

ORDINANCE NO. 2004-240
June 15, 2004
AN ORDINANCE RELATING TO THE AREA TAXED TO PAY
LIBRARY BONDS ISSUED IN 2004

A. WHEREAS, by Ordinance No. 2004-094 adopted on February 24, 2004, Ramsey County, Minnesota (the "County"), has authorized the issuance of \$31,960,000 of capital improvement plan bonds, \$750,000 of which is for the new construction of a library in North St. Paul; and

B. WHEREAS, by Ordinance No. 2004-157 adopted on April 13, 2004, the County has authorized the issuance of \$9,750,000 of library bonds; and

C. WHEREAS, said ordinances contemplate that the bonds shall be paid from ad valorem taxes levied on all taxable property in the County, but the Board of Commissioners prefers that levies for library bonds be in the same portion of the County which is taxed for library service; and

D. WHEREAS, under its Home Rule Charter the County has the power and authority to make library bonds payable from taxes on the portion of the County which is taxed for library service:

NOW, THEREFORE, THE BOARD OF COMMISSIONERS OF THE COUNTY OF RAMSEY DOES ORDAIN as follows:

1. Finding. The Board of Commissioners hereby finds, determines and declares that the Home Rule Charter of the County confers the power and authority to make library bonds payable from taxes on the portion of the County which is taxed for library service, rather than on all taxable property in the County.

2. Taxing Area. The portion of the County's capital improvement plan bonds issued in 2004 which finances the library in North St. Paul shall be identified and the debt service thereon shall be paid from ad valorem taxes levied upon all of the taxable property in the County which is outside the City of Saint Paul. The debt service on the library bonds issued in 2004 shall be paid from ad valorem taxes levied upon all of the taxable property in the County which is outside the City of Saint Paul. Said taxes shall be appropriated and credited to the debt service funds for the bonds, and shall reduce the taxes for the payment of the bonds otherwise required to be levied on property in the entire County. The bonds shall be general obligation bonds, and if ad valorem taxes levied upon all of the taxable property in the County which is outside the City of Saint Paul are not sufficient to pay the bonds, any deficiency shall be a general responsibility of the County and shall if necessary be paid from ad valorem taxes levied on all taxable property in the entire County.

3. Amendment. Ordinance No. 2004-094, particularly paragraph 3 thereof, and Ordinance No. 2004-157, particularly paragraph 3 thereof, are both hereby amended and supplemented to the extent necessary to incorporate and give effect to paragraph 2 of this Ordinance. If any of the bonds affected by paragraph 2 of this Ordinance are issued prior to the effective date of this Ordinance, the levy required by paragraph 2 to be made on property outside the City of Saint Paul shall contain a contingency that the levy will be made on all property in the entire County if this Ordinance is not effective by December 20, 2004.

4. Referendum Upon Petition. This Ordinance is subject to the ordinance procedure of the County's Home Rule Charter, including the holding of a referendum if a sufficient petition is filed within thirty (30) days after its publication. Among other conditions to be met, a sufficient petition must be signed by registered voters of the County equal in number of ten percent (10%) of those who voted in the County for the office of President of the United States in the last general election.

5. Effective Date. If no petition is filed, this Ordinance shall be effective thirty-one (31) days after its publication. If a petition is filed, it shall suspend the operation of this Ordinance as provided in the County's Home Rule Charter, and the procedures set forth therein shall be applicable.