

authority, be subject to the same liabilities, and receive the same compensation for his services, as are provided by law for township constables in this state; who shall hold the office for the term of two years, and until a successor is elected and qualified.

SEC. 2. The person elected to such office, shall, within ten (10) days after notice of such election, and before entering upon the discharge of the duties of the office, execute a bond to the village council in the penal sum of five hundred (\$500) dollars, with two sureties, conditioned for the faithful discharge of the duties of the office, which bond shall be approved by the president or recorder of said village, and filed, together with an oath of office, with the village recorder of said village, for the benefit of any person injured by any misconduct in office by such constable.

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

Approved February 21, 1887.

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## CHAPTER 381.

[H. F. No. 713.]

AN ACT IN RELATION TO THE ERECTION OF PUBLIC BUILDINGS FOR THE USE OF THE CITY OF ST. PAUL AND THE COUNTY OF RAMSEY, FOR HOSPITAL PURPOSES, IN THE CITY OF ST. PAUL, AND THE APPOINTMENT OF SPECIAL COMMISSIONERS WITH RESPECT THERETO.

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

SECTION 1. That Charles D. Kerr and Kimball P. Cullen and Arthur B. Ancker, residents and freeholders of said county of Ramsey, are hereby appointed special commissioners to carry into effect the purposes of this act, and all vacancies by resignation or otherwise shall be filled by the mayor of the city of St. Paul.

Each of said special commissioners shall give a bond to the city of St. Paul in the sum of five thousand dollars (\$5000), with sureties to be approved by the common council of said city, conditioned for the faithful performance of his duties, and for the due application and accounting of and for all monies which he may receive by virtue of his office, and the omission to give such bond, for ten (10) days after the passage of this act, or after the appointment of such special commissioner to fill a vacancy as aforesaid, shall render his office vacant.

Said bonds shall be filed and recorded in the office of the register of deeds of said county.

SEC. 2. The clerk of the common council of the city of St. Paul shall be secretary of said board.

No act of said special commissioners shall be valid unless concurred in by at least two (2) of their number. They shall also have power to pass by-laws for the regulation of their business, and for the conduct of their meetings.

Each of said commissioners and their secretary shall receive a compensation of one hundred dollars (\$100) per annum, and no more, payable at the end of each and every quarter ( $\frac{1}{4}$ ) from the day of organization until the final adjournment of said commissioners.

SEC. 3. Said special commissioners shall, as soon as practicable after their organization, cause to be prepared suitable plans for a building, and steam plant for heating purposes, &c., to be erected on block fourteen (14), Stinson, Brown and Ramseys addition to St. Paul, Ramsey county, Minnesota, in said city of St. Paul, for the use of said city and county, for hospital purposes, and submit the same to the said common council of said city, with a careful and detailed estimate of the cost thereof, and upon the approval of same or upon the modification of any such plan, and the final order of the said common council of said city to proceed with the work, the special commissioners shall let the work, or such part of it as they may deem expedient, and place the same under contract as hereinafter stated.

SEC. 4. The said special commissioners shall, before letting said work, advertise in the official newspaper of said city for proposals or bids for all or any portion of the work or materials, or both, to be done or furnished in the construction thereof, and may, in addition to the said official newspaper, also advertise for such proposals or bids in such other newspaper or newspapers as they may deem expedient, and for such length of time as they shall determine. The lowest responsible and competent bidder or bidders shall be accepted, provided he or they will enter into such bond and give such security for the performance of his or their contract as may be required by said special commissioners, and approved by a majority of the common council of the city of St. Paul.

And provided, further, that the said special commissioners shall have power to reject all bids of incompetent or irresponsible persons, or such bids as may be unreasonable. All contracts shall be executed in behalf of said city, by the chairman and secretary of the said special commission, and countersigned by the city comptroller of said city, and shall be filed in the office of the city comptroller. All bonds herein required, as aforesaid, shall run to the said city of Saint Paul. All awards of contracts shall be approved by the common council before contracts can be entered into.

SEC. 5. The said work shall be conducted and completed under the direction and superintendence of an architect to be selected by said special commissioners, and to the satisfaction of said common council, and shall be paid for together with the expenses of the said commissioners out of a fund which is hereby designated as the hospital building fund, and the city treasurer of the city of Saint Paul is hereby declared to be the treasurer of said fund. All estimates upon contracts shall be made out and approved by the architect, reserving fifteen (15) per cent. therefrom, up to the final estimate, to secure the

completion of the work, after which said estimates shall be allowed by the special commissioners before payment is made. The completion of all contracts, and the allowance of final estimates must have the final approval of the common council. All claims (except estimates upon contracts) shall be sworn to by claimants, and the secretary of the said special commission shall specify upon all estimates and claims the vote by which the same was allowed, recording such estimates, claims and vote in a book entitled "hospital building claims." Such record shall be permanently filed in the office of the city clerk, after the completion of the building and final adjournment of said special commissioners, after which all estimates and claims so recorded shall be transmitted to the city comptroller for auditing, and the city comptroller, after having found such estimates and claims to be correct and audited by him in a book entitled, "audited claims," shall transmit all such estimates and claims to the city clerk, who shall draw a city order upon the city treasurer, for each estimate and claim, in favor of the party or parties entitled to receive the same; such city order shall be signed by the mayor, city clerk, and countersigned by the city comptroller, after which the city clerk shall deliver the same to the party or parties entitled to receive such, taking a receipt therefor upon the stub of the book from which the city order was taken.

SEC. 6. The bonds which said city has been heretofore authorized to issue for the purposes aforesaid, by act approved January thirty first (31st), one thousand eight hundred and eighty-seven (1887), shall be issued by said city only as they are required from time to time, for the purposes intended, to be determined upon by the said special commissioners, who shall report to the common council the amount required to be issued.

The proceeds of the sale of said bonds, and such other moneys as may be appropriated by the common council, for the same purpose, shall constitute the hospital building fund aforesaid, and all moneys belonging to said fund shall be deposited by the city treasurer in the bank or banks that will pay the highest rate of interest upon daily balances, and the said bank or banks shall be required to give such bonds for the safe keeping of said moneys as the common council may determine. All interest collected on such deposits, and all premiums realized from the sale of said bonds shall be placed to the credit of said hospital building fund.

SEC. 7. The special commissioners shall make semi-annual reports to the common council, also a final report of all their acts and doings, which shall be accepted by the said common council before the final adjournment of the said special commissioners.

SEC. 8. This act shall take effect and be in force from and after its passage.

Approved February 22, 1887.