



*City of Rochester*  
*Minnesota*  
55901

CAROLE A. GRIMM  
City Clerk

August 30, 1976

Joan Anderson Growe  
Secretary of State  
Room 180  
State Office Building  
St. Paul, MN 55155

Harry Evans  
Register of Deeds  
Olmsted County Courthouse  
Rochester, MN 55901

Enclosed herewith for filing in your office pursuant to Minnesota Statutes, §410.11 are the following:

1. A certificate identifying a copy of Ordinance No. 1839 which was published on May 12 and May 19, 1976, and certifying that (i) no petition for referendum on the ordinance was filed with the City Clerk on or before July 18, 1976 as provided in Minnesota Statutes, §410.12, subd. 1, (ii) Ordinance No. 1839 will become effective on August 17, 1976, 90 days after passage and publication (90 days from one week after first publication pursuant to section 100 of the Rochester City Charter).

2. A certified copy of the minutes of the Rochester Charter Commission recommending adoption of the Charter amendment contained in Ordinance No. 1839.

3. An affidavit showing publication of a notice of hearing before the Rochester Common Council on the proposed language which was adopted as Ordinance No. 1839.

Very truly yours,

*Carole A. Grimm*

City Clerk

#30001  
STATE OF MINNESOTA  
DEPARTMENT OF STATE  
FILED  
AUG 31 1976  
*Joan Anderson Growe*  
Secretary of State

STATE OF MINNESOTA )  
 ) SS  
COUNTY OF OLMSTED )

I, Carole A. Grimm, City Clerk of the City of Rochester, Minnesota  
do hereby certify that I have compared the copy of the minutes of  
the Rochester Charter Commission recommending adoption of the  
Charter amendment contained in Ordinance No. 1839 with the original  
copy of the minutes of the Rochester Charter Commission recommending  
adoption of the Charter amendment contained in Ordinance No. 1839  
and that the foregoing is a true and correct copy of said minutes  
and of the whole thereof.

Witness my hand this 30th day of August, 1976.

Carole A. Grimm  
City Clerk of the City of Rochester,  
Minnesota

( Seal of the City of  
Rochester, Minnesota )

#30001  
STATE OF MINNESOTA  
DEPARTMENT OF STATE  
FILED  
AUG 31 1976  
Joan Anderson Howe  
Secretary of State

March 26, 1976

Honorable Mayor and Members of the Common Council  
City of Rochester  
Rochester, Minnesota

Dear Mayor and Members of the Council,

The enclosed resolution for AN ORDINANCE AMENDING SECTION 162 OF THE CHARTER OF THE CITY OF ROCHESTER BY ADDING A SUBSECTION RELATING TO DEVELOPMENT PROGRAMS AND BONDS was considered by the Charter Commission at its regular meeting on March 16, 1976.

At that meeting a motion to recommend passage and submit the proposed ordinance to the Common Council was carried. The enclosed copy of the resolution bears the signatures ten of the fifteen members of the Charter Commission. It is herewith submitted for your action.

Very truly yours,

*Carolyn F. Richards*

Carolyn F. Richards  
Secretary  
Rochester Charter Commission

STATE OF MINNESOTA  
DEPARTMENT OF STATE  
FILED  
AUG 31 1976

*James Anderson*  
Secretary of State

ROCHESTER, MINN.

76 MAR 24 PM 3:30

RECEIVED  
CITY CLERKS OFFICE

160224

# RESOLUTION

BE IT RESOLVED that pursuant to the provisions of Minnesota Statutes 410.12, subdivision 7, the following amendment to the Charter of the City of Rochester is recommended to the Common Council of the City of Rochester for enactment by ordinance:

AN ORDINANCE AMENDING SECTION 162 OF THE  
CHARTER OF THE CITY OF ROCHESTER BY ADDING  
A SUBSECTION RELATING TO DEVELOPMENT  
PROGRAMS AND BONDS

THE COMMON COUNCIL OF THE CITY OF ROCHESTER DO ORDAIN:

Section 1. The Charter of the City of Rochester, adopted and ratified on August 22, 1904, as amended and now in force and effect under the provisions of Article XII of the Constitution of the State of Minnesota, is further amended, pursuant to the provisions of Minnesota Statutes, Section 410.12, Subdivision 7, by adding to Section 162 thereof a subsection to read as follows:

162.4 The provisions of section 103.5 do not apply to the establishment of a development district and program and the financing thereof by the segregation of tax increments and the issuance of general obligation bonds pursuant to the provisions of Minnesota Statutes, Chapter 472A, or to the financing of projects within such a district by the issuance of revenue bonds under the provisions of other applicable laws, which may be done by resolutions of the common council after such notices and hearings as are required by those laws. Proceeds of such bonds may be expended for the acquisition of property to be disposed of for private development in accordance with the development program.

Section 2. This ordinance is enacted pursuant to Minnesota Statutes, section 410.12, subdivision 7 and shall take effect and be in force 90 days after passage and publication, subject to the provisions of subdivision 7.

76 MAR 24 PM 3:30

RECEIVED  
CITY CLERKS OFFICE

#30061  
STATE OF MINNESOTA  
DEPARTMENT OF STATE

FILED  
AUG 31 1976

James Anderson, Secy  
Secretary of State

IN WITNESS WHEREOF, we have hereunto set our hands this  
16th day of March, 1976,

Charter Commission of the City of Rochester

Marjorie Adams

R. V. Shind

Vincent D. Folker

Orin H. Rain

Deane Casper

Paul A. Stein

Carolyn F. Richards

Joanne A. Hesse

Janet A. Toft

Rev. Arnold H. Leonard

STATE OF MINNESOTA  
DEPARTMENT OF STATE  
FILED  
AUG 31 1976

John Anderson  
Secretary of State

STATE OF MINNESOTA )  
 ) SS  
COUNTY OF OLMTED )

Witness my hand this 30th day of August, 1976

Carol A. Grinnon  
City Clerk

STATE OF MINNESOTA  
DEPARTMENT OF STATE  
FILED  
AUG 31 1976  
*Joan Anderson*  
Secretary of State

# PRINTER'S AFFIDAVIT

State of Minnesota, }  
County of Olmsted } SS

PAUL MC CUE

being duly

sworn says that he now is and during all the times hereinafter stated has been  
GENERAL MANAGER

of the Post-Bulletin Company, publisher and printer of the Rochester Post-Bulletin, a daily newspaper, printed and published in the City of Rochester, in said Olmsted County, State of Minnesota, daily except Sunday of each week;

That he has knowledge of the facts and knows personally that the printed notice hereto attached, cut from the columns of said newspaper, was inserted, printed and published in said newspaper once in each week for TWO TIMES weeks, and that all of said publications were made in the English language, and was printed and published in said newspaper on

Wednesday, May 12, 1976

Wednesday, May 19, 1976

That during all said time, said newspaper was, and for more than two years immediately prior thereto had been, qualified as a medium of official and legal publications as required by the laws of the State of Minnesota, and that it has complied with all the requirements of said laws, and for more than two years prior thereto had been, and ever since said time has been and still is:

(1) Printed from the place at which it purports to be issued, as above stated, in the English language and in newspaper format and in column and sheet form equivalent in printed space to at least 900 square inches.

(2) Distributed six days in each week from a known office, established in said place for such publication and employing skilled workmen and the necessary material for preparing and printing the same.

(3) A newspaper containing general and local news, comment and miscellany, not wholly duplicating any other publication, and not entirely made up of patents, plate matter and advertisements, or any or either of them, and that in its make-up not less than twenty-five per cent of its news columns have been devoted to news of local interest to the community it purports to serve.

(4) Circulated in and near the municipality which it purports to serve, and has at least 500 copies regularly delivered to paying subscribers, and has an average of at least 75 percent 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) Has its known office of issue established in Olmsted County, Minnesota, in which lies the municipality which the newspaper purports to serve.

(6) Has filed a copy of each issue immediately with the State Historical Society.

(7) Has complied with all the foregoing conditions for at least two years last past.

(8) Has filed with the Secretary of State, prior to January 1 of each year, an affidavit in the form prescribed by the Secretary of State, and signed by the publisher or managing officer and sworn to before a notary public stating that the newspaper is a legal newspaper.

That the following is a printed copy of the lower case alphabet from a to z, both inclusive, of the size and kind of type used in the composition, printing and publication of said legal advertisement hereunto attached, viz:

abcdefghijklmnopqrstuvwxyz

Further affiant saith not, save that this affidavit is made pursuant to the laws of the State of Minnesota, and is intended to accompany the bill for the publication in said newspaper of the aforesaid legal advertisement.

*Paul McCue*

Subscribed and sworn to before me this May 20, 1976

Printer's Fee \$28.77

ORDINANCE NO. 1839  
AN ORDINANCE AMENDING  
SECTION 162 OF THE CHARTER  
OF THE CITY OF ROCHESTER  
BY ADDING A SUBSECTION  
RELATING TO DEVELOPMENT  
PROGRAMS AND BONDS

THE COMMON COUNCIL OF THE  
CITY OF ROCHESTER DO ORDAIN:

Section 1. The Charter of the City of Rochester, adopted and ratified on August 22, 1904, as amended and now in force and effect under the provisions of Article XII of the Constitution of the State of Minnesota, is further amended, pursuant to the provisions of Minnesota Statutes, Section 410.12, Subdivision 7, by adding to Section 162 thereof a subsection to read as follows:

"162.4 The provisions of section 103.5 do not apply to the establishment of a development district and program and the financing thereof by the segregation of tax increments and the issuance of general obligation bonds pursuant to the provisions of Minnesota Statutes, Chapter 472A, or to the financing of projects within such a district by the issuance of revenue bonds under the provisions of other applicable laws, which may be done by resolutions of the common council after such notices and hearings as are required by those laws. Proceeds of such bonds may be expended for the acquisition of property to be disposed of for private development in accordance with the development program."

Section 2. This ordinance, having been recommended by the Charter Commission of the City of Rochester, is enacted pursuant to Minnesota Statutes, Section 410.12, Subdivision 7 and shall take effect and be in force 90 days after passage and publication, subject to the provisions of Subdivision 7.

Passed and adopted by the Common Council of the City of Rochester, Minnesota, this 3rd day of May, 1976.

/s/R. J. Postler  
President of said  
Common Council  
Attest: /s/Carole A. Grimm  
City Clerk

Approved this 4th day  
of May, 1976.  
/s/Alex P. Smekta  
Mayor of said City  
(Seal of the City of  
Rochester, Minnesota)  
(5/12, 5/19)

STATE OF MINNESOTA  
DEPARTMENT OF STATE  
FILED  
AUG 31 1976  
J. W. Carlson  
Secretary of State

*Marlene Nelson*  
MARLENE NELSON  
NOTARY PUBLIC - MINNESOTA  
OLMSTED COUNTY  
My Commission Expires Mar. 10, 1982