

DEPARTMENT MUNICIPAL COMMISSION

STATE OF MINNESOTA

Office Memorandum

TO : Ciel Dion
Secretary of State's Office
FROM : Pat Lundy
SUBJECT: MORNINGSIDE ANNEXATION TO EDINA A-910

DATE: 6-15-66

Attached is the Municipal Commission's Order for Annexation of the Village of Morningside to the Village of Edina to become effective at 12:01 September 1, 1966. Also attached is our certification and Order for Election, certificates of posting and publishing, certificates of election and original Notice of Hearing.

The Commission Law requires that we file these documents with you to then be filed as public records.

Pat

18210

BEFORE THE MUNICIPAL COMMISSION
OF THE STATE OF MINNESOTA

Robert W. Johnson	Chairman
Thomas R. Byrne	Vice-Chairman
Edward L. Henry	Member

IN THE MATTER OF THE ANNEXATION OF THE VILLAGE OF
MORNINGSIDE, MINNESOTA TO THE VILLAGE OF EDINA, MINNESOTA

Pursuant to Minn. Stat. 414.04 the matter for the annexation of the Village of Morningside to the Village of Edina came duly on for public hearing before the Minnesota Municipal Commission on the 18th day of March, 1966. The Municipal Commission on all records, being fully advised in the premises did make Findings of Fact and Conclusions of Law and Ordered an Election to be held May 3, 1966, in the Village of Morningside on the proposition of the annexation of the Village of Morningside to the Village of Edina.

The May 3, 1966 election results were as follows:

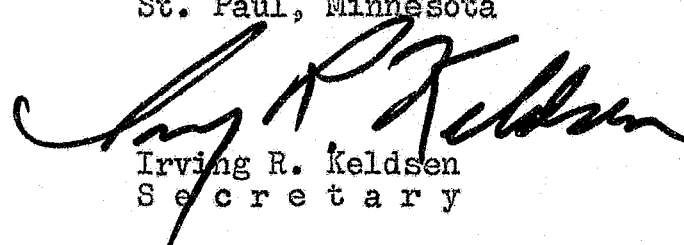
605	For Annexation
352	Against Annexation

The Certificate of Election is attached hereto with the Order for Election and Certificates of Posting and Publication.

THEREFORE the Minnesota Municipal Commission does Order that at 12:01 A.M. on the 1st day of September, 1966, the area of the Village of Morningside is hereby annexed and shall become a part of the Village of Edina. On the aforementioned time and date the governmental unit known as the Village of Morningside shall be dissolved.

Dated this 15th day of June, 1966

MINNESOTA MUNICIPAL COMMISSION
459 Rice Street
St. Paul, Minnesota


Irving R. Keldsen
Secretary

#18210
STATE OF MINNESOTA
DEPARTMENT OF STATE
FILED
JUN 17 1966


Joseph A. Lonsdale
Secretary of State

18210

C E R T I F I C A T I O N

IN THE MATTER OF THE ANNEXATION OF THE
VILLAGE OF MORNINGSIDE, MINNESOTA TO THE
VILLAGE OF EDINA, MINNESOTA

I, Irving R. Keldsen, Secretary of the Minnesota
Municipal Commission, hereby certify that on the 15
day of June, 1966, I did file the following
records according to Minn. Stat. 414.04 with the
Secretary of State, the Hennepin County Auditor,
the Village of Morningside and the Village of Edina:

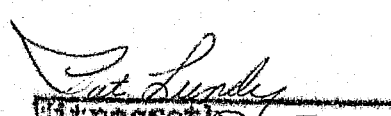
Order for Election

Certificates of Posting and Publishing

Certificates of Election

Notice of Hearing (On Commission Motion)


Irving R. Keldsen
S e c r e t a r y


Ed Lundy
Witnessed

BEFORE THE MUNICIPAL COMMISSION
OF THE STATE OF MINNESOTA

Robert W. Johnson
Thomas R. Byrne
Edward L. Henry

Chairman
Vice-Chairman
Member

IN THE MATTER OF THE ANNEXATION OF THE VILLAGE
OF MORNINGSIDE, MINNESOTA TO THE VILLAGE OF
EDINA, MINNESOTA

The above entitled matter came duly on for public hearing before the Minnesota Municipal Commission the 18th day of March, 1966, pursuant to duly published and posted notice of said hearing. All members of the Commission were present, Mr. Robert Johnson acted as Chairman of the hearing.

Harley A. Degen appeared in behalf of the proponents and Andrew E. Miner appeared in behalf of the opponents to the petition for annexation.

On the entire file and records herein, Thomas R. Byrne, Vice-Chairman, and Edward L. Henry, Member, having attended the entire proceeding now makes the following Findings of Fact, Conclusions of Law, and Order.

FINDINGS OF FACT

I.

That the Village of Morningside is so conditioned and so located as properly to be made a part of the Village of Edina.

II.

That the annexation of the Village of Morningside to the Village of Edina will be for the best interests of each of the municipalities.

III.

That each of the municipalities shares a common boundary.

IV.

That the provisions of Section 414.04, Subd. 1 and Subd. 2 have been complied with.

V.

The Villages of Morningside and Edina do provide governmental facilities, i.e. water, sewage disposal, zoning, street planning, fire and police protection.

VI.

That the annexation of the Village of Morningside to the Village of Edina will provide more economical and efficient governmental services in such departments as water system, sewage disposal, road maintenance, public recreation and planning, fire and police protection.

VII.

That the existing indebtedness of each of the municipalities shall be assumed by the respective municipality and the revenues of either of the annexing municipalities bear reasonable relation to the value of benefits conferred upon the annexed municipality.

VIII.

That the Village of Edina through its council has by resolution approved the annexation of the Village of Morningside.

IX.

	<u>Edina</u>	<u>Morningside</u>
Area	16 Square Miles	240 Acres
Assessed Valuation May 1, 1965	\$37,683,483	\$1,256,648
Indebtedness	\$12,137,000 (from official records)	\$62,000 (as of December 31, 1964)
Population	35,302 (1965 Census)	2,011 (1965 Estimate)

CONCLUSIONS OF LAW

I.

Proponents are entitled to an Order of this Commission fixing a day not less than twenty (20) days nor more than forty (40) days after the entry of such Order when an election shall be held at a place designated by this Commission within the Village of Morningside.

II.

That the Secretary of this Commission cause a copy of the Order approving the petition, including a notice of election, to be posted not less than twenty (20) days before the election in three public places in the Village of Morningside.

ORDER FOR ELECTION

ANNEXATION OF THE VILLAGE OF MORNINGSIDES TO
THE VILLAGE OF EDINA, MINNESOTA

IT IS ORDERED: An election be held pursuant to Minnesota Statutes 414.04 upon the proposition of whether or not the Village of Morningside, State of Minnesota, should be annexed to the Village of Edina, State of Minnesota.

The election shall be held on the 3rd day of May, 1966, at the Morningside Municipal Building, 4115 Grines Avenue South, Morningside, Minnesota. Said polling place shall be open from 7:00 A.M. to 8:00 P.M.

The judges shall be as follows:

Virginia Courtney
4313 Eton Place

Alice Rose
4011 Kipling Ave.

Nina Potter
4009 Kipling Ave.

Elizabeth Anderl
4018 Kipling Ave.

Janet Hyde
4003 Lynn Ave.

Helen Stafford
4226 Grimes Ave.
(alternate)

Elizabeth Soper
4324 Oakdale Ave.
(alternate)

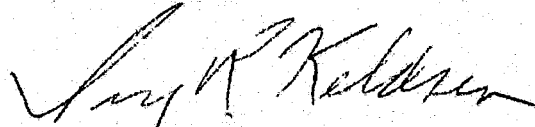
IT IS FURTHER ORDERED: That such election shall be conducted in accordance with the laws or charter formerly regulating the election of municipal officers in the annexed municipality. Only voters residing within the municipality to be annexed shall be entitled to vote. The ballot shall bear the words "For Annexation" and "Against Annexation" with a square before each of the phrases in one of which the voter shall make a cross to express his choice. The ballots and election supplies shall be provided and the judges of election shall be paid by the petitioners or the annexing municipality where the proceedings are initiated by the Commission.

IT IS FURTHER ORDERED: That the Village of Morningside shall cause a copy of this Order to be posted not less than 20 days before the election in three public places in

the Village of Morningside and shall cause the Order for Election to be published two successive weeks in a newspaper qualified as a medium of official and legal publication, of general circulation in the area to be annexed.

Dated this 6th day of April, 1966

MINNESOTA MUNICIPAL COMMISSION
459 Rice Street
St. Paul, Minnesota 55103

A handwritten signature in dark ink, appearing to read "Irving R. Keldsen", is written over the typed name.

Irving R. Keldsen
S e c r e t a r y

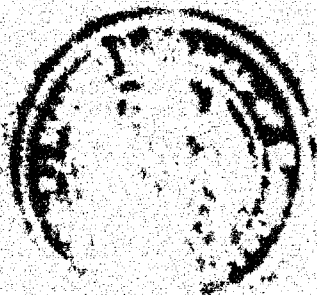
Village of Morningside

4008 Lynn Avenue
Minneapolis, Minnesota 55416

STATE OF MINNESOTA)
COUNTY OF HENNEPIN) SS
VILLAGE OF MORNINGSIDE)

I, the undersigned, being the duly qualified and acting Village Clerk of the Village of Morningside, Minnesota, do hereby certify that I have posted the Notice of Election on the Question of the Annexation of the Village of Morningside to the Village of Edina, in three public places in the Village of Morningside, twenty days before the Election: 1. Morningside Municipal Building and City Board, 2. Edina-Morningside Church, and 3. window of the Dutch Shoppe located in the corner of France Avenue and West 14th St.

WITNESS my hand and seal of said Village of Morningside this
15th Day of April, 1966.



Village Clerk
Village of Morningside, Minnesota

Village of Morningside

4003 Lynn Avenue
Minneapolis, Minnesota 55416

4.9.10

5-16-66

STATE OF MINNESOTA)
COUNTY OF HENNEPIN) SS
VILLAGE OF MORNINGSIDE

We, the undersigned, being the duly appointed Judges for the
"Election Held on the Question of the Annexation of the Village
of Morningside to the Village of Edina," in the Village of
Morningside, at the Morningside Municipal Building on May 3,
1966, between the hours of 7:00 A.M. and 8:00 P.M., and we
have canvassed the ballots cast and found the results to be
605 votes for annexation, and 352 votes against annexation.

WITNESS our signatures and seal of said Village of Morningside
this 4th day of May, 1966.

Judge

Judge

Betty J. ...

Judge

Judge

Judge

AFFIDAVIT OF PUBLICATION

Edina-Morningside Courier

12 Suburban Square

Hopkins, Minnesota

State of Minnesota } ss.
County of Hennepin }

JOHN E. TILTON, being duly sworn, on oath says he is and during all the times herein stated has been the publisher and printer of the newspaper known as The Edina-Morningside Courier and has full knowledge of the facts herein stated as follows: (1) Said newspaper is printed in the English language in newspaper format and in column and sheet form equivalent in printed space to at least 900 square inches. (2) Said newspaper is a weekly and is distributed at least once each week. (3) Said newspaper has 90% of its news columns devoted to news of local interest to the community which it purports to serve and does not wholly duplicate any other publication and is not made up entirely of patents, plate matter and advertisements. (4) Said newspaper is circulated in and near the municipality which it purports to serve, has at least 500 copies regularly delivered to paying subscribers, has an average of at least 75% of its total circulation currently paid or no more than three months in arrears and has entry as second-class matter in its local post-office. (5) Said newspaper purports to serve the VILLAGES of Edina and Morningside in the County of Hennepin and it has its known office of issue in the City of Hopkins in said county, established and open during its regular business hours for the gathering of news, sale of advertisements and sale of subscriptions and maintained by the publisher of said newspaper and subject to his direction and control during all such regular business hours and at which said newspaper is printed. (6) Said newspaper files a copy of each issue immediately with the State Historical Society. (7) Said newspaper has complied with all the foregoing conditions for at least two years preceding the day or date of publication mentioned below. (8) Said newspaper has filed with the Secretary of State of Minnesota prior to January 1, 1906 and each January 1 thereafter an affidavit in the form prescribed by the Secretary of State and signed by the publisher of said newspaper and sworn to before a notary public stating that the newspaper is a legal newspaper.

He further states on oath that the printed Order for election hereof attached as a part hereof was cut from the columns of said newspaper, and was printed

and published therein in the English language, once each week, for 2 successive weeks;

that it was first so published on Thursday, the 21 day of April, 1906

and was thereafter printed and published on every Thursday to and including

Thursday, the 21 day of April, 1906, 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 21 day of April, 1906.

(Notarial Seal)

Alice J. Nelson, Notary Public, Hennepin County, Minn.

My Commission Expires December 25, 1906

(Official Publication)
ORDER FOR ELECTION
ANNEXATION OF THE VILLAGES
OF MORNINGSIDE AND EDINA
TO THE CITY OF MINNEAPOLIS

IT IS ORDERED: That an election be held pursuant to Minnesota Statutes, Chapter 41, upon the question of whether or not the Village of Morningside, State of Minnesota, should be annexed to the Village of Edina, State of Minnesota.

The election shall be held on the 3rd day of May, 1906, at Morningside Municipal Building, 4115 Chicago Avenue South, Minneapolis, Minnesota. Said place shall be open from 7:00 a.m. to 8:00 p.m.

The judges shall be as follows:

Virginia Courtney
4315 Elm Place

Nina Potter
4008 Spring Ave.

Janet Hyde
4006 Lynn Ave.

Alice Rose
4511 Spring Ave.

Elizabeth Anderson
4008 Spring Ave.

Helen Stafford
4208 Grimes Ave.
(alternate)

Elizabeth Foster
4204 Oakdale Ave.
(alternate)

IT IS FURTHER ORDERED: That such election shall be conducted in accordance with the laws or charter formerly regulating the election of municipal officers in the annexed municipality. Only voters residing within the municipality to be annexed shall be entitled to vote. The ballot shall bear the words "For Annexation" and "Against Annexation" with a square before each of the phrases in one of which the voter shall make a cross to express his choice. The ballots and election supplies shall be provided and the judges of election shall be paid by the petitioners or the annexing municipality where the proceedings are initiated by the Commission.

IT IS FURTHER ORDERED: That the Village of Morningside shall cause a copy of this Order to be posted not less than 20 days before the election in three public places in the Village of Morningside and shall cause the Order for election to be published two successive weeks in a newspaper qualified as a medium of official and legal publication, of general circulation in the area to be annexed.

Dated this 3th day of April, 1906.
MINNESOTA MUNICIPAL COMMISSION
430 Rice Street
St. Paul, Minnesota 55101
IRVING R. KELSOEN
Secretary
(April 14, 21, 1906)-C

18210

#18210

S.D.

STATE OF MINNESOTA
DEPARTMENT OF STATE
FILED

JUN 17 1966

James L. Benson
Secretary of State