

Senate Bill 145

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CHAPTER 52, LAWS OF 1969

AN ACT to amend 59.96 (7) (a) and (c); and to create 59.96 (6) (s) of the statutes, relating to budget procedure of the metropolitan sewerage commission.

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

SECTION 1. 59.96 (6) (s) of the statutes is created to read:

59.96 (6) (s) Annually on or before September 1 the metropolitan sewerage commission and the sewerage commission of a city of the 1st class shall adopt a budget for the benefit of the metropolitan sewerage district of the county in which it is located, setting forth all of the improvements it intends to make during the ensuing year. Such budget shall be submitted to the county board of supervisors of such county. Such budget need only include the anticipated expenditures for the coming year and such budget shall be reduced by funds on hand and estimated revenues from any source. The district may during the budget year with the concurrence of two-thirds of its members, transfer amounts from one capital account to another when in the judgment of such commissioners such funds are not necessary to meet outstanding obligations. Nothing in this subsection shall be construed to impair any contractual obligation entered into either by the commission or by the district.

SECTION 2. 59.96 (7) (a) and (c) are amended to read:

59.96 (7) (a) Whenever said metropolitan sewerage commission requires funds out of which to pay for the projection, planning and construction of said main sewers, pumping and temporary disposal works or for improving any watercourse within the district by deepening and widen-

ing or otherwise changing the same, or by diverting waters therefrom into drains, conduits or storm sewers, or for placing storm, surface or ground waters therein or for building drains, conduits or storm sewers, in the judgment of the commission pursuant to the exercise of the powers set forth in sub. (6) (a) or in other respects in connection therewith, ~~it shall adopt a resolution stating the amount that it requires for such purposes and shall file with the county board of supervisors of such county a certified copy thereof it shall place the same in the budget.~~ Thereupon such board of supervisors is required and directed to provide ~~by resolution~~ for the amount so required by tax levy or by issuing corporate bonds of such metropolitan sewerage district, or by a combination of a tax levy and corporate bonds, and make such amount available within the period of time designated ~~in the resolution of~~ by said metropolitan sewerage commission, which period shall not be less than 90 days from the date said ~~resolution budget~~ is filed with the county board of supervisors. Such bonds shall be payable at such time not longer than 20 years from the date of their issue as shall be determined by said ~~resolution of the~~ board of supervisors, provided that when any part of an issue shall have a maturity greater than 10 years, such resolution shall require payment of the principal in substantially equal annual instalments during the life of such issue. Such bonds shall be payable in lawful money of the United States, bearing interest at a rate to be determined in said resolution. Such bonds shall be in such form as may be prescribed by such resolution, shall be signed by the chairman of said board and by the clerk thereof, shall be called metropolitan sewerage bonds, shall be consecutively numbered, shall have interest coupons attached and shall show on their face that the same are issued for the benefit of the metropolitan sewerage district. There shall be annually levied by said county board a direct tax upon all taxable property in said district sufficient to pay the annual interest thereon, and also to pay and discharge the principal thereof at maturity, and there shall be included in said tax levy an amount estimated by the board of supervisors to be sufficient to cover the loss and cost of the collection thereof, which tax shall be collected as provided in sub. (10). It shall not be necessary to submit any such bond issue to the vote of the people. The tax hereinabove provided to be levied shall not be included within the provisions of any county, town, city or village tax limitation statute.

(c) Whenever the sewerage commission of such city of the ~~first~~ 1st class requires funds out of which to pay for the projection, planning, construction and maintenance of a sewerage system for the collection, transmission and treatment or disposal of house, unpolluted industrial and processed waters and other sewage, or for the improvement of any water-course within the district by deepening and widening or otherwise changing the same for constructing, maintaining and operating flushing stations and tunnels or for constructing, building and maintaining its sewage disposal or treatment plants in connection therewith, ~~it shall adopt a resolution stating the amount that it requires for such purposes and shall file with the county board of supervisors of such county a certified copy thereof, and it shall place the same in the budget.~~ Thereupon such board of supervisors is required and directed to provide ~~by resolution~~ for the amount so required by tax levy or by issuing corporate bonds of such metropolitan sewerage district, or by a combination of a tax levy and corporate bonds, and make such amount available within the period of time designated in the resolution of said sewerage commission, which period shall not be less than 90 days from the date such ~~resolution budget~~ is filed with the county board of supervisors. Such bonds shall be payable at such time not longer than 20 years from the date of their issue as shall be determined by said ~~resolution of the~~ board of supervisors, provided that when any part of an issue shall have a maturity greater than 10 years, such resolution shall require payment of the principal in substantially equal

annual instalments during the life of such issue. Such bonds shall be payable in lawful money of the United States, bearing interest at a rate to be determined in said resolution and such bonds shall be in such form as may be prescribed by such resolution, shall be signed by the chairman of said board and by the clerk thereof, shall be called metropolitan sewerage bonds, shall be consecutively numbered, shall have interest coupons attached, and shall show on their face that the same are issued for the benefit of the metropolitan sewerage district. There shall be annually levied by said county board a direct tax upon all taxable property in such district sufficient to pay the annual interest thereon, and also to pay and discharge the principal thereof at maturity, and there shall be included in said tax levy an amount estimated by the board of supervisors to be sufficient to cover the loss and cost of the collection thereof, which tax shall be collected as provided in sub. (10). It shall not be necessary to submit any such bond issue to the vote of the people. The tax hereinabove provided to be levied shall not be included within the provisions of any county, town, city or village tax limitation statute.

Approved June 3, 1969.
