

CHAPTER XXVIII.

AN ACT TO AMEND CERTAIN ACTS RELATING TO THE INCORPORATION OF THE CITY OF RED WING.

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

SECTION 1. That section two of chapter one, of chapter six of the special laws of this state for the year eighteen hundred and sixty-four, be and the same hereby is amended so as to read as follows :

Sec. 2. ° That the territory included within the following boundaries and limits shall constitute the city of Red Wing, viz : Beginning at a point where the north line of section number twenty-five, in township number one hundred and thirteen, north of range number fifteen west, intersects with the Mississippi river, running thence west along said line to the northwest corner of said section number twenty-five, thence south to the southwest corner of section number thirty-six of said township and range, thence east to the southeast corner of section number thirty-three, in township number thirty-three, in township number one hundred and thirteen, north of range number fourteen west, thence north to the center of the main channel of the Mississippi river, thence up the center of the main channel of said river to a point due east of the place of beginning, thence west to the place of beginning. *Provided*, that nothing herein contained shall be deemed or construed to exclude any portion of the city of Red Wing, from the limits of the county of Goodhue.

SEC. 2. That section two of chapter two of said chapter six aforesaid, as amended by section one of chapter twenty-two of the special laws of this state, for the year eighteen hundred and sixty-seven, be and the same hereby is amended so as to read as follows :

Sec. 2. The elective officers of said city, shall be a mayor, four councilmen, two justices of the peace, a treasurer and two constables. All other officers necessary for the proper management of the affairs of said city, shall be appointed by the city council, the mayor, treasurer, and all officers appointed by the city council, shall each hold their offices for one year, and until their successors are elected and qualified. The justices of the peace and constables shall hold their offices for two years, and until their successors are elected and qualified, and the councilmen shall hold their offices for four years, and until their successors are elected and qualified. *Provided*, that the councilmen heretofore elected under the provisions of said chapter six, and now serving as such councilmen, shall hold their respective offices for the unexpired term for which they were elected, and at the first election after the passage of this act, one councilman shall be elected for three years, and one for four years, and at each annual election thereafter one councilman shall be elected for four years. *And provided further*, that the city council shall have power for due cause to expel

any of their own members, and to remove from office at pleasure any officer or agent under the city government, due notice first being given to the officer complained of.

SEC. 3. That the new section added by chapter twenty-two of the special laws of this state, for the year eighteen hundred and sixty-seven, to said chapter two of said chapter six, and designated as section eleven, be and the same hereby is amended so as to read as follows:

SEC. 11. The city council shall have power to elect an assessor, a city attorney, a city recorder and city marshal for said city. All police officers and watchmen of said city, shall possess the powers vested in constables by the laws of this state, or by common law, and it shall be their duty to execute and serve all warrants, process, commitments and writs whatever, issued by any of the justices of the peace of said city, for any violation of the laws of the state of Minnesota, or of the ordinances or by-laws of said city, and shall have power to pursue and arrest any person fleeing from justice, in any part of this state, and when performing the duties of constables aforesaid, shall be entitled to like fees. The city recorder shall be paid such compensation as shall be determined by the city council.

SEC. 4. That section nine of chapter three of said chapter six, as amended by chapter twelve of the special laws of this state, for the year eighteen hundred and seventy, be amended by striking from said section the words, "That the compensation paid to the city recorder in any one year shall not exceed two hundred dollars."

SEC. 5. That section one of chapter four of said chapter six, be and the same hereby is amended so as to read as follows:

SEC. 1. The mayor and councilmen shall constitute the city council of said city. The city council shall meet at such time and place as they shall direct, and a majority shall constitute a quorum. The city council shall determine the rules of its proceedings, and be the judges of the election and qualification of their own members, and have the power to compel the attendance of absent members. The style of all ordinances shall be, "The city council of the city of Red Wing do ordain."

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

Approved February 15th, 1876.