

**CITY OF AUSTIN**  
**MINNESOTA**



Darrell Stacy  
City Recorder

500 4th AVENUE NORTHEAST

November 20, 1968

Mr. Joseph L. Donovan  
Secretary of State  
State Office Building  
St. Paul, Minnesota 55101

Dear Mr. Donovan:

Enclosed please find two certified copies of the "Certificate of Amendment to the Charter of the City of Austin, Mower County, Minnesota", in connection with amending the Charter changing mil levy limitation for Library purposes to be consistent with State Law.

Would you please return one receipted copy of the enclosed Certificate of Amendment to me for my file.

*Ret'd*

Very truly yours,

*Darrell Stacy*

Darrell Stacy  
City Recorder

DS/p  
Enclosures

STATE OF MINNESOTA  
DEPARTMENT OF STATE  
**FILED**

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*Joseph L. Donovan*  
Secretary of State

THE PROGRESSIVE CITY

*20371*

CERTIFICATE OF AMENDMENT TO CHARTER OF

City of Austin,  
Mower County, Minnesota

This is to certify that I, Darrell Stacy, the undersigned, am the City Recorder of the City of Austin, Mower County, Minnesota. That the seal attached hereto is the corporate seal of said City. That pursuant to the recommendation of the City of Austin Charter Commission, a public hearing was duly held by the City Council of the City of Austin on August 5, 1968, at which time the following amendment was submitted to a public hearing of the citizens of said City. That the members of the Austin City Council after said public hearing by unanimous vote of all its members adopted an ordinance amending the City Charter on the following amendment:

AMENDMENT NO. 1:

CHANGING MIL LEVY LIMITATION FOR LIBRARY PURPOSE TO BE  
CONSISTENT WITH STATE LAW

That Section 3, of Chapter 13 of the Austin City Charter shall be amended by striking out said Section 3 in its entirety and substituting in lieu thereof the following:

"Section 3. The Library board, herein provided to be appointed and their successors in office, shall have power and it shall be their duty to manage, supervise and control the free public library of the City of Austin, taking under their control all property which has now been set apart to the existing library board, and all improvements thereon, and all books, periodicals, manuscripts and other articles of whatsoever character belonging to and forming a part of such library, and all books, papers or portions of libraries which may be hereinafter acquired, either by purchase or donation; and to provide for the proper, convenient and suitable use of such books, manuscripts and periodicals as the library may contain from time to time, under such rules and regulations, and subject to such conditions as the board may impose, and in all things, control and maintain said library. And it shall be the duty of said board through its proper officers to make an annual report to the common council of the City of Austin, reciting the number, and in general, the character of the books, manuscript and periodicals in the library, also the amount of money expended during the then preceding year and the amount which will be required, in addition to the fixed charges and requirements heretofore agreed upon with Andrew Carnegie, the donor of said library, in order to maintain said library and keep the building open for public use, which amount however, together with the amount required to be raised by said agreement with Andrew Carnegie, shall not exceed in any one year the limitations set forth by state law. Upon receipt of such report from the library board, and on or before the time provided for the making of the budget, and tax levy under this charter, the common Council shall levy a tax upon the taxable property of the City of Austin; first, in a sufficient sum to produce Twelve Hundred Dollars (1,200.00) for the use of said library, as is provided in the agreement heretofore entered into between the City of Austin and the Honorable Andrew Carnegie, which said agreement as made and entered into, and as expressed by ordinance, is hereby confirmed and approved, and such further sum that the common council shall determine to be levied, not to exceed in any one year the limitations set forth by state law; and such proposed tax shall be subject to the approval of the mayor in the same manner as in this charter provided for the levying of other taxes, except as to the levying of a tax sufficient to raise the sum of Twelve Hundred Dollars (\$1,200.00) for said library purposes, the levying of which tax is hereby made mandatory. Such tax when so levied shall be certified by

the city recorder to the county auditor to be extended as a part of the general tax levy for said city, and when the amount has been collected, it shall be set apart and appropriated to the library fund, and the city treasurer shall keep a separate account thereof, and it shall be paid out of the treasury only upon the order of the library board signed by its president and secretary. The common council may appropriate to the library fund from the general fund, such further sum or sums during any year as may be determined by the council, and when so appropriated such sum shall be credited to said fund to be drawn out only in the manner herein provided."

That amendment No. 1 as above set forth became effective on November 20th, 1968.

This Certificate is made pursuant to MSA Extra Session Laws of 1967 Chapter 33, Section 3 and MSA 410.12 and in accordance with the provisions of the Charter of said City of Austin.

I hereby certify that the recitals of this certificate are true and that this certificate is made in duplicate.

Dated, made, and certified to at Austin, Minnesota, this 20th day of Nov, 1968.

*Daniel Story*  
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City Recorder

#20371  
STATE OF MINNESOTA  
DEPARTMENT OF STATE  
FILED  
NOV 21 1968  
*Joseph L. Johnson*  
Secretary of State

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