

[No. 345, A.]

[Published March 26, 1889.]

CHAPTER 150.

AN ACT to amend chapter 151, of the laws of 1883, entitled, "an act to revise, consolidate and amend the charter of the city of Wausau."

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

Amendment to sec. 18, ch. 151, laws of 1883, amending the charter of the city of Wausau.

Duties of city clerk.

SECTION 1. Section 18, of chapter 151, of the laws of 1883, is hereby amended so as to read as follows: Section 18. The city clerk shall keep the corporate seal and all papers and records of the city. He shall keep a record of all the proceedings of the common council, whose meetings he shall attend. He shall draw and countersign all orders on the treasurer, pursuant to any vote or resolution of the common council, and keep an accurate record thereof in books provided for that purpose. He shall file in his office and safely keep all chattel mortgages, bills of sale and other instruments necessary and proper to be filed therein, presented for that purpose, on payment of twenty-five cents therefor; and all bills of sale and such instruments aforesaid, chattel mortgages so filed, shall be as valid and legal as if filed in the town clerk's office in any town. He shall have power to take acknowledgments of deeds and other instruments and administer oaths and affirmations, and may appoint a deputy, subject to the approval of the common council at a regular meeting thereof, for whose official acts he shall be responsible. He shall keep an accurate and detailed account of the financial condition of the city, in such manner as the common council may prescribe. He shall make copies of the assessment rolls of said city, and correct any errors therein made by the assessors in the description of lots or lands therein, and add the taxes thereon levied by the common council in pursuance of the provisions of this act and as required by law. He shall keep an accurate account of the several funds, and charge the city treasurer with all taxes levied for each, and for all sums paid into the treasury for any other purpose. He

shall annually on the first day of November in each year, report to the common council a list of all outstanding city bonds and coupons, to whom issued, and when and where payable, and the rate of interest they may respectively bear. He shall report annually at the same period, or as often as the common council may require, an estimate of the general expenses of the city, and of the amount of revenue necessary to be raised for the current year. He shall keep his office open for the transaction of business during business hours on every day except Sundays or holidays. Copies of all estimates made by the city surveyor, or any engineer employed for the purpose, for work to be done by the city, shall be filed in the office of the city clerk and a brief record or memorandum of the same made in a book to be by him kept for that purpose, in which shall be noted the time when, the person to whom, and the amount for which any contract is let under and subject to such estimates. The city clerk shall advertise and let all contracts for work to be done or services to be performed for the city in pursuance of the order of the common council subject to the approval of the common council, and in behalf of said city or any ward, shall sign such contracts, the originals or attested copies thereof to be by him filed in his office. Whenever the street commissioner or other officer thereto, authorized by the common council, shall certify on oath that a lien has accrued against any real estate for work done pursuant to a contract duly made, or to the charter or ordinances of the city, the city clerk shall issue to the contractor or contractors, a certificate or certificates under his hand, stating therein the amount of work done by such contractor or contractors, the nature thereof, and a description of the lot or parcel of land upon which the same is chargeable which certificate or certificates may be transferred by indorsement thereon. Provided, that he shall keep a stub-book with a brief memorandum therein showing the number, date of issue, description of the real estate and of the work done, the amount in dollars and cents, and the person or persons to whom such certificate shall have been issued; provided further, that he shall at the time the common council makes the annual

levy of taxes in said city, report to that body a schedule of all the lots or parcels of land subject to special assessment or tax, and the amount of special assessments or taxes necessary to be levied upon such lots or parcels of land respectively, with a statement of the several acts done and performed in reference to such special assessments or taxes, which schedule shall be verified by his affidavit, and shall be prima facie evidence of the facts therein stated, in all cases wherein the validity of such special assessment or tax shall come in question, the common council shall, if from such report they deem such special tax or assessment legal and just, cause the same to be assessed in pursuance of the provisions of this act. He shall report to the common council monthly the amount of work done, or for which contracts have been entered into chargeable to the city. He shall make a report in writing at the first regular meeting in each month, showing the financial condition of the city. He shall keep a record in his office of all articles of personal property belonging to the city, and shall effect in behalf of the city all such insurance upon the buildings or other personal property belonging to the city as the common council may direct. He shall examine the books, reports, papers, vouchers and accounts of the treasurer, and from time to time perform such other duties as the common council may direct. He shall not be directly or indirectly interested in any contract or job to which the city shall be a party. All claims and demands against the city, before they are allowed by the common council, shall be audited and adjusted by the city clerk, and the common council may modify, correct or disallow the same. He shall also be clerk of the board of health and shall keep a record of its proceedings, and perform such other duties as said board may prescribe. He shall record, in books to be prepared for that purpose, all papers and proceedings had relative to the opening and laying out, altering or vacating of streets, lanes, alleys, public squares and parks, or changing the names thereof, and shall certify to the time when such records are made, and all such records shall be evidence in all courts and places, the same as original papers or proceedings. Whenever the city clerk or his deputy shall be

Shall make
monthly
reports.

absent or otherwise incapacitated from performing any official duty, the common council shall have power to appoint a clerk pro tem. Copies of all papers filed in the office of city clerk, and transcripts from the records of said city certified by him under the corporate seal, shall be evidence in all courts and places in like manner as if the originals were produced.

SECTION 2. Section 28, of said chapter 151, is hereby amended by adding thereto the following:

Amendment to
sec. 28, ch. 151.

The common council shall have power, by the affirmative vote of two-thirds of its members, for due cause, to remove from office any officer or agent of the city, whether elected by the people or council or appointed by the mayor, due notice being first given to the officer or agent complained of, to appear and show cause before the common council why he should not be removed. The common council shall have power to compel any and all person or persons to appear before it and to testify on any hearing or proceeding instituted to remove from office any officer or agent under the city government for any violation of duty or violation of any of the provisions of the charter of said city or of any ordinance, rule, regulation or by-law of the common council of said city, either of omission or commission, and such violation shall be cause for removal, and for that purpose said council may make its order commanding the person or persons therein named to appear before it and testify, which order shall be certified by the clerk of said city, under the corporate seal thereof, and personally served on the person or persons therein named by delivering to each a true copy thereof. And for the purpose of compelling such appearance before it, and the giving of the testimony on such hearing or proceeding, the said common council are hereby vested with the same power and authority possessed by any court of record in this state, and any violation, or disobedience of such order shall subject the person violating or disobeying the same to the same penalty attached by the laws of the state to the violation of and disobedience to the commands and requirements of a subpoena issued out of the court of record in this state.

Officer may be
removed for
cause.

SECTION 3. Section 32, of said chapter 151, is hereby amended by adding thereto the following:

No city officer shall be interested in any contract with the city.

No person interested, directly or indirectly, as principal or surety, in any contract or agreement, written or verbal, to which said city shall be a party in interest, or to which any officer under this act shall officially be a party, for the construction of any sewer, pavement or building, or the performance of any public work whatever, or involving the expenditure, receipt or disposition of money or property of the said city, by any officer under this act, shall be eligible to any office or appointment in said city that will in any manner give him official cognizance or authority over the subject matter of such interest; and if any person thus interested shall be elected or appointed to office, his election or appointment shall be void, and such office shall be declared vacant.

Sec. 36, amended.

SECTION 4. Section 36, of said chapter 151, is hereby amended so that the item first of the authority granted shall read as follows:

License shows, etc.

1st. To license, regulate, suppress and prohibit the exhibition of common showmen, or shows of any kind, or the exhibition of caravans, circuses or theatrical performances, billiard tables, bowling saloons, nine or ten-pin alleys, and to provide for the abatement and removal of all nuisances under the ordinances of said city, the laws of the state, or at common law, and may grant licenses for and regulate groceries, taverns, victualling houses and all persons vending or dealing in spirituous, vinous or fermented liquors, and may prohibit and suppress the same; provided, that the license for so dealing in or vending spirituous, vinous or fermented liquors shall not be less than the amount fixed by the laws of the state, and that all such licenses hereafter granted shall run from the first day of May in each year to the first day of May following; provided, however, that when any such license may be applied for after that date the same may be granted to expire on the first day of May of each year. But no license shall be granted for a longer term or period than one year. No money paid for license shall be refunded and no license shall be transferred except by a vote of two-thirds of all the members of the common council elected. And item twenty-third of said section 36, is hereby amended so as to read as follows:

23d. To regulate the time, place and manner of holding public auctions or vendues and to impose and collect license fees on all auction sales within said city. To compel the payment of such license as the common council may fix by ordinance, resolution or otherwise, by all transient dealers in goods, wares and merchandise, occupying stores or buildings in the city and engaged in the sale of such goods at auction or otherwise. All merchants or dealers in goods or merchandise whose stock of goods has not been assessed and taxed within the city for the fiscal year during any part of which they shall be engaged in business, shall be deemed transient dealers for the purposes of this subdivision.

Public auctions.

SECTION 5. Title 13, of said chapter 151, is hereby amended so as to read as follows:

Amendment to title 13.

SEWERAGE AND MISCELLANEOUS PROVISIONS.

Sections 142, 143, 144, 145, 146, 147, 148, and 149 of said chapter 151, are hereby repealed and the following sections substituted in lieu thereof:

Sections repealed.

SECTION 142. It shall be lawful for the common council to cause sewers and drains to be made in any part of the city, and to order and direct the construction of either of the same, and to alter, repair or mend any sewer or drain heretofore or hereafter constructed within said city, and in the same manner hereinafter provided, to cause to be made estimates of the cost and expense thereof, and a just and equitable assessment of such costs and expense among the owners of all the buildings, houses and lots intended to be benefited thereby in proportion, all things considered, as nearly as may be, to the advantage which each shall be deemed to acquire thereby. One-half of such costs and expense to be so assessed on the basis of the full area of the lots or pieces of land to be benefited, excepting as hereinafter provided.

Sewers and drains.

SECTION 142a. Whenever the common council shall deem it necessary for the public health to cause to be constructed sewers or drains in any portion of the city, they shall make an order to that effect, which shall be entered in their minutes, specifying with reasonable particularity the specific portions to be sewerred or drained; which

Surveys for sewers.

order shall be published in the official paper of the city, for three successive publications of the paper and all parties interested, who shall appear, shall have a hearing before the common council at such time as shall be appointed in said notice.

Plan to be filed with city clerk.

SECTION 143. If, after such hearing, the common council shall determine to proceed therein, it shall thereupon direct the city surveyor or engineer or other competent engineer to make or cause to be made the necessary surveys, plan and specifications of the work so ordered, which work he shall make conformable, as near as practicable, to a general system of sewerage for the city and into which, when so requested by the owners and so directed by the council, he shall incorporate as a part thereof any existing sewer or drain, so far as the same is or judiciously can be made applicable thereto. Such surveys, plans and specifications shall include the entire district or tract of country designated in the order of the common council, and such other property, if any, as shall by him be deemed to be benefited thereby, and such plan shall show the location, size, direction and grade of such sewers or drains, with the location and size of openings and all other matters essential to the construction of proper sewers or drains, together with the boundary lines of such district, so modified and the number of each lot or piece of real estate therein, and as far as can be ascertained, the names of the owners thereof, respectively, which plan and specifications shall be drawn with such particularity and certainty as to form a correct and intelligent basis for estimates of costs for the work so ordered and for the assessment hereinafter provided for.

Sewer tax to be levied on the buildings and lots benefited.

SECTION 143a. Such plan and specifications shall be filed by such surveyor or engineer in the office of the city clerk, and notice of such filing shall forthwith be given by such clerk in the official paper of the city, and be published for three successive publications of such paper. After such filing and notice, the common council may, after hearing all persons interested who may appear before them, adopt or reject such plan and specifications; and in case the same shall be adopted, the common council shall thereupon advertise in the official paper of the city for proposals for doing

the aforesaid work, for three successive publications of such paper, which proposals shall be opened by the common council at their next regular meeting after such advertisement, or at a special meeting to be called therefor, and in case it shall then be finally determined that the work or any part thereof shall be made, the common council may authorize the letting of such work by contract to the lowest bidder, at the expense of the buildings, houses and lots to be benefited as aforesaid; all bids for doing the same to be approved by the council, and the said council shall have the power to reject any or all bids, and may require such contractors to perform such contracts within such time and under such conditions, and to give such security for the performance of such work as it shall direct; such contracts, when approved by the council, to be executed by the mayor and countersigned by the city clerk. The work shall all be done under the direction and supervision of the engineer aforesaid.

SECTION 144. Thereupon an estimate of the entire cost and expense of the work, including the contract price, titles to, or easements in lands necessary for the purposes of such improvement, and the cost and expenses of the proceedings necessary to the laying out of such sewer or drain shall forthwith be made, and forthwith such estimated cost and expenses shall be assessed justly and equitably, upon the buildings, houses and lots intended to be benefited thereby, appearing in said plan as finally perfected, in proportion, all things considered, as nearly as may be, to the advantage which each shall be deemed to acquire, one-half of such cost and expense, however, is to be so assessed on the basis of the full area of the lots or pieces of land to be benefited, excepting that where existing sewers are utilized, such assessments shall be made just and equitable, all things considered. Should the amount so assessed prove to be more than sufficient, the excess shall be applied to the payment of the taxes (assessed against such buildings, houses and lots, or pieces of land ratably), falling due next after such excess shall have been ascertained. If the estimated sum shall prove insufficient, the deficiency, when ascertained, shall be re-assessed upon the buildings,

Estimate to be made.

houses and lots, or pieces of land of such district ratably, as aforesaid. Such estimate and assessment shall be certified in writing, and being confirmed as hereinafter provided, shall be binding and conclusive upon the owners of such buildings, houses and lots, or pieces of land, so to be assessed, respectively and shall be a lien or charge upon such buildings, houses and lots, or pieces of land, as aforesaid, and the sum so assessed when paid shall be applied to the payment of the cost and expense as aforesaid, and in case of re-assessment for deficiency, the same shall in like manner be certified, and when confirmed, shall be binding, and conclusive upon the owners of such property, so to be assessed, and shall be a like lien and charge on such property, and the sum so assessed when paid, shall be applied in the same manner. The contractors for the construction of sewers aforesaid, shall receive in payment for the work done by them, the price agreed to be paid therefor exclusively from said assessments and re-assessments so to be made, when collected. The city treasurer, unless other appointment be made by the council, shall be the person to receive such assessments.

Board of
assessors.

SECTION 144a. The city surveyor or engineer, one city assessor, and three skillful and competent disinterested freeholders of said city, to be nominated by the mayor and confirmed by the council, shall constitute a board to be known as the "board of assessors," and who shall be charged with the duty of making the estimates, assessments and re-assessments required by this act, for the construction of sewers or drains, or amending, repairing or altering the same. Whenever the construction of a sewer or drain shall be determined upon by the council, it shall be the duty of the mayor to nominate suitable persons to the council for confirmation as assessors. The assessors so nominated and confirmed to be designated for their respective terms, shall hold their offices one for the term of one year, one for the term of two years, and one for the term of three years, each from the first Saturday of October of the year in which they are appointed, and until their respective successors are appointed. It shall be the duty of the mayor on the termination of the terms of offices of the re-

spective assessors aforesaid to nominate to the council for confirmation their successors, to hold for the term of three years thereafter, and until their successors be appointed. In case any member of the said board of assessors shall be interested in any property to be affected by any proceeding under this chapter, he shall thereby be disqualified from serving upon such board in such particular proceeding. In such case other persons in like manner shall be nominated and confirmed to act temporarily in such proceeding. In case any of the permanent members of said board shall refuse to serve, or be removed by the common council for any cause deemed by them sufficient, then other such disinterested freeholders, to fill the vacancies so occasioned, shall be nominated by the mayor and confirmed by the common council. The said persons constituting the said board of assessors, before entering upon the performance of the duties of their appointment in each of the proceedings under this chapter, shall severally take and subscribe an oath or affirmation before the city clerk, or some other person authorized by law, to administer oaths, that they are not interested in any property to be affected by such proceeding, and that they will faithfully perform the trust and duties required of them by law, which oath or affirmation shall be filed in the office of the city clerk.

SECTION 145. It shall, and may be lawful for the common council, in all cases where they may deem it necessary for the more speedy execution of, with reference to sewers or drains, or any of them which the said council are authorized to make, to cause all such work as may be necessary for the purposes specified in this chapter, or any part thereof, to be executed and done at the city's expense, on account of the property respectively, upon which the same may be assessed. The amount of every such expense which the common council shall pay, as aforesaid, on account of others shall be a lien like other taxes upon the buildings, houses and lots in respect to which such assessments as aforesaid shall have been made, and shall bear lawful interest until paid, and the same may be recovered, or the payment thereof, with costs enforced like other taxes, upon the said

Sewer tax to
be a lien.

buildings, houses and lots, which may be sold for any such assessment thereon. Any person may pay to the city treasurer, such sum as may be assessed against any property under and by virtue of this chapter and receive a receipt therefor, and such a receipt shall operate as a discharge of any and all liens existing against such property or any part thereof in consequence of such assessments.

Board to deposit abstract of assessment with the clerk.

SECTION 145a. The said board of assessors after completing their said estimate and assessment, shall deposit with the clerk of said city an abstract of their estimate and assessment, or a copy of their full report at least twenty days before such report shall be presented to the common council for confirmation, which abstract shall be accompanied by a copy of the diagram referred to by said assessors in their report, and in which diagram and report they may refer to the lots thereon and thereby indicated by their numbers, and state the several sums respectively estimated for, or assessed upon each of said lots or parcels of land, with the name or names of the owners of each so far as ascertained by said assessors. Upon depositing their abstract of estimate and assessment or copy of report as aforesaid the said board of assessors shall cause to be published in the official paper of said city, for three successive publications, a notice stating that such abstract or copy of report has been so deposited with the city clerk and their intention to present their report for confirmation to the council at a time and place to be specified in said notice, and that all persons interested in such proceedings or in any of the lots or lands affected thereby, having objections thereto shall file the same in writing with the said assessors within twelve days after the first publication of said notice, and that the said assessors will hear such objections within the five days next after the expiration of said twelve days, specifying therein the place, day and hour of such hearing.

In case any person affected shall object.

SECTION 146. Any person or persons whose rights may be affected by the said estimate and assessment, and who shall object to the same or any part thereof, may within twelve days after the first publication of said notice, state his, her or their objections, so made in writing to the said

assessors, which statement shall not be received by the assessors unless verified by his, her or their affidavit, or the affidavit of other persons, or both, and it shall be the duty of said assessors in all cases to transmit to the common council, together with their said report, all the written statements and affidavits which may have been served upon them within the time aforesaid. After considering said objections, if any, and making any correction or alteration of their estimate or assessment, which said assessors shall find to be just and proper, they shall prepare duplicate copies thereof, one of which shall be deposited with the clerk of said city at least three days before the time specified in said notice for presenting the report to the common council for confirmation, and shall be open to the inspection of all persons interested therein free of charge, and the other of which shall be presented by the said assessors to the common council at the time and place specified in said notice.

SECTION 146a. The said report shall consist of said diagram duly corrected, when necessary, with a tabular abstract of said estimate and assessment, with any corrections or alterations thereof by said assessor and shall refer to the numbers of lots and parcels as indicated by said diagram and state the several sums respectively estimated for or assessed upon each of said lots or parcels with the name or names of the owner of each, if ascertained by said assessors. It shall not be necessary in said report to describe any of the said lots or parcels by metes and bounds but only by reference to said diagram.

What the report shall consist of.

SECTION 147. On the presentation of said report prepared by said assessors the common council after hearing any matter that may be alleged against the same, may either confirm the said report or refer the same to the assessors for revisal and correction or to new assessors to be appointed as aforesaid, to reconsider the subject matter thereof, and the said assessors to whom the report shall be so referred shall return the same report corrected and revised or a new report to be made by them in the premises to the common council without unnecessary delay, and the same on being so returned shall be confirmed or again referred by the said common council in manner

Owner may appeal to the circuit judge.

aforesaid, as right and justice shall require, and so from time to time until a report shall be made or returned in the premises which the said common council shall confirm. In case any one or more of the persons affected thereby shall be dissatisfied with the said report so confirmed by the common council, he may within ten days after such confirmation appeal therefrom to the circuit court for the county of Marathon by serving a notice of such appeal on the city clerk, stating the portions of such report from which he appeals and his reasons therefor, together with an undertaking with two sufficient sureties, to be approved by the mayor, conditioned for the faithful prosecution of such appeal and the payment of all costs and expenses which shall be adjudged against the appellant by the court. In case of several such appeals all shall be heard at once. It shall be competent for said court on such appeals to enter an order for trial, stating distinctly and plainly the questions of fact to be tried, whereupon the same shall be tried in the usual manner, or to refer the said report for examination, adjustment and report, to three or more assessors, to be by the court appointed with instructions as to the rules governing their action, all, as in its opinion, justice shall require. When such report shall be confirmed by the common council, from which no appeal be taken, or be confirmed by the circuit court, after appeal taken, the same shall be final and conclusive, as well upon the said city as upon the owners, parties and persons interested in the lands mentioned in the said report, and also upon all other persons whomsoever. In case any one or more of the parties appealing to the circuit court from the confirmation of the report made by the common council shall not succeed upon his appeal, the costs and expenses of such appeal and of the reference rendered thereby necessary to be determined, and in case of more than one appeal, to be apportioned by the said court, shall be paid by such unsuccessful appellant or appellants. The work of constructing any sewer or drain under the provisions of this chapter may be undertaken on or at any time after the confirmation by the common council of the report of the board of

assessors, whether therefrom appeal be taken or not.

SECTION 147a. The said assessors, while actually engaged in the discharge of their said duties, may be allowed by the common council such compensation, not exceeding three dollars for each day's actual work, as the common council shall deem proper, and for such necessary expenses attending the discharge of their duties, including the employment of competent assistants when necessary, at no greater per diem as in the opinion of the common council shall be proper. All such expenses, together with the costs and expenses incurred in re-reference to the assessors and on appeals when not chargeable to the appellants, shall be included in the said estimate as a part of the costs of the work.

Compensation
of assessors.

SECTION 147b. It shall also be lawful for the common council to cause such portion of the estimated cost of the construction, altering or amending of sewers or drains as aforesaid, or any of them, as it shall designate to be borne by the city, and the balance to be assessed upon the buildings, houses and lots, indicated to be benefited thereby as it shall deem proper.

Portion of the
expense may
be incurred by
the city

SECTION 147c. All work provided for in this chapter shall be done under the supervision of the mayor, superintendent of streets and city surveyor and shall be approved by them before it shall be accepted by the council.

Who to
supervise the
the work.

SECTION 148. Whenever any work has been done under contract as provided in this act, and the work shall have been approved by the mayor, street superintendent and city surveyor, such contractor shall be entitled to a certificate therefor, stating the amount of work done by such contractor and the nature thereof, and the description of the lot or parcel of land upon which the same was chargeable, which said certificate may be transferred by indorsement thereon. And if the amount is not paid before the time of making out the annual assessment roll, the same may be filed with the city clerk, and the common council shall order the same assessed upon the said lots of land respectively as a special tax, and to be collected therefrom for the benefit of the holder of said certificate, as other taxes on real estate are collected by virtue of the laws of

Contractor to
receive certifi-
cate for work
done.

this state, except that personal property shall not be seized or sold for the payment thereof, and if the notice to do the work required shall have been given as herein prescribed, no informality or error in the proceedings shall invalidate or vitiate such assessment; provided, that in no event where work is ordered to be done at the expense of any lot or parcel of land shall the city be held responsible for, or on account thereof, or for any proceedings for the collection or the pay therefor.

Taxes and assessments to be a lien.

SECTION 148a. All taxes and assessments, general or special, levied in the city of Wausau, under and by virtue of any law of this state, shall be and remain a lien upon the lands and tenements upon which they may be assessed, and on all personal property upon which such taxes may be assessed from the time of filing or depositing the assessment roll or a copy thereof with the city clerk, and no sale or transfer of such real or personal property, and no levy or sale thereof under and by virtue of any judgment, execution or attachment, or other legal process, shall affect such lien upon such real or personal estate.

Work to be let to the lowest bidder.

SECTION 149. All work for the city or either wards may, in the discretion of the council, unless otherwise ordered, be let by contract to the lowest bidder, and due notice shall be given of the time and place of letting the contracts. No moneys shall be appropriated for any purpose whatever, except such as are authorized by this act and in the manner herein authorized.

Amendment to section 160.

SECTION 6. Section 160, of said chapter 151, is hereby amended so as to read as follows: Section 160. The common council shall have power to appropriate money not exceeding three thousand dollars in any one instance for the purpose of purchasing grounds for the location of manufacturing establishments in said city, or for the purpose of offering a sum of money as an inducement or as a bonus to cause such manufacturing establishment to be located in said city, but the sum to be paid any one establishment shall not exceed seventy-five dollars for each man permanently employed in each establishment.

Elective officers.

SECTION 7. Amend section 6, title III, of chapter 151, of the laws of 1883, so as to read as follows: The elective officers of said city shall be a

mayor, a city clerk, a treasurer, one assessor, and three justices of the peace, to be elected by the city at large and in each ward, one supervisor who shall be a member of the common council of said city, and shall also represent his ward in the board of supervisors of Marathon county, and be a member thereof, and one alderman who shall be a member of the common council of said city, and in case of the absence or inability from any cause of the supervisor to attend any meeting of the county board, such alderman shall attend such meeting and act as a member of such county board, and one constable. Each of said officers shall be qualified voters of said city, and the mayor shall be a freeholder and the supervisors and aldermen shall be freeholders, as well as voters in the ward from which they shall be elected. All other officers necessary for the proper management of the affairs of said city, shall be appointed by the common council, except the police force, which shall be appointed by the mayor and confirmed by the council.

Section 27, of title IV, is hereby repealed, and the following is hereby enacted in the place thereof: Duties of
assessor.
Section 27. The assessor of the city of Wausau shall be a resident and freeholder of said city, and shall assess the real and personal property in said city at the time and in the manner provided by law, and shall receive the same compensation for his services as is provided by law for town assessors, unless other compensation shall be fixed by the common council. He shall be a member of the board of equalization of said city, and perform such other duties as may be required of him by law.

SECTION 8. All acts or parts of acts inconsistent with or contravening any of the provisions of this act are hereby repealed. Repealed.

SECTION 9. This act shall take effect and be in force from and after its passage and publication
Approved March 24, 1889.