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Proposed Amended Charter City of Breckenridge

THURSDAY, APRIL 14, 1955

Proposed Amended Charter City of Breckenridge

CHAPTER I

NAME, BOUNDARIES AND POWERS OF THE CITY

NAME AND BOUNDARIES

Section 1. The City of Breckenridge, in the County of Wilkin, in the State of Minnesota, shall, upon the taking effect of this charter, continue to have the name of "Breckenridge." The city shall, however, continue to be a municipal corporation and shall include the following described land and territory situated in the County of Wilkin, Section 4 of Township 132 North, Range 47 West, of the Fifth Principal Meridian.

Beginning at a point where the section line between sections 3 and 4 of Township 132 North, Range 47 West, of the Fifth Principal Meridian, crosses the Otter Tail River, the point being the most southern point of the said river on said section line;

Thence south 1 mile, 230 rods, more or less, to the quarter post upon the east side of the river, then west, continuing southwesterly,

Thence west 160 rods, more or less, to the center of said section 16;

Thence north 40 rods, more or less, to the center of the main channel of the river;

Thence generally northerly and northwesterly direction down the center channel of the Otter Tail River, the same being the main channel of the State of Minnesota and the State of North Dakota, 2 miles and 50 rods, more or less, to a point where the center line of Section 4 has been intersected by the river;

Thence south 1 mile, 230 rods, more or less, along the said center line of said Section 4 to the point where said center line intersects the west line of Lot 1 of Section 4;

Thence south 1 mile, 230 rods, more or less, to the center of the main channel of the Otter Tail River aforesaid;

Thence up the center line of said main channel in a general easterly and southeasterly direction 1/2 rods, more or less, to the place of beginning.

WATER BOUNDARIES

The City of Breckenridge shall be divided into three wards, bounded and described as follows:

The First Ward of the City of Breckenridge shall comprise all the territory within said city limits north of the center line of the main track of the Great Northern Railroad and west of the center line of Seventh Street produced north to the north line of the City of Breckenridge.

The Second Ward of the City of Breckenridge shall comprise all the territory within said city limits south of the center line of the main track of the Great Northern Railroad and east of the center line of Nebraska Avenue produced east to the east line of the City of Breckenridge and east of the center line of Seventh Street produced north to the center line of Nebraska Avenue produced east to the east line of the City of Breckenridge.

The Third Ward of the City of Breckenridge shall comprise all the territory within said city limits lying south and east of the center line of Nebraska Avenue produced east to the east line of the main track of the Great Northern Railroad and the center of the channel of the Otter Tail River, thence east along the main line track of the railroad to the junction of the main line track of the Great Northern Railroad and the center line of Seventh Street if Seventh Street were produced across said railroad right of way, thence north along the center line of Seventh Street to the junction of the main line track of the Great Northern Railroad and the center line of Nebraska Avenue produced east to the east line of the City of Breckenridge.

CHARTER WARD BOUNDARIES

Provided that after the adoption of this charter, in the event that in two successive presidential elections more than thirty-five per cent of all the votes cast in the city of Breckenridge shall be cast for the candidate of one party, rearrange the boundaries of the wards so as to make the wards as nearly equal in population as practical. If the boundaries of the wards shall be rearranged, then each ward shall consist of one ward in two successive presidential elections, the council shall, by appropriate resolution, rearrange the boundaries of the wards so as to make them as nearly equal in population as practical.

POWERS

Section 2. The city shall have all powers of local self-government and home rule, which may be granted by the constitution of the State of Minnesota, the constitution of its municipal affairs. The specific mention of particular municipal powers in other sections of this charter shall not be construed as limiting the general powers of the City to those specifically mentioned.

CHAPTER 2

POWERS — HOW EXERCISED

POWERS IN COUNCIL

Section 4. All powers of the city, unless otherwise specifically provided by the charter, shall be exercised by the city council or under its direction.

CONSTRUCTION OF PLEAIS LAW

Section 5. All ordinances, resolutions, by-laws, and rules existing at the time this charter takes effect, shall continue in full force and effect until amended or repealed.

ADMINISTRATIVE CODE

Section 6. The existing departments, divisions, boards and funds of the government, as contained, except as expressly changed by the provisions of this charter, until the same shall be changed by the adoption of this charter, shall remain in existence. Within six months after the adoption of this charter, the city council shall by ordinance, adopt an administrative code providing a complete plan of administration, organization, and control, growing directly out of the administrative, boards, the expressivo provisions of this charter, such departments, divisions, appaltive offices and funds as may be deemed desirable.

APPROVAL AND RECONSIDERATION OF ORDINANCES

Section 7. The provisions of this charter shall be construed entirely in favor of the city, the people, and the constables.

Section 8. The provisions of this charter, as far as they affect the administration of its municipal affairs. The specific mention of particular municipal powers in other sections of this charter shall not be construed as limiting the general powers of the City to those specifically mentioned.

CHAPTER 3

ELECTIVE OFFICERS AND ELECTIONS

Section 7. The elective officers of the city shall be a Mayor, two aldermen, one justice of the peace and one constable to be elected from the city. All elective officers shall be qualified and appointed by the city when this charter takes effect shall continue in office until the term for which they were elected.

The justice of the peace and the constables shall hold their offices for four years and the mayor shall hold his office for two years, and all elective officers shall be elected annually.

The mayor and the constables shall be elected for two years, and all elective officers shall be elected annually.

The justice of the peace and the constables shall hold their offices for four years and the mayor shall hold his office for two years, and all elective officers shall be elected annually.

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STATE OF MINNESOTA
DEPARTMENT OF STATE
APR 24 1962
Joseph L. Johnson
Secretary of State

OF CERTIFICATE OF ADOPTION AND RATIFICATION OF
AN AMENDMENT TO THE CHARTER OF THE
CITY OF BRECKENRIDGE, MINNESOTA.

STATE OF MINNESOTA)
) SE.
COUNTY OF WILKIN)

I, Arnold S. Wegner, Mayor of the City of Breckenridge, Minnesota, do hereby CERTIFY That the attached PROPOSED AMENDMENT CHARTER CITY OF BRECKENRIDGE is a full, true and complete copy of the proposed amendment to the Charter of the City of Breckenridge, Minnesota, which was received by the Mayor of said City on the 19th day of March, 1955, from the Board of Freeholders or Charter Commission of said City constituted under the provisions of Section 36 of Article 4 of the Constitution of the State of Minnesota and the laws of the State of Minnesota. That said proposed amendment was duly submitted to the qualified voters of said City at a duly called special election held for that express purpose in said City on the 26th day of April, 1955, at which election 488 votes were cast in favor of the adoption and ratification of said proposed amendment and 300 votes were cast against its adoption and ratification. That as a result of said election the said amendment was duly adopted and ratified by the qualified voters of said City.

That this certificate is made and executed in duplicate pursuant to the provisions of Section 36 of Article 4 of the Constitution of the State of Minnesota and the laws of said State authorizing and directing the deposit of one of said certificates in the office of the Secretary of the State of Minnesota and the recording of the other of said certificates in the office of the Register of Deeds of Wilkin County, Minnesota, to be deposited after such recording in the archives of said City.

IN WITNESS WHEREOF, I have hereto set my hand as Mayor of said City of Breckenridge, Minnesota, and there has been affixed hereto the seal of the City of Breckenridge, Minnesota, this 27th day of April, 1955.

Arnold S. Wegner

Arnold S. Wegner
Mayor of the City of Breckenridge, Minnesota

ATTEST:

H. E. Anderson

Harvey E. Anderson
Clerk of the City of Breckenridge, Minnesota

STATE OF MINNESOTA
RECEIVED IN OFFICE
J. R. H. SECRETARY
APR 27 1955

Joseph R. Johnson
Secretary of State

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