

## LEGISLATIVE BILL 171

Approved by the Governor March 27, 1981

Introduced by L. Johnson, 15

AN ACT relating to facsimile signatures; to authorize the use of such signatures by certain boards; to amend section 23-343.03, Reissue Revised Statutes of Nebraska, 1943, and section 16-691, Revised Statutes Supplement, 1980; and to repeal the original sections.

Be it enacted by the people of the State of Nebraska,

Section 1. That section 16-691, Revised Statutes Supplement, 1980, be amended to read as follows:

16-691. The mayor and council may by ordinance confer upon the board of public works the active direction and supervision of such system of waterworks, power plant, sewerage, heating or lighting plant, and the erection and construction of the same. ~~In--such--event; the--duties--of--the--water--commissioner;--as--enumerated--in section--16--690;--shall--devolve--upon--the--board--of--public works-~~ The board may provide that such duties be performed by such employee or employees as it may direct. It shall make reports to the mayor and council as often as said mayor and council may require. In like manner the mayor and council may confer upon such board the active direction and supervision of the system of streets and alleys. The mayor and council may, by ordinance, authorize and empower said board of public works to employ necessary laborers and clerks, to purchase material for the operation and maintenance of said systems, and to draw its orders on the several funds in the hands of the city treasurer to the credit of said various systems in payment of salaries, labor, and material; Provided, the board of public works shall submit for the approval of the mayor and city council, all extensions or projects costing in excess of five thousand dollars. The mayor and council may, by ordinance, authorize and empower the board of public works to cooperate and participate in a plan of insurance designed and intended for the benefit of the employees of any public utility operated by the city. For that purpose the board of public works may make contributions to pay premiums or dues under such plan, authorize deductions from salaries of employees, and take such other steps as may be necessary to effectuate such plan of insurance. All orders for the disbursement of funds shall be signed by the ~~chairman~~ chairperson and secretary of said board or by any two members of the board who have previously been designated for that purpose by a

resolution duly adopted by such board, and shall be paid by the treasurer; Provided, payroll checks only may be signed by any one member of the board who has previously been designated for that purpose by a resolution duly adopted by said board. Facsimile signatures of board members may be used to sign such orders and checks.

Sec. 2. That section 23-343.03, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

23-343.03. The board of trustees of such facility or facilities as provided by section 23-343, shall make, adopt, and file with the county board such by-laws, rules, and regulations for its guidance and for the government of such facility or facilities as may be deemed expedient for the economical and equitable conduct thereof. It shall have the exclusive control of the expenditures of all money collected to the credit of the fund for such facility or facilities. After the original construction of such facility or facilities, it shall have exclusive control over any and all improvements or additions thereto and equipment, including the authority to contract, subject to ratification by the county board, for any improvements or additions thereto and equipment therefor. No such improvement, addition thereto, or equipment therefor shall cost more than fifty per cent of the value of such original facility or facilities and equipment unless the same shall have been submitted to the voters of such county at a general election, or a special election called for such purpose, and approved by a vote of the majority of the electors voting on the proposition at such election. Such board of trustees shall also have exclusive control, supervision, care, and custody of the grounds, rooms, and buildings purchased or constructed, leased, or set apart for such purposes. The board of trustees shall have power to pay all current bills, claims, and salaries of all employees of such facility or facilities by an order upon its treasurer, signed by the superintendent of such facility or facilities and countersigned by the chairman chairperson and secretary of the board of trustees. Facsimile signatures of the superintendent and board members may be used to sign such orders. The board of trustees shall have power to lease such facility or facilities and equipment therein to a charitable nonprofit organization, in which event the lessee shall be responsible for all costs of operation and management; Provided, no such facility or facilities or equipment therein shall be leased unless authorized by the voters of such county at a general election, or a special election called for such purpose, and approved by a majority vote of the electors voting on such proposition at any such election.

Sec. 3. That original section 23-343.03, Reissue Revised Statutes of Nebraska, 1943, and section 16-691, Revised Statutes Supplement, 1980, are repealed.