

[No. 298, A.]

[Published April 11, 1882.]

CHAPTER 308.

AN ACT to amend the charter of the city of Milwaukee being chapter 184 of the laws of 1874, and the several acts amendatory thereof.

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

In regard to
payment for
work done on
streets.

SECTION 1. Section 10 of sub-chapter 7 of said chapter 184 of the laws of 1874 is hereby so amended as to read as follows, to-wit: Section 10. Thereupon, as soon as the common council shall have confirmed such assessments of benefits and damages, the said board shall enter into contract for the doing of the same, as hereinbefore provided. Such contract shall require the contractor to receive certificates upon or against the several lots, parts of lots, or parcels of land, which may be assessed with benefits on account of the same, to apply in payment of the contract price, as now provided by law; provided, that in any case where the contract price of the work to the center of the street or alley, done opposite to any lot or parcel of ground, shall exceed the benefits assessed to such lot, the excess shall be paid out of the ward fund of the ward in which such lot, part of lot or parcel of land shall be situated.

Contractor
shall receive
a certificate
stating amount
of work done.

SECTION 2. Section 13 of sub-chapter 7 of said chapter 184 of the laws of 1874 is hereby amended so as to read as follows: "Section 13. After the completion and performance of any contract entered into by the board of public works for work chargeable to the lots or lands fronting thereon, or to other lots upon which assessments or benefits have been made therefor by virtue of this act, they shall give to the contractor or contractors a certificate signed by the board or the president thereof, and countersigned by the comptroller, stating the amount of work done by such contractor, the nature thereof, and the description of the lot or parcel of land upon which the same is chargeable. It shall be the duty of the comptroller to keep a register of all certificates issued by the board of public works against lots, and countersigned by him, which said certificates may be paid by the owner or owners of such lots, at any time before the sale of such lots for the non payment of taxes, to the city treasurer, who shall receive the amounts paid on such certificates and hold the same for the benefit of the owners of such certificates, and such owners shall be entitled thereto on producing and surrendering such certificates to be canceled.

And if the amount thereof shall not be paid before the time of making out the annual tax list, the same shall be assessed upon said lots or parcels of land respectively, and collected for the use and benefit of the holders of such certificates, as other taxes on real estate are collected, as provided by law; and no informality or error in the proceedings, not going to the ground work of the tax, shall vitiate such assessment. All certificates issued under and in pursuance of any of the provisions of this chapter, shall be liens upon the lots or parcels of land against which the same shall respectively be chargeable, from and after the time when such certificates shall be countersigned and registered by the city comptroller. Such certificates shall draw interest at the rate of 25 per cent per annum upon the amounts named in the same, from the time when such lots or lands shall be sold by the city treasurer, as required by law, for and on account of such certificate liens; and may be transferred by the person or persons to whom the same may be issued, by the endorsement of his or their names thereon; and such transfer shall in no way affect or impair the lien given by this act, but shall transfer to the assignee all the rights of the assignor."

SECTION 3. Section 2 of sub-chapter 15 of said chapter 184 of the laws of 1874 is hereby so amended as to read as follows, to-wit: Section 2. The chief of police shall be appointed by the mayor subject to the approval of the common council, on the third Tuesday in April, A. D. 1882, and biennially thereafter, and may be removed by the mayor, with the approval of the common council. The chief of police shall nominate, and subject to the written approval of the mayor, appoint all other members of the police force, who shall hold office during the pleasure of such chief of police; and all appointments in the police shall be reported to the common council from time to time as changes are made, and also annually.

Appointment
of chief of
police.

SECTION 4. The common council may make regulations relative to the appointment, qualifications, government and duties of the members of the police force, and may provide thereby that all patrolmen shall be first appointed upon trial or probation; but such regulations shall not conflict with the provisions of the next preceding section.

Regulating
qualifications,
etc., of police
force.

SECTION 5. The officers and members of the police force shall have authority to serve and return process returnable in any court in the county of Milwaukee,

may serve and
return process.

in cases in which the city of Milwaukee or the state of Wisconsin is plaintiff or prosecutor, with the same force and effect as the same may be done by the sheriff of said county or his deputies.

Sale of contra-
band articles.

SECTION 6. Authority is hereby given to the common council of said city to provide by ordinance for the sale or other disposition of weapons and other contraband articles taken from persons under arrest that are now or hereafter may be in possession of the chief of police, and also of all articles of personal property, of whatever nature which now or hereafter may be in the custody of the chief of police and not claimed by the owners thereof and the proceeds of all sales of contraband or unclaimed property seized by the police, all moneys received by the chief of police as donations or presents to the police department, and all witness and interpreter's fees which shall or may be collected from parties accused or convicted of offences against the laws or the ordinances of the city on account of the services of policemen as witnesses or interpreters in any court in said county, and also all sums of money that may be paid to any member of the police force for rewards offered for special services and earned by any member of the police force, after the deduction therefrom of necessary and proper expenses actually incurred and paid in the performance of such service shall be paid into the city treasury of the city of Milwaukee and shall constitute a fund to be called the "policemen's relief fund" and the persons who shall from time to time fill the offices of mayor, chief of police and first lieutenant of police of said city are hereby declared to be the trustees of such fund.

Policemen's re-
lief fund.

SECTION 7. The officers and members of the police force of said city shall suffer a deduction of one-half of one per cent. of their respective salaries as often as paid to them, and the treasurer of said city shall pay into the policemen's relief fund monthly the money so deducted.

Aid during
sickness.

SECTION 8. Whenever any officer or member of the police force of the city of Milwaukee, while a member thereof in good standing, shall become sick and disabled, he shall be entitled to receive during the time his sickness or disability continues such relief out of said fund as may be fixed upon in the rules and regulations to be adopted as hereinafter provided. And in case of the death of any officer or member of said police force, his surviving widow or next of kin shall also be entitled to receive such relief as may be provided in and by such rules and regulations.

SECTION 9. Said trustees of said "Policeman's Relief Fund" shall make and adopt such rules and regulations for the purpose of giving effect to and carrying out the provisions and object of this act, as may be deemed necessary and expedient, not inconsistent with this act, and may amend the same. They shall have the exclusive control of the expenditures of all moneys belonging to said policemen's relief fund, subject to said rules and regulations, and shall make an annual report to the common council.

Rules and regulations.

SECTION 10. Said policeman's relief fund shall be kept separate and apart from other moneys of said city and shall be drawn out upon the order of said trustees, or a majority of them, countersigned by the chief of police.

Fund to be kept separate.

SECTION 11. Any officer or member of the said police force who shall be discharged for any cause or reason, other than neglect of duty, shall receive, upon his discharge, the amount which may have been deducted from him for the purposes herein named, less such sum or sums as may have been received by him from said policemen's relief fund.

Members discharged for cause to receive amount due them.

SECTION 12. Section 2 of sub-chapter 17 of chapter 184 of the laws of 1874 is hereby amended so as to read as follows: Section 2. The common council of the said city shall have power to levy annually for the general city fund, exclusive of the amounts required for the support of schools, and for the payment of interest and principal on the funded debt of the city, and other special funds authorized by law a sum not exceeding six mills on the dollar of the total assessed valuation of all property, real and personal, in said city, subject to taxation; also for contingent fund, a sum not exceeding one half of one mill on the dollar of such assessed valuation; also for a fund for ward purposes in each ward, a further sum not exceeding six mills upon the dollar of the total assessed valuation of all property, real and personal, in such ward, subject to taxation; also for a sewerage fund in each sewerage district, a sum not exceeding one and one-half mills upon the dollar of the total assessed valuation of all property, real and personal, in such sewerage district, subject to taxation; also for a special sewerage fund for said city, a sum not exceeding one mill upon the dollar of the total assessed valuation of property, real and personal, in said city, subject to taxation. Provided, that the percentage which shall be levied in each ward for ward purposes shall in no case exceed the amount estimated and required by the

Power to levy taxes for funds.

comptroller and the board of public works; and, provided further, that the aggregate amount of general taxes for all purposes levied by the common council and collected upon the city tax roll for municipal purposes under this section, and inclusive of taxes for the support of schools and the public library, and for the payment of principal and interest of the funded debt of the city, shall not, in the whole, in and for one year, exceed seventeen and one-half mills on the dollar of the total aggregate valuation of property, real and personal, in said city, subject to taxation.

SECTION 13. Chapter 302 of the laws of 1881 is hereby repealed.

SECTION 14. This act shall take effect and be in force from and after its passage and publication, with the exception of section 3 thereof, which shall take effect and be in force on and after the third Tuesday in April, 1882.

Approved March 30, 1882.

[No 268, A.]

[Published April 18, 1882.]

CHAPTER 309.

AN ACT to amend chapter 275 of the private and local laws of 1870, entitled "an act to incorporate the city of Manitowoc."

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

SECTION 1. Section 3 of chapter 359 of private and local laws of 1871, entitled "an act to amend chapter 275 of the private and local laws of 1870, entitled 'an act to incorporate the city of Manitowoc,' is hereby amended so as to read as follows :

CHAPTER X.

PUBLIC GROUNDS, STREETS, SIDEWALKS AND DOCKS.

Improvements
of public parks
and grounds.

SECTION 1. The board of aldermen shall have full power to order the parks and public grounds in said city to be improved and beautified by the building of walks across or upon the same, by building or repairing fences or sidewalks around such parks or any part thereof, or by planting or cultivating trees, shrubbery, flowers or plants upon such ground or along the sidewalks around the same; provided, however, that the costs of making such improvements or keeping them in repair shall be paid by the special funds of the wards on the side of the river where said parks and public grounds may be situated.