

No. 635, A.]

[Published May 13, 1891.]

CHAPTER 481.

AN ACT to amend chapter 10, of chapter 184, of the private and local laws of the year 1889, entitled, "An act to revise, consolidate and amend the charter of the city of Eau Claire, and the several acts amendatory thereof."

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

SECTION 1. Section 1, of chapter 10, of chapter 184, of the private and local laws of Wisconsin, for the year 1889, is hereby amended by inserting after the word "commissioner," where it occurs in the twenty first line of said section, the following: Except such persons who, at the time of such election, shall have been elected to, or be in possession of an elective municipal office in said city, who are hereby declared to be ineligible during the official term of such municipal office to which they shall have been elected or appointed. Also, by striking out of said section 1, the word "July," and the figures "1890," where said word and figures occur in the twenty-third line of said section, and inserting in lieu thereof the word "June," and the figures "1892." Also by striking out of said section the word "July," where the same occurs in the twenty-sixth line thereof, and inserting in lieu thereof, the word "June;" so that said section, when amended, shall read as follows: Section 1. All territory within the present corporate limits of the city of Eau Claire, together with all territory which may hereafter be attached to, and incorporated in said city, on and after the first Monday in July, 1889, shall constitute one school district, which shall be known as the school district of Eau Claire. The school commissioners herein provided for shall be styled, "The Board of Education of Eau Claire," a majority of whom shall constitute a quorum. On the first Monday in July, 1889, each ward in said city shall elect one school commissioner, who shall be a resident of said city and of the ward by which

Amends chapter 184, laws of 1889.

School district. Board of education, election and qualifications of members.

he is elected, and shall be chosen at an election to be held on said day in the same manner that municipal elections are held in said city, at which election any person who shall be a qualified voter for school officers under the existing law, may vote, and any person who is eligible as a school officer under the existing law, shall be eligible as a school commissioner, except such persons who at the time of such election, shall have been elected to, or in possession of an elective municipal office in said city, who are hereby declared to be ineligible during the official term of such municipal office, to which they shall have been elected or appointed, and at such elections the polls shall be kept open until sundown. And on the first Monday in June, 1892, and biennially thereafter a similar election shall be held in each of the even numbered wards of said city; and on the first Monday of June, 1891, and biennially thereafter, a similar election shall be held in each of the odd numbered wards of said city; and all school commissioners so elected and qualified, shall hold office for two years, and until their successors are elected and qualified, except those elected on the first Monday in July, 1889, by the even numbered wards, who shall hold for one year, and until their successors shall be elected and qualified.

Amends chapter 184, laws of 1889.

Compensation of members.

SECTION 2. Chapter 10, of said chapter 184, of the laws of 1889, is hereby amended by adding thereto the following section, to be known and designated as section number 18, of said chapter 10, and said section 18 shall read as follows: Section 18. No compensation shall be paid to, or received by any school commissioner, for any labor performed or services rendered as such school commissioner; provided that nothing herein contained shall prevent said board of education from selecting one of its members as secretary thereof, at such compensation as may be fixed and determined by said board.

Amends chapter 184, laws of 1889.

May borrow money to build and equip high school, etc. Question to be submitted to electors.

SECTION 3. Section 7, of chapter 10, of chapter 184, of the private and local laws of 1889, is hereby amended by adding to section 7, of said chapter 10, a subdivision to be known as subdivision 7, as follows:

7th. To borrow, not exceeding forty thousand dollars, for a period of twenty years, of the school fund of the state, and the school land

commissioners are hereby authorized to loan not exceeding said sum, to the school district of Eau Claire, which sum shall be payable annually, together with interest thereon at the rate of four *per centum per annum*, payable annually in advance; and the school district is hereby authorized to secure said loan, by issuing its bonds to said school land commissioners, and a mortgage upon the school property of said district, as provided by chapter 17, of the revised statutes; said loan shall be made only after having been authorized by the majority of the legal voters of said district, voting upon such question; said vote shall be taken at such time and place or places and in such manner as the board of education of said district may determine and said board of education is hereby authorized to provide the time, manner and place or places of voting upon said question. Said sum of money when borrowed by said district, shall be a special fund, to be used by it for the purpose of erecting, constructing and equipping a high school and manual training school building, under the direction of said board, that said fund, in the discretion of said board, may be deposited by it in the hands of the treasurer of said district, or a general disbursing officer or bank to be paid out on the order of the school board, duly issued, for the purpose aforesaid; that the said general disbursing officer, before receiving said deposit of said funds, is hereby required to give to said board, good and sufficient bond or security for accounting for and disbursing said fund, and all his acts in reference thereto shall be under the direction of said board, and no fee or *per centum* shall be paid to said officer or deducted from said fund by said officer, for receiving, handling or disbursing the same.

SECTION 4. Chapter 17, of the revised statutes shall apply to the manner of making this loan where the same is not inconsistent with this act.

SECTION 5. Section 7, of chapter 10, of the private and local laws of 1889, is hereby amended by striking out the words "next succeeding the date of such contract." where the same occur in the fourteenth and fifteenth lines of subdivision 5, of said section 7, and inserting in lieu thereof,

Chapter 17,
R. S. 1878,
made applica-
ble to this loan.

Amends chap-
ter 184, laws of
1889.

Contracts with
teachers, etc.,
how made.

the words, "of the year following the time of making such contract," so that said subdivision five, when amended, shall read as follows: Fifth. To employ and contract with the superintendent and all teachers in the schools to whom the necessary certificates shall have been given by the superintendent, if a superintendent shall have been elected or employed by said board of education, but if no such superintendent shall have been employed by the said board of education, then the said board of education may employ and contract with teachers to whom the necessary certificates shall have been given by the county superintendent of Eau Claire county, and at their pleasure remove them; provided that no contract for the employment of any superintendent or teacher, shall extend beyond the first Monday of July of the year following the time of making such contract; to have in all respects the supervision and management of the schools in said city, and from time to time to make, alter, modify and repeal, as they may deem expedient, rules and regulations for their organization, government and instruction, for the reception of pupils from other districts and the transfer of pupils from one department to another, and for their good order and utility generally.

A mends chapter 184, laws of 1889.

Highway districts, how constituted.

SECTION 6. Section 8, of chapter 7, of chapter 184, of the laws of Wisconsin for the year 1889, is hereby amended by adding at the end thereof the following: "Provided that the Fourth and Seventh wards of said city shall comprise but one highway district, which shall be known as the Fourth highway district, of said city;" so that when so amended said section shall read as follows: Section 8. Each ward in the city of Eau Claire shall by itself constitute one highway district, and each of said districts respectively shall be known by its number, which number shall correspond with and to the same as the number of the ward comprising the same; provided, that the Fourth and Seventh wards of said city shall comprise but one highway district, which shall be known as the Fourth highway district of said city.

Repealing clause.

SECTION 7. All acts and parts of acts conflicting with the provisions of this act are hereby repealed.

SECTION 8. This act shall take effect and be in force from and after its passage and publication.

NOTE BY THE SECRETARY OF STATE.—The foregoing act having been presented to the governor for his approval and not having been returned by him to the house of the legislature in which it originated within the time prescribed by the constitution of the state, has become a law without his approval.

T. J. CUNNINGHAM,
Secretary of State.

April 25, 1891.