

TITLE 3

ELECTIONS AND OFFICERS

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CHAPTER 3-01

CITY ELECTIONS

Section

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- 3-0102 Voting Precincts
- 3-0103 Nominations
- 3-0104 Auditor to Notify Candidates
- 3-0105 When Term Begins

3-0101 Elections. A biennial city election shall be held on the first Monday in April of each even numbered year. The polls shall be kept open from eight o'clock in the morning until seven o'clock in the evening. Ten days previous notice shall be given by publication of the time and place of holding such election.

3-0102 Voting Precincts. For all municipal purposes the city of Hebron shall constitute but one voting district with the polling place at the city fire hall; provided, however, that when

ever there shall be a state or county election, the city shall for such purpose be divided into two voting precincts as follows:

Precinct No. 1 shall consist of all that part of the city north of the main line of the Northern Pacific railway and east of Elk Street, with polling place at the city fire hall.

Precinct No. 2 shall consist of that part of the city south of the main line of the Northern Pacific railway together with that part of the city north of the main line of the Northern Pacific railway and west of Elk Street, with polling place at the Hebron Masonic Lodge.

Whenever a city election is held at the same time as a state or county election, the electors shall vote in their respective precincts as herein provided.

3-0103. Nominations. A candidate for any elective office in the city of Hebron may be nominated by filing with the city auditor, at least twenty days prior to the holding of the election a petition signed by not less than ten percent of the qualified electors residing within the ward or district and for which such officer or officers are to be elected. No elector shall sign more than one petition for the same office. It shall be the duty of the auditor to place only the names of the person or persons so nominated upon the ballot. The arrangement of the names of the candidates upon the ballot shall be determined by the casting of lots by such auditor in the presence of the candidates or their representatives at noon on the day following the last day for the filing of nomination petitions.

3-0104. Auditor to Notify Successful Candidates. It shall be the duty of the city auditor, within five days after the result of the election is declared or appointment made to notify all persons elected or appointed, and unless such persons shall respectively qualify within ten days after such notice the office shall be deemed vacant.

3-0105. When Term Begins. The term of office of all regularly elected city officials shall commence on the third Tuesday of April following the election at which time the council shall organize as provided in section 2-0101.

CHAPTER 3-02 ELECTIVE OFFICERS

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3-0203	Enforcement of Ordinances
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 3-0216 Municipal judge; Jurisdiction
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 3-0220 Failure to Make Report or Turn Over Fines, Penalty
 3-0221 Costs Collected and Remitted
 3-0222 Bond
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 3-0224 City Officer's Records

3-0201. Mayor. The executive officer of the city is the Mayor whose term of office is four years. The mayor shall preside at all meetings of the city council and board of equalization, but shall have no vote at council meetings except in case of a tie. He shall supervise and control the police, fire, water and sewer departments and any officers appointed by him; and generally perform such other duties as are prescribed by law and ordinance.

3-0202. Peace Officer. He may exercise within the city limits the powers conferred upon sheriffs to suppress disorder and keep the peace. He shall also have power when necessary to call on each male inhabitant of the city over the age of eighteen years to aid in enforcing the laws and ordinances, and to call out the militia to aid in suppressing riots and other disorderly conduct, or to carry into effect any law or ordinance, subject to the authority of the governor as commander-in-chief of the militia.

3-0203. Enforcement of Ordinances. He shall perform all such duties as are or may be prescribed by law or the city ordinances, and shall take care that the laws and ordinances are faithfully executed. The mayor shall annually, and from time to time, give the council information relative to the affairs of the city, and recommend for its consideration such measures as he may deem expedient.

3-0204. Inspection of Records. He shall have power at all times and it shall be his duty to examine and inspect the books, records and papers of any officer, agent or employee of the city.

3-0205. Power of Removal. The mayor shall have power to remove any officer appointed by him whenever he shall be of the opinion that the interests of the city demand it.

It was moved by Councilperson E. Smith and
seconded by Councilperson Notte that Section
3-0210 of the Revised Ordinances of the City of Hebron be amended
to read as follows:

3-0210. Alderman. The number of aldermen on the council shall
be six selected at large. The term of office of each alderman is
four years but their election shall be so arranged that the term of
two shall expire every two years. Each alderman shall perform the
duties provided by law and the ordinances of the city. Unless
absent from the city or excused by the mayor he shall attend all
meetings of the city council and the board of equalization.

All voted "Aye", none voted "Nay" and the first reading of the
amended ordinance was approved.

- 3-0206. Release of Prisoners. He may release any person imprisoned for violation of any city ordinance and shall report such release with the cause thereof to the city council at its first session thereafter.
- 3-0207. Veto. He has the power to veto any ordinance or resolution passed by the council.
- 3-0208. Bond. The mayor shall before entering upon the duties of his office be bonded in the sum of \$500.00 conditioned that he will well and faithfully perform his duties and pay over to the city all money and property coming into his hands as such officer.
- 3-0209. Salary. The mayor shall be paid a salary as shall be determined from time to time by the city council.
- 3-0210. Aldermen. The number of aldermen on the council shall be six, each ward being represented by two. The term of office of each alderman is four years, but their election in each ward shall be so arranged that the term of one shall expire every two years. Each alderman shall perform the duties provided by law and the ordinances of the city. Unless absent from the city or excused by the mayor he shall attend all meetings of the city council and the board of equalization.*
- 3-0211. Same: Bond. Each alderman shall before entering upon the duties of his office be bonded in the sum of \$500.00 conditioned that he will well and faithfully perform his duties and turn over to the city all money or property coming into his hands as such officer.
- 3-0212. Same: Compensation. Each alderman shall be paid as determined from time to time by the city council.
- 3-0213. Treasurer. The treasurer shall perform the duties prescribed by law and the ordinances of the city. He shall on the first day of each month deliver to the auditor a statement showing the condition of the treasury at the close of the preceding month and a statement of all moneys in his hands belonging to the city and any other information pertaining to the finances of the city that may be required. He shall receive all moneys belonging to the city, including all taxes, license money, special assessments, fines and water dues, and keep accurate and detailed accounts thereof. He shall have a settlement with the auditor at the end of each month and turn over all warrants, interest coupons, bonds and other evidences of indebtedness of the city, which have been redeemed by him during the month, taking the receipt of the auditor therefor, and all such warrants, orders or other evidences of indebtedness shall be cancelled by him, and have written or stamped thereon the date of their payment or redemption. He shall not disburse or pay out any money, except upon the warrant of the mayor countersigned by the auditor; except that he may pay any city bonds and interest coupons

* Revised

when due and presented for payment. He shall keep an accurate and separate account of each city fund, showing the debits and credits in chronological order. He shall give to each person paying money a duplicate receipt therefor, specifying the date, amount and upon what account paid; and he shall at least once a month file with the auditor his duplicates of such receipts. All moneys received on any special assessment shall be credited only to that particular fund and the same shall not be used for any other purpose. He shall also keep a record of the water used by patrons of the city water system, issue statements and make collections under such rules and regulations as the council may prescribe.

3-0214. Same: Bond. The treasurer shall before entering upon the duties of his office file his oath of office with the county auditor and be bonded in the sum of \$10,000.00 and for such additional amount as the council may require from time to time.

3-0215. Same: Salary. The treasurer shall receive a salary as determined from time to time by the city council.

3-0216. Municipal Judge: Jurisdiction. The municipal judge shall have exclusive jurisdiction of, and it shall be his duty to hear, try, and determine all offenses against the ordinances of the city; and he shall have concurrent jurisdiction with the justice of the peace of the county in all other actions, civil and criminal. All fines, penalties, and forfeitures for the violation of any city ordinance shall, when collected, be paid by the officer receiving the same to the city treasurer.

3-0217. Report to City Council: When. It shall be the duty of the municipal judge at the close of each month to make a full report under oath to the city council of all proceedings in actions or matters under his jurisdiction in which the city of Hebron is a party or interested.

3-0218. Same: Contents. Such report shall contain the names of the parties to the action or proceedings, a statement of all orders made, whether the defendants be committed, fined, or released from custody, the judgment, the extent thereof, and costs, the amount of costs and fine paid, if any, and the disposition thereof, together with an itemized account of the fees of the municipal judge and of all officers and witnesses and the names of each, the name of the person making the complaint, and the nature and date thereof.

3-0219. Same: Accompanied by Treasurer's Receipt. This report shall be accompanied by the duplicate receipt of the treasurer for the amount of the fees and money so collected on behalf of the city.

3-0220. Failure to Make Report or Turn Over Fines, Penalty. If the municipal judge shall neglect or refuse to make such report or t

pay over the money collected by him, or shall refuse to allow the council or any of its committees to examine his records in regard to such matters, he shall be deemed guilty of willful neglect and malfeasance in office and shall be subject to removal.

3-0221. Costs Collected and Remitted. The municipal judge, in all cases in which the ordinances of the city of Hebron have been violated, shall assess and collect costs against any defendant against whom judgment is rendered the same as are authorized to justices of the peace in similar actions. The costs so assessed and collected shall be reported and remitted to the city treasurer in the manner provided for the remitting of fines, penalties, and forfeitures.

3-0222. Bond. The municipal judge shall be bonded in the sum of \$500.00 conditioned that he will well and faithfully perform his duties and turn over to the city all moneys and property due it.

3-0223. Compensation. The municipal judge shall receive such compensation as is determined from time to time by the city council.

3-0224. City Officers Records. All books, files, documents, stationery and records of the city of Hebron shall be kept in charge of the proper officers of the city who shall keep the same in secure and fire-proof safes. All records that have served their purpose or are not immediately required by any officer shall be filed and kept in the quarters occupied by the city council or chamber provided in the fire hall.

CHAPTER 3-03 APPOINTIVE OFFICERS

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3-0308	Street Commissioner
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3-0311	Assessor
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3-0313	Same: Salary
3-0314	Chief of Police
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- 3-0321 Same: Salary
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- 3-0324 Same: Salary
- 3-0325 Building Inspector
- 3-0326 Same: Bond
- 3-0327 Same: Salary
- 3-0328 Superintendent of Waterworks
- 3-0329 Same: Bond
- 3-0330 Same: Salary
- 3-0331 Special Assessment Commission
- 3-0332 Officers to Keep Inventories and Turn Records and Property Over to Successors

3-0301. Appointment. At the first regular meeting of the city council after the quadrennial election for mayor, or within a reasonable time thereafter, the mayor shall appoint and submit to the council for its confirmation, a city auditor, chief of police, street commissioner, city attorney, superintendent of waterworks, building inspector, gas inspector and such other officers as may be required to fill vacancies. In each odd numbered year a chief of the fire department shall be appointed, special assessment commissioner, and at the first regular meeting of the council in September, a city assessor. In case the city council fails to confirm any such appointee the mayor shall after due consideration make another appointment to be acted upon in like manner and shall so proceed until all of said offices are filled. The mayor shall also appoint such number of policemen from time to time as he and the council may deem necessary for the preservation of good order in the city.

3-0302. Removal. Any officer appointed by the mayor may be removed by him. At the next regular meeting of the city council after the removal of any officer, the mayor shall report the reason for such removal and submit his appointment of a successor; whereupon the council shall proceed to ballot upon the appointment, the same as in the case of an original appointment. In case like manner as an original appointment.

3-0303. Terms of Office. All appointed officers, unless otherwise provided for herein or sooner removed, shall hold office until the expiration of the term of the mayor making the appointment, and until their successors have been appointed, confirmed and qualified; except that this shall not apply to the office of assessor, health officer or other officer having a different term provided; and provided further, that the term of office of the chief of the fire department and the health officer shall be two years, unless sooner removed. Before entering upon the duties of their respective offices each shall qualify and be bonded as required by law and the ordinances.

3-0304. Auditor. The city auditor shall keep the corporate

seal and all papers and records of the city. He shall attend all meetings of the council and keep a record of its proceedings. He shall draw and countersign all orders on the treasury and keep a full and accurate account thereof in books provided for that purpose. He shall present to the city council for its consideration all communications, claims and other matters filed in his office for that purpose at its next meeting. He shall countersign all contracts and keep regular books of account in which he shall enter all indebtedness of the city and which shall at all times show the financial condition of the city; the amount of bonds, orders, certificates or other evidences of indebtedness issued by authority of the city, the amount of all bonds, orders, certificates or other evidences of debt which have been redeemed of any series and the amount of each outstanding. He shall keep accounts with the city treasurer showing the amount he has received from the various sources of revenue and the amount disbursed under the direction of the council. The auditor shall examine all reports, books, papers, vouchers and accounts of the treasurer once each month and from time to time perform such other duties as the council or mayor may direct. He shall issue the call for all special meetings of the council when requested to do so by the mayor and generally perform such other duties as are prescribed by law and ordinances pertaining to his office.

3-0305. Delinquent Taxes and Dues. It shall be the duty of the auditor and any other person who may be required to issue warrants for the payment of any salary or compensation of any officer or employee of the city, or for the payment of the claim, demand or bill of any other person, firm or corporation; to ascertain from the tax records of the county where the services were performed; and as to all other claims, the county where the claimant resides, whether such person having salary or wages due, or other person making claim, is owing any delinquent personal property taxes; and also ascertain if any such person is owing any delinquent water bill, license fee, fine, special assessment or other obligation due the city. If any such is found to exist, the same shall be deducted from the warrant as provided by law.

3-0306. Bond. The auditor shall file his oath of office with the county auditor and be bonded to the city in the sum of \$1,000.00 conditioned that he will well and truly perform the duties of his office and turn over to the city all money or other property received by him as such officer, including all books, documents, records, maps and plats and generally all papers and documents that pertain to the city and came into his possession as auditor.

3-0307. Salary. The auditor shall receive a salary as determined from time to time by the city council.

3-0308. Street Commissioner. It shall be the duty of the street commissioner to supervise all streets, avenues, alleys,

sidewalks, curbs, crosswalks, bridges, culverts, ditches and other public places within the city and attend to repairs and maintenance work. It shall be his duty to see that all waterways, culverts, sewers, drains, catch-basins, gutters and ditches are kept in good order and repair. He shall also superintend all parks, public grounds and the buildings thereon and generally do all work that may from time to time be required by the mayor or city council. He shall attend all regular meetings of the council and make a report of the work done under his charge.

3-0309. Same: Bond. The street commissioner shall be bonded in the sum of \$500.00 conditioned that he will well and faithfully perform the duties of his office and turn over to the city all moneys or other property that came into his hands as such officer.

3-0310. Same: Salary. The street commissioner shall receive a salary as determined from time to time by the city council.

3-0311. Assessor. The city assessor shall be an experienced and practical person of understanding. He shall make a personal inspection of all real property and the improvements thereon assessed by him. He shall furnish at his own expense all clerical assistance. It shall be his duty to attend all meetings of the board of equalization, and of the city council when required, making a report of his proceedings from time to time as the mayor or council may require; and generally do and perform all things required by law and the ordinances.

3-0312. Same: Bond. The assessor shall be bonded in the sum of \$500.00 conditioned that he will well and faithfully perform the duties of his office.

3-0313. Same: Salary. The assessor shall receive a salary as determined from time to time by the city council. This salary shall be payable on the first Monday of July, provided that he has by that time completed his duties for the year and turned in a correct assessment roll as required by law.

3-0314. Chief of Police. The chief of police shall perform such duties pertaining to his office as are prescribed by law, ordinances, resolutions of the council and orders of the mayor. He shall see to it that the laws of the state and ordinances of the city are observed; and shall promptly execute all orders given him and obey the rules and regulations of the mayor and council. All orders to the chief of police shall issue from the mayor. It shall be his duty to report to the mayor and city attorney all violations of the laws and ordinances that may come to his notice, and assist in the securing of evidence. He shall promptly arrest any person committing any offense against the laws and ordinances in his presence. He shall give careful attention to the safe condition of all public ways, sidewalks, bridges, public grounds and buildings as well as

sanitary conditions within the city. He shall investigate and keep a record of all accidents whereby the city may become chargeable. He shall attend all meetings of the city council at the hour appointed and remain until the close of the session. It shall be his duty to bring in the absent members under the direction of the presiding officer and generally perform such other duties as may be required of him. He shall not leave the city without first giving timely notice to the mayor and make arrangements for the proper functioning of another in his stead. He shall carry with him at all times an "Order Book" in which he shall enter memoranda of all orders given him, and before he shall be entitled to receive any fees or salary from the city he must file with the council at its regular meeting each month a certificate by the mayor that he is not in default.

3-0315. Same: Bond. The chief of police shall be bonded in the sum of \$500.00 conditioned that he will well and faithfully perform the duties of his office and turn over to the city all moneys or other property that came to his hands as such officer.

3-0316. Same: Salary. The chief of police shall receive a salary as determined from time to time by the city council.

3-0317. Policemen. Besides the chief of police the mayor shall appoint such additional number of policemen as may from time to time be designated by the council, subject to its approval. The mayor shall also have the power, in case of emergency, to appoint extra policemen during the term of the emergency, such appointment to be in writing and filed with the auditor.

3-0318. Amercement of police. If any chief of police or other officer shall fail, refuse or neglect to execute any executive order to him directed or to perform any duty imposed upon him by the laws of the state, ordinances of the city, resolution of the council or otherwise, or fail to enforce the rules and regulations relating to the city water system, license dues, beer and liquor traffic, stray animals and dogs, or other duties; or receiving any moneys due the city and failing to report and account for the same as provided for by ordinance, shall on three days prior notice thereof be amerced in the amount of any such debt, damages, dues or default, for the use of the city or any other person as the case may be.

3-0319. City Attorney. The city attorney shall perform all professional services incident to his office and when required shall furnish his legal opinion on any subject submitted to him by the mayor, board of health, chief of police, city council or its committees. It shall be his duty to defend or prosecute all suits and actions originating and pending in any court in this state in which the city is a party or in which, in the opinion of the council, the interests of the city are involved or brought into controversy, or in which the official acts of any of its officers, servants or agents are involved. He shall prosecute all violations of ordinances in the name of the city and collect all fines imposed and account to the city treasurer for the same. He shall attend all council meetings.

3-0320. Same: Bond. The city attorney shall be bonded in the sum of \$500.00 conditioned that he will well and faithfully perform the duties of his office and turn over to the city any moneys or other property coming into his hands as such officer.

3-0321. Same: Salary. The city attorney shall receive a salary as determined from time to time by the city council. He shall be entitled to receive such additional compensation as the council may agree upon for any special and extraordinary services he may perform.

3-0322. Chief of Fire Department. The chief of the fire department shall be responsible for and have direct control over the equipment and apparatus of the fire department. He shall at least every three months make a thorough inspection of such department including all apparatus, equipment and accessories and make a report thereof to the council. It shall be his duty to see that all equipment is kept in order and at all times in serviceable and fit condition for instant use. He shall render an annual inventory and report to the council at its August meeting each year, showing the condition and estimated value of all department property. He shall be present in person at each fire within the city and shall have entire charge and control at such fire subject only to the orders of the mayor. He shall within five days after the occurrence of any fire of unknown origin; and in all cases where the damage is over \$25.00 report the same to the state fire marshal, giving the facts and particularly whether it was the result of carelessness, accident or design.

3-0323. Same: Bond. The chief of the fire department shall be bonded in the sum of \$500.00 conditioned that he will well and faithfully perform the duties of his office and turn over to the city all property or money that came into his hands as such officer.

3-0324. Same: Salary. The chief of the fire department shall receive a salary as determined from time to time by the city council.

3-0325. Building Inspector. It shall be the duty of the building inspector to supervise and inspect the construction, alteration and repair of buildings; the installation of water and sewer connections, plumbing and fixtures, gas installations, connections and fixtures, electric wiring and installations in and about buildings. He shall see to it that the required permits are obtained for the doing of any work requiring permits, and where persons doing work are required to have a license, that the same are had; and generally see that all ordinances and regulations of the city are observed. He shall examine the buildings, water and sewer plumbing, gas fittings and connections, electric wiring and installations, and require that all work be done and maintained in conformity with

the ordinances and rules of safety. He shall inspect stove and furnace installations, ash disposal, chimneys and flues, street signs and displays, and require such as are found defective to be made safe; to supervise and direct the moving of houses and other large structures, and to see that the moving of any such buildings over or across any street, alley or railroad, or under any electric wires or cables is properly and safely done. He shall also generally perform such other duties as the mayor or council may from time to time designate or require; and make reports of his proceedings. He shall have the right during reasonable hours to enter any building in the discharge of his duties, or for the purpose of making any inspection or test, and shall have the authority to cut or disconnect any wire, cable, pipe or main in case of emergency or where the same may interfere with the work of the fire department.

3-0326. Same: Bond. The building inspector shall be bonded in the sum of \$500.00 conditioned that he will well and faithfully perform the duties of his office and turn over to the city any money or property that came into his hands as such officer.

3-0327. Same: Salary. The building inspector shall receive such compensation as the council may agree upon.

3-0328. Superintendent of Waterworks. The superintendent of waterworks shall have general charge of the water and sewer systems subject to the mayor and council. It shall be his duty to see that the city is at all times kept adequately supplied with water for domestic use and fire protection. He shall attend to the pumps, motors, engines and equipment at the pump station and see that the same are kept in proper order and repair; also the boilers and apparatus in connection with the water tower, as well as the septic tanks and connections. He shall attend to the proper functioning of all hydrants, shut-off cocks, meters, sewer connections and whatever pertains to the proper functioning of the municipal water system and sewage disposal. In case of fire he shall be on hand to render whatever service may be required and see that proper pressure is maintained. He shall read the water meters at stated times and report the amount of water consumed by all patrons to the treasurer; and it shall be his duty to keep himself informed as to delinquents and forthwith shut off the water supply of these who are in default. He shall make a monthly report to the council of all work done under his charge, the amount of water pumped and the amount sold to patrons, and the expenses incident thereto. It shall be his duty to generally do all things required of him by the ordinances pertaining to the water and sewer system and orders of the mayor or council.

3-0329. Same: Bond. The superintendent of waterworks shall be bonded in the sum of \$1,000.00 conditioned that he will well and faithfully perform the duties of his office using the greatest

care in safeguarding the motors, pumps, mains, engines, water tower, septic tanks and appurtenances from injury or damage, by wrongful use, neglect, frost, ice or otherwise, and that he will turn over to the city all money or property that came into his hands as such officer.

3-0330. Same: Salary. The superintendent of water works shall receive a salary as determined from time to time by the city council.

3-0331. Special Assessment Commission. The mayor shall appoint, subject to confirmation by the council, a "special assessment commission" to be composed of three reputable residents and freeholders. Such commission shall hold their office for the term of two, four and six years, respectively, such terms to be designated by the mayor in making such appointment, and thereafter the mayor shall, in each odd numbered year at the first meeting of the council in April, or as soon thereafter as practicable, appoint one member of such commission to fill the vacancy occasioned by the expiration of such term, who shall hold his office six years, and vacancies occurring in said commission by removal, resignation or death shall be filled by like appointment, to be made as soon as practicable after such vacancy occurs.

Each member of such commission shall, upon his appointment and confirmation, file with the auditor a written acceptance of such appointment, and shall take and subscribe the oath provided by *40-13-03 of the NORTH DAKOTA CENTURY CODE which oath shall be filed with the auditor; and the member of such commission having the shortest time to serve shall act as chairman thereof, and no member of such commission shall hold any other city office during the term for which he is so appointed. Each member of such commission shall receive as compensation for his services while actually engaged in the duties of such commission, the sum of \$5.00 per day.

3-0332. Officers to Keep Inventories and Turn Records and Property Over to Successor. At the expiration of the term of any officer of the city he shall turn over to his successor all books, records, and property of whatsoever kind which came into his hands or control as such officer and take a receipt therefor. All officers of the city who shall have or obtain custody of any city property shall make a complete list and inventory thereof, such as tools, equipment, apparatus and supplies of any kind, and shall subscribe and file the same in the office of the auditor within 30 days after his appointment to office and thereafter as often as the council shall require.

3.0333 Conveyance, Sale, Lease or Disposal of Property

Real property belonging to the municipality shall be conveyed, sold, leased or disposed of only as approved of by a two-thirds vote of all members of the governing body. Instruments affecting such conveyance, sale, lease or disposal shall be valid only when duly executed by the Mayor of the City of Hebron, North Dakota and attested by the City Auditor. Personal property shall be conveyed by a majority vote of all members of the governing body. When the property to be disposed of, whether real property or personal property, is estimated by the governing body of the municipality to be of a value of less than \$2,500.00 such property may be sold at private sale upon the proper resolution of the governing body. In all other cases such property may be sold only at public sale. Bids for the purchase or lease of real property belonging to the municipality, whether or not advertisement therefore has been made, shall be made directly to the governing body and submitted to the City Auditor who shall present any and all such bids to the governing body at its next regularly scheduled meeting. When specific statutory provisions contained in the North Dakota Century Code provide for a procedure which is in conflict with this section, governing the conveyance, sale, lease or disposal of real property, the section shall not apply insofar as it is in conflict with such state law. Said statutory procedures are as follows:

1. Lease of airports or landing fields, or portions thereof shall be under authority granted in Section 2-02-16 of the NDCC. Said lease shall further be in compliance with regulations and directives of appropriate federal agencies.
2. Conveyance of right of way for any state highway shall be as provided in Section 24-01-46 of the NDCC.
3. Leasing of oil and gas lands shall be as provided in Sections 38-09-02 through 39-09-04 and Sections 38-09-14 through 38-09-20 of the NDCC.
4. Conveyance of property to a municipal parking authority shall be as provided in Section 40-61-05 of the NDCC.
5. Lease of public buildings or portions thereof shall be as provided in Chapter 48-08 of the NDCC.
6. Granting of concessions for cafes, restaurants and confectioneries in public buildings or on public grounds shall be as provided in Chapter 48-09 of the NDCC.
7. Granting of right of way for a railway, telephone lines, electric light system or a gas or oil pipeline system shall be as provided in Section 49-09-16 of the NDCC.

3.0334 Real Property Transfer Requirements

The provisions of Section 40-11-04.1 of the NDCC and all subsequent amendments shall be and are hereby incorporated by reference in this ordinance.

First reading September 8, 1992 Second reading October 5, 1992