



City of Rochester
Minnesota

March 19, 1963

ELFREDA REITER
City Clerk

Mr. Joseph Donovan
Secretary of State
St. Paul, Minnesota

Dear Sir:

Enclosed herewith are certified copies of (a) a resolution adopted by the Common Council of the City of Rochester setting an election on two proposed amendments to the Charter of the City and (2) a resolution adopted by the Common Council of the City of Rochester canvassing the votes on the election of the proposed amendments.

Amendment No. 1 (amending Sections 147 and 148 of the charter) received the necessary 60% of the votes cast at this election and therefore was declared adopted and made a part of the City Charter.

Amendment No. 2 (amending Section 293) of the Charter) did Not receive the necessary 60% of the votes cast at this election so therefore was declared rejected.

These are filed in accordance with Minnesota Statutes Section 410.12, Subd. 4 (1959). In checking our files I could find no record that these had been filed with your department.
Very truly yours,

Elfreda Reiter
City Clerk

/er

enc.

#16233
STATE OF MINNESOTA
DEPARTMENT OF STATE
FILED
MAR 22 1963

Secretary of State

WHEREAS, The Board of Freeholders appointed by the Judges of the District Court, Tenth Judicial District of the State of Minnesota, to frame a Charter for the City of Rochester and to propose amendments thereto, has delivered to the Mayor of the City of Rochester, Minnesota, two proposed amendments to the City Charter.

AND WHEREAS, the Mayor has delivered the draft of the two proposed amendments to the Common Council to be submitted to the voters as required by law.

AND WHEREAS, one of said amendments, hereby designated by the Common Council as proposed Amendment No. 1, proposes to amend Sections 147 and 148 of said Charter; and the other amendment designated by the Common Council as proposed Amendment No. 2, proposes to amend Section 293 of said Charter.

NOW THEREFORE, be it resolved by the Common Council of the City of Rochester, Minnesota:

(1) That the City Clerk of the City of Rochester is hereby ordered and directed to file the original drafts of said proposed amendments in her office, which amendments read as follows:

AMENDMENT NO. 1

Amend Sections 147 and 148 of the Charter of the City of Rochester Minnesota so that the said sections, shall read in their entirety as follows:

"Section 147. There shall be a Public Utility Board in the City of Rochester, composed of Five (5) members. Four (4) members shall be appointed by the Mayor from among the resident citizens of the City and the appointments confirmed by the Common Council, and One (1) member shall be appointed by the Common Council from its own membership and the term of office of each, except as hereinafter provided, shall be Two (2) years. Board members holding office at the date of the adoption of this amendment shall continue to serve as such throughout the unexpired portion of the term for which each was appointed.

"Section 148. After the adoption of this amendment, the Mayor, by and with the consent and confirmation of the Common Council, shall appoint members to the Public Utility Board annually, as the terms of office of the present members expire, and the term of office of each member so appointed shall be Two (2) years; and, within Thirty (30) days after this amendment takes effect, the Mayor, by and with the consent and confirmation of the Common Council, shall appoint One (1) additional member to the Board whose term of office shall expire on the second Monday, in April, 1960; thereafter the term of office of such position shall be Two (2) years. Within Thirty (30) days after this amendment takes effect, the Common Council shall appoint, from its own membership, One (1) member to the Public Utility Board, whose term shall expire on the second Monday in April, 1961, and thereafter the term of office for such appointee shall be Two (2) years. Should

the Board member appointed by the Common Council cease to be a member of the Common Council he shall be deemed to have vacated his office as a member of the Public Utility Board. Appointments may be made at any time to fill a vacancy for an unexpired term by the Mayor to those offices to which it is his duty to appoint and by the Common Council to the office to which it is the Common Council's duty to appoint."

AMENDMENT NO. 2

Amend Section 293 of the Charter of the City of Rochester, Minnesota so that the said section shall read in its entirety as follows:

"Section 293. The following officers of the City shall receive each year salaries as follows:

The Mayor Twenty-four Hundred and no/100 (\$2,400.00); Alderman, each, Eighteen Hundred and no/100 (\$1,800.00).

"In addition to his salary, the Mayor shall in any and all events have the exclusive control of a contingency fund in the amount of One Thousand Dollars (\$1,000.00) each year, or in such greater amount as the Common Council may by resolution provide. Expenditures made from this fund shall be subject to such post-audit as the Common Council may provide."

(2) BE IT FURTHER RESOLVED that the two proposed amendments as set forth above be submitted to the qualified voters of said City for their ratification or rejection at a Special Election to be held in the several election districts in the City of Rochester on Tuesday, March 10th, 1959 between the hours of 9:00 o'clock A.M. and 7:00 o'clock P. M.

BE IT FURTHER RESOLVED that the City Clerk is hereby directed to cause said proposed amendments to be published in their entirety once a week for four successive weeks in the Rochester Post Bulletin in the City of Rochester, Minnesota and is further directed to give such notice of said election to the qualified voters as required by law.

BE IT FURTHER RESOLVED that the form of the official ballot be and it is hereby fixed as follows:

PROPOSED AMENDMENT NO. 1

YES

TO AMEND SECTIONS 147 AND 148 OF THE CHARTER OF THE CITY OF ROCHESTER TO PROVIDE FOR AN INCREASE IN THE MEMBERSHIP OF THE PUBLIC UTILITY BOARD FROM THREE TO FIVE; TO PROVIDE THAT THE MAYOR SHALL APPOINT FOUR MEMBERS OF SAID BOARD, SUCH APPOINTMENTS TO BE CONFIRMED BY THE COMMON COUNCIL, AND THE COMMON COUNCIL SHALL APPOINT ONE OF ITS MEMBERS TO SAID BOARD; AND TO PROVIDE PROCEDURE FOR THE TRANSITION FROM A THREE MEMBER TO A FIVE MEMBER PUBLIC UTILITY BOARD.

NO

PROPOSED AMENDMENT NO. 2

YES	TO AMEND SECTION 299 OF THE CHARTER OF THE CITY OF ROCHESTER TO PROVIDE AN INCREASE IN THE ANNUAL SALARY OF THE MAYOR FROM ONE THOUSAND DOLLARS (\$1,000.00) TO TWO THOUSAND FOUR HUNDRED DOLLARS (\$2,400.00);
NO	AND TO PROVIDE AN INCREASE IN THE ANNUAL SALARY OF EACH ALDERMAN FROM SEVEN HUNDRED FIFTY DOLLARS (\$750.00) TO ONE THOUSAND EIGHT HUNDRED DOLLARS (\$1,800.00); OTHERWISE SAID SECTION TO REMAIN THE SAME.

BE IT FURTHER RESOLVED that the following are hereby designated as the polling places for the several election districts, in said City, viz:

In the Horace Mann School Building located at 11th Street and 8th Avenue Southeast, in said City, in the First Election District of the First Ward;
 In the Hawthorne School Building at 4th Avenue and 7th Street Southeast, in said City, in the Second Election District of the First Ward;
 In the Public Health Center, located at 415 - 4th Street Southeast, in said City, in the Third Election District of the First Ward;
 In the Central Fire Station at Broadway and Sixth Street Southwest, in said City, in the Fourth Election District of the First Ward;
 In the Edison School Building at 6th Avenue and 7th Street Southwest, in said City, in the Fifth Election District of the First Ward.

In the Holmes School Building at East Center Street and 11th Avenue Southeast, in said City, in the First Election District of the Second Ward;
 In the Mayo Civic Auditorium, west entrance at 20 Second Avenue Southeast, in said City, in the Second Election District of the Second Ward;
 In the City Hall Building, Room 109, in said City, in the Third Election District of the Second Ward;
 In the Olmsted County Court House, in said City, in the Fourth Election District of the Second Ward;
 At Miracle Mile, Moores-Jones Color Center, 20-17th Avenue N.W. in said City, in the Fifth Election District of the Second Ward.

In the Jefferson School Building at 10th Avenue and 14th Street Northeast, in said City, in the First Election District of the Third Ward;
 In the Minnesota National Guard Armory at 119-123 North Broadway, in said City, in the Second Election District of the Third Ward;
 In the Lincoln School Building at 9th Avenue and West Center Street, in said City, in the Third Election District of the Third Ward;
 In the Rochester Linoleum and Carpet Store, 601 - 6th Avenue Northwest, in said City, in the Fourth Election District of the Third Ward;
 In the New Fire Hall, located at 7th Street and 2nd Avenue Northeast, in said City, in the Fifth Election District of the Third Ward;
 In the Washington School Building at 11th Avenue and 12th Street Northwest, in said City, in the Sixth Election District of the Third Ward.

Passed and adopted by the Common Council of the City of Rochester, Minnesota, at a meeting thereof held this 19th day of January A. D. 1959.

Attest: Edwards Reiter
City Clerk

David Jensen
President of said Common Council

Approved this 21 day of January A.D. 1959.

Alvin P. Smith
Mayor of said City

(Seal of the City of Rochester, Minnesota)

STATE OF MINNESOTA
 DEPARTMENT OF STATE
 FILED
 MAR 22 1953
Joseph A. Anderson
 Secretary of State

State of Minnesota,
County of Olmsted,
City of Rochester, SS

I, Elfreda Roiter, City Clerk of the City of Rochester, Minnesota
do hereby certify that I have compared the foregoing copy of a resolution
with the original resolution on file in my office, and that the foregoing
is a true and correct copy of the said resolution and of the whole thereof.

Witness my hand this 19th day of March, A. D. 1963.

Elfreda Roiter
City Clerk of Rochester, Minnesota

(Seal of the City of
Rochester, Minnesota)

STATE OF MINNESOTA
DEPARTMENT OF STATE
R F H, T E H D
MAR 22 1963
James L. Anderson
Secretary of State

RESOLUTION

Be it resolved by the ~~Common~~ Council of the City of Rochester, Minnesota:

That the following is a tabulated statement and list of the number of votes cast for each of the two amendments at the Special City Election held March 10th, 1959 in the City of Rochester, Minnesota, as determined by said Common Council on the canvass of the returns of said election made the 11th day of March, 1959, the said statement is hereby declared to show the result of said election.

Said tabulated list and statement is as follows:

	<u>First Ward</u>					<u>Second Ward</u>					<u>Third Ward</u>						
	1	2	3	4	5	1	2	3	4	5	1	2	3	4	5	6	Ttl.

AMENDMENT NO. 1

To amend Sections 147 and 148 of the Charter of the City of Rochester to provide for an increase in the membership of the Public Utility Board from three to five; to provide that the Mayor shall appoint four members of said board, such appointments to be confirmed by the Common Council, and the Common Council shall appoint one of its members to said board; and to provide procedure for the transition from a three member to a five member Public Utility Board.

"YES" received	176	64	115	47	293	52	44	41	92	119	311	30	79	31	62	200	1756
"NO" received	142	77	92	34	83	61	45	25	26	54	109	27	56	50	40	98	1019

AMENDMENT NO. 2

To amend Section 293 of the Charter of the City of Rochester to provide an increase in the annual salary of the Mayor from one thousand dollars (\$1,000.00) to two thousand four hundred dollars (\$2,400.00); and to provide an increase in the annual salary of each Alderman from seven hundred fifty dollars (\$750.00) to one thousand eight hundred dollars (\$1,800.00); otherwise said section to remain the same.

"YES" received	111	43	94	38	223	28	31	24	52	91	227	24	61	22	34	146	1249
"NO" received	215	91	115	40	164	80	59	45	66	79	198	36	75	57	64	169	1553

Be it further resolved by the Common Council that the whole number of persons present and voting at the said Special Election was 2831, and that it required a yes vote of 60% of the whole number of persons present and voting at said Special Election or 1699 votes in favor of the adoption and ratification of each amendment.

That amendment No. 1 to the Charter of the City of Rochester received the required number of votes for adoption and ratification and said amendment therefore did carry and is made a part of the Charter of the City of Rochester, Minnesota.

Be it further resolved that Amendment No. 2 did not receive the required number of votes for adoption and ratification and said amendment is declared rejected by the voters.

Passed and adopted by the Common Council of the City of Rochester, Minnesota at a meeting thereof held this 11th day of March, A.D. 1959.

Harold J. ...
President of said City Council

Attest: Editha Raita
City Clerk

Approved this 14 day of March, A.D. 1959.

Alvin P. ...
Mayor of said City

(Seal of the City of
Rochester, Minnesota)

STATE OF MINNESOTA
DEPARTMENT OF STATE
R. F. U. 1211
MAR 22 1959
Joseph L. ...
Secretary of State

State of Minnesota,
County of Olmsted,
City of Rochester, SS

I, Elfreda Reiter, City Clerk of the City of Rochester, Minnesota do hereby certify that I have compared the foregoing copy of a resolution with the original resolution on file in my office, and that the foregoing is a true and correct copy of the said resolution and of the whole thereof.

Witness my hand this 19th day of March, A. D. 1963.

Elfreda Reiter
City Clerk of Rochester, Minnesota

(Seal of the City of
Rochester, Minnesota)

#16233
STATE OF MINNESOTA
DEPARTMENT OF STATE
FILED
MAR 22 1963
James L. Henneman
Secretary of State