

## CHAPTER XXXVIII.

*An Act in relation to Free Schools in the Town of Minneapolis.*

- SECTION 1 Constitutes the Town of Minneapolis--One School District.  
 2 Provides for the election of four School Directors.  
 3 Relates to vacancies.  
 4 Inspectors created Body Corporate with Corporate Powers.  
 5 Meetings of the Board--Officers.  
 6 Secretary and Treasurer--Duties.  
 7 What Powers may be Exercised by the Board.  
 8 Annual Statement of Schools to be Published.  
 9 School Tax to be Levied by Town Council.  
 10 Tax to be Collected by Town Collector, and paid over to the Board of Education.  
 11 Collector to take Receipt for all Payments.  
 12 Former Acts Inconsistent herewith Repealed.

*Be it enacted by the Legislative Assembly of the Territory of Minnesota :*

SECTION 1. That all that part of the county of Hennepin, within the corporate limits of the town of Minneapolis, shall hereafter constitute one School District; and hereafter all public schools organized within the limits of said town, shall be under the direction and control of the Board of Education of said town, and shall be public and free to all children within the limits thereof, between the ages of four and twenty-one years, subject, however, to all the regulations and restrictions made from time to time by said board.

SEC. 2. At the next annual election of town officers in said town, the legal voters thereof shall choose by ballot four school inspectors, one of whom shall reside in each ward of said town; two of said inspectors to be designated by lot, shall hold the office for one year, and two of them shall hold the office for two years; and at each annual elections thereafter, there shall be chosen by ballot two inspectors, who shall hold their office for two years.

SEC. 3. In case of a vacancy in the office of Inspectors, it shall be filled until the next annual election by the Town Council of said town, when if said vacancy occur in the first year of the term of said office, the electors shall choose a suitable person to fill the remainder of said term.

SEC. 4. The School Inspectors, together with the President of the Town Council of said town, (who is hereby declared to be ex-officio a School Inspector,) shall be a body corporate by the name of the "Board of Education of the Town of Minneapolis," and in that name it shall be capable of suing and being sued, pleading and being impleaded, and of taking,

One School District

School Inspectors--how elected

Vacancies--how filled

Board of Education

holding, selling, and conveying real and personal property, as the interest of the schools under their charge may require; and shall also succeed to and be entitled to demand all moneys and other rights and property belonging to, in possession of, or vested in the Trustees of the present school districts or part of districts, within the corporate limits of said town; and the said moneys, right and property of all kind, both real and personal, now or hereafter apportioned, or appropriated for the support and maintenance of public schools in said town, shall be vested in, and deemed to be in the possession said of Board, which shall at all times have exclusive control thereof.

Corporate  
powers

Sec. 5. The Board of Education, (three members of which may form a quorum,) shall meet from time to time at such place in said town as they may designate. The President of Town Council shall be President of the Board, and preside at all the meetings thereof; but in case of the absence of the President of the Council, a majority of the inspectors present at any meeting may choose one of their number President *pro tempore*.

Meetings

Sec. 6. Said Board, immediately after their organization, shall choose a suitable person as Secretary and Treasurer of the Board, whose duty it shall be to keep an accurate record of the proceedings of the Board, in a suitable book provided for that purpose, to file and preserve all the documents and papers belonging to the Board, to receive and take charge of all moneys belonging to said Board, and perform all those duties which pertain to the office of Secretary and Treasurer of similar boards or bodies; and he shall give security for the faithful performance of his duties in such sum as said Board may determine.

Secretary and  
Treasurer

Sec. 7. Said Board of Education shall have full power and authority, and it shall be their duty to purchase or erect such school houses, or to hire such school houses or school rooms as may be found necessary from time to time, for the convenience and suitable accommodation of all the scholars within the limits of said town, regarding the local convenience of all scholars so far as may be compatible with the interest of the whole district; to apply for and receive from the County Treasury or other officers all moneys apportioned, or appropriated, or raised by taxation or otherwise, for the use of schools in said school district or town of Minneapolis; and to appropriate and disburse the same for the support and maintenance of all the schools in said town and district in such manner as said Board shall deem best for the interest of said scholars. And the said Board shall also have full power and authority to make by-laws for their own government, and ordinances relative to taking the census of all children in said town between the ages of four and twenty-one years; relative to making all necessary reports and transmitting the same to the County Commissioners, or other proper officers as designated by law, so that said district

Erect school  
houses

Expand school  
Funds

Keep open  
schools, &c

and town may be entitled to receive its just proportion of the school moneys; relative to the visitation of the Board; relative to the length of time the schools shall be kept, of which none shall be less than three months in any one year; relative to the employment, examination, and qualifications of teachers, their powers and duties; relative to the regulation and discipline of the schools, and the books to be used therein; relative to anything whatever that may advance the interests of education, the good government and prosperity of the schools in said town and the welfare of the public concerning them.

Annual state-  
ment

SEC. 8. The Board shall annually in the month of February publish in some newspaper in the town of Minneapolis, a statement of the number of schools in said town, the number of pupils respectively instructed therein the year preceding, the several branches of education pursued by them, and the expenditures for all purposes authorized by this act during the preceding year.

Tax for school  
purposes

SEC. 9. Said Board of Education and the Town Council of the town of Minneapolis are hereby authorized and empowered by the concurrent votes of each, once in each year, to determine upon, assess and levy a tax on all the real and personal property within said town, according to the valuation of that year, established by the County Assessors, for the purpose of maintaining schools, building and repairing school houses in said town. All moneys so raised by taxation shall, when collected, be paid to said Board of Education, and be disbursed solely under their direction.

How collected

SEC. 10. Said tax when assessed shall be collected by the collector of taxes for the town of Minneapolis, and paid over by him to the Board of Education.

To whom paid

SEC. 11. The collector of said town when he shall have paid any school moneys to said Board, shall take a receipt therefor and file the same with the clerk of said town. He shall also make a statement to the Board of the whole amount of the school tax collected, and the amount returned by him to the Town Council as unpaid and uncollected.

Repeal of former  
acts

SEC. 12. All parts of acts so far as they relate to schools in the Town of Minneapolis and the County of Hennepin, inconsistent with this act are hereby repealed.

J. W. FURBER,

Speaker of the House of Representatives.

JOHN B. BRISBEN,

President of the Council.

APPROVED—May twenty-third, one thousand eight hundred and fifty-seven.

S. MEDARY.

SECRETARY'S OFFICE, Minnesota, }  
SAINT PAUL, July 22, 1857. }

I hereby certify the foregoing to be a correct copy of the original bill on file in this office.

CHAS. L. CHASE,

Secretary of Minnesota Territory.