITS. The Commission, by such employees as it may direct, may enter upon any premises at all reasonable hours for the purpose of examining the same and making surveys and inspections, and it may sue in the name of the city for any money due it for services or commodities or for injury to the Municipal Public Utilities.

Section 11.10 CLERK'S BOOKS. The clerk, under the direction of the Commission, shall collect and pay into the Treasury moneys received on account of operations of each utility. He shall keep separate books containing a full and complete statement of the condition and operation of each utility, of all money received, of all payments due and owing, and of all expenses, which books shall be open to inspection of the public at all reasonable times.

Section 11.11 TREASURER'S BOOKS. The treasurer shall safely keep all moneys coming into his possession by virtue of his office. Separate accounts within the Public Utilities Fund shall be kept for each utility. Money shall be paid out for the purpose of erection, operation and management of the Municipal Public Utilities only on written order signed by

the president and clerk. The treasurer shall keep books open to public inspection, showing all receipts, the accounts to which the same are credited, and all orders made and paid. Such books shall show a true and correct statement of all accounts as appears from the records in his office.

Section 11.12 RULES AND REGULATIONS. The Commission may make and enforce reasonable rules and regulations to carry into effect the powers herein granted, which rules and regulations shall be recorded in a separate book and signed by the president and clerk and open to public inspection at all reasonable times.

Section 11.13 RATES AND CHARGES. The Commission shall fix the rents and rates for all commodities furnished by the Municipal Public Utilities, either to the public or private consumers, and shall regulate the distribution and use of all such commodities for all purposes including restraining and preventing any injury to said utilities. The rates and rents shall be sufficient, so far as practicable, to provide for operating expenses, repairs and replacement, and the creation of a sufficient sinking fund to pay outstanding utilities bonds and interest thereon when due.

Section 11.14 PURCHASES. The Commission shall purchase all supplies needed for operation of the Municipal Public Utilities under such rules and regulations as it may establish.

Section 11.15 ANNUAL STATEMENT AND TAXES FOR DEFICIT. The Commission shall cause to be prepared and filed in the office of the city clerk at the close of each fiscal year an annual statement, duly certified by the president and clerk, showing all moneys on hand, all receipts, credits and disbursements on behalf of said utilities plants during the

preceding year, and the true financial condition of each utility, which shall be open to public inspection. In case of a deficiency in the utilities funds, or insufficient revenue are derived from the operation of the utilities plants, such report shall state the amount of such deficiency and the amount needed for continuing operations, upkeep or new extensions. The city council, after verifying such statement and report, shall cause a special levy to be made upon all taxable property in the city to raise such funds needed. The full amount derived from such levy shall be repaid to the general fund from later revenue derived from the operation of said utilities plants."

AMENDMENT NUMBER 2 (votes cast in favor of the adoption 1685; votes cast against the adoption 494)

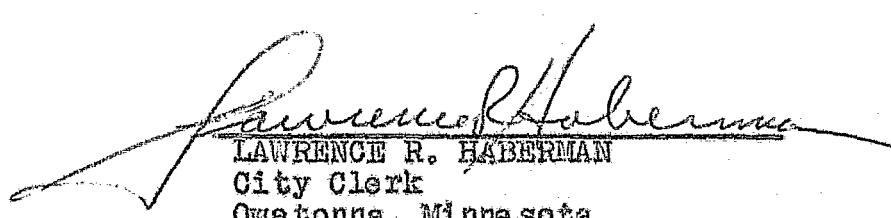
"Section 11.2 COMMISSION - APPOINTMENT. The Commission shall consist of five members appointed by the mayor and confirmed by vote of a majority of the City Council, which appointments shall be effective May 1st and for a term of five years, and until their successors are appointed and qualify. No two Commissioners shall be residents of the same ward, provided that a change of residence to a different ward shall not shorten the term of any Commissioner after his appointment. The members in office at the time this amendment becomes effective shall hold office until the expiration of their respective terms and until their successors are appointed and qualify. Two additional members shall be appointed for terms expiring in intervening years so that the term of one member will expire on April 30th each year. Thereafter, successors shall be appointed each for a term of five years. In case of vacancy for any cause, a successor shall be appointed for the unexpired term."

AMENDMENT NUMBER 3 (votes case in favor of the adoption 1381; votes cast against the adoption 778)

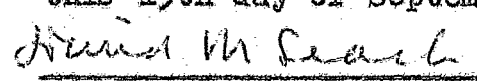
"Section 11.16 UTILITIES FURNISHED CITY. Subject to all covenants of the Commission for the protection of outstanding revenue obligations the Commission shall provide the City and all of its departments, except the Municipal Public Utilities and the City Hospital, with water (including the use of hydrants), electrical power and light, gas and heat free of any rent or charge, provided that the total value of all free utility service does not exceed 4% of the gross meter billings."

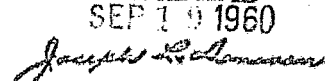
This certificate is made in duplicate pursuant to and in conformity with Chapter 305, Laws of Minnesota, 1959, for filing with the Secretary of State and the Register of Deeds in Steele County, Minnesota. Thirty days after said special election the said amendments shall be effective, whereupon all courts shall take judicial notice of the same as provided by law.

WITNESS my hand officially as Clerk of the said City of Owatonna and the corporate seal of the City this 15th day of September 1960.


LAWRENCE R. HABERMAN
City Clerk
Owatonna, Minnesota

Subscribed and sworn to before me
this 15th day of September 1960.


DAVID M. LEACH, Notary Public
Steele County, Minnesota
My Commission expires February 16, 1963

#14808
STATE OF MINNESOTA
DEPARTMENT OF STATE
FILED
SEP 19 1960

Secretary of State