

No. 69, S.]

[Published March 24, 1919.]

CHAPTER 39.

AN ACT to amend section 925—41 of the statutes, relating to reports of city clerks.

The people of the state of Wisconsin, represented in Senate and Assembly, do enact as follows:

SECTION 1. Section 925—41 of the statutes is amended to read: Section 925—41. The city clerk shall have the care and custody of the corporate seal and all papers and records of the city. It shall be his duty to attend all meetings of the council and keep a full record of their proceedings, to record all ordinances and bonds in a book kept for that purpose, to keep a record of all licenses granted, which record shall at all reasonable times be open to inspection by the public, to carefully preserve all receipts filed with him and draw and sign all orders upon the treasury, except as otherwise herein provided, in pursuance of an order or resolution of the common council, and keep a full and correct account thereof in books provided for that purpose. He shall have such power and authority and perform such duties as clerks of cities and villages may be required to perform under the general laws. He shall keep an accurate account with the treasurer and charge him with all tax lists presented to him for collection and all sums of money paid into the treasury. In cities of the second, third and fourth classes he shall be ex officio secretary of the board of public works and board of school commissioners, and shall perform such other duties as may be required of him by the council. Within thirty days after the close of each fiscal year he shall make and cause to be published in the official city paper a financial statement showing the receipts and disbursements on account of each fund during the last preceding fiscal year, *provided said report may be omitted in cities where the comptroller's report is published as provided in section 925m—314.* Copies of any and all books, papers, documents or instruments duly filed and kept in his office and transcripts from the records of the proceedings of the council, certified by him under the corporate seal of the city, shall be evidence in all courts and places in like manner and with the same force and effect as if the originals were produced. He shall also have power to administer oaths and affirmations authorized to be taken by and under these statutes. Every such clerk may in writing appoint a deputy and shall file such appointment in his office; such deputy shall aid in the performance of the duties of such clerk under his direction, and in case of his absence or disability or of a

vacancy in his office shall perform all such duties during such absence, disability or the continuance of such vacancy; and every such clerk and his sureties shall be liable upon his official bond for the acts of such deputy.

SECTION 2. This act shall take effect upon passage and publication.

Approved March 21, 1919.

No. 71, S.]

[Published March 24, 1919.

CHAPTER 40.

AN ACT to amend sections 925—90b and 925—90c of the statutes, relating to the letting of contracts for public work and improvements.

The people of the state of Wisconsin, represented in Senate and Assembly, do enact as follows:

SECTION 1. Sections 925—90b and 925—90c of the statutes, are amended to read: Section 925—90b. Whenever in any city * * * in this state, however incorporated, any public work or improvement of any kind whatsoever shall have been ordered to be done, whether such work is chargeable in whole or in part to such city, or to any ward or wards therein, or to any lot or lots or parcels of land therein, such public work or improvement may be done by the use of a patented article, material or process, in whole or in part, or in combination with articles, materials, or processes not patented, and any bid accepted or contract let for such work or improvement shall be as valid and binding as if no patented article, material or process had been used; provided, however, said city shall have obtained from the owner of said patented article, materials or process, before advertising for bids thereon, a binding agreement to furnish to any contractor, desiring to bid upon such work as a whole, the right to use said patented article, materials and processes in the construction of said work, and also to furnish to any contractor said patented article itself upon the payment of what the authorities of said city charged with the duty of letting a contract for such public work or improvement shall determine to be a reasonable price therefor, which price shall be publicly stated and furnished upon application to any contractor desiring to bid on said work.

Section 925—90c. Any * * * city mentioned in the above section at its option may, in providing for any such public work or improvement to be done, and before calling for bids thereon, through its proper authorities adopt different plans and specifications requiring the use of different kinds of materials for the