

[No. 624, A.]

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## CHAPTER 249.

AN ACT to amend chapter 172, of the laws of 1882, entitled, "an act to incorporate the city of Stoughton."

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

Amend chapter 2, chapter 172, laws of 1882.  
City officers.

Term of office of justice.

SECTION 1. Section 2, of chapter 2, of said chapter 172, of the laws of 1882, as amended by chapter 170, of the laws of 1887, is hereby amended so as to read as follows: Section 2. The officers to be elected by the people shall be a mayor, treasurer, assessor and clerk from the city at large, three aldermen, one constable, one justice of the peace and one supervisor, who shall be entitled to represent his ward in the county board of supervisors, from each ward. All other necessary officers shall be appointed by the common council; all elective officers except the aldermen and justices of the peace, shall, unless elected to fill a vacancy, hold their office for one year and until their successors are elected and qualified; provided, however, that the council shall have power for due cause satisfactory to them to remove from office any officer or agent of the city except justices of the peace, due notice and opportunity for a hearing having been first given to the officer proposed to be removed. Justices of the peace shall hold their offices for a term of two years and until their successors are elected and qualified; nothing herein shall be constructed to affect the term of office of any justice of the peace already elected. On the first Tuesday of April, A. D. 1889, there shall be elected three aldermen in each ward, one to hold for one year, one for two years, and one for three years, and until their successors are elected and qualified, and in electing such aldermen, the ballots shall designate whether the person is voted for the term of "one year," "two years" or "three years." At every annual election thereafter held, there shall be elected one alderman from each ward to succeed the one whose term then expires,

and there shall also be elected an alderman to fill any vacancy that may exist; but nothing herein contained shall prevent the council filling such vacancy from the time it shall happen until the next annual election. The council may for just cause expel any of their number by an affirmative vote of five members, after giving the person notice and an opportunity to be heard, the mayor having the right to vote the same as an alderman.

SECTION 2. Subdivision 9, of section 3, of chapter 4, of said chapter 172, laws of 1882, is hereby amended so as to read as follows: Subdivision 9. To prevent the running at large of dogs, and to require every owner or keeper of any dog to pay an annual tax or license fee for the keeping of the same, not exceeding the sum of ten dollars for each dog owned or kept, and to require them to keep upon such dog a collar, badge or other evidence of the tax or license fee having been paid, and to authorize the summary destruction of any dog found roaming at large contrary to the ordinances or without wearing the required collar, badge, or other evidence of the payment of the license fee.

Amend chapter  
4, chapter 172,  
laws of 1882.  
Dog license.

SECTION 3. Section 5, of chapter 6, of chapter 172, of the laws of 1882, is amended so as to read as follows: Section 5. Such warrant shall be delivered to the street commissioner on or before the first Monday in June, and he shall proceed immediately to collect the taxes in the manner prescribed for the collection of highway taxes in towns by the overseers of highways, excepting that the street taxes shall be collected in money and shall not be commuted in labor; and provided further, that the street commissioner shall cause all of said taxes to be collected within thirty days from the date of the receipt of his warrant, if it is possible so to do; he shall within ten days publish in a newspaper and post in six or more conspicuous places in said city, a notice giving a time when, and place where, all persons against whom poll tax is assessed, may appear and pay such poll tax in labor, and all persons who shall so appear and do, either by himself or an able bodied substitute one full day's work of ten hours upon the streets under the direction of the street commissioner shall be credited in full for such poll tax. If more persons shall appear

Amend chapter  
6, chapter 172,  
laws of 1882.  
Street taxes.

at the time and place fixed in the notice than the street commissioner can conveniently furnish employment, then said persons may be required to appear at another time and place to be then fixed; every person who shall not appear and do such work, shall pay said tax in money and the same shall be collectible the same as the street tax.

Amend chapter  
6, chapter 172,  
laws of 1882.  
Compensation  
of street com-  
missioner.

SECTION 4. There is hereby enacted two new sections to said chapter 6, of chapter 172, of the laws of 1882, to be numbered section 5a, and section 5b.

SECTION 5a. The street commissioner shall receive for his services in collecting said taxes, two per cent. of the street tax, and five per cent. of the poll taxes (whether collected in money or labor), and shall be allowed no other compensation during the time he is engaged in the collection of said taxes as above provided; after the expiration of the thirty days above provided, the street commissioner shall collect all taxes remaining uncollected without compensation; provided, however, that the common council may authorize the city marshal to take said warrant and collect the unpaid taxes thereon, in which case the marshal shall have the same authority to collect said taxes as the street commissioner, and may receive such fees out of the tax collected as the council may deem reasonable.

Street fund.

SECTION 5b. All moneys collected by the street commissioner or marshal upon said warrant, except that allowed for their services, shall be paid over to the city treasurer, who shall give his receipt therefor, take and hold the same separately from the other moneys, and as a "street fund," and shall pay out the same for street, bridge and cross-walk purposes upon the order of the council in the same manner as other moneys are disbursed; and each of said officers shall account, pay over the moneys and either of them may make return of uncollected taxes all as hereinafter provided.

SECTION 5. This act shall take effect and be in force from and after its passage.

Approved April 3, 1889.