

AMENDMENTS TO HOME RULE CHARTER

of the

City of New Ulm

18542

Accepted by voters November 8, 1966,
effective December 8, 1966

Proposed Amendment No. 1

SECTION 9. The first sentence of Section 9 is hereby amended to read as follows:

No real property of the City shall be disposed of except by four-fifths vote of the City Council, and then only in case the said property is no longer needed for public purposes.

Proposed Amendment No. 2

SECTION 35. The first sentence of Section 35 is hereby amended to read as follows:

The members of the City Council and the Mayor shall receive such salaries as may be fixed by the Council, not exceeding, however \$300.00 for any one year; provided, that the City Council may create a contingent fund for the Mayor, in such amount as it may deem proper, to cover legitimate expenses incurred in his official capacity.

Proposed Amendment No. 3

SECTION 42. The first paragraph of Section 42 is hereby amended to read as follows:

When the signature papers are presented for filing in the office of the City Clerk they shall be treated collectively as one instrument, which, to constitute a regular and sufficient initiative petition, shall contain a number of signatures equal to at least ten percent of the total number of votes cast at the last preceding general municipal election.

Proposed Amendment No. 4

SECTION 89. Section 89 is hereby amended to read as follows:

Eligibility for appointment to the Police Department shall be determined by the Police Commission.

Proposed Amendment No. 5

SECTION 101. The first paragraph of Section 101 is hereby amended to read as follows:

The City Council shall maintain a public library, reading room and historical museum for the use of inhabitants of the City and may levy an annual tax for such purposes at a mill rate not in excess of that permitted by state law for maintenance of a public library or public reading room.

Proposed Amendment No. 6

SECTION 103. The third paragraph of Section 103 is hereby amended to read as follows:

The board may lease rooms for library use, fix compensation for employees and with the approval of the City Manager and City Council the board may purchase grounds and erect or remodel buildings thereon.

Proposed Amendment No. 7

SECTION 155. Section 155 is hereby amended to read as follows:

The total net bonded indebtedness of the City shall never exceed the limitations prescribed by the laws of the State of Minnesota.

Proposed Amendment No. 8

SECTION 209. Section 209 is hereby amended to read as follows:

The commission shall consist of 5 members, each of whom shall be a citizen, qualified voter and freeholder of the City. They shall be appointed by the mayor.

The terms of office of the present commissioners shall be continued upon adoption of this charter until the third Tuesday in January of the year in which they expire.

At the organization meeting of the newly elected city council in January, 1967, the mayor shall appoint one member of the commission for a term of one year, one member for a term of two years, and one member for a term of three years.

At the organization meeting in 1968 the mayor shall appoint two members of the commission, each for a term of three years, at such meeting in 1969 he shall appoint two members, each for a term of three years, and at such meeting in 1970 he shall appoint one member for a term of three years.

Thereafter upon the expiration of each term the mayor shall appoint a member for a succeeding three year term.

The term of each member appointed hereunder shall commence on the third Tuesday in January of the year in which the appointment is made and he shall hold office until his successor is appointed and has qualified.

Proposed Amendment No. 9

SECTION 220. The first sentence of Paragraph (3) of Section 220 is hereby amended to read as follows:

He shall keep an accurate and detailed record of all moneys and property received or disbursed by him belonging to the Commission. He shall keep a separate account for each fund, and pay out no money, except upon an order signed by the City Manager and Secretary of the Commission as provided by this Charter.

Proposed Amendment No. 10

SECTION 225. Section 225 is hereby amended to read as follows:

No purchase involving the expenditure of more than three thousand dollars shall be made except upon public bids, and in all such cases public notice shall be given and bids invited for the same by advertisement published in the official newspaper of the City once in each week for two successive weeks; provided, however, that the Commission shall have power, without limitation as to amount, to authorize the purchase of supplies or equipment of any kind or character, and to make emergency repairs or replacements, without receiving bids therefor, when recommended in writing by both the City Manager and Superintendent of Utilities and approved by unanimous vote of the Public Utilities Commission.

Proposed Amendment No. 11

SECTION 227. The last paragraph of Section 227 is hereby amended to read as follows:

In all cases where orders are issued as hereinbefore provided, without allowance or express authority of the Commission, the City Manager shall make a report in writing to the Commission at their next meeting, showing in detail as to each order so issued, the number of the same, name of person to whom issued, the amount, purpose for which issued, and the discount, if any, received on account of each payment.

Proposed Amendment No. 12

SECTION 229. The first sentence of Section 229 is hereby amended to read as follows:

In the initiation and performance of any repair, construction, or other work in connection with any of the utilities under its control, the Commission, in all cases where the estimated cost, inclusive of labor and materials, shall exceed \$2,000.00, shall advertise for bids for doing the same in the manner hereinafter provided.

The second paragraph of Section 229 is hereby amended to read as follows:

In all cases where bids are to be received, the Commission shall be governed in every essential particular, by the provisions set forth in Section 241-253 inclusive, of this Charter as the form of procedure to be allowed in the initiation and performance of similar work in behalf of the City when undertaken by the City Council, the Commission to perform the duties imposed thereby upon the Council, and the Secretary the duties imposed upon the City Clerk,

Proposed Amendment No. 13

SECTION 244. Section 244 is hereby amended to read as follows:

Each bid shall be accompanied by a cash deposit, certified check or bidder's bond for not less than ten percent of the amount of such bid payable to the City, to insure the execution of a contract between the bidder and the City for the doing of such work in accordance with said bid, and the furnishing of a bond for the faithful performance thereof as required by law and this Charter; and if the successful bidder shall fail to enter into the contract with the City for the doing of said work, or to furnish such bonds, the amount of such deposit, certified check or bidder's bond shall be forfeited to the City as liquidated damages for such default.

Proposed Amendment No. 14

SECTION 245. Section 245 is hereby amended to read as follows:

All such advertisements for bids shall state briefly, in general terms, the nature of the work to be done; when the plans and specifications therefor may be examined; within what time bids will be received therefor by the City Clerk; the time and place where they will be opened and considered by the City Council; that no bids will be received or considered unless sealed and filed with the City Clerk within the time stated; that each bid shall be accompanied by a cash deposit, certified check or bidder's bond for not less than ten percent of the amount of each bid, payable to the City, and that the City reserves the right to reject any and all bids.

#18542

STATE OF MINNESOTA
DEPARTMENT OF STATE

FILED

JAN 11 1957

Joseph A. ...
Secretary of State

State of Minnesota, }
COUNTY OF BROWN }
CITY OF NEW ULM }
ss.

Certificate of Transcript

I, Andrew Bastian, City Clerk of the City of New Ulm in
said county and state, do hereby certify that I have carefully compared the annexed cop.....of
the resolution of the City Council of the City of New Ulm, Brown County, Minnesota
regarding the vote on the amendments to the City Charter.

with the original records and files in my office, and that the same is a true and correct copy thereof
and of the whole of said original records.

Witness my hand and the seal of said city at New Ulm, Minn., this 23rd
day of November 1966

STATE OF MINNESOTA
DEPARTMENT OF STATE
FILED
JAN 11 1967

Joseph P. Johnson
Secretary of State

Andrew Bastian
City Clerk

RESOLUTION

Councilor Gafford offered the following resolution and moved its adoption:

WHEREAS, a canvass of the votes at the general election held in the City of New Ulm, Brown County, Minnesota, on November 8th, 1966, on the question, "Shall the proposed Charter amendments be adopted?", shows a total of 3499 votes in favor of and voting "Yes" and 1083 votes against and voting "No" on said proposition and question, and

WHEREAS, 55 per cent of the total votes cast is necessary to ratify said Amendments or 2520, and

WHEREAS, by canvass this shows an excess of 979 votes of the number necessary,

NOW, THEREFORE, IT IS HEREBY RESOLVED, that since the Amendments to the Charter of the City of New Ulm as proposed were duly carried, ratified, and adopted by the electorate of the City of New Ulm, Brown County, Minnesota, the said Amendments to the Charter of the City of New Ulm are hereby officially declared to be in effect thirty (30) days from date thereof as provided by the laws of the State of Minnesota.

BE IT FURTHER RESOLVED, that the proper officials of the City of New Ulm as required by law, are hereby authorized to do all things necessary and required to be done and sign all pertinent documents that may be required under the provisions of the State Constitution and of the Statutes of the State of Minnesota to make said Amendments effective, all as above resolved.

The motion for the adoption of the foregoing resolution was duly seconded by Councilor Wyczawski and the roll being called, the following vote was recorded:

Voting Aye: Councilors Gafford, Huevelmann, Wyczawski and President Eokstein.
Voting No: None.
Not Voting: Councilor Thiede. (Absent)

#18542
STATE OF MINNESOTA
DEPARTMENT OF STATE

FILED

JAN 11 1967

Joseph A. Larson
Secretary of State

Whereupon said resolution was declared to have been duly adopted
this 10th day of November, 1966.

[Signature]
President of the Council

Attest:

Andrew Bastian
City Clerk.

The above resolution approved November 10, 1966.

[Signature]
Mayor.

18542