

## CHAPTER LXV.

*An Act to amend the Charter of the City of Stillwater, entitled "An Act to amend an act entitled An Act to Incorporate the City of Stillwater."*

- Section** 1. Amendment to section 1. When town meeting to be held.  
 2. Amendment to section 2. Officers how chosen—term of office.  
 3. Amendment to section 8. Board of health—of whom to consist.  
 4. Amendments to former acts.  
     Section 16. Changes in provisions of charter—how made.  
     17. Expenditures and debts not to exceed amount of tax assessed.  
     18. Change of title to office.  
 5. Amendment to chapter 8. What to be the property of the city.  
 6. Repeal of chapter 5.  
 7. Act, when to take effect.

*Be it enacted by the Legislature of the State of Minnesota:*

SECTION 1. That section one of chapter two, of an act entitled "an act to amend an act entitled an act to incorporate the city of Stillwater," and approved March first, eighteen hundred and fifty-six, be amended so as to read as follows :

Section 1. The citizens of said city qualified to vote at general elections, shall annually assemble and hold a town meeting in said city, on the first Tuesday of April, at such house, hall or room as the city council may appoint; and notice of the time and place of such meeting shall be given by the city clerk, by posting up written notices thereof in three of the most public places in said city, at least ten days prior to said meeting. And such meeting shall be open at nine o'clock A. M., and kept open until four o'clock P. M., for the transaction of business.

SEC. 2. That section two of said chapter two, be amended so as to read as follows :

Section 2. There shall be chosen at the annual town meeting, a mayor, three councilmen, one city clerk, one city treasurer, one city assessor, one city attorney, one city physician, one city surveyor, two justices of the peace, (the first of which upon the ballots shall be city

When town meeting to be held

Officers how chosen

justice,) two constables, (the first of which upon the ballots shall be city marshal,) and one overseer of highways (and streets,) in each road district in the city; *Provided*, That justices of the peace and constables shall be elected only once in two years, except to fill vacancies; all of which officers shall be voted for upon one ballot; and the councilmen shall be supervisors of the city for township purposes, and upon the ballots at the election, one of them shall be designated as chairman. The term of office of each of said officers, shall be one year and until their successors are elected and qualified, except justices of the peace and constables, who shall hold their office for two years and until their successors are elected and qualified. At any town meeting the ballot box shall be kept open for receiving ballots from the organization of the meeting until eleven o'clock A. M., and from two o'clock until four o'clock P. M., and may be opened in the intervening time. And at all elections a majority of all the votes cast shall be required to constitute an election.

Term of office

SEC. 3. That section three of said chapter two, be amended so as to read as follows:

Board of health  
—of whom to  
consist

Section 3. The assessor and councilmen elected in the city, shall by virtue of their office, constitute a board of health, and shall respectively discharge all the duties required of the town assessor and supervisors, under the general laws of the State. The city treasurer, city clerk, overseers of highways, and all the other officers of the city shall respectively qualify in the same manner, discharge the same duties, receive the same compensation and be liable to the same fines, forfeitures and penalties as are prescribed for the like town officers under the general laws of the State. The mayor of the city shall not receive any compensation whatever for his services. The city attorney, physician and surveyor shall each have such compensation as may be fixed by the electors at the annual town meeting, not exceeding fifty dollars per annum.

Amendments to  
former acts

SEC. 4. That said chapter two be further amended by striking out all of section four, and inserting instead thereof, sections four, five, six and seven of article three, of chapter fourteen, of the general laws of eighteen hundred and sixty, entitled "an act to provide for township organization," each of said sections to constitute subdivisions of section four in said chapter two; and that section five of said chapter two, be stricken out and article

four of said chapter fourteen inserted in place thereof, each section constituting a sub-division of a section; and that section six of said chapter two, be stricken out, and article five of said chapter fourteen inserted instead thereof, in like manner; and that section seven of said chapter two, be stricken out, and article six of said chapter fourteen, inserted instead thereof, in like manner; and that section eight of said chapter two, be stricken out, and article seven (except section three thereof,) of said chapter fourteen, be inserted instead thereof, in like manner; and that section nine of said chapter two, be stricken out, and article eight of said chapter fourteen be inserted instead thereof, in like manner; and that section ten of said chapter two, be stricken out, and article nine of said chapter fourteen, be inserted instead thereof in like manner; and that section eleven of said chapter two, be stricken out, and article ten of said chapter fourteen inserted instead thereof in like manner; and that articles eleven, twelve and thirteen of said chapter fourteen, be added to said chapter two, as new sections twelve, thirteen and fourteen, respectively, in like manner; and that article fourteen (except sections eleven, twelve, thirteen and fourteen thereof,) of said chapter fourteen, be added to said chapter two, as section fifteen, in like manner; and that said chapter two be further amended by adding thereto the three following as new sections, to wit:

1. Section 16. The foregoing provisions of the general laws of the State, shall be taken to be corrected and read with all such merely verbal alterations as will adapt and render the language appropriate; and whenever the said provisions of the general laws shall be changed or amended, the like change or amendment shall be deemed to have been made and adopted in the same provisions of this charter.

2. Section 17. The expenditures and debts contracted by the city in any one year, shall not exceed the amount of taxes assessed for such year for township purposes; nor shall the city issue any orders or re-issue any old orders, whatever, under any name, on the city treasurer, over and above or in addition to the amount of debts and expenditures so limited; and the city shall not assess or have assessed by the board of county commissioners in any one year, for township purposes, more than one mill on the assessed value of taxable property for the

Amendments to  
former acts

Changes in pro-  
visions of char-  
ter—how made

Expenditures  
and debts not to  
exceed taxes as-  
sessed

same year, without the vote of a majority of the legal voters at the annual town meeting, and in no case shall such tax exceed two mills on the dollar. The city shall not assess or have assessed any tax whatever for city or municipal purposes, nor either shall the city assess or have assessed any greater sum than one thousand dollars in any one year, for the payment of "levee bonds," and interest thereon, and any unexpended balance of such one thousand dollars in any year after the payment of the interest due on the levee bonds legitimately issued, shall constitute a sinking fund for the payment of such bonds.

Change of title of office

3. Section 18. In all the subsequent provisions of this charter, the word "recorder," wherever it occurs, is to be taken and deemed to be stricken out, and the words "city clerk," inserted instead thereof; and in all cases where there is a conflict between the provisions of this chapter and any subsequent provisions of this charter, the provisions of this chapter shall prevail.

SEC. 5. That chapter three of said act, approved March first, eighteen hundred and fifty-six, be amended by striking out all of section one, and by amending section seventeen of said chapter three, so as to read as follows:

What to be the property of the city

Section 17. All surveys, plans, profile or estimates made by the city surveyor, shall be the property of the city, and shall be carefully preserved in the office of the city clerk, and be open to the inspection of all persons interested.

Repeal of former acts

SEC. 6. That said act approved March first, eighteen hundred and fifty-six, be further amended, by striking out all of chapter five.

SEC. 7. This act shall take effect and be in force from and after its passage.

Approved March 1st, 1862.