

Section 2. Section 176, 1675, 1676, 1677, 1678, 1679, 1680, 1681, 1682, 1683 and 1684, of the statutes of 1898 are hereby repealed. Sections 1944, 1945, 4193, 4194, 4425 and 4458 of said statutes are not affected by this act, and nothing herein shall be deemed to repeal any part of such sections. All other provisions inconsistent with this chapter are repealed.

SECTION 2. This act shall take effect and be in force from and after its passage and publication.

Approved May 13, 1901.

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No. 407, S.]

[Published May 16, 1901.

## CHAPTER 362.

AN ACT to amend sub-chapter 12 entitled "water works and lighting" of chapter 40a of statutes of 1898 to provide for issuing certificates and improvement bonds for laying water pipes in cities operating under the general charter law.

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

**Laying of water pipes; duty of board of public works as to bids; terms of contract.** SECTION 1. Sub-chapter 12 entitled "water works and lighting" of chapter 40a of statutes of 1898 entitled, "of the organization and government of cities under general law," is hereby amended by adding after section 925—99 thereof the two following sub-sections: Section 925—99a. After the council shall have ordered the laying of any water pipe, the board of public works, shall advertise for and receive bids to do the work so ordered, having first procured to be carefully prepared and put on file in the office of the board, for the examination and guidance of bidders, plans and specifications describing the work to be done and the kinds and qualities of materials to be used, as directed by the council, and shall let the contract to the lowest responsible and reliable bidder; provided, however, that the board shall have the right to reject all bids and re-advertise for proposals if they believe none of the bidders are responsible or that any agreement has been entered into between bidders to prevent competition; and provided further, that the

contract shall not be binding till approved by the council and countersigned by the comptroller. Section 925—99b. Such contract may at the option of the city, except as herein otherwise provided, require the contractor to receive as payment for so much of the work as has been assessed against the lots, tracts or parcels of land, opposite to the front of which any water pipe shall extend certificates, against such lots, tracts or parcels of land, respectively, or improvement bonds, and the residue of such contract, shall be paid out of the water works fund, in the city treasury, and such certificates and bonds shall be issued and collected in the same manner as is now provided in sub-chapter 18 of chapter 40a, statutes of 1898 for issuing and collecting certificates and improvement bonds for street improvements.

**Certificates for payment, payment of.** SECTION 2. Section 925—105 of sub-chapter 12 entitled “water works and lighting,” of chapter 40a, statutes of 1898 is hereby amended by striking out the words, “except that no certificates shall be issued;” where said words occur in the twelfth and thirteenth lines of said section, and by substituting in place thereof the words, “and if no certificates, or special improvement bonds have been issued on account thereof” so that said sub-section when amended shall read as follows: Section 925—105. The said board of public works shall from time to time make and file a report, with the comptroller in cities of the first class and with the city clerk in all other cities, in time, if practicable, to have the assessments due included in the tax roll for the current year, of all work done for which assessments shall have been made as hereinbefore provided, and the comptroller in cities of the first class shall make certified returns of such assessments, based upon such report, to the city clerk in time to have the same included in such tax roll if it is practicable to do so. Such assessments shall be entered on the tax roll in a separate column under the head of “water pipe assessments,” and the same shall be collected and the payment thereof enforced by sale, deed and other proceedings as is now provided by law in cases of assessments for street improvements, and if no certificates, or special improvement bonds have been issued on account thereof, all such assessments and the proceeds thereof when so collected shall belong to the water works fund.

SECTION 3. This act shall take effect and be in force from and after its passage and publication.

Approved May 13, 1901.