

CHAPTER 39.

[S. F. No. 169.]

AN ACT TO AMEND AN ACT, ENTITLED "AN ACT TO REDUCE THE LAWS INCORPORATING THE CITY OF GRANITE FALLS, YELLOW MEDICINE COUNTY, MINNESOTA, INTO ONE ACT" BEING CHAPTER ONE (1), OF THE SPECIAL LAWS OF THE EXTRA SESSION OF THE LEGISLATURE OF THE STATE OF MINNESOTA, FOR THE YEAR ONE THOUSAND EIGHT HUNDRED AND EIGHTY ONE (1881).

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

SECTION 1. Subdivision "twenty-seventh" (27th) of section one (1) of chapter two (2) of said act is hereby amended so as to read as follows: Fines, penalties and punishments imposed by the city council may extend to a fine not exceeding one hundred (100) dollars, or imprisonment not exceeding thirty (30) days, and costs of prosecution, and in default of payment of any fine imposed and for which judgment shall have been rendered, the offender may be committed to jail until such fine and costs shall have been paid, not exceeding thirty (30) days; and all offenders against any ordinance, by law or regulation of said city may be required to give security for their good behavior, and to keep the peace for a period not exceeding six (6) months, in a sum not exceeding five hundred (500) dollars.

SEC. 2. Said section one (1) is hereby amended by adding thereto a new subdivision as follows: Twenty-eighth (28th) To license draymen, and regulate the running of drays in said city.

SEC. 3. Section eight (8) of chapter three (3) of said act is hereby amended to read as follows:

The city council shall have the care and control of all streets and alleys in said city, and shall have power and authority to open, lay-out, vacate, widen and narrow streets and alleys within the limits of said city; and in all such matters, and in the assessment of damages therefor, such proceedings shall be had, and the city council shall be governed by, and act under the general laws of the state providing for altering, discontinuing and laying out roads by the supervisors of townships; and appeals may be taken and tried in the same manner as they are under the general laws, from the decision of such supervisors.

SEC. 4. Section thirteen (13) of said chapter three (3) is hereby amended to read as follows:

All property real and personal in said city, except such as may be exempt by the laws of the state, or is city property, shall be subject to taxation not exceeding five (5) mills on the dollar for general purposes, and not exceeding five (5) mills on the dollar for the building of sidewalks and the laying out, widening, opening and improving of streets and alleys therein; and all moneys levied and collected under the last named clause shall be known as the "street fund" and shall be used only for the purposes for which the same shall have been raised.

SEC. 5. Chapter three (3) of said act is hereby amended by adding thereto the following sections:

Section 18. The territory included within the limits of said city shall be and constitute a separate road district, and the city council shall annually on or before the first (1st) day of March, appoint a street commissioner, who shall hold his office at the pleasure of the city council, and be subject to its directions, and whose powers and duties shall be such as are provided by the general laws of the state for overseers of highways, so far as the same may be applicable, and he shall receive such compensation, and shall have and perform such other and further powers and duties as are provided by the act to which this is amendatory, and as the city council may prescribe.

Section 19. Such street commissioner shall on or before the fifteenth (15) day of March in each year deliver to the recorder, a list subscribed by him, of the names of all inhabitants in his road district who are liable to work on highways.

Section 20. The recorder shall deliver said list to the city council, and the city council shall on or before the first day of April of each year proceed to ascertain, estimate and assess the highway, labor and road tax to be performed and paid in said city the ensuing year.

Section 21. The powers and duties conferred by the general laws of the state upon township supervisors, for the purpose of assessing and levying such highway, labor and road taxes, are hereby conferred upon the city council; and the provisions of chapter thirteen (13) of the general statutes of one thousand eight hundred and seventy-eight (1878), and amendments thereto, shall apply, govern and be followed as to all subsequent proceedings relating to such highway, labor and road taxes, and the collection and enforcement of the same, and relating to any fine, penalty, proceeding or prosecution against any person so assessed; substituting in such proceedings the city council for township supervisors, the recorder for town clerk, and the street commissioner for overseer of highways.

Section 22. The city council is hereby authorized to lay out and expend such portions of said highway, labor and road taxes, and such sums of money from the general fund as it may see fit, on any highway outside and within one (1) mile of the limits of said city.

Section 23. All moneys collected by the treasurer of Yellow Medicine county for road taxes delinquent in said city shall be paid by him to the treasurer of said city.

SEC. 6. This act shall take effect and be in force from and after its passage.

Approved February 18th, 1889.