

CERTIFICATE

I, Martin Leaf, chief magistrate of the City of Willmar, Kandiyohi County, Minnesota, known and designated as Mayor, do hereby certify that the seven proposed amendments to the charter of said City of Willmar, which proposed amendments are hereto attached and are designated as "Amendment No. 1" to "Amendment No. 7", inclusive, were submitted to the qualified voters of said City of Willmar at an election duly held therein on the 20th day of January, 1942, according to law, and that the same and all thereof were accepted and adopted at said election by more than three-fifths of the qualified voters voting at said election, and that all seven proposed amendments are now a part of the home-rule charter of said City of Willmar.

Dated February 10, 1942.

Martin Leaf

Chief Magistrate of the City of
Willmar

Attest:

Emar N. Broger

City Clerk

(SEAL)

9029

Proposed Charter Amendments

The following amendments to paragraph two of Section 95, to add a sixth paragraph to Section 95, to Section 134, to last paragraph of Section 147, to Section 192, to Section 206, to Section 207 of the City Charter of the City of Willmar, Minnesota, have been presented to the Mayor and City Council of said city by the Board of Freeholders of said city and will be submitted to the Voters of the said City of Willmar for Ratification at an election to be held in and for said City on Tuesday, January 20, 1942.

Dated at Willmar, Minnesota, December 23, 1941.

EINAR H. BROGREN,
City Clerk.

AMENDMENT NO. 1

PROPOSED AMENDMENT

We propose that paragraph numbered 2 of Section Ninety-five (95) of said charter of the said city be amended so as to read as follows:

2. For the purpose of raising not to exceed Fifty Thousand (\$50,000.00) Dollars or such part thereof as the council may deem necessary, for a permanent improvement revolving fund provided for in this charter, in order to provide money for any contemplated local improvements and such bonds shall constitute a first lien upon all such local improvements and upon such property benefitted thereby and to be assessed therefor.

The purpose of the proposed amendment is to give the city power and authority to issue bonds and raise money for a permanent improvement revolving fund to the amount of \$50,000.00 instead of in the amount of only \$15,000.00 as now provided in the charter.

AMENDMENT NO. 2

PROPOSED AMENDMENT

We propose that Section Ninety-five (95) of the said charter of the said city, relating to the power of the city to issue bonds, be amended by adding thereto immediately after paragraph numbered 5 of said section a new paragraph to be numbered 6 which proposed amendment shall read as follows:

6. For the purpose of raising not to exceed One Hundred Twenty-five Thousand Dollars (\$125,000.00) to be used for constructing and equipping an addition to the hospital now owned by the city, known as the Rice Memorial Hospital, providing, however, that any proposition to issue bonds for such purposes shall first be submitted to the legal voters of said city as in certain other cases provided in said Section 95.

The purpose of the proposed amendment is to give the city power and authority to issue bonds not exceeding \$125,000.00 for the purpose of constructing and equipping an addition to the hospital now owned by the city, known as the Rice Memorial Hospital.

AMENDMENT NO. 3

PROPOSED AMENDMENT

We propose that Section One Hundred Thirty-four (134) relating to "estimates, amount of contract,

etc." of said charter of the said city be amended so as to read as follows:

Section 134: The council in the first instance shall, on its own motion, or may, on the recommendation or report of any department or officer of the City of Willmar, determine in a general way the commodities, work or service to be done or furnished and shall fix the estimated cost thereof, and in order to determine such estimated cost may require estimates from any officer or employee of the city.

In case such estimated cost, as determined by the council, shall not exceed the sum of Five Hundred Dollars, the Council may direct the commodities, work or service to be procured by or through the proper department or officer of the city without public bids.

In all cases where such estimated cost shall exceed the sum of Five Hundred Dollars, said commodities, work or service shall only be furnished or done upon public bids or procured in the open market.

The purpose of the proposed amendment is to grant the power to procure commodities, work or service up to the sum of Five Hundred Dollars without public bids or in the open market instead of limiting the amount to only One Hundred Dollars as now provided in the charter.

AMENDMENT NO. 4

PROPOSED AMENDMENT

We propose that the last paragraph of Section One Hundred Forty-seven (147) of said charter of the said city be amended so as to read as follows:

The Park Board shall receive no compensation for their services. The Mayor and Aldermen shall receive compensation for their services as follows:

The Mayor and each Alderman shall receive \$3.00 for each and every regular council meeting attended and \$3.00 for each and every adjourned or special council meeting attended, to be paid out of the general fund; provided, however, that neither the Mayor nor any Alderman shall be paid for more than twenty-four regular council meetings or for more than twelve adjourned or special council meetings in any one year.

Each year there shall be set apart from the general fund Three Hundred Dollars for the Mayor's contingent expenses, which shall be paid out by the treasurer upon the mayor's warrant, and which he may expend for any purpose connected with the proper discharge of the duties of his office. He shall file proper vouchers for all such expenditures, and if any part of said sum remains unexpended at the close of the fiscal year, it shall be returned to the general fund.

The purpose of the proposed amendment is to provide for compensation for the mayor and aldermen at the rate of \$3.00 for each and every regular council meeting attended and at the rate of \$3.00 for each and every adjourned or special council meeting attended providing, however, that such compensation shall be limited to not more than twenty-four regular meetings and not more than twelve adjourned or special meetings in any one year and also for the pur-

pose of increasing the Mayor's contingent fund from \$100.00 to \$300.00.

AMENDMENT NO. 5

PROPOSED AMENDMENT

We propose that Section One Hundred Ninety-two (192) of the said Charter of the said City, entitled "Omission of Assessment on Corner Lots" be amended so as to read as follows:

Sec. 192. The Council may, in its discretion, in case of any corner lot, when one frontage of such lot has been fully assessed for laying any water main or sewer, in case like improvement is to be made along the street on the other frontage of such lot, omit the assessment for such new improvement on such lot to an extent not exceeding a frontage of ninety feet of any such lot as it may deem just; but the discretion of the Council in such matters shall be final, and the refusal or failure of the Council to make such omission shall not be ground for setting aside such assessment in any court or proceeding.

The purpose of the proposed amendment is to permit the Council, under the circumstances mentioned in said Section, to omit the assessment on such corner lot to an extent not exceeding a frontage of ninety feet instead of omitting the assessment to an extent not exceeding a frontage of sixty feet as heretofore provided therein.

AMENDMENT NO. 6

PROPOSED AMENDMENT

We propose that Section Two Hundred Six (206) of the said Charter of the said City entitled "Powers" be amended so as to read as follows:

Sec. 206. The Council shall have power, throughout the City, or in such districts as it shall designate, to flush with water, or to sprinkle, either with water or with crude oil or other liquid, the streets, highways and public places of said City or to treat the same by applying thereto calcium chloride or some other substance with dust laying properties, as the City Council in their discretion may determine and direct, and to assess the whole or any part of the same upon adjacent and abutting property.

The purpose of the proposed amendment is to permit the Council to flush streets and to assess the cost thereof to abutting and adjacent property in the same manner as the charter now permits sprinkling with water or crude oil or treating with calcium chloride or other substance with dust laying properties.

AMENDMENT NO. 7

PROPOSED AMENDMENT

We propose that Section Two Hundred Seven (207) of said Charter of the said City be amended so as to read as follows:

Petition for Same

Sec. 207. Whenever property owners representing at least 50% of the frontage of the abutting real property to be assessed shall petition the Council to have any street, highway or public place or portion thereof in said city flushed with water, or sprinkled, either with water or with crude oil or with other liquid, or to treat the same by ap-

plying thereto calcium chloride or some other substance with dust laying properties, as the City Council in their discretion may determine and direct, and to have the cost thereof assessed against such abutting property, the Council shall proceed to consider, investigate and act upon said petition and decide whether the same is necessary and proper. The Council shall give ten days notice by one publication in the official paper that such petition has been presented and at a time and place therein stated said matter will be considered and that all persons interested may then and there appear and be heard. If upon such hearing the Council shall determine that such flushing, sprinkling or treating with calcium chloride or with some other substance with dust laying properties is necessary and proper, it shall declare the same by resolution and proceed to cause said work to be done by contract for the calendar year under the provisions of Chapter 10 of this charter, and such regulations as the Council may establish therefor, or the Council may, in its discretion, cause the same to be done and performed by its employees under the supervision of the street commissioner.

The Mayor and Clerk, acting as commissioners for that purpose, shall assess the cost thereof by an equal rate per front foot of the parcels of land abutting upon the street or highway flushed, sprinkled or treated with calcium chloride or other substance with dust laying properties, as soon as the cost thereof has been definitely determined, and said commissioners shall confirm their assessments at the time and in the same manner required in Section 204 of this charter, and all the provisions of said section, shall, so far as is applicable, apply to and govern the acts and proceedings of said commissioners under this section, and all the provisions of Section 205 of this charter relating to the assessment and collection of assessments shall apply to and govern the acts and proceedings of the officers relating to the collection of the assessment herein provided for. The street or portion thereof shall be flushed, sprinkled or treated annually thereafter and the levy above provided for shall be made annually thereafter until the Council shall receive a petition signed by the owners of more than 50% of the frontage of the property to be assessed requesting that said improvement be discontinued and the Council shall thereupon consider said petition and if it shall determine that it is advisable and proper to discontinue the same, it shall make an order to that effect.

The purpose of the proposed amendment is to grant to the Council the right to flush streets as well as to sprinkle the same or to apply calcium chloride or some other substance with dust laying properties thereto only upon a proper petition, and also to permit the Council, in its discretion, to cause the same to be done and performed by its employees under the supervision of the street commissioner and also to permit an assessment against abutting property for flushing as well as for sprinkling or applying calcium chloride or some other substance with dust laying properties thereto.