

goods, wares and merchandise within the said village at auction or private sale upon such terms and for such time as the president and trustees may determine. And said president and trustees may by ordinance empower and authorize the president, and in his absence the clerk of said village, to sign and issue any such license to any applicant therefor, for such time as may be desired by the applicant upon receiving therefor such sums as said president or clerk shall require, which in no case shall exceed the sum of twenty-five dollars (\$25) per day for any such license.

Repealed.

SECTION 2. All acts or parts of acts inconsistent with the provisions of this act, are hereby repealed.

SECTION 3. This act shall take effect and be in force from and after its passage and publication.

Approved March 4, 1875.

CHAPTER 187.

[Published March 11, 1875.]

AN ACT to amend chapter 59, of the general laws of 1873, entitled, "an act to revise the charter of the city of Prairie du Chien."

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

Amended.

Election of school commissioner.

SECTION 1. Subdivision 9, of chapter 59, of the general laws of 1873, entitled, "an act to revise the charter of the city of Prairie du Chien," is hereby amended so as to read as follows: "Section 1. The mayor and council of Prairie du Chien, at their first regular meeting in May, 1875, shall elect as school-commissioners one person from the first ward, and one person from the third ward, who shall hold office until the first Monday in July, 1876, and one person from the second ward, and one person from the fourth ward, who shall hold office until the first Monday in July, 1877; and one person from the city at large, who shall hold office until the first Monday in July, 1878; and annually thereafter the said mayor and council shall, at their first meeting in May, elect two persons, one from each of two wards, to fill the places of those whose terms of office expire on the first Monday in July thereafter, and whose

terms of office shall be for two years; and every third year the said mayor and council, at their first regular meeting in May, shall elect one person from the city at large, who shall hold office for three years, unless any of said commissioners be sooner removed for misconduct or other sufficient cause, by a vote of two-thirds of the appointing power. The terms of office of said commissioners, who shall be elected after the first election, shall commence on the first Monday in July thereafter.

Terms of office.

SECTION 2. The school-commissioners elected under the provisions of section one, of this chapter, shall form the "board of education of the city of Prairie du Chien," and a majority of said board shall form a quorum for the transaction of business. It shall be the duty of the mayor and council to supply by appointment any vacancy which may occur, from time to time, in the number of said school-commissioners, by resignation or otherwise.

Board of education.

SECTION 3. The school-commissioners first elected under this act shall, at their first regular meeting, or within fifteen days thereafter, elect some suitable person having the necessary qualifications, as city superintendent of schools, whose term of office shall commence on the first Monday of July, 1875, and who shall hold his office until the first Monday of July, 1876, and thereafter until his successor shall be elected; and thereafter the said board of education shall annually as hereinafter provided, elect a city superintendent of schools, whose term of office shall commence on the first Monday of July, and the said superintendent shall continue in office for a year; and until his successor shall be elected, unless sooner removed by a two-thirds vote of the council or by a two-thirds vote of all the members elect of the board of education, for misconduct or other sufficient cause.

City superintendent of schools.

SECTION 4. The board of education shall, at its first regular meeting, and on the first Monday in July of each year thereafter, elect one of its members president, who shall preside at all meetings of the board, and preserve order and decorum thereat, and decide all questions of order, subject to appeal to the board. He shall sign all orders drawn by the secretary for the payment of teachers' and janitors' wages, and all other incidental and necessary expenses of said board of education (not including the superintendent's salary), and in all suits brought by or against the school district, he shall appear in behalf of the school dis-

President of board—his duties.

trict unless some other provision is made by the board of education. He shall declare all votes taken on questions coming before the board; *provided*, that on all questions requiring appropriations of money or the adoption of new text books, the vote shall be taken by ayes and noes, and on any other question the ayes and noes shall be called when any member shall request it; *provided further*, that in the absence of the president, the board shall elect a president pro-tempore.

Regular and special meetings.

SECTION 5. The board of education shall have at least one regular meeting in each month, at such time and place as may be designated by them; and they may have special meetings at such other times as they may deem necessary, or when called together by the president; but no such special meeting shall be legal unless each member of the board shall have first been served with notice in writing of the time and place of such meeting.

Salary of superintendent.

SECTION 6. The city superintendent of schools shall receive an annual salary, to be paid quarterly, the amount of which shall be determined from year to year by the mayor and council.

Duties of board

SECTION 7. The duties of the board of education shall be as follows:

To elect superintendent.

1st. To elect, at their regular meeting in July, a city superintendent of schools; but if such election shall not then be had, the said superintendent shall be elected at some regular meeting thereafter.

To have general superintendence.

2d. To decide upon the number of teachers to be employed, the grade of school to be kept by each and the amount of salary to be paid each, and to hire and make contracts with teachers; and before any teacher shall enter upon his or her duties as such, he or she shall enter into a written contract, which contract shall be signed by such teacher and by said board of education, or by some member thereof designated for that purpose by resolution of said board. Such contract shall be made in duplicate, and one copy thereof filed with the secretary and the other copy delivered to the teacher.

To establish uniformity in school system.

3d. To arrange and determine terms and vacations in all public schools, to establish uniformity in the school system, and to require and secure uniformity in text-books, and to adopt and reject text-books at will.

To establish rules and regulations.

4th. To establish rules and regulations for schools not in conflict with the constitution or laws of this

state; but the mayor and council may, in their discretion, do away with, annul or abrogate any such rule or regulation by a two-thirds vote of the whole number of aldermen of the city.

5th. To make contracts for fuel, stationery, and articles of furniture, required for the use of the schools; to make all necessary repairs in school houses, lighting fires, sweeping school rooms, etc., and such contracts, when executed, shall be paid by orders drawn on the city treasurer, payable out of the school fund, which orders shall be signed by the president of the board of education, and countersigned by the secretary of said board.

To make contracts.

6th. The said board shall annually, on or before the first day in October in each year, submit a statement to the mayor and council, showing the amount of teachers' wages that have accrued and become due during the year, and the amount of all other indebtedness accruing on contract, or otherwise, that has been made by order of the board; and for that purpose they shall cause entries to be made in a book or books to be provided by the city, of all contracts made by the teachers, and the amount of salary to be paid, and of all other expenditures made or authorized by said board at the time the same shall be made or authorized, which book or books shall be subject to inspection in the same manner as the records of the proceedings of said board, and they shall, at the same time, submit for the consideration of the council a statement of the estimate required for carrying on the schools for the ensuing year, specifying the amount required for teachers' wages, and other items separately and specifically. Nothing in this section contained shall prevent the mayor and council from taking into consideration the amount to be received from the state from the income of the school-fund, and the amount to be received from the county school-tax during the ensuing year.

Statement of indebtedness to be submitted.

Record of expenditures to be kept.

SECTION 8. Whenever repairs to a larger amount than one hundred dollars shall, in the opinion of the board, be required for any one school house, they shall cause a statement to be made showing the repairs required, and an estimate of the cost thereof, to be laid before the mayor and council; and whenever, in their opinion, another school house shall be required, they shall cause estimates of the cost of a site for such house or houses, and a plan of the proposed building or buildings, together with the estimates of

Statement of repairs and cost to be made.

Plan and cost of buildings to be made.

Tax to be raised.

the cost of the same to be made, and shall submit the same for the consideration of the mayor and council, who shall forthwith take measures to raise a tax to defray the cost of such repairs, or the erection of such building or buildings, and the purchase of a site or sites, unless there shall be a majority vote of the whole number of aldermen of the city against the same, in which case such proposed repairs shall not be made, nor shall such site or sites be purchased, or building or buildings erected; *provided*, that whenever it shall appear that more than five thousand (5,000) dollars shall be required in any one year for school purposes, the amount may be increased by first submitting the same to a vote of the people under the same provisions for levying special taxes as provided in section 19, of chapter 7, of the revised charter of the city of Prairie du Chien; and it shall be the duty of said board to enter into contracts for making such repairs, or for the erection of such buildings, or for the purchase of such sites, whenever it shall be made to appear that the necessary tax for the same has been levied or authorized by the mayor and council.

When more than \$5,000 shall be required, to be submitted to vote.

Payment of teachers' and janitors' wages.

SECTION 9. It shall be the duty of the president and secretary of the board of education to draw orders on the city treasurer, payable out of the school fund, for teachers' and janitors' wages, and all other expenditures authorized by this act.

No member of board to be interested in contract.

SECTION 10. No member of the board of education shall have any interest, direct or indirect, in any contract made by said board, and every contract so made in which any member of said board shall have such interest, shall be absolutely void.

Duties of city superintendent

SECTION 11. The duties of the city superintendent shall be as follows:

To hold examinations.

1st. To examine all applicants for teachers' licenses in the branches taught in the public schools of said city, and, if approved, give them certificates authorizing them to teach in the city.

To annul certificates.

2d. To annul a teacher's certificate whenever he may think proper: *provided*, that such teacher shall have the right to appeal to the board of education.

To visit schools.

3d. To visit each school department in said city at least once during each month.

To report text-books.

4th. To report for the consideration of the board of education, such text-books as he may think advisable and proper for the use of the schools, and to

report such alterations therein from time to time, as he may think most beneficial for the schools in said city.

5th. To report to the board of education at such regular meeting, relative to the condition of the schools under his supervision, and particularly as to the average attendance at each school since the previous regular meeting; to make such recommendations as shall, in his judgment, conduce to their welfare, and perform such other duties as may be required of him by the board. To report relative to condition of schools.

6th. He shall between the first and tenth days of September in each year, make a statement of the number of children, male and female, designated separately, over the age of four and under the age of twenty years, residing in the city on the last day of August previous to the day of such report; and shall, on or before the tenth day of October in each year, make and transmit to the state superintendent a report containing the facts set forth in section forty-three of the general school laws, a copy of which report he shall present to the board of education at their first meeting thereafter. To make reports.

7th. He shall attend all the meetings of the board of education, and act as secretary thereof, and then make any suggestions he may think advisable relative to the government of the schools in said city. To act as secretary of board of education.

SECTION 12. The real and personal property of school-districts Nos. one (1), two (2), three (3), and four (4), lying and being within the limits of the city of Prairie du Chien, shall be, and hereby is vested in the city of Prairie du Chien, and the school-district clerks of said school-districts shall, on or before the first Monday in July, 1875, turn over all books and papers of said districts in his [their] hands, to the city board of education, and the school-district treasurers shall in like manner turn over all moneys, vouchers, books and papers in his [their] hands to the city treasurer, and the school-boards of said districts are hereby authorized and empowered to convey the real property of said districts to the city on or before the first Monday of July next; *provided*, that nothing in this act shall prevent the present boards of said school-districts from receiving and disbursing the county school moneys belonging to said district before the expiration of their term of office under this act. *It is further provided*, that the trustees of the Prairie du Chien College are hereby authorized Real and personal property to be vested in city.

District clerks to turn over books and papers to board of education.

District treasurer to turn over money, vouchers, etc.

Proviso.

Trustees of Prairie du Chien college

to pay over
college fund to
city to aid in
erection of high
school build-
ing.

to pay over to the city of Prairie du Chien, the amount of the college fund in their hands, received from John Lawler, trustee, for the purpose of aiding the erection of a suitable high or graded school building in the city of Prairie du Chien, and also to convey in like manner the real estate held by them for educational purposes.

Non-resident
children to be
admitted to
schools.

SECTION 13. Said board of education shall have the power to allow the children of persons not residing within the city to attend any of the schools in said city upon such terms as said board shall, by resolution, prescribe.

SECTION 14. This act shall take effect and be in force from and after its passage.

Approved March 4, 1875.

CHAPTER 188.

[Published March 11, 1875.]

AN ACT to amend section five, of chapter one hundred and sixty-five, of the general laws of 1873, entitled, "an act to amend chapter one hundred and eighty-eight, of the general laws of 1872, entitled, 'an act to provide for the incorporation of villages.'"

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

Amended.

Village treasurers to take charge of certain money, and to be invested with power of town treasurers

SECTION 1. Section five, of chapter one hundred and sixty-five, of the general laws of 1873, is hereby amended as follows: Section five. The village treasurer shall receive and take charge of all moneys due said village, or collected by means of any tax, license, forfeiture, fine or otherwise, under the authority of this act, or which belongs to such village, and for this purpose he shall have and be possessed, within the corporate limits of said village, of all the power and authority now vested in town treasurers within their respective towns, and shall disburse the same only on the written order, signed by the president and countersigned by the clerk of such village, which order shall specify the amount of money to be drawn, to whom payable, the number of the order, and the object for which it was drawn, and which shall have been previously authorized by the board of trustees. He shall keep a just and true account of all moneys