

TOWN OF FAYAL
St. Louis County, Minnesota

ORDINANCE NO. 2002-1

AN ORDINANCE TO CHANGE THE DATE OF THE ANNUAL TOWN ELECTION TO THE FIRST TUESDAY AFTER THE FIRST MONDAY IN NOVEMBER

The Board of Supervisors of the Town of Fayal hereby ordains as follows:

RECITALS

1. Minnesota Statutes Section 205.075 Subd. 1 states that the general election in a town must be held on the second Tuesday in March, except as provided in Minnesota Statutes Section 205.075 Subd. 2.
2. Minnesota Statutes Section 205.075 Subd. 2 states that a town may by ordinance designate the first Tuesday after the first Monday in November of either the even-numbered or the odd-numbered year as the date of the town general election. Town Supervisors elected at a November town general election shall serve four-year terms.
3. The ordinance changing the date of the town general election must include a plan to lengthen or shorten the terms of office to provide an orderly transition to the November election schedule, and, said ordinance will become effective upon the affirmative vote of the electors at the next town general election.
4. The Town Board has determined that there would be more voter participation in the town general election and a savings in expenses necessary to administer elections if the town general election were to be held concurrently with the federal, state, and county elections held in November of even-numbered years.

ARTICLE I. APPROVAL BY THE ELECTORS

The following question is hereby ordered to be placed on the ballot for the town general election to be held on the second Tuesday of March in the year 2003:

"Should Ordinance 2002-01 which changes the date of town general election from the second Tuesday in March every year to the first Tuesday after the first Monday in November of every even-numbered year and changes the terms of Town Supervisors from three year terms to four year terms be put into effect in the Town of Fayal??" (YES NO)

ARTICLE II. IMPLEMENTATION PLAN

Upon the affirmative vote of the electors on the ballot question in Article I, the following implementation plan will be followed to provide an orderly transition to the November election schedule:

- a. There will be no general town election in March of 2004
- b. The terms of the two supervisors elected in March 2001 are hereby extended to 31 December 2004.
- c. The term of the Clerk/Treasurer elected in 2002 is hereby extended to 31 December 2004
- d. The terms of the two supervisors elected in March 2002 are hereby shortened to 31 December 2004.
- e. The term of the one supervisor to be elected in March 2003 is hereby extended to 31 December 2006.
- f. The first November general town election will be on the first Tuesday after the first Monday in November 2004

- g. At the November, 2004 election there will be a total of four supervisors up for election. Two seats will be for two year terms and two seats will be for four year terms. Candidates for these seats will declare which seat they are seeking at the time of filing. One Clerk Treasurer will be up for election for a two year term.
- h. All officers elected in November 2004 will be seated on January 1 2005.
- i. There will be no general town Election in 2005
- j. At the November 2006 election, there will be three supervisors up for four year terms and the clerk/treasurer for a two year term.
- k. All officers elected in November 2006 would be seated on January 1 2007
- l. There will be no general town Election in 2007
- m. At the November 2008 election, there would be two supervisors up for four year terms and the clerk/treasurer for a two year term.
- n. No Town Election in 2009

The transition would be complete with the November 2008 election.

ARTICLE III EFFECTUATION

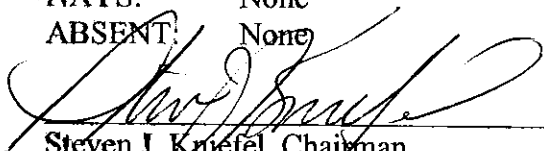
This Ordinance shall take effect and be in force from and after its passage and publication.

Adoption of the foregoing Ordinance was moved by Chairman Kniefel seconded by Supervisor Tamaro and it was adopted this 7th day of May 2002 on the following vote:

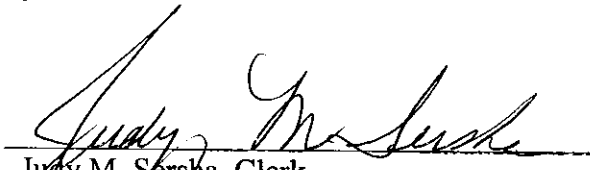
AYES: Kniefel, Beldo, Ojanpa, Tamaro, Erjavec

NAYS: None

ABSENT: None

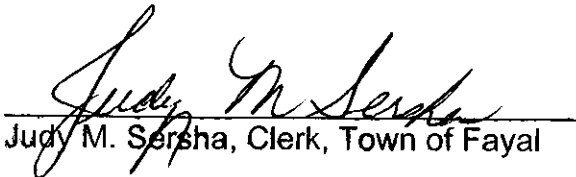


Steven J. Kniefel, Chairman
TOWN OF FAYAL, MINNESOTA



Judy M. Sersha, Clerk
TOWN OF FAYAL, MINNESOTA

Ordinance 2002-1 was published according to law on May 14, 2002



Judy M. Sersha, Clerk, Town of Fayal

Affidavit of Publication

STATE OF MINNESOTA)

)ss

COUNTY OF ST. LOUIS)

Eileen Rioux, being duly sworn, on oath says that he/she is the publisher or authorized agent and employee of the publisher of the newspaper known as Mesabi Daily News, and has full knowledge of the facts which are stated below:

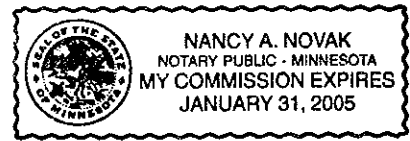
(A) The newspaper has complied with all of the requirements constituting qualification as a qualified newspaper, as provided by Minnesota Statute 331A.02, 331A.07, and other applicable laws, as amended.

(B) The printed Town of Fayal Ordinance No. 2002-1 which is attached was cut from the columns of said newspaper, and was printed and published one time; it was published on Tuesday, the 14th day of May, 2002; and printed below is a copy of the lower case alphabet from A to Z, both inclusive, which is hereby acknowledged as being the size and kind of type used in the composition and publication of the notice.

*abcdefghijklmnopqrstuvwxyz

BY: Eileen Rioux

Nancy A. Novak
Subscribed and sworn to before me on
this 14th day of May, 2002.
Notary Public



*Alphabet should be in the same size and kind of type as the notice.

- (1) Lowest classified rate paid by commercial users for comparable space
- (2) Maximum rate allowed by law for the above matter
- (3) Rate actually charged for the above matter

ARTICLE I. APPROVAL BY THE ELECTORS
The following question is hereby ordered to be placed on the ballot for the town general election to be held on the second Tuesday of March in the year 2003:
*Should Ordinance 2002-01 which changes the date of town general election from the second Tuesday in March every year to the first Tuesday after the first Monday in November of every even-numbered year and changes the terms of Town Supervisors from three year terms to

ARTICLE II. EFFECTUATION
This Ordinance shall take effect and be in force from and after its passage and publication.
Adoption of the foregoing Ordinance was moved by Chairman Kniefel seconded by Supervisor Tammaro and it was adopted this 7th day of May 2002 on the following vote:
AYES: Kniefel, Beido, Ojanpa, Tammaro, Erjavec
NAYS: None
ABSENT: None
/s/ Steven J. Kniefel, Chairman
TOWN OF FAYAL, MINNESOTA
/s/ Judy M. Sersha, Clerk
TOWN OF FAYAL, MINNESOTA
MDN: 5-14-2002

