

No. 344, A.]

[Published May 9, 1951.

**CHAPTER 211.**

AN ACT to repeal and recreate 38.16 (1) (c) of the statutes, relating to the procedure in connection with the construction or remodeling of or addition to any school building in certain cases in cities of the first class.

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

38.16 (1) (c) of the statutes is repealed and recreated to read:

38.16 (1) (c) Whenever the board proposes to erect a building or an addition to a building or to remodel a building, and any such proposed construction work shall involve an estimated expenditure of \$250,000 or more, the board shall take action designating the site upon which the proposed work is to be done, the general plan and purpose of said construction or remodeling work, and the estimated expenditure therefor. Said board shall not advertise for bids or let contracts with respect to any such proposed construction work until at least 90 days after such action has been taken. If within 90 days after such action a petition signed by the electors of such city equal in number to not less than 15 per cent of the vote cast therein for governor at the last general election shall be filed with the city clerk requesting that the board's proposal to do such work be referred to a vote of the electors therein, said board shall not advertise for bids or let contracts with respect to any such proposed construction work until said proposal has been voted upon favorably by a majority of those voting thereon at such election. The city clerk shall advise the

board at once of the filing of any such petition. In the event that no such petition is filed within such 90 days the board may advertise for bids and let contracts with respect to such proposed construction work. The preparation of any such petition shall be governed as to the use of more than a single piece of paper, the dates of signatures, the places of residence of signers, and the verification thereof, by the provisions of section 5.26; within 15 days following such filing the city clerk shall determine by examination the sufficiency or insufficiency of such petition and state his finding in a signed certificate dated and attached thereto; if the petition is found insufficient, the particulars of such insufficiency shall be set forth in the certificate, and the petition may thereupon be amended within 10 days next following the date of said certificate by the addition of signatures or otherwise; if originally, or after amendment, such petition is found sufficient the clerk shall so state in his attached certificate and submit the same forthwith to the common council and the question of doing the construction work as proposed by the board shall then be submitted by such common council to the electors of the city at the next regular election, if one is held not less than 40 days after such date, otherwise at the next succeeding regular election; however, the council may, by a three-fourths vote of the members elect, order it submitted at a special election called for that purpose at any time prior to the next succeeding regular election, but not more than one such special election shall be called in any period of 6 months; not more than 20 nor less than 5 days before the election, the city clerk shall cause the question to be voted upon to be printed in at least 2, not to exceed 4, daily newspapers published in such city; if a majority of the electors voting thereon shall vote in favor of said proposed construction work, said board shall be authorized to advertise for bids and let contracts in connection therewith.

Approved May 4, 1951.

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