

## CHAPTER XXIX.

February 23, 1886 *An act for the establishment and better regulation of the common schools of the City of Hastings.*

- SECTION 1.** Constitutes city of Hastings into one school district, to be under direction of Board of Education, etc.
2. Provides for election of school inspectors.
  3. Vacancies in the office of school inspectors—how filled.
  4. Inspectors to be a body corporate—to succeed to property, &c., of School District No. 26, etc.
  5. What shall constitute a quorum—meetings—President.
  6. Defines duties and powers of Board of Education.
  7. Justice of the peace to have jurisdiction in all suits where Board is a party.
  8. Board to publish annual statement of the number of schools, etc.
  9. Board may establish district library—Council may levy tax for the increase of same.
  10. Board of Education shall make an estimate of moneys required for expenses for the financial year to City Council, etc.
  11. Board to limit expenditures, etc.
  12. When property to be purchased, estimate to be made and reported to City Council—contracts not to be binding unless approved by Council.
  13. When estimates of expenses are furnished to Council, Council shall consider, etc.
  14. Council may levy tax for school purposes—limits amount.
  15. Board of Education to elect Secretary and Treasurer—duties.
  16. Repeals inconsistent acts.
  17. Act not to be repealed unless specially mentioned.
  18. When act to take effect.

*Be it enacted by the Legislature of the State of Minnesota:*

School District.

**SECTION 1.** That the city of Hastings shall be considered as one school district, and hereafter all schools organized therein in pursuance of this act, shall, under the direction and regulation of the board of education, be public and free to children residing within the limits thereof, between the ages of five and twenty-one years inclusive, subject to such rules and limitations as the board may establish.

**SEC. 2.** There shall be elected in said city six school inspectors, none of whom shall be members of the city council, in the following manner:

At the next annual charter election, there shall be elected in each ward of said city, in the same manner as other city officers are chosen, two school inspectors, one of whom shall hold his office for two years, and one for one year; and at every annual charter election thereafter, there shall be elected in each ward, one school inspector, who shall hold his office for two years. No school inspector shall receive any compensation for his services. The persons so elected shall within ten days after their election, take the oath of office prescribed by the constitution of the State, and file the same with the clerk of the city of Hastings.

Election of Inspectors.

SEC. 3. In cases of vacancies in the office of school inspector, the board of education of the city of Hastings may fill the same until the next annual election, when, if such vacancy occur in the first year of the term of said office, the electors of the proper ward may choose a suitable person to fill the remainder of such term: *Provided*, [That] the city clerk shall give notice of such vacancy prior to such election, as may be required in other cases.

Board to fill vacancies.

SEC. 4. The said school inspectors shall be a body corporate by the name of "The Board of Education of the City of Hastings," and in that name may be capable of suing and being sued, of holding, buying or selling and conveying real and personal property, as the interest of said common schools may require, and shall also succeed to and be entitled to demand all moneys and other rights belonging to or in possession of the board of trustees of school district number twenty-six in Dakota county, or any real or personal property, or other rights of said district, and the clear proceeds of all such property which may come into the possession of said board as last aforesaid, shall be expended and disbursed by and under the authority of said board of education for educational purposes, after paying all just and legal demands existing against said school district.

To be a body corporate.

SEC. 5. The board of education, a majority of which shall constitute a quorum to do business, may meet from time to time at such places in said city as they may designate. They shall have power to elect one of the members of said board president, who shall pre-

Meetings of Board.

side at all the meetings thereof, but in case of his absence a majority of the inspectors present at any meeting may choose one of their number president *pro tempore*.

Powers of Board.

SEC. 6. The board of education shall have full power and authority, and it shall be their duty, to purchase, lease or erect such school houses as may be necessary, to keep the same in repair, and provide for the payment of such buildings or repairs, and apply for and receive from the county treasurer or other officer, all moneys appropriated for the common schools and district library of said city, and designate a place where the library may be kept therein. The said board shall have full power and authority to make by-laws and ordinances relative to making all necessary reports, and transmitting the same to proper officers as designated by law, so that said city may be entitled to its proportion of the common school funds; relative to the visitation of schools; relative to the length of time schools shall be kept, which shall not be less than three months in each year; relative to the employment and examination of teachers, their powers and duties; relative to the regulation of schools, and the books to be used therein; relative to the appointment of necessary officers, and prescribe their powers and duties; relative to anything whatever that may advance the interests of education, the good government and prosperity of common schools in said city, and the welfare of the public concerning the same.

Justice of peace to have jurisdiction.

SEC. 7. The justice of the peace for the city of Hastings shall have jurisdiction of all suits wherein said board may be a party, and of all prosecutions for violations of said by-laws and ordinances.

Board to publish statement.

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

May establish library.

SEC. 9. The board of education may establish a district library, and for the increase of the same the city council are authorized, annually, to levy a tax on the real and personal property within said city, not to

exceed the sum of one hundred dollars, which tax shall be levied and collected in the same manner as moneys raised to defray the general expenses of the city.

SEC. 10. On or before the first day of June, annually, the board of education shall make an estimate of the whole amount of moneys required to defray the expenses of the schools during the ensuing financial year, and of the probable income from all sources for school purposes, in which estimate they shall set forth in detail the objects of expenditures, and the sources of income, and shall state therein any deficiency of income to be supplied by special school tax, together with any deficiency of the preceding year arising from a failure to realize from any source the amount estimated, and shall file a copy of such estimate with the city council. If the city council shall approve the estimate, the board shall be authorized to proceed in the expenditure in accordance therewith; but if the city council shall disapprove of any item or items of expenditure which may require a special tax, the board shall not be authorized to proceed in the expenditure disapproved. The financial year shall commence on the first day of September, annually.

Board to make estimate of moneys for schools.

SEC. 11. The board of education, in all their expenditures and contracts, shall have reference to the amount of moneys provided and authorized for the particular expenditure in question, and shall not exceed the same; and no order upon the treasurer shall be issued until the same shall be authorized by a vote of the board.

Restricts expenditure.

SEC. 12. Whenever the board of education shall deem it expedient to purchase any lot, or site, or to build or purchase any house for school purposes, they shall cause an estimate to be made covering all the expenses of such purchase or building, and shall report the same in detail to the city council, and no contract for the purchase of any lot, site or building or for the erection of any building, shall be binding until such estimate shall have been approved by the city council.

How property to be purchased.

SEC. 13. Whenever the estimate of expenses, provided for in sections eleventh and twelfth, shall be presented to the city council of Hastings, said council

Council may approve or reject estimates.

shall proceed to consider the same, and shall have power to approve or reject any part of said estimates, or may require a special school tax, and shall certify their action therein to the board of education.

Powers of Council.

SEC. 14. The said council shall have power and it shall be their duty, once in each year, to cause a special school tax to be levied upon all taxable real and personal property in said city, sufficient in amount to cover all deficiencies, as estimated by the board of education and approved by the said council, for ordinary school purposes; *Provided*, That the said tax levy shall not for any financial school year exceed five mills on the dollar of valuation, and said council shall also have the power, and it shall be their duty from time to time, to levy such taxes as may become necessary to provide school houses, lots or situations, and books for the district library, in accordance with the estimates of the board of education, approved by said city council, and to satisfy all judgments against said board; and all taxes authorized by this act shall be assessed and collected at the same time and in the same manner as other city taxes; and shall be equally binding upon persons and property.

Board to elect Secretary and Treasurer—Duties.

SEC. 15. The board of education, immediately after their organization, shall proceed to elect a suitably qualified person as secretary and treasurer of the board, who shall not be a member of said board or of the city council, and it shall be his duty to examine all teachers and exercise a general supervision of schools, under the direction of the board of education, and he shall give bonds, to be approved by the board, in double the amount of moneys that shall probably come into his hands during his term of office. His compensation shall be fixed by the board of education and shall not exceed two hundred dollars per annum.

Repeals inconsistent acts.

SEC. 16. All acts or parts of acts, so far as they relate to the city of Hastings, inconsistent with this act, are hereby repealed, and it shall not be necessary to elect any school district trustees in said city from and after the passage of this act, heretofore required by law.

Not to be repealed.

SEC. 17. This act shall not be repealed or affected in any manner by any subsequent act, unless specially mentioned or named therein.

SEC. 18. This act shall take effect and be in force from and after the first Monday in April, A. D. 1866.

Approved February 28, 1866.

### CHAPTER XXX.

*An act to organize a Board of Education for the City of Wabashaw.* February 24, 1863

- SECTION 1. City of Wabashaw to constitute one school district.
2. Board of Education—of whom to consist—its powers.
3. Board to take oath. Existing district board to fill their elective terms. Future elections to be annual.
4. Board to organize within certain time—majority to constitute a quorum.
5. Duties of Town Clerk.
6. Duties of Treasurer.
7. Powers of Board of Education.
8. Further powers—may levy taxes, etc.
9. Voters may tax. Board may issue bonds for certain purposes.
10. Board to purchase grounds and erect buildings.
11. How money to be drawn by Board.
12. Repeals inconsistent acts.
13. When act to take effect.

*Be it enacted by the Legislature of the State of Minnesota:*

SECTION 1. That the territory of the city of Wabashaw, in the county of Wabashaw, shall constitute one school district, under the general laws of this State, except so far as they are changed by this act, and hereafter all schools organized therein in pursuance of this act, shall be under the control and direction of the board of education, and be free to all persons between the ages of five and twenty-one years, residing within the bounds of said district.

To be one school district.