

No. 502, A.]

[Published April 28, 1891.]

CHAPTER 316.

AN ACT to amend section 8. of chapter 8, of chapter 184, of the laws of 1874, entitled, "An act to revise, consolidate and amend the charter of the city of Milwaukee, approved February 20, 1852, and the several acts amendatory thereof," and the several acts amendatory thereof.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

Amends chapter 184, laws of 1874.

Sewer contractor's bond.

SECTION 1. Section 8, of chapter 8, of chapter 184, of the laws of 1874, entitled, "An act to revise, consolidate and amend the charter of the city of Milwaukee, approved February 20, 1852, and the several acts amendatory thereof," and the several acts amendatory thereof, is hereby amended by adding at the end of said section the following: Provided that any contractor for such work may procure from the board of public works a license as a sewer contractor, and at the time of procuring such license he shall file with said board a bond in the penal sum of five thousand dollars, which bond shall be approved as to form and manner of execution by the city attorney and as to the sufficiency of the sureties therein by said board of public works prior to their accepting and filing the same, which said bond shall be conditioned that such contractor and bidder will execute and perform the work for the price mentioned in his proposals and according to the plans and specifications on file in case the contract shall be awarded to him, and in case of default on his part to execute a contract with satisfactory sureties and to perform the work for which he bid, said bond shall be prosecuted in the name of the city, and judgment recovered thereon for the full amount of the penalty thereof; which penalty shall be agreed upon as liquidated damages, unless the common council shall by resolution direct that no action shall be commenced. The bond herein provided for shall be renewed as often as required by said

board, and shall be taken and accepted by said board until the license hereinbefore mentioned is revoked by said board, as and in lieu of the preliminary bond accompanying bids and proposals provided for in section 9, of chapter 5, of the charter of the city of Milwaukee; nothing herein contained, however, shall prevent any person from making and presenting a bid and proposals pursuant to the provisions of chapter 5, of the charter of said city; so that said section when amended shall read as follows, to-wit: Section 8. After the common council shall by resolution or otherwise, have ordered the construction of any sewer, the board shall advertise for and receive bids to do the work so ordered, having first procured to be carefully prepared, and put on file in their office, for the examination and guidance of bidders, plans and specifications describing the particular work to be done, and the kinds and qualities of materials to be used, as directed by the common council, and shall let the contract to the lowest responsible and reliable bidder, subject however, to the provisions of chapter 5, of this act. Provided, that any contractor for such work may procure from the board of public works a license as a sewer contractor, and at the time of procuring such license he shall file with said board a bond in the penal sum of five thousand dollars, which bond shall be approved as to form and manner of execution, by the city attorney, and as to the sufficiency of the sureties therein by said board of public works prior to their accepting and filing the same, which said bond shall be conditioned that such contractor and bidder will execute and perform the work for the price mentioned in his proposals and according to the plans and specifications on file in case the contract shall be awarded to him, and in case of default on his part to execute a contract with satisfactory sureties, and to perform the work for which he bid, said bond shall be prosecuted in the name of the city, and judgment recovered thereon for the full amount of the penalty thereof, which penalty shall be agreed upon as liquidated damages, unless the common council shall by resolution direct that no action shall be commenced. The bond herein provided for shall be renewed as often as required by said board, and shall be taken and

accepted by said board until the license hereinbefore mentioned is revoked by said board as and in lieu of the preliminary bond accompanying bids and proposals provided for in section 9, of chapter 5, of the charter of the city of Milwaukee; nothing herein contained, however, shall prevent any person from making and presenting a bid and proposals pursuant to the provisions of chapter 5, of the charter of said city.

SECTION 2. This act shall take effect and be in force from and after its passage and publication.
Approved April 20, 1891.

No. 795, A.]

[Published May 4, 1891.

CHAPTER 317.

AN ACT to amend chapter 49, of the laws of 1887, entitled "An act to incorporate the city of Onalaska."

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

Amends chapter 49, laws of 1887.

SECTION 1. Section 4, of subchapter 4, of chapter 49, of the laws of 1887, as amended by chapter 134, of the laws of 1889, is hereby amended by adding thereto at the end thereof a new subdivision as follows:

Taxing and licensing of peddlers, auctioneers, etc.

18. To tax, license and regulate auctioneers and peddlers subject, however, to the provisions of general statutes in that behalf, pawn-brokers and all keepers or proprietors of intelligence offices, junk shops, and places for the sale and purchase of second hand goods, wares, and merchandise and other commodities, and persons therein engaged, and to fix and regulate the amount of license under this subdivision, and to prescribe the time for which such licenses shall be granted, and to provide and enforce penalties for carrying on either of said trades, kinds of business or employment without license, and to regulate the manner in which they shall