

PARK DEPT.—(Continued)

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PARK DEPT.—(Continued)

Minnesota Point—(Continued):

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supervision on buildings at Hartley Field, and Lincoln Playfield, was laid over for one week under the provisions of the City Charter.

Motions and Resolutions

By Mayor Berghult:

Resolved, that the proper City Officers be and they are hereby authorized and directed to accept a quit claim deed from Highland Company, a Minnesota corporation, to the City, to the vacated streets and alleys adjacent to Lots numbered Fifty-two (52) to Sixty-two (62), both inclusive, and Lots numbered Sixty-four (64) to Sixty-eight (68), both inclusive, in Block numbered Six (6), Duluth Heights, Sixth Division, in St. Louis County, Minnesota, for Duluth Heights Playground, to complete title in the City to all property described in the first paragraph of resolution of City Council approved November 30, 1938, which deed is given without further consideration than that expressed in said resolution, and heretofore paid for all property described in the first paragraph of said resolution.

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

Yeas—Commissioners Bodin, Merritt, Peterson, Williams and Mayor Berghult—5.

Nays—None.

Adopted April 15, 1940.

Approved April 17, 1940.

By Mayor Berghult:

Resolved, that Gordon H. Butler be and he is hereby appointed a member of the Board of Examiners and Appeals under the Building Code for the term ending July 29, 1944.

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

Yeas—Commissioners Bodin, Merritt, Peterson, Williams and Mayor Berghult—5.

Nays—None.

Adopted April 15, 1940.

Approved April 17, 1940.

By Mayor Berghult:

Resolved, that East End Ice & Coal Co. be and it is hereby awarded a contract for furnishing and delivering to the various Park Department Refectories, Ice as may be needed during the 1940 season, on its bid of 50c net per CWT. Estimated amount of contract \$200.00. Payable out of the Public Welfare Fund, Park Department, Budget Items WP16-909.

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

Yeas—Commissioners Bodin, Merritt, Peterson, Williams and Mayor Berghult—5.

Nays—None.

Adopted April 15, 1940.

Approved April 17, 1940.

By Mayor Berghult:

Whereas, in a condemnation proceeding pending in the District Court in Case No. 80826, the commissioners appointed by said Court filed their report with the Clerk thereof on November 24, 1939, which report includes awards of damages for the taking of certain lands as follows:

In Block 164, Duluth Proper, Third Division:

A part of Lot 74, \$50.00;
A part of Lot 76, \$90.00;
A part of Lot 78, \$90.00;
A part of Lot 80, \$120.00.

In Block 165, Duluth Proper, Third Division:

A part of Lot 63, \$50.00.

Now, therefore, be it

Resolved, that said awards of compensation and damages in said proceeding limited to those awards herein described, be and the same hereby are confirmed.

Be It Further Resolved, that there is doubt as to who is entitled to the compensation or damages represented by said awards herein described, and that therefore, there is hereby appropriated and set apart in the City Treasury, for whoever shall show clear right to receive the same, the amounts of the awards herein set forth, with interest on each such award at the rate of five (5%) per cent per annum from and after November 24, 1939, to and including the date of the adoption of this resolution; and that the proper City Officers be and they are hereby authorized and directed thereafter to pay said awards herein described, including interest thereon as herein provided from Unemployment Projects Fund, Boulevard Improvements, to the persons or corporations who shall show clear right to receive the same.

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

Yeas—Commissioners Bodin, Merritt, Peterson, Williams and Mayor Berghult—5.

Nays—None.

Adopted April 15, 1940.

Approved April 17, 1940.

By Mayor Berghult:

Resolved, that the proper City Officers be and they are hereby authorized and directed to accept the offer of M. M. Gasser Company to release, by written instrument, the following described property situate in St. Louis County, Minnesota, to-wit:

All that part of a parcel of land in Parcel 4, REFEREE'S PLAT OF MINNESOTA POINT, according to the recorded plat thereof, situate in St. Louis County, Minnesota, lying south and westerly of the East line of Minnesota Avenue projected south and easterly in a straight line

continued as the same is laid out and established in the recorded plat of Oatka Beach Addition east and southerly of 43rd Street, together with all riparian rights and submerged lands contiguous thereto; of that part of Parcel No. 4, Referee's Plat of Minnesota Point, as the same is recorded in Book "G" of Plats at Page 38 in the office of the Register of Deeds of St. Louis County, Minnesota, which lie between two lines drawn through said Parcel four, the first of said Lines being parallel with the northerly line of said Parcel four and distant two hundred and twenty-five (225) feet southerly therefrom and the second of said lines being parallel with said northerly line of said Parcel four and distant four hundred (400) feet southerly therefrom, located in Lot 1, Section 13, Township 49 North, Range 14 west, of the 4th P. M. in St. Louis County, Minnesota,

from the lien of that certain judgment, dated June 27, 1935, in favor of M. M. Gasser Company and against Wallace W. Hankins and his wife, in the principal sum of \$526.74, entered in the District Court, a certified copy of which was duly registered March 21, 1936, at ten o'clock A. M. as Document No. 132193, in the office of the Registrar of Titles for St. Louis County, Minnesota, and there-in entered as a memorial upon Certificate of Title No. 78751, contained in Volume 244 of Register of Titles, Page 351, for the consideration of \$275.00 to be paid by the City to M. M. Gasser Company therefor.

Resolved Further, that the proper City officers be and they are hereby authorized and directed to draw an order for said sum, payable to M. M. Gasser Company, on Unemployment Projects Fund, Minnesota Point Condemnation Matter; delivery of the order to be made only after said release is approved as to form and validity by the City Attorney.

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

Yeas—Commissioners Bodin, Merritt, Peterson, Williams and Mayor Berghult—5.

Nays—None.

Adopted April 15, 1940.

Approved April 17, 1940.

By Mayor Berghult:

Resolved, that the proper City officers be and they are hereby authorized and directed to accept from the State of Minnesota, acting by and through its Executive Council, the following quit claim deeds heretofore delivered and executed by the State pursuant to resolution of the Executive Council thereof passed and adopted at its meeting held on the 11th day of April, 1938, as recited in said deeds, each dated September

13, 1939, and reciting therein consideration thereof of One (\$1.00) Dollar and other valuable considerations, and the following condition:

"Said conveyance shall be made upon the condition that the City of Duluth shall use said land for purposes of public recreation and public health and that the facilities provided on said land shall be open upon equal terms to all persons whether residents of the City of Duluth or elsewhere, and that title to said land shall revert to the State and the State shall be entitled to take possession thereof upon breach of the aforesaid conditions."

two of said deeds covering all of the real estate on Park Point acquired by the State of Minnesota in condemnation proceedings in actions instituted and completed in the District Court at Duluth, entitled: "State of Minnesota, by Harry H. Peterson, its Attorney General, Petitioner, vs. Lydia S. Anneke, et al." and "State of Minnesota, by Harry H. Peterson, its Attorney General, Petitioner, vs. Laura Barnes, et al."; the final certificate in said actions, which were consolidated by order of the District Court, having been entered therein April 27, 1938, a certified copy of which was recorded in the office of the Register of Deeds for St. Louis County, Minnesota, May 3, 1938, in Book 670 of Deeds, Page 16, and registered in the office of the Registrar of Titles for said County and State as Document No. 141830 May 7, 1938; and the third deed covering property, the description of which appears in Certificate of Title No. 78751 in the office of said Registrar of Titles, and which deed also includes a ten (10) foot easement for water, gas and utility purposes in, over and across part of Lot One (1), Section Thirteen (13), Township Forty-nine (49) North, Range Fourteen (14) West of the Fourth Principal Meridian, also known as Parcel 4 of the Referee's Plat of Minnesota Point as such easement is described therein.

Resolved Further, that the City Attorney be and he hereby is authorized and directed to record and register said deeds in the proper offices as authorized by law.

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

Yeas—Commissioners Bodin, Merritt, Peterson, Williams and Mayor Berghult—5.

Nays—None.

Adopted April 15, 1940.

Approved April 17, 1940.

By Mayor Berghult:

Resolved, that the proper city officers be, and they hereby are authorized and directed to execute for the City of Duluth that certain form of agreement dated April 10, 1940, between the County of St. Louis and

Whereas, the Board of Education will employ Glenn Card at the rate of \$85.00 per month,

Be it hereby resolved, that the Park Department be and it is hereby authorized to carry the name of Glenn Card on the Park Department payroll for one-half (½) of his salary, or \$42.50 per month, effective June 17th, 1940, to not later than August 24th, 1940, payable out of Public Welfare Fund, Park Department Budget Item W. P. 10-702.

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

Yeas—Commissioners Merritt, Peterson, Williams and Mayor Berghult—4.
Nays—None.
Adopted May 27, 1940.
Approved May 29, 1940.

By Mayor Berghult:

Resolved, that the proper city officers be and they are hereby authorized and directed to use the following rate schedule for the Municipal Tourist Camps:

BRIGHTON BEACH TOURIST CAMP:

1.25 per cabin per day (includes water and gas)
.50 ground fees per car per day
11.00 per cabin and car per week

INDIAN POINT TOURIST CAMP:

1.00 per cabin per day
.50 ground fees per car per day
Minimum charge of 25 cents for electricity for three (3) days, 10 cents per day for each additional day.

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

Yeas—Commissioners Merritt, Peterson, Williams and Mayor Berghult—4.
Nays—None.
Adopted May 27, 1940.
Approved May 29, 1940.

By Mayor Berghult:

Whereas, voting machines have been installed by the City of Duluth,

Now therefore, be it resolved that the use of such voting machines be, and it is hereby provided in all voting districts in the City of Duluth at all elections to be held in said City.

Resolved further, that the City Clerk and his Deputies be and they are hereby appointed Custodians for the proper preparation for an election of the voting machines installed in the City of Duluth and for the maintenance, storage and care of such machines; and the duties of such Custodians shall be in addition to their other duties regularly performed, and they shall receive no compensation for their services as such Custodians other than their regular salaries as City Clerk and Deputies of said Clerk.

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

Yeas—Commissioners Merritt, Peterson, Williams and Mayor Berghult—4.
Nays—None.
Adopted May 27, 1940.
Approved May 29, 1940.

By Mayor Berghult:

Resolved, that the rules and instructions set forth in that certain document entitled "Rules and Instructions for the Use of Voting Machines in the City of Duluth, File No. 24432, Prescribed by the Council of the City of Duluth," attached hereto, be, and the same are hereby prescribed as the rules and instructions for the use of voting machines in all elections to be held in said City.

Further resolved, that the City Clerk shall forthwith submit said Rules and Instructions to the Attorney General of the State of Minnesota for his approval as required by law, and that when the same shall be approved by said Attorney General, notice of such Rules and Instructions shall be given as in the case of election notices.

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

Yeas—Commissioners Merritt, Peterson, Williams and Mayor Berghult—4.
Nays—None.
Adopted May 27, 1940.
Approved May 27, 1940.

By Mayor Berghult:

Resolved, that upon recommendation of the City Attorney, the proper City officers be and they are hereby authorized and directed to commence proceedings in the District Court, and prosecute the same to final judgment, to register in the name of the City the title to the following described property situated in St. Louis County, Minnesota, to-wit:

That part of Lot 6 in Block 38, Lakeview Division of Duluth, described as follows:

Beginning at a point on the east line of Lot 6 and 103.86 feet northerly from the southeast corner of said lot; thence continuing north along the east line of said lot for a distance of 36.14 feet to the northeast corner of said lot; thence west along the north line of said lot for a distance of 14.97 feet to a point; thence in a southeasterly direction for a distance of 39.11 feet to the point of beginning:

All of Lots 7, 8, 9, 10 and 11, Block 38, Lakeview Division of Duluth;

All that part of Lot 12, Block 38, Lakeview Division of Duluth, described as follows:

Beginning at a point on the east line of said Lot 12, and 64.58 feet northerly from the southeast cor-

ner of said lot; thence continuing northerly along the east line of said lot for a distance of 58.42 feet to a point, said point being 17 feet south of the south line of 13th Street; thence westerly and parallel with the south line of 13th Street for a distance of 24.2 feet to a point; thence southeasterly for a distance of 63.24 feet to the point of beginning.

Further resolved, that the proper city officers allocate and set apart in Permanent Improvement Fund, Anticipated Payments on Property Acquisitions, the sum of \$60.00 to pay the cost of continuation of abstract of title to said property, the purchase of the usual certificates as a part of said abstract and the necessary expenses incident to registering the title to said property.

Further resolved, that such expenses as may be incurred for the purposes herein set forth, shall be paid only upon verified statements first approved by the City Attorney.

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

Yeas—Commissioners Merritt, Peterson, Williams and Mayor Berghult—4.
Nays—None.
Adopted May 27, 1940.
Approved May 29, 1940.

By Mayor Berghult:

Whereas, pursuant to resolution approved April 17, 1940, the City paid M. M. Gasser Company \$275.00 for a release of certain real estate now owned by the City from the lien then existing against the same of a certain judgment in favor of said company and against Wallace W. Hankins, and,

Whereas, said Wallace W. Hankins has delivered to the City his negotiable promissory note for \$275.00, dated May 14, 1940, whereby he promises to pay said sum to the order of the City of Duluth, without interest, two years after the date thereof,

Now, therefore, be it resolved that said note be and the same hereby is accepted and ordered filed with the City Auditor.

Resolved further that upon payment of said note by the maker thereof, the proper City officers are authorized and directed to credit such funds to "Unemployment Projects Fund, Minnesota Point Condemnation Matter."

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

Yeas—Commissioners Merritt, Peterson, Williams and Mayor Berghult—4.
Nays—None.
Adopted May 27, 1940.
Approved May 27, 1940.

By Mayor Berghult:

Resolved, that the Purchasing Agent be and he is hereby authorized to advertise for bids for furnishing and

delivering to the Park Department, a quantity of Sporting Goods and Playground Supplies, in accordance with specifications on file in the office of the Purchasing Department.

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

Yeas—Commissioners Merritt, Peterson, Williams and Mayor Berghult—4.
Nays—None.
Adopted May 27, 1940.
Approved May 29, 1940.

By Commissioner Williams:

Resolved, that bills are hereby allowed, and it is hereby directed that orders be drawn on the city treasurer to pay the same, as follows:

Public Safety Fund

Police Department—
Charlottesville Woolen Mills
on Contract No. 5535 ----- \$ 1,628.80
Duluth Ambulance Service on
Contract No. 5527 ----- 208.33

Public Works Fund

American Tar & Chemical Co.
on Contract No. 5603 ----- \$ 602.66
Lyle K. Dahlgren ----- 8.00
J. D. Harrold Co. ----- 37.24
Lillian R. Sage, by Leslie S.
High, her attorney ----- 75.00
Standard Salt & Cement Co.
on Contract No. 5506 ----- 95.79
Charles G. Strand ----- 5.75

Public Utility Fund

Bryant Air Conditioning
Corp. on Contracts No. 5447
& No. 5561 ----- \$ 302.34
Great Northern Ry. Co. ----- 97.20
The Hermetol Co. on Contract
No. 5548 ----- 261.37
Marshall-Wells Co. ----- 22.89
Northern Electric Supply Co.
on Contract No. 5586 ----- 152.68

General Fund

Martin F. Falk Paper Co. on
Contract No. 5462 ----- \$ 94.23
Kelley-How-Thomson Co. --- 71.34
Palmer Products, Inc. ----- 5.78
Postmaster, Duluth ----- 15.00

Unemployment Projects Fund

American Tar & Chemical Co. \$ 17.64
C. R. McLean on Contract
No. 5469 ----- 140.00
Paper Calmenson & Co. ----- 7.10
Standard Salt & Cement Co.
on Contract No. 5506 ----- 791.56
Wheeler Lumber Bridge &
Supply Co. on Contract No.
5581 ----- 1,789.53
Wm. H. Ziegler Co., Inc., on
Contract No. 5612 ----- 128.00
American Bridge Co. on Contract
No. 5582 ----- 297.00
Kelley-How-Thomson Co. --- 6.03
Marshall-Wells Co. ----- 19.84
Wallin Plumbing & Heating
Co. on Contract No. 5609 -- 294.00

Commissioner Williams then moved that in sympathy with Captain Fiskett who has suffered the loss of his wife, the City Council extend its sympathy and condolences, and that the Council adjourn until 2 o'clock P. M., today, which motion was unanimously carried.

C. D. JERONIMUS.
City Clerk.

At an adjourned meeting of the City Council held on Tuesday, September 3rd, 1940, at 2 o'clock P. M., the following Council members were present:

Commissioners Bodin, Peterson, Williams and Mayor Berghult—4.

Absent—Commissioner Merritt—1.

Reports of Officers

City Engineer submitting profiles of established grades as follows:

On Ozark St. from Hutchinson Road to Hermantown Road; on Gearheart St. from Ozark St. to the West line of Auditor's Plat of Piedmont Division No. 2; on 24th Street from Hermantown Rd. to Nanticoke St.—24878. City Engineer.

Unfinished Business

The resolution by Commissioner Williams awarding contract for furnishing electric power to the City Hall Building, and for furnishing steam for heat and hot water purposes to the St. Louis County Building Commission was laid over for one week under the provisions of the City Charter.

The resolution by Commissioner Peterson awarding contract for furnishing steam for heat and hot water purposes at No. 1 Fire Hall and the City Jail Building was laid over for one week under the provisions of the City Charter.

The resolution by Commissioner Bodin awarding contract for furnishing steam for heat and hot water purposes for the Water and Light Dept. Building at 414 W. 1st St. was laid over for one week under the provisions of the City Charter.

Motions and Resolutions

By Mayor Berghult:

Whereas, The Building Inspector refused a permit on August 21, 1940, for the remodeling of the remaining 7-room apartment at 218 North Fifteenth Avenue East (Sly. 76', except 10' for alley, of Lots 1 and 2, Block 85, Endion Division), into two smaller apartments, said permit having been refused because of violation of lot area per family requirements of the Zoning Ordinance, and

Whereas, A. B. Gustafson, owner, petitioned the Board of Zoning Appeals to approve the permit requested, and

Whereas, Said Board held a public hearing August 30, 1940, after due notice to interested parties, and after viewing the premises and hearing all parties appearing in this case, found that a practical difficulty and an unnecessary hardship exists in this case, and that the appeal should be granted.

Therefore be it resolved that the Building Inspector is hereby authorized and directed to issue said permit. Mayor Berghult moved the adoption of the resolution and it was declared adopted upon the following vote:

Yeas—Commissioners Bodin, Peterson, Williams and Mayor Berghult—4.

Nays—None.

Adopted Sept. 3, 1940.

Approved Sept. 3, 1940.

By Mayor Berghult:

Whereas, On August 28, 1940, John Dallavia, doing business as Dallavia Construction Company, filed with the City Clerk a notice dated as aforesaid, addressed to the Mayor and City Council of the City of Duluth, stating, among other things, that the aforesaid John Dallavia, doing business as Dallavia Construction Company had entered into a contract with the City of Duluth, known as Contract No. 5693, and

Whereas, The aforesaid Dallavia Construction Company, in said notice, now claims that the terms of the aforesaid contract do not require the contractor to furnish certain supporting labor in connection with laying of a certain brick wall to form a part of the Municipal All-Sports Stadium, and

Whereas, The City of Duluth asserts that said contract requires the said Dallavia Construction Company to provide such supporting labor, and

Whereas, The said Dallavia Construction Company has advised the City Council in the aforesaid notice that the said Dallavia Construction Company cannot perform such contract unless the aforesaid supporting labor is furnished by the WPA or the City of Duluth by granting an extra to the contract heretofore described for such supporting labor; now, therefore, be it

Resolved, By the City Council of the City of Duluth, that the City of Duluth hereby denies the validity of any claim by said Dallavia Construction Company that the contract aforesaid in any way requires the City of Duluth or WPA to provide supporting labor for the laying of the brick wall in connection with the Municipal All-Sports Stadium; and the City further denies the validity of any claim that the contractor now makes or shall hereafter make for an extra to be added to the aforesaid contract as requested by the said Dallavia Construction Company, and be it

Further Resolved, That the said John Dallavia, as individual doing business as the Dallavia Construction Company, be and hereby is required to begin his performance of the afore-

said contract with the City of Duluth within twenty-four hours after the receipt of a certified copy of this resolution, if such performance is reasonable and practicable under existing weather conditions, and if the said John Dallavia, doing business as Dallavia Construction Company, shall fail within the aforesaid twenty-four-hour period to commence actual work on such contract, the City of Duluth will consider such delay or neglect as a default in such contract, and be it

Further Resolved, That the City Clerk is hereby directed to mail a certified copy of this resolution to John Dallavia, doing business as Dallavia Construction Company, at Duluth, Minnesota.

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

Yeas—Commissioners Bodin, Peterson, Williams and Mayor Berghult—4.

Nays—None.

Adopted Sept. 3, 1940.

Approved Sept. 3, 1940.

By Mayor Berghult:

Whereas, The employment of Recreation Leaders was extended one-half day beyond the previously authorized date of August 24th, 1940,

Therefore, Be It Hereby Resolved, That an additional one-half day be allowed for the payment of Recreation Leaders on the Park Department Payroll.

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

Yeas—Commissioners Bodin, Peterson, Williams and Mayor Berghult—4.

Nays—None.

Adopted Sept. 3, 1940.

Approved Sept. 3, 1940.

By Mayor Berghult:

Resolved, That the Park Department be and hereby is authorized to employ Lester Wicklund, Sam Puglisi and Anthony Tomlonovic as Temporary Park Caretakers for the month of September, 1940, at \$100 per month, payable out of Public Welfare Fund, Park Department, budget item WP6-702 Salaries.

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

Yeas—Commissioners Bodin, Peterson, Williams and Mayor Berghult—4.

Nays—None.

Adopted Sept. 3, 1940.

Approved Sept. 3, 1940.

By Mayor Berghult:

Resolved, That the proper City officers be, and they hereby are authorized and directed to accept that certain easement dated August 12, 1940, signed by Robert P. Patterson,

the Assistant Secretary of War, to use and occupy a portion of Lot 1, the warehouse and dock thereon, and all accretions or filled land adjacent thereto, including riparian rights, located in Section 20, Township 49 North, Range 13 West of the Fourth Principal Meridian in St. Louis County, Minnesota, known as the St. Louis River Military Reservation situate on Minnesota Point, not necessary for river and harbor purposes, subject to the exceptions in such easement contained, and to the provisions therein contained including the provisions that damage to the property of the United States resulting from the exercise of the privilege therein granted, shall be promptly repaired by and at the expense of the City, and all work in connection therewith shall be accomplished under the general supervision and subject to the approval of the District Engineer of the United States, and in the event of abandonment or termination of the easement the City shall, within such time as the Secretary of War may indicate, remove all its property from such reservation and restore the premises to a condition satisfactory to said District Engineer, and that in the event the City shall fail so to remove its property and restore the premises, the United States shall have the option either to take said property as the property of the United States without compensation therefor, or to remove it and perform the restoration work as aforesaid at the expense of the City.

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

Yeas—Commissioners Bodin, Peterson, Williams and Mayor Berghult—4.

Nays—None.

Adopted Sept. 3, 1940.

Approved Sept. 3, 1940.

By Mayor Berghult:

Resolved, That the pay schedule for Judges of Election appointed to serve at the Primary Election to be held September 10th, 1940, and the General Election to be held November 5th, 1940, shall be as follows:

For securing and returning of election supplies, and performing the duties required by the State election laws at their respective polling places on Election day, they shall be paid the sum of \$6.85, plus \$1.15 for attending an instruction meeting, making a total of \$8.00 for their completed services. All Judges of Election shall be personally responsible for and shall return all supplies received from the City Clerk.

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

Yeas—Commissioners Bodin, Peterson, Williams and Mayor Berghult—4.

Nays—None.

Adopted Sept. 3, 1940.

Approved Sept. 3, 1940.