

SPECIAL LAWS

OF

MINNESOTA.

PASSED AND APPROVED AT THE FOURTEENTH SESSION OF THE STATE LEGISLATURE, COMMENCING JANUARY SECOND, ONE THOUSAND EIGHT HUNDRED AND SEVENTY-TWO, AND TERMINATING MARCH FIRST, ONE THOUSAND EIGHT HUNDRED AND SEVENTY-TWO.

CHAPTER I.

An Act to amend the charter of the city of Saint Paul.

February 29,
1872.

- SECTION 1. Reference to the laws hereby amended.
2. Of the annual election.
 3. Of the elective officers of said city.
 4. Of the qualifications of electors—of judges of election.
 5. Special elections, how conducted.
 6. When term of office to begin.
 7. When office of Street Commissioner shall cease.
 8. When elective office of City Surveyor shall cease.
 9. This act not to affect any law for a Board of Public Works.
 10. Enlargement of the city limits. Assignment thereof to the different wards.
 11. Vacancies, how filled.
 12. When act to take effect.

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

SECTION 1. That the charter of the city of Saint Paul as comprised in an act entitled "An act to reduce the law incorporating the city of Saint Paul, in the county of Ramsey, and state of Minnesota, and the several acts amendatory thereof into one act, and to amend the same," approved March sixth one thousand eight hundred and sixty-six, as amended by the several acts amendatory thereof shall be amended as follows:

SEC. 2. Section one of chapter two shall be amended so as to read as follows :

Annual elec-
tion, when held

Section 1. There shall be an annual election for elective officers hereinafter provided, held on the first Tuesday after the first Monday of November in each year, as now fixed by law for the annual or general elections in this state, or such other day in each year as may hereafter be fixed by law for the holding of the annual or general elections in this state in each election district in said city now or hereafter established, and at such place or places in such election districts as the common council shall designate; and the polls shall be kept open from nine o'clock in the forenoon until five o'clock in the afternoon, and ten days previous notice shall be given by the common council of the time and place of holding such election, and of the officers to be elected. Each ward of said city now or hereafter established, shall be an election district; provided that the common council shall within sixty days after the passage of this act, by ordinance, divide each and every ward of said city now or hereafter established into two or more election districts, which shall be numbered as the first, second, &c., election district of such ward. All annual elections, whether for state and county officers, or city or municipal officers within said city, shall thereupon be held in said election districts; anything in the said charter of said city, or of any general law to the contrary notwithstanding; provided, that such division into such election districts shall be made at least thirty days prior to the election to be held therein respectively; provided, further, that the city election provided for before the passage of this act to take place in the spring of the year A. D. eighteen hundred and seventy-two, shall be held at the time so provided, and that the term of office of the officers so elected at such time, shall commence as provided for before the passage of this act, and said officers so elected shall continue in office until the first day of January, A. D. eighteen hundred and seventy-four, except as otherwise provided in this act.

Election dis-
tricts.

SEC. 3. Section two of chapter two (as heretofore amended) shall be amended by adding at the end thereof the following proviso :

Provided, that after a board of public works of said city shall be established and organized with power to appoint an engineer, and such engineer shall be so appointed by said board, and be qualified to act, the said office of city surveyor, hereinbefore provided, shall cease from and after the expiration of the term of office of the present city sur-

veyor, on the second Tuesday of April, eighteen hundred and seventy-four, and no election shall be held for such officer last mentioned after his term of office shall expire aforesaid; and provided, that after such board of public works of said city shall be established and organized with power to appoint one or more street inspectors, and such street inspector, or street inspectors shall be so appointed by said board, and be qualified to act, the said office of street commissioner hereinbefore provided, shall cease from and after the expiration of the term of office of the present street commissioners, on the second Tuesday of April, eighteen hundred and seventy-three, and no election shall thereafter be held for such officers last mentioned, and that until the expiration of the term of office aforesaid of said street commissioners, said street commissioners shall act as street inspectors aforesaid, under the direction of the board of public works aforesaid, to the same extent as if appointed street inspectors by the said board.

When certain offices shall cease.

SEC. 4. Section six of chapter two shall be amended so as to read as follows :

Section 6. All persons entitled to vote for state and county officers, and who shall have resided for ten days next preceding the election, in the election district where they offer their vote, shall be entitled to vote for any officer elected under this law, and to hold any office hereby created. The common council of said city shall each year, in sufficient time before the annual election, appoint three qualified electors in each election district in said city to be judges of election in their respective districts, for all state, county, city or municipal officers, or otherwise, each of whom shall be of an opposite party, if practicable; and the said judges in each elective district aforesaid, shall appoint two qualified electors in their elective districts respectively, to be clerks of such elective districts respectively, and of an opposite party, if practicable. Said election shall be held and conducted in the manner, and under the same penalties, as required by the laws of the state regarding elections; except that the returns for all city elections shall be made to the city clerk. All vacancies of any of the judges or clerks aforesaid, may be filled by appointment of the said common council, or in case of their omission so to do, by the remaining judges or judge.

Qualifications of electors-- judges of election.

SEC. 5. Section seven of chapter two shall be amended by striking out the words "aldermen of each ward" and inserting in place thereof "officers appointed in accordance with the preceding section.

Special elections.

SEC. 6. Section nine of chapter two shall be amended so as to read as follows:

When terms
of office begin.

Section 9. The term of any officer hereafter elected under this law, unless otherwise provided for, shall commence on the first day of January next succeeding his election, and shall, unless otherwise provided, continue for one year, and until his successor is elected and qualified; and, provided, that the term of office of each elective officer elected at the next spring election aforesaid, shall continue until the first day of January next succeeding the month of April in which his term would otherwise expire under the act of which this act is amendatory, and until his successor is elected and qualified (except where the same is otherwise specifically provided for).

SEC. 7. Section nine of chapter three shall be amended by adding at the end thereof the following proviso:

When office of
street commis-
sioner to cease.

Provided, that after a board of public works of said city shall be established and organized with power to appoint one or more street inspectors, and such street inspector or street inspectors shall be so appointed by said board of public works, and be qualified to act, that the said office of street commissioner shall cease after the expiration of the term of office of the present street commissioners, on the second Tuesday of April, eighteen hundred and seventy-three, and the provisions of this section shall have no further force, except as provided in section two in chapter two.

SEC. 8. Section twenty-one of chapter three shall be amended by adding at the end thereof the following proviso:

When city en-
gineer to suc-
ceed city sur-
veyor.

Provided, that after a board of public works of said city shall be established and organized, with power to appoint an engineer, and such engineer shall be so appointed by said board of public works, and be qualified to act, the said office of city surveyor shall cease after the expiration of the term of office of the present city surveyor, on the second Tuesday of April, eighteen hundred and seventy-four, and the said engineer, so appointed by said board of public works, after the expiration of said term of office of said city surveyor, shall be *ex officio* the city surveyor, and perform all the duties prescribed in this section, and be governed by all the provisions thereof, and his compensation shall be as prescribed by law establishing such board of public works.

Not to affect
another law.

SEC. 9. Nothing in this act contained is intended to repeal, limit, or affect any law which may have been passed, establishing or providing for a board of public works of said city, or any provisions concerning the same.

SEC. 10. That the boundaries and limits of the said city

of Saint Paul shall be enlarged so as to comprise, in addition to the territory therein included, the following described district of country in the county of Ramsey, in the state of Minnesota, to wit:

Enlargement of
city limits.

All of that portion of section four (4) in township twenty-eight (28), north of range twenty-two (22) west, lying north-easterly of the centre of the Mississippi river. All of section thirty-three (33) in township twenty-nine (29), north of range twenty-two (22) west. The south half of sections twenty-eight (28), twenty-nine (29) and thirty (30) in township twenty-nine (29), north of range twenty-two (22) west. The south-half of section twenty-five (25), in township twenty-nine (29), north of range twenty-three (23) west. The south half of section twenty-six (26), and all of section thirty-five (35) in township twenty-nine (29) north of range twenty-three (23) west.

All of section eleven (11) and all of section two (2) in township twenty-eight (28), north of range twenty-three (23) west; including the following named islands in the Mississippi river, to wit: Ames, Boal and Lamb's islands, Raspberry, Barnes and Harriet islands.

So much of the portion of the aforescribed enlarged territory of said city of Saint Paul which is not included within the present limits of any of the wards of the said city of Saint Paul, as lies east of the eastern line of the present fifth ward of said city, if prolonged to the northern and southern limits of said enlarged territory, shall (until otherwise changed by the common council of said city) be part of said fifth ward.

Assignment to
wards—fifth
ward

So much of the portion of the aforescribed enlarged territory of said city of Saint Paul which is not included within the present limits of any of the wards of the said city of Saint Paul as lies west of the western line of the present fourth ward of said city, if prolonged to the northern and southern limits of said enlarged territory, shall (until otherwise changed by the common council of said city) be part of said fourth ward.

Fourth ward.

So much of the residue of the portion of the aforescribed enlarged territory of said city of Saint Paul which is not included in the limits of the said fourth and fifth wards, as enlarged aforesaid, and which is not included in the limits of any of the other wards of said city shall (until otherwise changed by the common council of said city) be part of the present second ward of said city of Saint Paul.

Second ward.

All the aforescribed enlarged territory of the said city of Saint Paul shall be within and subject to the jurisdiction

Application of
charter and
ordinances to
new territory.

of the city of Saint Paul, and the said municipal corporation and the charter thereof, and acts of the legislature amendatory of or supplementary to the same or in any way applicable to said city now or hereafter enacted, and the ordinances, by-laws and regulations of said city of Saint Paul now or hereafter ordained and established shall embrace, extend to and apply to the said enlarged territory of said city of Saint Paul and every part thereof and the inhabitants now or hereafter inhabiting said enlarged territory and every part thereof, to the same extent and with like force and effect as the same may or could apply to the said city of Saint Paul and to any part of the territory of said city of Saint Paul contained within the limits of said city, as they existed immediately prior to the passage of this act, provided that no assessment or levy of any tax shall be made upon any part of the property real or personal embraced in the enlarged limits of the city as extended by this act, for the payment of any portion of the interest and principal of the existing indebtedness of said city, funded or otherwise. In all assessments or levies of taxes for payment of such indebtedness, the lands and property embraced in such enlarged limits shall be expressly omitted.

SEC. 11. That section four of chapter two shall be amended so as to read as follows :

Vacancies, how
filled.

Sec. 4. Whenever a vacancy shall occur in the office of any elective officer of said city, such vacancy shall be filled by appointment by the common council of said city until the next general election, and the successor of such person so appointed to fill any vacancy aforesaid shall be elected at the next general election for the unexpired term.

Act takes effect

SEC. 12. This act shall take effect from and after its passage.

Approved Feb. 29, 1872.