

CHAPTER 47.

[S. F. No. 266.]

AN ACT TO AMEND CHAPTER FORTY-SEVEN (47) OF THE SPECIAL LAWS OF ONE THOUSAND EIGHT HUNDRED AND EIGHTY-ONE (1881), ENTITLED AN "ACT TO INCORPORATE THE CITY OF WASECA."

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

SECTION. 1. That section three (3) of chapter one (1) of chapter forty-seven (47) of the special laws of one thousand eight hundred and eighty-one (1881), be amended so as to read as follows:

Section 3. That said city shall be divided into three (3) wards to be called first (1st), second (2d) and third (3d) wards, and described and bounded as follows:

All that part of said city lying north of a line described as follows, to wit: commencing at the southwest corner of section seven (7) of township one hundred and seven (107) north, of range twenty-two (22) west; thence east on the south line of said section, to the main track of the Minneapolis and St. Louis railway; thence south along the main track of said railway to the center of Oak street, in Trowbridge's addition; thence east along the center of Oak street, through Trowbridge's addition and the original plat of Waseca, to Second street of said original plat; thence north along the center line of Second street to Lake avenue; thence east along the center line of Lake avenue in the original plat and First and Lakeside additions, shall constitute the first (1st) ward.

All that part of said city lying east of the center line of Second street and south of the first (1st) ward and north of a line described as follows: Commencing at the intersection of Oak and Second streets of the original plat of Waseca; thence east along the center line of Oak street to the First addition of Waseca; thence south along the center line of sixth street to the main track of the Winona and St. Peter railroad; thence east along the main track of said railroad, to the east boundary of said city shall constitute the second (2d) ward.

All the remainder of the territory within the limits of said city, shall constitute the third (3d) ward.

SEC. 2. That section one (1) of chapter (3) of said chapter forty-seven (47) be amended so as to read as follows:

Section 1. The elective officers of the city shall be a mayor, assessor and constable, who shall be qualified electors of said city, and two (2) aldermen from each ward, who shall be qualified electors thereof.

The mayor and assessor shall hold their office for one (1) year, and the constable and alderman shall hold their office for two (2) years.

Provided, that at the annual city election for eighteen hundred and eighty-nine (1889), there shall be elected in each ward two (2) aldermen, one (1) of whom shall hold his office for one (1) year, and the other for two (2) years. The term of office of each being designated on the ballots, and thereafter one (1) alderman shall be

elected each year in each ward, to hold his office for two (2) years; *provided further*, that the present aldermen shall hold their offices until the second (2d) Tuesday of April, eighteen hundred and eighty-nine (1889). *Provided further*, that the term of all offices, except to fill a vacancy, shall commence on the second (2d) Tuesday of April, and each officer shall hold his office until his successor is elected or appointed and qualified.

SEC. 3. That section four (4) of chapter three (3) of said chapter forty-seven (47) shall be amended so as to read as follows:

Section 4. The mayor shall take care that the laws of the state, and the ordinances of the city are duly observed and enforced, and that all appointive officers discharge their respective duties. He shall from time to time, give the common council such information and recommend such measures as he may deem advantageous.

He shall be chief executive officer and head of the police of the city, and in case of riot or other emergency, may appoint as many temporary police as he should deem necessary; and in case of a tie vote in the common council upon any measure, when all the aldermen are present, he shall be called in and may vote with the common council upon the question upon which the vote is a tie.

All ordinances before they take effect, shall be presented to the mayor, and if approved he shall sign the same, and such as he shall not approve he shall return to the common council, with his objections thereto in writing; and if the common council at the next meeting thereafter, shall pass the same by a vote of five-sixths of all the aldermen, it shall have the same effect as if approved by the mayor; and in such case the vote shall be by yeas and nays, which shall be entered in the records by the recorder,

If any ordinance shall not be returned by the mayor to the common council within five (5) days after it shall have been presented to him, the same shall have the same effect as if approved by him.

SEC. 4. That section one (1) of chapter four (4) of said chapter forty-seven (47) be amended by striking out the word "three" (3) where it occurs in the fourth (4th) and sixth (6th) lines thereof, as published in the special laws and inserting in each place the word "four" (4).

SEC. 5. This act shall take effect and be in force from and after its passage.

Approved March 7th, 1889.