

P. J. SCANLAN,
ATTORNEY AT LAW.

ROCHESTER, MINN., April 8, 1911.

Hon. Julius A. Schmahl,
Secretary of State,
St. Paul, Minn.

Dear Sir:-

Enclosed please find certificate of the ratification of amendments to the "Home Rule" charter of the City of Rochester, to be filed in your office with original charter.

Yours very truly,

P. J. Scanlan
City Attorney.

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

I, James C. Thompson, Mayor and chief executive of the City of Rochester in the County of Olmsted and State of Minnesota, do hereby certify that the Board of Freeholders in and for said city heretofore appointed by Honorable Arthur H. Snow, Judge of the Third Judicial District in the State of Minnesota, pursuant to the laws in such case made and provided, did on February 6, 1911, deliver to me as chief executive officer of said City proposed amendments to the charter of said city adopted and ratified by the voters thereof on the 22nd day of August, A. D. 1904, which said amendments are herein set forth as follows:

AMENDMENT NO. 1.

Amend section 176 of the Charter of the City of Rochester, Minnesota, so as to read as follows:

"Section 176. Whenever the sinking fund shall be insufficient to pay all the maturing city bonds, the Common Council may refund the same by issuing other city bonds, without submitting the proposition to the legal voters of the city, to run not exceeding twenty (20) years. They may bear such terms as to the place of payment and the rate of interest as may be deemed advisable, and in such an amount as may be necessary to meet such deficiency. The Common Council may also provide for issuance of bonds, certificates of indebtedness, or orders as elsewhere provided in this charter for the creation and maintenance of a permanent improvement revolving fund, and in anticipation of the collection of special assessments for local improvements, in an amount not to exceed five (5) per cent of the total assessed value of the taxable property in the city according to the last preceding assessment for purposes of taxation, without submitting the proposition to the legal voters of the city. The Common Council may also provide for the issuance of bonds, certificates of indebtedness, or orders, other than those ~~those~~ authorized above, for the purpose of anticipating the collection of general taxes for the year in which they may be issued, without submitting the proposition to the legal voters of the city, to the amount of fifteen

thousand dollars (\$15,000) to be outstanding and unpaid at any one time, payable not more than one year after the date thereof out of the general or any other special fund of the city, with interest thereon at a rate not exceeding six (6) per cent per annum. The city may also issue bonds for the purpose of raising money to erect, construct, improve, enlarge or repair any public building, electric light or water plant belonging to the city, or for any other municipal purpose, after first submitting the proposition to the voters of the city in the same manner provided in chapter XIII. of this charter; but the city shall never incur, or be subject to, a net indebtedness in excess of five (5) per cent of the total assessed value of the property taxable within the city according to the last preceding assessment for purposes of taxation. The words "net indebtedness" as used herein shall mean the sum of all outstanding money obligations of the city after deducting:

1. Orders or warrants drawn upon the Treasurer and payable forthwith.

2. Certificates of indebtedness and bonds issued for the creation or maintenance of the Permanent Improvement Revolving Fund.

3. Contracts and obligations made or incurred for making local improvements and payable from the proceeds of assessments levied, or to be levied, upon property especially benefitted by such improvements.

4. The amount of all money and the face value of all securities held as a sinking fund for the payment of the bonds and debts of the city."

AMENDMENT NO. 2.

Amend section 259 of the charter of the City of Rochester, Minnesota, so as to read as follows:

"Section 259. No sprinkling, any part of the cost of which is to be assessed upon abutting property, shall be ordered by the Common Council without the consent of a majority of the property owners representing at least fifty (50) per cent of the frontage of the abutting real property to be assessed, unless the ordinance or resolution ordering said sprinkling shall receive on final passage the affirmative vote of five-sevenths (5/7) of all the members of the Common Council and be approved by the Mayor."

I further certify that the Common Council of the said City of Rochester submitted the above amendments to the qualified voters of said city at the annual charter election held in said city on March 14, 1911; that more than three-fifths of the said voters voting at said election voted in favor of the adoption of each of said amendments and adopted and ratified said amendments and each of them; that the number of qualified voters present and voting at said election was 1475; that the number of said voters who voted in favor of the adoption of said amendment No. 1 was 958, and the number of said voters who voted ~~for~~ in favor of the adoption of said amendment No. 2 was 898, as shown by the returns of said election as canvassed by the Common Council of said City of Rochester.

In testimony whereof I have hereunto set my hand in duplicate and caused the said duplicates to be authenticated by the seal of the City of Rochester and attested by the City Clerk of said City, this first day of April, A. D. 1911.

James C. Thompson
Mayor of the City of Rochester.

ATTEST:

Henry Hall
City Clerk.

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