

SEC. 2. That section three (3) of chapter two (2) of said act shall be amended as follows:

The words, There shall be one (1) alderman elected annually from each ward who shall hold his office for two (2) years from the first (1st) Monday of May after his election and until his successor shall be elected and qualified, except in the fourth (4th) ward, who shall hold his office for one (1) year, said words being in the fourth (4th), fifth (5th), sixth (6th), seventh (7th), eighth (8th) and ninth (9th) lines of said section three (3), shall be struck out, and in lieu thereof the following words inserted, to-wit:

There shall be one (1) alderman elected annually from the first (1st) and second (2nd) wards. There shall be one (1) alderman elected annually from the fourth (4th) ward except in the year one thousand eight hundred and eighty-seven (1887) when there shall be three (3) aldermen elected from said ward, one (1) of whom shall hold his office for the term of one (1) year and one (1) for the term of two (2) years as hereinafter specified. There shall be two (2) aldermen elected from the third (3rd) ward in the year one thousand eight hundred and eighty-seven (1887), and every alternate year thereafter and there shall be one (1) alderman elected from said ward in the year one thousand eight hundred and eighty-eight (1888) and every alternate year thereafter. Each of said aldermen so elected in the several wards shall hold his office for the term of two (2) years from the first (1st) Monday of May after his election and until his successor shall be elected and qualified, except the alderman elected in the fourth (4th) ward in the year one thousand eight hundred and eighty-seven (1887) for the term of one (1) year, who shall hold his office for that term and the successor to whom shall hold his office for the term of two (2) years as provided herein.

SEC. 3. This act shall take effect and be in force from and after its passage.

Approved Feb. 25th, 1887.

## CHAPTER 36.

[S. F. No. 493.]

AN ACT TO AMEND CHAPTER NUMBER SEVENTEEN (17) OF THE SPECIAL LAWS OF THE YEAR ONE THOUSAND EIGHT HUNDRED AND SEVENTY-SEVEN (1877) ENTITLED "AN ACT TO AMEND AND CODIFY THE CHARTER OF THE BOROUGH OF LE SUEUR IN THE COUNTY OF LE SUEUR, MINNESOTA," AND THE ACTS AMENDATORY THEREOF.

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

SECTION 1. That the office of borough attorney be and the same is hereby abolished.

SEC. 2. Section five (5) of said chapter seventeen (17) be and the same is hereby amended so as to read as follows: The terms of office of the respective officers of said corporation shall be as follows: of

the councillors each three (3) official years; and of the borough justice, constables, clerk and all other officers each two (2) official years; and all officers shall enter upon the duties of their respective offices within ten (10) days after their election or appointment, and hold the same until his successor is elected and qualified. Any vacancy occurring in any office shall be filled by the borough council, until the next annual election except a vacancy in the office of justice of the peace, which shall be filled at a special election, which shall be called by the borough council and ten (10) days' notice of which shall be given by posting three (3) notices thereof. *Provided*, That the borough council shall have power to expel any of their members, and remove from office any of the borough officers for a sufficient cause, by a two-thirds ( $\frac{2}{3}$ ) vote of all the members of the borough council. The amendment added to said section by chapter forty-four (44) of the special laws of the year eighteen hundred and eighty-five (1885) to remain in force and unchanged.

SEC. 3. Section nine (9) of said chapter seventeen (17) be and the same is hereby amended by adding thereto the following: *Provided, however*, That the treasurer's bond shall not be for a less amount than five thousand (5,000) dollars.

SEC. 4. Section ten (10) of said chapter seventeen (17) be and the same is hereby amended by striking out the words "the mayor shall sign all ordinances passed by the borough council" at the end of said section, and by inserting the following; "All ordinances and resolutions shall, before they take effect, be presented to the mayor, and if he approve thereof, he shall sign the same, but if he disapprove thereof he shall return the same to the borough council with his objections thereto, by depositing the same with the borough clerk, to be presented to the borough council at their next meeting thereafter; upon the return of any ordinance or resolution by the mayor, the vote by which the same was passed shall be reconsidered, and if, after such reconsideration, the borough council shall pass the same by a vote of two-thirds ( $\frac{2}{3}$ ) it shall have the same effect as if approved by the mayor, and in such case the vote shall be by ayes and noes, which shall be entered by the clerk of record. If any ordinance or resolution shall not be returned by the mayor within five (5) days after it shall be presented to him the same shall have the same effect as if approved by him.

Said section ten (10) shall be further amended by striking out the words "with the approval of the borough council whenever in their opinion the welfare of the borough may demand it, or a reduction of their numbers renders it necessary" and by inserting in lieu thereof the words "whenever in his opinion the welfare of the borough may demand it; or a reduction of their number renders it necessary."

SEC. 5. At the first meeting of the borough council after each borough election, the council shall elect one (1) of their number as president of the council, who shall preside over the meetings of the council in the absence of the mayor, and during the absence of the mayor from the borough or his inability from any reason to discharge the duties of his office, the said president shall exercise all the powers

and discharge all the duties of the mayor. In case of the absence of both the mayor and president at any meeting of the borough council, the council may select one (1) of their number to act as temporary president to preside over the meeting.

SEC. 6. Section eleven (11) of said chapter seventeen (17) is hereby repealed.

SEC. 7. Section twelve (12) of said chapter seventeen (17) is amended by adding thereto the following words: "And the clerk shall cause to be published in the official borough paper an itemized statement of all the receipts and expenditures of the borough for the previous year ending March fifteenth (15th) which statement shall be published twice before the next election."

SEC. 8. Section thirteen (13) of said chapter seventeen (17) is hereby repealed and the council of said borough shall have power to employ an attorney whenever the interest of the borough may require it.

SEC. 9. The borough council shall choose a village marshal and may remove him at will. Every street commissioner when, by resolution the borough council shall require it, shall take and file his oath of office and execute a bond conditioned for the faithful discharge of his duties, and the proper application and payment of all moneys that may come into his hands by virtue of his office.

SEC. 10. Section sixteen (16) of said chapter seventeen (17) shall be and the same is hereby amended so as to read as follows:

The borough justices of said borough shall have sole and exclusive jurisdiction to hear all complaints and conduct all examinations and trials in cases arising under any of the ordinances of said borough in a summary manner and without a jury and shall pay over all fines collected by them in all cases commenced and tried before them in the name of the state of Minnesota or otherwise, where the offense committed is not indictable and when committed in the said borough. And they shall also have and exercise the same powers, duties and jurisdiction as are conferred by the general laws of this state on other justices of the peace.

SEC. 11. The mayor of said borough, at the first meeting of the council after the annual election, shall appoint, subject to the approval of the council, some person to be chief of the police force of the borough.

SEC. 12. Section twenty-one (21) of said chapter seventeen (17) be and the same is hereby amended by adding thereto the following:

Provided, however, that the compensation of the assessor of said borough for all services performed by him as such shall not exceed the sum of fifty (50) dollars when the personal profit of said borough is assessed and shall not exceed the sum of seventy-five (75) dollars when the real and personal property thereof are both assessed during the same year.

SEC. 13. Section twenty-two (22) of said chapter seventeen (17) be and the same is hereby amended by adding thereto after the word "quorum" the words "and in case of a tie vote the mayor shall have the casting vote."

SEC. 14. Section twenty-three (23) of said chapter seventeen (17) shall be amended and the same is hereby amended by striking out from the nineteenth (19) paragraph of said section the following words: "and also to open and repair public roads outside the corporate limits thereof at the expense of the borough."

SEC 15. Paragraph eight (8) of section twenty-three (23) of said chapter seventeen (17) be and the same is hereby amended by adding thereto the following words: "Horses, mules, cattle, sheep, and swine shall be prohibited from running at large in said borough."

SEC. 16. It shall be the duty of the owners of all lots and real estate in the said borough to destroy all weeds growing in, on or along any of the public highways, streets and alleys of said borough, abutting thereto; and the borough council shall provide by ordinance for the enforcement of the duty hereby enjoined and shall provide that any person refusing to do so shall be punished by fine or imprisonment or both.

SEC. 17. Any person adjudged to be imprisoned for the violation of any borough ordinance may be imprisoned in the common jail of said LeSueur county.

SEC. 18. That section twenty-six (26) of said act be amended by striking out the words "one dollar and a half (\$1.50)" and inserting the words and figures "one dollar and twenty-five cents (\$1.25)" in lieu thereof.

SEC. 19. This act shall take effect and be in force from and after its passage.

Approved February 26th 1887.

## CHAPTER 37.

[S. F. No. 441.]

AN ACT TO AMEND AN ACT ENTITLED AN ACT TO AMEND THE CHARTER OF THE CITY OF WABASHA, BEING CHAPTER ONE (1) OF THE SPECIAL LAWS OF ONE THOUSAND EIGHT HUNDRED AND SIXTY-NINE (1869).

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

SECTION 1. That section three (3) of chapter one (1) of the special laws of the year one thousand eight hundred and sixty-nine (1869) be amended so as to read as follows:

Section 3. The said city is hereby divided into three (3) wards. The first (1st) ward shall comprise all that portion of the city east and north of the center of the slough that lies west of a line drawn from the bank of the Mississippi river through the center of Bailly street to Market street, thence diagonally across Market street to the center of Madison street, thence due south to the end of said Madison street, thence due west to the center of the slough.