

[No. 56, S.]

[Published March 18, 1878.]

CHAPTER 161.

AN ACT to amend section fourteen of chapter two of chapter two hundred and sixty-two of the laws of Wisconsin of 1875, entitled, An act to revise, consolidate and amend an act to incorporate the city of Green Bay, 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 fourteen of chapter two of ^{Amended.} chapter two hundred and sixty-two of the laws of Wisconsin of 1875, entitled, An act to revise, consolidate and amend an act to incorporate the city of Green Bay, and the several acts amendatory thereof, is hereby amended so as to read as follows: Section 14. ^{Term of treasurer.} The official term of the city treasurer of the city of Green Bay shall commence on the first day of August next succeeding his election, and shall end on the 31st day of July next thereafter, if his successor shall then be elected and qualified. The term of all other officers elected under this act shall commence on the second Tuesday of April of the year for which they were elected, and shall, unless herein otherwise provided, continue for one year, and until their successors are elected and qualified. The term of the city treasurer now in office shall expire on the thirty-first day of July, 1878.

SECTION 2. Section two of chapter one hundred and ^{Repealed and re-enacted.} seventy-nine of laws of Wisconsin of 1876, is hereby repealed, and section three of chapter one of chapter two hundred and sixty-two, laws of Wisconsin of 1875, is hereby re-enacted and declared to be in full force and effect from and after the passage of this act.

SECTION 3. Section three of chapter one hundred ^{Repealed and re-enacted.} and seventy-nine, laws of Wisconsin of 1876, is hereby repealed, and section one of chapter two of chapter two hundred and sixty-two, laws of Wisconsin of 1875, is hereby re-enacted and declared to be in full force and effect, from and after the passage of this act.

SECTION 4. At the election in said city, to be held ^{Inspectors and clerks of election.} on the first Tuesday of April, 1878, the voters present at the time for the opening of the polls in each of the wards of the city as designated by law, and at the place so designated by the common council of said city for holding such election in each of said wards, shall select persons, residents of such wards, to act as inspectors

and clerks of said election; and thereafter elections in said wards shall be conducted as prescribed in section six of chapter two of chapter two hundred and sixty-two, laws of Wisconsin of 1875.

Repealed, re-enacted and amended.

Supervisors.

SECTION 5. Section seven of chapter one hundred and seventy-six of laws of Wisconsin of 1876, is hereby repealed, and section thirteen of chapter two of chapter two hundred and sixty-two, laws of Wisconsin of 1875, re-enacted and amended so as to read as follows: Section 13. A supervisor to represent each ward of said city in the county board of supervisors of Brown county, shall be annually elected at the time and place of the election of aldermen for said city; each supervisor so elected shall hold his office for one year, and shall be, when so elected, a resident of the ward for which he is elected.

**Amended.
Preservation
against fire.**

SECTION 6. Section two of chapter eight, of chapter two hundred and sixty-two, laws of Wisconsin of 1875, is hereby amended so as to read as follows: Section 2. The common council shall have power to prevent the dangerous construction and condition of chimneys, fire places, hearths, stoves, stove pipes, ovens, boilers and apparatus, used in and about any building, and to cause the same to be removed or placed in a safe and secure condition, when considered dangerous; to prevent the deposit of ashes in unsafe places; to regulate and prevent the carrying on of manufactures, dangerous in causing or promoting fire; to regulate and prevent the use of fire-works and fire-arms; to compel the owners and occupants of buildings to have scuttles in the roof, and stairs or ladders leading to the same; to authorize the mayor, aldermen, fire wardens, and other officers of the city to keep away from the vicinity of a fire all idle and suspected persons, and to compel all bystanders to aid in the extinguishment of fires, and in the preservation of property exposed to danger thereat, and generally to establish such regulations for the prevention and extinguishment of fires as the common council may deem expedient, and to provide penalties for the violation of any resolution or ordinance passed under this section.

Amended.

Fire companies

SECTION 7. Section three of chapter eight, of chapter two hundred and sixty-two, law of Wisconsin of 1875, is hereby amended so as to read as follows: Section 3. The common council shall have full power to purchase fire engines, hose and all other necessary fire apparatus, and to authorize the formation of fire engine, hook and ladder and hose companies, and to provide for the due

and proper support and regulation of the same, and to order such companies to be disbanded, and their meetings to be prohibited and their apparatus to be delivered up. Each company shall not exceed fifteen able bodied men, between the ages of eighteen and fifty years, and may elect their own officers and form their own by-laws, not inconsistent with the laws of this state or the ordinances or regulations of said city, and shall be formed only by voluntary enlistments. Every member of said company hereby authorized to be formed, shall be exempt from highway work and poll tax, and from serving on juries and from military duty, except in case of war, insurrection or invasion during the continuance of such membership; and any person having served for the term of ten years in either of such companies, shall be forever thereafter exempt from poll tax and military and jury duty, except as in cases before mentioned.

SECTION 8. Section four of chapter eight of chapter ^{Amended.} two hundred and sixty-two, laws of Wisconsin of 1875, is hereby amended so as to read as follows: Section 4.

The common council shall, at their first regular meeting in January of each year, elect one chief engineer and one assistant chief engineer, officers of the fire department, who shall hold their office for one year and until their successors are elected and qualified. The chief engineer shall have command over all members of the fire department, over the engineers having the steam fire engines in charge, and also at fires, over all persons present. It shall be in the power of the chief engineer to cause any alterations, additions or repairs on or to any buildings or apparatus used for the purposes of the fire department, which are required immediately to be made: *provided*, the outlay and expenses in any one such case shall not exceed the sum of fifty dollars, also to buy fuel and all necessaries for the department, except hose and apparatus. It shall be the duty of the chief engineer to have all fire engines and other apparatus belonging to the city and used for the purposes of its fire department, kept in good condition for immediate use, and to report annually to the common council thereon, or as often as circumstances render it expedient, or when directed by the mayor or common council. He shall perform all such other duties in the fire department as the common council may direct by ordinance. In the absence of the chief engineer the assistant chief engineer shall take his place, and have the same power and authority and perform the same du-
^{Fire department.}

ties, and report to the chief engineer as soon as practicable. At the time of the election of the chief engineer, his annual salary shall be fixed by the common council, payable quarterly. The annual salary of the assistant chief engineer shall be fixed at the time and in the manner as the chief's, payable quarterly. The chief engineer and also the assistant chief engineer, before entering upon their duties, shall each give a bond to the city, to be approved by the common council, in such penal sum as the common council may require. The first election of said chief engineer and assistant engineer, shall take place at the first regular meeting of the common council after this law shall take effect, and if not then held, at any subsequent regular meeting of said council thereafter.

Amended.

Fines, etc.

SECTION 9. Section six of chapter eight of chapter two hundred and sixty-two, laws of Wisconsin of 1875, is hereby amended so as to read as follows: Section 6. The net proceeds of all fines and penalties recovered and collected for breach of any ordinance, by-law or regulation made in pursuance of this chapter shall be paid by the city treasurer to the fire department.

Amended.

Penalty for refusal to obey.

SECTION 10. Section seven of chapter eight of chapter two hundred and sixty-two, laws of Wisconsin of 1875, is hereby amended so as to read as follows: "Section 7. When any person shall refuse to obey the lawful order of the chief engineer, or the assistant chief engineer, fire warden, or aldermen of the city, the mayor or chief of police, at any time when said company or companies or any of them are on duty as a company, either at the time of a fire, fire alarm, parade or inspection, it shall be lawful for the officer giving such order to arrest or direct orally the chief of police, constable or watchman or any citizen, to arrest such person and to confine him temporarily in any safe place until such companies return with their apparatus to their respective engine houses; and in the same manner such officers, or any of them, may arrest or direct the arrest and confinement of any person at such fire who shall be intoxicated or disorderly, and any person who shall refuse to arrest or aid in such arresting any person so refusing to aid, shall be liable to such penalty as the common council may prescribe, not exceeding twenty dollars."

Amended.

Secretary and treasurer of fire companies.

SECTION 11. Section nine of chapter eight of chapter two hundred and sixty-two, laws of Wisconsin of 1875, is hereby amended so as to read as follows: Section 9. There shall be a meeting of the members

of the different fire companies on the third Monday of April in each year, at such place as may be designated by the chief engineer, when the active members of said companies shall nominate and recommend to the common council, for appointment, one treasurer, and one secretary or clerk. The common council shall thereupon confirm or reject said nominations, and the persons so appointed shall perform such duties as the common council shall prescribe. In case the common council should reject such nominees, the said members shall, at a meeting held one week after such rejection, nominate other persons to hold such offices, which nominations shall also be subject to the approval of said council. The treasurer of the fire department shall receive and pay out all moneys belonging to said department, and shall secure the faithful performance of his duty by his bond to said city in such penal sum as shall be required, and with sureties to be approved by the common council. Such moneys shall only be paid out on orders signed by the chief engineer or acting chief engineer, and countersigned by the clerk of said department.

SECTION 12. Section one of chapter one hundred and seventy-nine, laws of Wisconsin of 1876, is hereby amended by striking out all between the word "line," in the sixth line thereof, and the word "strike," in the eighth line thereof, and inserting in lieu thereof the words and figures "drawn through the centre of the alleys running through blocks numbered from thirty-three to forty-two, both inclusive, in Eastman's addition to the city of Green Bay, will," and by striking out the words, "south sixty-four degrees east," in the tenth line thereof, and inserting in lieu thereof the words, "along said line so drawn through the center of said alleys," so that section shall read as follows: Section 1. Section two of chapter one of said act is hereby amended so as to read as follows: Section 2. All the territory within Brown county hereinafter described and bounded, shall be included and constitute the limits of the city of Green Bay, to-wit: commencing at a point where a line drawn through the center of the alleys running through blocks numbered from thirty-three to forty-two, both inclusive, in Eastman's addition to the city of Green Bay will strike the eastern bank of Fox river, and running thence along said line so drawn through the center of said alleys to the west line of section thirty-two, town twenty-four, range twenty-one east; thence due south along the section

Amended.

Change of boundaries.

line to the northern boundary of private claim number three, east side of Fox river, thence north sixty-four degrees, west ninety-seven feet to the east side of the public highway, laid out according to the recorded plat of the subdivision of private claims number three, four, five, six and seven; thence south twenty-six degrees west along the easterly line of said highway one thousand six hundred and ninety-four feet to the south line of the continuation of Cass street in said city; thence north sixty-four degrees west along the southerly line of the continuation of said street one thousand two hundred and fifty feet to the center of the channel of East river, thence up and along the middle of said river to a point therein midway between the north and south line of private claim number nine; thence sixty-four degrees west, along the center line of said claim to the east side of Webster avenue; thence south eighteen degrees, west twenty-six, chains and sixty links to the south line of private claim number eleven; thence south twenty-six degrees west twelve chains to the south line of private claim number twelve; thence north sixty-four degrees west eighty feet; thence north twenty-six degrees east twelve chains; thence north eighteen degrees east, twenty-six chains and sixty links to the middle of private claim number nine; thence north sixty-four degrees west along the middle of said claim to the center line of the channel of Fox river; thence down and along the center line of said channel to a point where the northern boundary of said city, as herein described would, extended westerly, intersect the same, thence to the place of beginning.

SECTION 13. This act shall take effect and be in force from and after its passage and publication.

Approved March 14, 1878.

[No. 46, S.]

[Published March 15, 1878.]

CHAPTER 162.

AN ACT to fix the compensation of the Assistant Attorney General.

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

Salary.

SECTION 1. The assistant attorney general shall receive a salary of two thousand dollars per annum