

demned, taken and appropriated for street purposes, so much of said above described cemetery grounds as may be necessary to make said Central avenue where it adjoins said cemetery the uniform width of one hundred (100) feet, and to make the west line of said Central avenue extend in a straight line across said above described tract of land parallel to and fifty (50) feet west of the eastern boundary line of section eleven (11) of township twenty-nine (29) of range twenty-four (24), being a strip of land of a width of not to exceed fifty (50) feet, described as follows: All that part of the above described cemetery grounds lying east of a line drawn across said tract of land parallel to and fifty (50) feet west of the eastern boundary line of section eleven (11), township twenty-nine (29), range twenty-four (24), and to vacate, or cause to be vacated, said portion of said cemetery to be taken as aforesaid for street purposes, and to remove, or cause to be removed, from said portion of said cemetery to be taken as aforesaid all bodies interred therein.

SEC. 2. The proceedings for condemnation of said portion of said cemetery for said street purposes shall be such as are now provided by law for taking private property for street purposes.

SEC. 3. That all acts or parts of acts in conflict with this act, including any and all provisions of the charter of said city of Minneapolis that are in conflict with the provisions of this act, are hereby repealed.

SEC. 4. This act shall take effect and be in force from and after its passage.

Approved April 17, 1891.

CHAPTER 122.

[S. F. No. 869.]

AN ACT CREATING AND ESTABLISHING THE DEPARTMENT OF CORRECTIONS AND CHARITIES OF THE CITY OF MINNEAPOLIS AND DEFINING ITS POWERS AND DUTIES.

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

SECTION 1. There is hereby established an executive department in the municipal government of the city of Minneapolis, state of Minnesota, which shall be known as the department of charities and corrections and shall embrace the mayor, four (4) commissioners and such other assistants and employes as are hereinafter provided for.

SEC. 2. This department shall be under the care, management and control of a board of four (4) commissioners, not more than two (2) of whom shall belong to the same political party, of which board the mayor shall be a member *ex-officio*, and shall have the right as such to participate in the deliberations and proceedings and vote whenever he may deem it advisable so to do.

They shall be appointed by the mayor, and shall hold office for the term of four (4) years, and until their successors are chosen and qualified.

Provided, that at the first appointment [of commissioners] under this act, the mayor shall appoint two (2) commissioners for the term of two (2) years and two (2) for the term of four (4) years, and biennially thereafter the mayor shall appoint two (2) commissioners for the term of four (4) years.

SEC. 3. The board of charities and corrections shall have the charge, management and control of the charities of the city, the overseeing of the poor and those applying for and receiving relief from the city. Said board shall be charged with all the duties now imposed by law or ordinance on the board of supervisors of the poor.

They shall also have the care, management and control of all almshouses, hospitals, workhouses or other places of charity, detention and correction that now or hereafter may be established, owned and controlled by the city; said board shall faithfully execute all laws and ordinances relating to the care, maintenance and control of the charities and corrections of the city and perform such other duties as may be placed upon said department by the city council.

SEC. 4. Said board shall, biennially, elect from their number a president.

SEC. 5. They shall elect, biennially, some suitable person to act as superintendent of the poor, and who shall at all times attend to the business of the department. He shall receive an annual salary not to exceed six hundred (600) dollars, to be fixed by the board.

Said superintendent shall investigate, or cause to be investigated, all applicants for assistance and relief of every nature, and, under the direction of the board, attend to the distribution of all fuel, food and other supplies. The superintendent shall attend all meetings of the board, and shall act as secretary of the board; he shall, under the direction of said board, keep a complete record of the proceedings of said board, a record of the city hospital and workhouse and all other institutions that may be owned and controlled by the city for the purposes of charity and corrections, and a full and complete set of books showing all receipts and expenditures and such other records as the board may require, and shall discharge such other and further duties as may be required by said board.

SEC. 6. The board of charities and corrections shall also elect, biennially, a city physician, who shall receive an annual salary not to exceed twenty-two hundred (2,200) dollars, to be fixed by the board. Said physician shall perform all the duties now pertaining to said office, or that hereafter may be imposed upon it by the city council or said board of charities and corrections; he shall appoint all assistants, matron, nurses and all other help necessary in discharging the duties of his office and caring for the city hospital and the sick under the charge of the department, or discharge the same, and shall report the same to said board. The city physician shall be the physician and surgeon to all the departments of the city, and no department shall employ any other physician or surgeon; but assistant physicians or surgeons may be employed in any particular matter or emergency by the mayor, but he shall be selected by the city physician.

SEC. 7. Said board of charities and corrections shall, biennially, elect some suitable person as superintendent of the workhouse; he shall receive an annual salary not to exceed fifteen hundred (1,500) dollars, to be fixed by the board. Said superintendent shall, under the direction and control of said board, have the management and

control of the city workhouse and the care and maintenance of the same.

SEC. 8. Said board of charities and corrections shall have the power to employ all help necessary in caring for the poor of the city of Minneapolis, the maintenance and control of all charities, hospitals and places of correction and detention that now or may hereafter be established, owned and controlled by said city. They shall have the power and authority to fix the salaries of all employes not hereinbefore provided for and to make all rules and regulations necessary to carry out the provisions and intentions of this act.

SEC. 9. It shall be their duty, and the city council is hereby authorized, to pass any and all ordinances in addition to those now in force and not contradictory to any of the provisions of this act, necessary to the proper management and control of the charities and corrections of said city.

The board of charities and corrections shall report to the city council, at or before the first meeting of the council in September in each year, the amount of money required for the support of the department for the next fiscal year, and the city council shall, in making their annual estimates and levy for the expenses of the city government, estimate and provide such sums as may be necessary for the compensation of such officers and employes which the said board are authorized to appoint, and all other expenses incurred by said department in the care and management of the charities, hospitals and places of detention and correction of said city.

The appropriations of the city council for the fiscal year eighteen hundred and ninety-one (1891), for the poor and workhouse departments and the city hospital, shall be at the disposal of this department for said fiscal year; and the disposition of these funds for charities and corrections shall be proportionate to each in accordance with the original estimates for the same.

All bonds authorized by the legislature and issued by the council of the city of Minneapolis, or appropriations already or hereafter made by said council for the construction of a city hospital, shall be at the disposal of this board, whose duty it shall be, and they are hereby empowered, to construct, complete and equip the same as fast as funds are furnished for that purpose.

No moneys shall be paid out of the city treasury for this department, except upon orders signed by the president and secretary of the board and countersigned by the city comptroller.

Provided, that the provisions of this act shall not be construed as authorizing or permitting the removal from office of the present superintendent of the poor, the city physician or the superintendent of the workhouse, or the removal or discharge, without good and sufficient cause, of any officers or employes appointed or employed [by or] under the said superintendent of the poor, the city physician or the superintendent of the workhouse.

SEC. 10. All acts and parts of acts inconsistent and in confliction with the provisions of this act or any part thereof are hereby repealed.

SEC. 11. This act shall take effect and be in force from and after the first (1st) day of July, eighteen hundred and ninety-one (1891).

Approved April 21, 1891.