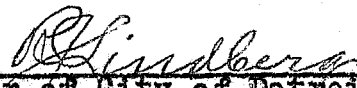


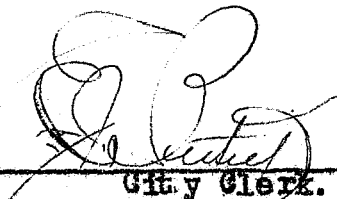
STATE OF MINNESOTA )  
County of Becker ) ss.

I, R. J. Lindberg, Mayor of the City of Detroit, Minn., do hereby certify that the foregoing amendments to the City Charter of the City of Detroit, were duly prepared by the Board of Freeholders of said City of Detroit, which said Board of Freeholders was duly appointed by the Judges of the District Court of the Seventh Judicial District in and for the State of Minnesota, and which said amendments to said City Charter were thereafter approved by the Common Council of the City of Detroit and by resolution of said Common Council ordered submitted to the voters of said city at a special election to be held in said City of Detroit on the 28th day of December, 1920, and which said amendments were by said voters at said election duly adopted as required by law and that the Canvassing Board of said City of Detroit did thereafter duly certify that said amendments had been legally adopted at said special election.

Dated this 7th day of April, 1921.

  
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Mayor of City of Detroit, Minn.

Attest:

  
\_\_\_\_\_  
City Clerk.

2258

PROPOSED AMENDMENT TO THE CITY CHARTER OF THE  
CITY OF DETROIT, MINNESOTA.

That Division 1 of Part 2 of Chapter 12 of the Charter of the City of Detroit be amended so as to read as follows:

Sec. 1:- The city council shall have ~~the~~ power to improve any street or streets or any alley or alleys, by oiling, laying and maintaining surface water sewers, pavements, gutters and curbs thereon of any material ~~of~~ which it may deem suitable; the cost of any such improvement or such part thereof as the council shall determine may be assessed upon the abutting property based upon the number of feet fronting upon such street or alley proposed to be so improved or upon the basis of the benefits and the balance of the cost of such improvement shall be paid out of the general fund. The improvement of two or more connecting streets may be included in one proceeding and conducted as one improvement.

Sec. 2:- No action shall be taken for the making of any such improvement except upon the adoption of a resolution to that effect by a majority vote of the council after a meeting at which all property owners whose property is liable to be assessed therefor, have been notified to be present, by notice of such meeting published for two weeks in the official <sup>news</sup> paper.

Sec. 3:- Before making any such improvement the council may by resolution require the owners of the abutting property to lay branch sewers and water pipes from the mains to the curb or lot lines of each lot, and in case any property owner neglects to lay such sewer or waterpipe within sixty (60) days after having been served with a copy of said resolution, the council may cause the same to be put in <sup>the</sup> and may assess the cost of <sup>the</sup> same against the property and collect the same as taxes are collected. All such water pipe connections shall be of such material as the council may prescribe.

Sec. 4:- Whenever the council shall determine to make such improvement, it shall cause plans and specifications thereof to be made and filed with the city clerk, and may advertise for bids for such

improvement in the official newspaper for two weeks and such other paper or papers and for such length of time as it may deem advisable. Such advertisement shall specify the work to be done, shall call for such bids on the basis of cash payment for such work and shall state the time when the bids will be opened and considered by the council and that no bids will be considered unless sealed and filed with the clerk and accompanied by a cash deposit or certified check payable to the clerk, for such percentage of the amount of such bid as the council may specify.

In letting contracts for any such work, it shall be the duty of the council to require the execution of a written contract and a bond in such sum as it may require, conditioned for the faithful performance of the contract, and for saving the municipality harmless from any and all liability in the prosecution and completing of the work, and conditioned further for the payment for all material used and labor performed thereon. The council, if a contract is awarded may award the same to the lowest responsible bidder. If any bidder to whom such contract is awarded shall fail to enter promptly into such written contract and to furnish such bond, then such defaulting bidder shall forfeit to the municipality the amount of his cash deposit or certified check, and the council may thereupon award the contract to the next lowest responsible bidder; provided, the council shall have the right to reject all bids; and provided further, that whenever it shall appear to the council that the cost of the entire work projected shall be less than one thousand dollars, then the council may directly purchase the materials therefor and cause the work to be done by labor. The council may have the work supervised by the municipality's engineer or other person, and in case of improper construction or unreasonable delay in the prosecution of the work by the contractor, it may order and cause the suspension of the work at any time and relet the contract therefor, or order a reconstruction of any portion of the work improperly done, and where the work to be done shall call for an expenditure of less than one thousand dollars to complete the work or the reconstruction necessary, the

council may do it by the employment of day labor.

Sec. 5:- In case the contractor shall properly perform the work, the council may, from time to time, before the completion of the work, in its discretion, pay any such contractor seventy-five (75) per cent of the amount already earned thereunder, upon the estimate of the engineer or other competent person selected by the council.

Sec. 6:- After a contract is let, or after the work is ordered done by day labor as hereinbefore provided, the clerk, with the assistance of the engineer or other person selected by the council to perform the duties of engineer, shall forthwith calculate the proper amount to be specially assessed for such improvement against every assessable lot, piece or parcel of land within the district affected, without regard to cash valuation, in accordance with the provisions of Section 1 of this act, and the proposed assessment so made up shall be filed with the clerk and be open~~ed~~ to public inspection. The clerk shall thereupon under the council's direction cause notice of the time and place, when and where, the council will meet to pass upon such proposed assessment, to be published in the official paper at least one week prior to such meeting of the council.

At such meeting the council shall hear and pass upon all objections thereto, if any, and may, if it deems it just, amend such proposed assessment as to any lot or lots, and upon the adoption by resolution of such assessment, the same shall constitute the special assessments against the lands named therein. Such assessment, with the accruing interest thereon, shall be a lien upon the property included therein, concurrent with general taxes, and shall be payable in equal annual installments extending over such period not exceeding twenty (20) years as the council may by resolution determine, the first of said installments to be payable on or before the first day of June following the adoption of the assessment, and any deferred payments to bear interest at the rate of six per cent per annum from the first day of June following the adoption of the assessment.

It shall then be the duty of the clerk immediately thereafter to transmit a certified duplicate of such assessment to the County

Auditor of the county, to be extended on the property tax lists of the county, and such assessments shall be collected, and paid over in the same manner as other municipal taxes; provided, that the owner of any property, so assessed may, at any time, pay the whole of such assessment, or any annual installment thereof with interest as to any lot, piece or parcel of land effected thereby; provided further that when a special assessment levied against the property of the school district of Detroit or against property which is exempt from taxation by reason of so belonging to any church or other benevolent association, or for any other reason, the amount of assessment which is unpaid when due may be collected by proceedings brought by the city in the District Court of Becker County.

Sec. 7:- In case of omissions, errors or mistakes, in making such assessments, in respect to the total cost of such improvement or otherwise, it shall be competent for the council to provide for and make supplemental assessments to correct such omissions, errors or mistakes.

Sec. 8:- After a contract or contracts for the making of any such improvement shall have been entered into by the city council, it may issue certificates of indebtedness of the said city in such amounts as may be necessary to defray in whole or in part the expense incurred or to be incurred in making such improvement. The word "Expense" shall be construed to mean and cover every item of cost of such improvement from its inception to its completion, and all fees and expenses incurred or to be incurred, in pursuance thereof. Such certificates shall be payable in annual installments as near equal in amount as conveniently may be, over a period not exceeding twenty (20) years from their date, shall bear interest at the rate not to exceed six (6) per cent, payable annually, or semi-annually, which interest may be evidenced by appropriate coupons and shall be in such form and denominations, all as the council shall by resolution determine, and shall be signed by the mayor and countersigned by the clerk. A separate special assessment ~~xxxx~~ fund shall be provided for each improvement and the proceeds from the sale of any certificates issued

on its account shall be placed in such fund. The council shall provide moneys for the payment of the principal and interest of said certificates, as they severally mature, which moneys shall be placed in such fund and into such fund shall also be paid all moneys received from the payment of any liens created under the provisions of this amendment. And the council shall pay the principal and interest of any such certificates out of any funds in the treasury when the moneys on hand in the appropriate special assessment fund are insufficient to meet the payment of the principal ~~and~~<sup>or</sup> interest when the same matures, but the fund from which moneys have been taken or used for the payment of such principal or interest shall be replenished with interest at the rate of six per cent per annum from the collection of unpaid assessments on account of such improvements.

The amount of any such certificates at any time outstanding shall not be included in determining any such municipality's net indebtedness under the provisions of any applicable law.

Sec. 9:- In any case where any assessment or any part thereof as to any lot, lots or parcels of land assessed under any of the provisions of this act, for any reason whatsoever, is set aside, the council may cause a re-assessment or a new assessment to defray the expenses of such improvement to be made.

Sec. 10:- Any party desiring to object to the assessment, or his duly authorized agent or attorney, shall on or before the date of hearing upon such assessment, file with the clerk a written statement of the objections, and all objections not specified therein shall be deemed waived.

Sec. 11:- Within ten (10) days after the adoption of the assessment, any person aggrieved who appeared and filed object thereto, may appeal to the District Court by serving a notice upon the mayor, which notice shall be filed with the clerk of the district court within ten days after service thereof. The clerk shall furnish appellant a certified copy of his objections filed therein and the assessment roll or part complained of, and all papers necessary to present the

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appeal. The appeal shall be placed upon the calander of the next general term commencing more than five days after the date of serving the notice and shall be tried as other appeals in such cases. If appellant does not prevail upon the appeal the cost incurred, if not paid, shall be included in the special assessment.

Sec. 12:- Sections 169, 170, 171, 172, 173, 174, 175, 176, 177, 178, 179, 180, 181, 182, 183, 184, 185 and 186 are hereby specifically repealed.

Sec. 13:- Any section or part of section of the Charter of the City of Detroit inconsistent with the foregoing amendment is hereby repealed.

PROPOSED AMENDMENT TO THE CITY CHARTER OF THE  
CITY OF DETROIT, MINNESOTA.

That Section 95 of the Charter of said City of Detroit be amended so as to read as follows:

Said Board shall consist of three members all of whom shall be residents and citizens of the city. They shall be appointed by the council at its regular meeting in January 1921, one for one year, one for two years and one for three years; said term to begin on the first day of February 1921, at which time the terms of the present members of said Board shall be terminated, and each year thereafter, and at the regular meeting of said Council in January, one member shall be appointed by said council for a term of three years, and said commissioners before entering upon the duties of their office shall qualify and give surety bond in the sum of at least Five Hundred Dollars (\$500.00) conditioned upon the faithful performance of their duties, said bond to be paid for by city and form a part of operating expense of the plant.

The members of said Board shall be paid a salary of One Dollar (\$1.00) per year and the same to be paid out of the Water and Light Fund and form a part of the operating expense of the plant.

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PROPOSED AMENDMENT TO THE CITY CHARTER OF THE  
CITY OF DETROIT, MINNESOTA.

That Section 97 of the Charter of said City be amended by adding thereto the following provision:

Provided, however, that before any changes are made in the rules and by-laws as now prescribed by said department, such proposed changes shall be submitted to the council of the City of Detroit and be approved by them before the same shall have any force or effect, and provided further, that before any change in rates for water, light, heat and ~~and~~ power furnished by said



Water & Light Department from the rates as now established by said department shall become effective such change shall be submitted by the Water & Light Commissioners to the council of the City of Detroit and shall be approved by said council by a majority vote thereof.

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PROPOSED AMENDMENT TO THE CITY CHARTER OF THE  
CITY OF DETROIT, MINNESOTA.

That Section 101 of the Charter of said City be amended so as to read as follows:

SUPPLIES -- All supplies for the water and light plants or either of them shall be purchased as follows:

The Water & Light Commission shall have the right to purchase supplies for said plant in the open market when such supplies do not exceed the sum of Three Hundred Dollars (\$300.00) in value, and the same may be purchased without a requisition from the city council. In all other cases, an itemized list of such supplies shall be made by said board and delivered to the Clerk who shall register the same and submit it, with his report thereon to the council, and if approved by the council, said bill of supplies shall be purchased under the provisions of Chapter 50f of this Charter by the Clerk under the direction of the council; provided further, that in the event of any extraordinary sudden injury to said plant whereby great damage may ensue by reason of delay, the Board may make its requisition for supplies to the clerk who, by and with the consent of the Mayor shall purchase supplies on account of the city without an order from the council therefor, and said board shall cause the damage or break to be repaired in such manner as it may deem best for the interests of the city; provided further, that the term "Supplies" as used in this provision shall mean simply the purchase of the necessary material for the operation of the present plant as it now stands and shall not mean the purchase of any material or the

2258

performance of any labor to enlarge or extend the size of the present plant or increase the output thereof.

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PROPOSED AMENDMENT TO THE CITY CHARTER OF THE  
CITY OF DETROIT, MINNESOTA.

That Section 103 of the Charter of said city be amended so as to read as follows:

No extension or enlargement of the Water & Light Plant of the City of Detroit shall be made except when ordered by said Board and approved by the council.

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PROPOSED AMENDMENT TO THE CITY CHARTER OF THE  
CITY OF DETROIT, MINNESOTA.

That Chapter 6 of the Charter of the City of Detroit be amended by adding the following section to said Charter:

Section 103 A:- The Clerk of the Water & Light Board is hereby appointed disbursing Officer <sup>for</sup> ~~of~~ said Board and the sum of Two Thousand Dollars (\$2000.00) is hereby set aside into a fund to be used by said Disbursing Officer in the payment of the bills of said Board, and the clerk is hereby authorized and empowered to pay all legitimate claims for supplies purchased by said Board, when in his opinion, the payment of said claims may be made so as to obtain for the City of Detroit the benefit of trade discounts allowed by persons selling supplies to said Board. All disbursements made by said clerk shall be approved by the Mayor of the City of Detroit who shall countersign all checks issued upon said fund, and upon the approval of the bills so paid thereafter by the city council, the amount of such bills shall be refunded to the fund herein created.

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