

duty of the common council, whenever a legal petition shall be presented to them for the opening of any street or highway, the opening of which requires the building of a new bridge, which, in their opinion will cost more than two hundred dollars, to call a special election for such purpose, and that notice of not less than ten days shall be given of the time and place of holding such election. Notice thereof shall be given in the same manner as is now required by law for holding the annual election, and by posting written or printed notices of said election in not less than three public places in each ward of said city, and such elections shall be conducted and the votes canvassed in the same manner as is now prescribed by law; provided, that nothing in this section shall prevent the council from repairing or rebuilding any bridge now in use in said city.

SECTION 6. This act shall take effect and be in force from and after its passage and publication.
Approved March 21, 1887.

[No. 358, A.]

[Published March 23, 1887.]

CHAPTER 77.

AN ACT to amend chapter 132, laws 1882, and the several acts amendatory thereof, relating to the city charter of Portage, Wisconsin.

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

SECTION 1. Section 6, of chapter 132, of the laws of 1882, as amended by section 6, of chapter 468, of the laws of 1885, is hereby amended so that the same shall read as follows: Section 6. The officers to be elected by the people shall be a mayor, treasurer, marshal, clerk, assessor, a street commissioner, a superintendent of schools, three justices of the peace, and three constables for the city, and two aldermen and a school commissioner, for each ward. All other necessary officers

Charter amended—officer, to be elected.

shall be appointed by the council; provided, that no person shall be elected or appointed to or hold more than one office in the city at the same time. This clause shall not be so construed as to debar members of the board of education or members of the fire department and fire companies, except the officers thereof, from holding city offices. All elective officers, except justices of the peace, aldermen and school commissioners, shall, unless elected to fill a vacancy, hold their respective offices for one year and until their successors are elected and qualified; provided that the superintendent of schools and school commissioners shall be voted for upon a separate ballot; and provided further, that the council shall have power for due cause, satisfactory to them, to expel any of their own number, and to remove from office any officer or agent of the city, except justices of the peace, due notice and an opportunity for hearing having been first given to the person proposed to be removed. Justices of the peace shall hold their offices for two years, and until their successors are elected and qualified. The term of office of every officer elected under this act shall commence on the second Tuesday in April of the year for which such officer is elected, except that of the superintendent of schools, which shall commence on the second Tuesday of July next succeeding his election, and the term of office of all appointed officers shall expire on the second Tuesday of April next succeeding their appointment, unless sooner removed.

Public newspaper to be designated.

SECTION 2. Section 20, of said chapter 132, is hereby amended so that the same shall read as follows: Section 20. The council, at the first meeting after its election, or as soon thereafter as practicable, shall designate a newspaper printed in said city, which shall be the official paper of the city, in which shall be published all ordinances and other matters required by the city charter, or by the by-laws or ordinances of the city to be published in a newspaper; provided, the council, in addition to the publishing of said ordinances and other matters as aforesaid in the official paper of the city, shall have full authority to cause said ordinances and other matter required to be published as aforesaid, to be published in a German newspaper printed in said city, if there

be such a newspaper, and provided further, that the council of said city shall not be authorized to order, or be in any way liable for the payment of any claim or charges made for the publication of the general proceedings of said council at a price exceeding thirty cents per folio.

SECTION 3. Section 71, of said chapter 132, is hereby amended so that the same shall read as follows: Section 71. The council may appoint a street commissioner to fill vacancy that may exist from any cause, and such appointment shall be in force, unless sooner revoked, until a successor is elected and qualified. The general powers and duties of the street commissioner shall be the same as those of overseers of highways in towns, except as otherwise herein provided. It shall be the duty of the street commissioner to see that all ordinances of the city relating to the streets, alleys, public grounds, reservoirs, gutters, sewers, water of the lakes and water-courses within the city are duly observed and kept, and direct and control the persons employed thereon, and he shall have a general supervision over all work let by contract for the improvement of the streets or sidewalks, unless the council shall otherwise provide. Such street commissioner shall be under the direction and control of the council, and he shall make no orders or give any directions for the improvement of streets, unless such improvements have previously been authorized by the council, or a committee of the council acting under authority. Whenever any place shall occur in any street whereby the life or property of persons using the street becomes endangered, the street commissioner shall proceed at once to repair such street to a safe and passable condition.

Street commissioner shall be appointed.

SECTION 4. Section 109, of said chapter 132, is hereby amended so that the same shall read as follows: Section 109. School commissioners shall hold their offices for the term of two years, except as in this section provided, and shall be elected in the several wards of said city at the times and in the order herein stated. At the annual spring election in the year 1887 a school commissioner shall be elected in each ward in said city; those three elected in the first, second and third wards shall hold their office only for the term of one year, when their successors shall be elected

Term of school commissioners.

for the full term of two years. The term of office of the school commissioners for the first, second and third wards of said city after 1887 shall begin and end in the even years, and those of the remaining wards shall begin and end in the uneven years. The council may make appointments of school commissioners to fill vacancies which may occur from any cause.

Board of education, how composed.

SECTION 5. Section 111, of said chapter 132, is hereby amended so that the same shall read as follows: Section 111. The school commissioners so elected or appointed in connection with the superintendent of schools of said city of Portage shall constitute a board to be styled, "the board of education of the city of Portage." Said board shall appoint and hold stated meetings, and a majority thereof shall constitute a quorum for the transaction of business. At the first meeting of said board in each year the members thereof shall elect one of their number president; and whenever he shall be absent a president pro tem may be appointed. The superintendent of schools shall be clerk of said board, whose compensation shall be fixed by the council. The said commissioners shall not receive any compensation for their services.

Building school houses.

SECTION 6. Section 121, of chapter 132, of the laws of 1882, is hereby amended by adding the following to said section: Provided, if it becomes necessary in the opinion of the board of education to enlarge or rebuild the high school building, the council may borrow such an amount as may be necessary for that purpose and issue its bonds therefor.

SECTION 7. This act shall take effect and be in force from and after its passage and publication.

Approved March 22, 1887.