

# Office of City Clerk

DULUTH, MINN.

*A. H. Davenport*  
F. D. ASH, CITY CLERK

By Mayor Snively:

Whereas, on January 23rd, 1923, there was held in the City of Duluth pursuant to Section 36, of Article IV of the Constitution of the State of Minnesota, a Special Municipal Election for the Ratification or rejection of two proposed amendments to the Charter of said City and

Whereas, the Judges and Clerks of the several election districts of the City of Duluth having made returns thereof to the City Council and the City Council having duly canvassed said returns in compliance with Section 48 of the City Charter and having ascertained the number of ballots cast at the election held for the ratification or rejection of amendments to the City Charter.

Now Therefore, The city council of the City of Duluth hereby declares that at said election there were cast Five Thousand Two Hundred Seventy-Three (5,273) ballots; that the proposition "Shall the proposed amendment to the charter of the City of Duluth Numbered 'One' be ratified" received in the affirmative Thirty-five Hundred Eighty-six (3,586) votes, and in the negative Sixteen Hundred and Ten (1,610) votes; that the proposition "Shall the proposed amendment to the charter of the City of Duluth Numbered 'Two' be ratified as to Sub-Division four?" received in the affirmative Thirty-five Hundred and Twelve (3,512) votes and in the negative Sixteen Hundred and Fifty-five (1,655) votes; that the proposition "Shall the proposed Amendment to the charter of the City of Duluth Numbered 'Two' be ratified as to Sub-Division 5; received in the affirmative Thirty-eight Hundred and Twenty (3,820) votes, and in the negative Thirteen Hundred and Fifty-six (1,356) votes.

Now Therefore Be It Resolved, That the proposition "Shall the proposed amendment to the charter of the City of Duluth Numbered 'One' be ratified" having received more than three-fifths of all votes cast at said special municipal election is hereby declared duly ratified.

Resolved further, That the proposition "Shall the proposed amendment to the charter of the City of Duluth Numbered 'Two' be ratified as to Sub-Division 4?" having received more than three-fifths of all votes cast at said special municipal election is hereby declared duly ratified.

Resolved further, That the proposition "Shall the proposed amendment to the charter of the City of Duluth Numbered 'Two' be ratified as to Sub-Division 5 having received more than three-fifths of all votes cast at said special municipal election is hereby declared duly ratified.

Mayor Snively moved the adoption of the resolution and it was declared adopted upon the following vote:

Yeas—Commissioners Farrell, Mur-nian, Merritt, Mayor S. F. Snively—4.  
Nays—None.  
Adopted Jan. 29, 1923.  
Approved Jan. 31, 1923.

*A. H. Davenport*  
I, *F. D. Ash*, City Clerk of the City of Duluth, in the State of Minnesota, do hereby certify that I have compared the annexed copy of Resolution passed by the City Council of the City of Duluth, on the *29th* day of *January* 19*23*, with the original document and record thereof on file and of record in my office, and in my custody as City Clerk of said city, and that the same is a true and correct copy thereof, and the whole thereof, and a true and correct transcript therefrom.

In Witness Whereof, I have hereunto set my hand and affixed the corporate seal of said City of Duluth, this *5th* day of *February* 19*23*.

*A. H. Davenport*  
City Clerk, City of Duluth, Minn.

#  
2918

AMENDMENT NO. 1

To Amend Sub-Division 10 of Section 54 as contained in Chapter 8,  
of the Duluth City Charter so that sub-division 10 with additions  
will read as follows:

# 2919

10. A permanent improvement revolving fund, which shall not be supported by taxation. There shall be paid into this fund moneys received on special assessments heretofore or hereafter levied by the city for local improvements, and also the proceeds of the sale of the one hundred fifty thousand dollars (\$150,000.00) par value of bonds authorized herein. Except as in this charter otherwise provided, the council may, by resolution, determine the aggregate amount of the assessments for local improvements which in its judgment will be extended for payment, as is provided for in chapter IX of this charter, but in no case shall such aggregate amount exceed seventy-five per cent (75 per cent) of the total estimated cost of such improvement, and order the issuance and sale of extended assessment certificates representing such aggregate sum, which shall entitle the holder thereof to demand and receive from the city of Duluth, upon the surrender of such certificates to the treasurer on or after the date of payment thereof, the amount of money named to be paid therein, with the rate of interest stipulated to be paid thereon to the due date thereof and not after such date. Such certificates may be issued in such amounts and become due on such dates as the council may determine, but none of the same shall be payable more than five (5) years from the date of the same. The proceeds of the sale of said certificates shall be paid into the permanent improvement revolving fund. Said certificates shall bear a rate of interest not exceeding six per cent (6 per cent) per annum. The council may, in its discretion, either sell said certificates direct to investors, or may contract for the sale of all such certificates that may be issued during any calendar year. No sale of such certificates, by contract, shall be made except after advertising for bids, at least one week prior to sale, in the official newspaper of the city, and such sales shall be made to the highest responsible bidder. Bids may be asked on the basis of a rate of interest specified in the proposals and on the net interest basis on which the bidder will pay par for the same.

10-(a). The aggregate amount levied by general taxation in any one year for all of said funds, not including funds numbered 1 and 2, shall not exceed fifteen (15) dollars per capita of the population of the city of Duluth and a levy in excess of such limitation shall be void as to such excess.

10-(b). In determining the population of the city of Duluth for the purposes of subsection 10-(a) preceding, the enumeration of the inhabitants of said city by the last preceding national census shall be taken as the basis of calculation and to such census enumeration shall be added two and six-tenths (2 6-10) per cent thereof for the first full year that shall have elapsed after the year in which such census was taken, and for each succeeding year shall be added two and six-tenths (2 6-10) per cent of the number of inhabitants for the previous year as so determined. Whenever a new census shall be taken by the general government the enumeration of the inhabitants of said city thereby shall automatically adjust itself as a new basis of calculation hereunder.

10-(c). There shall be levied, each year by general taxation, for fund numbered 2, an amount at least equal to one mill on the dollar of the assessed valuation of all taxable real property in said city.