
COUNTY COMMISSIONERS

CHAPTER 48.

(H. B. No. 146.—R. M. Sproul.)

COMPENSATION AND HOURS.

An Act for an Act to Amend and Re-enact Section 3523 of the Compiled Laws of North Dakota for the Year 1913, as Amended by Chapter 104 of the Session Laws for 1915. Relating to the Compensation and Office Hours of County Commissioners.

Be It Enacted by the Legislative Assembly of the State of North Dakota:

§1. AMENDMENT.] That Section 3533 of the Compiled Laws of North Dakota for the year 1913, as amended by Chapter 104 of the Session Laws for 1915, be and the same is hereby amended and re-enacted to read as follows:

§ 3533. COMPENSATION ALLOWED. OFFICE HOURS.] County Commissioners shall be allowed for the time they are necessarily employed in the duties of their office, including the time necessarily consumed in traveling to and from their homes to attend the meetings of the board, the sum of six dollars ((\$6.00) per day and their actual traveling expenses, which expenses shall not exceed ten cents (10c) per mile necessarily traveled while performing their duties in attending meetings of the board or when engaged in other official duties, the same to be paid out of the general fund of the county; and the office hours shall not be less than from nine to twelve A. M. and two to five P. M., during regular or special sessions held by such board.

§ 2. REPEAL.] All Acts and parts of Acts in conflict herewith are hereby repealed.

Approved March 9, 1921.

CHAPTER 49.

(H. B. No. 139.—Freeman.)

CONTRACTS.

An Act to Amend and Re-enact Section 3296 of the Compiled Laws of North Dakota for the Year 1913, Relating to County Commissioners' Powers and Duties with Respect to Contracts Let on Competitive Bids.

Be It Enacted by the Legislative Assembly of the State of North Dakota:

§ 1. AMENDMENT.] That Section 3296 of the Compiled Laws of North Dakota for the year 1913 be and the same is hereby amended and re-enacted to read as follows:

§ 3296. CONTRACTS LET ONLY ON COMPETITIVE BIDS.] The board shall cause an advertisement for bids for the erection of such building to be published for at least thirty days prior to the opening of bids by at least four publications in official newspaper published in the county, and such other newspaper as may seem to them advisable. Such advertisement shall state where the plans and specifications may be examined and the time allowed for the completion of such building, also the time when bids will be opened and passed upon by the board, which may be at regular or duly adjourned session of the board, or at a meeting duly called by the auditor, as provided in Section 3266 of this chapter. Each bid must contain a certified check in a sum equal to five (5) per cent of the amount of the bid, made payable to the chairman of the board of county commissioners, as a guarantee that the bidder will enter into contract should it be awarded to him, and furnish a bond as herein provided; and the lowest responsible bid must in all cases be accepted, and the contract for such building shall be so conditioned that not more than seventy (70) per cent of the contract price for the same shall be paid until the contract shall be executed and the buildings completed to the satisfaction and acceptance of the board, their architect or authorized superintendent, and payments to the extent of the above mentioned per cent may be made from time to time during the process of construction and divided into such installments as the board may agree upon. The board must further require a bond from the contractor in a sum equal to the contract price, conditioned, the contractor will execute his contract and complete the building according to the plans and specifications and to the full satisfaction of the board, and account for all moneys paid to him and pay all bills and claims on account of labor or materials furnished in and about the performance of said contract, including all demands of subcontractors, and said bond shall stand as security for all such bills, claims and demands. The sureties on such bond shall be as required in Section 4801 (6834), except, however, the board may demand a surety bond, in which case the expense of procuring such bond shall be paid for by the county requiring the same. The provisions of this section shall apply to all contracts for fuel, stationery and all other articles for the use of the county, or labor to be performed therefor, when the amount to be paid for the same during any year exceeds the sum of three hundred dollars (\$300.00); provided, that in all cases advertisements for bids therefor need not be for more than three consecutive weeks in official newspaper published in such county; and provided, also that all contracts for the furnishing of stationery, blank books and supplies generally for all county offices shall be let at the first regular meeting in April to run for the period

of one year. All contracts shall be made and set forth in writing and may be signed on behalf of the board by the chairman with the county seal affixed, after such contract has been voted upon and carried by a majority of the board. The board shall, by virtue of this section, be empowered to engage some competent architect to prepare plans and specifications, details, etc., for such building, and for which services they shall pay a compensation in a sum not to exceed five (5) per cent of the total cost of the building.

§ 2. REPEAL.] All acts and parts of acts in conflict herewith are hereby repealed.

Approved March 10, 1921.

CHAPTER 50.

(H. B. No. 140.—Renauld.)

PETITIONS.

An Act for an Act to Amend and Re-enact Chapter 271 of the Session Laws of North Dakota for the Year 1915, Relating to Qualifications of Signers on Petition to County Commissioners.

Be It Enacted by the Legislative Assembly of the State of North Dakota:

§ 1. AMENDMENT.] Chapter 271 of the Session Laws of North Dakota for the year 1915 is hereby amended and re-enacted to read as follows:

§ 2. AMENDMENT.] Whenever a petition shall be presented to a Board of County Commissioners praying for the expenditure of County funds, said Board shall require that the legal voters in such petition shall also be property holders and tax-payers in the District affected by the petition.

Approved March 9, 1921.

CHAPTER 51.

(H. B. No. 206.—Mouck.)

SEED AND FEED BONDS.

An Act Authorizing Board of County Commissioners to issue refunding bonds to fund or refund for the purpose of seed grain or seed and feed grain bonds or warrants theretofore issued pursuant to law for the purchase of seed grain and feed or either.

Be It Enacted by the Legislative Assembly of the State of North Dakota:

§ 1. Whenever it shall appear to the Board of County Commissioners in any county that it is wise or expedient to extend the time of payment of any seed grain or feed and seed grain bonds or war-

rants theretofore issued pursuant to law, beyond the date of maturity of said bonds, or warrants, the Board of County Commissioners may by a resolution, authorize the issuance of funding or refunding bonds to retire such seed grain or seed and feed grain bonds or warrants.

§ 2. The bonds as provided for in Section 1 of this act shall be issued in denominations ranging from \$100 to \$1,000. They shall bear interest at a rate not higher than 7 per cent per annum, which said interest shall be payable semi-annually, with coupons attached for each interest installment, and provided that the date of maturity of such bonds shall not be later than five years from the date of the issuance of the said seed grain or feed and seed grain bonds and warrants to be retired. Said bonds shall be sold at not less than par, provided, however, that a reasonable allowance may be made by the County Commissioners for printing and advertising the sale thereof, brokerage and for attorney's fees. Said bonds and coupons shall be signed by the chairman of the Board of County Commissioners and shall be attested by the County Auditor. The seal of the county shall be affixed to each bond but not to the coupons. Such bonds shall be printed, lithographed or engraved on bond paper and each bond shall state on its face that it is issued in accordance with the provisions of this chapter and that portion of this article relating to the issuance of funding and refunding shall be printed on the back of each bond. Such bonds may be made payable anywhere in the United States.

§ 3. A record of each bond issued under the provisions of this Act shall be kept by the County Treasurer, showing the number of each bond, so issued, the date, amount, rate of interest, when and where payable, the amount received therefor, to whom sold and how the proceeds are disposed of, and it shall be the duty of the County Auditor to keep a duplicate record of the same.

§ 4. The Board of County Commissioners shall levy each year upon the taxable property of the county a sufficient tax to pay the interest on said bonds as the same accrues, and to create a sinking fund which shall amount to the par value of the bonds at the time the same mature, in such a manner that an equal amount shall be raised each year.

§ 5. Bonds May Be Retired. Said board may at any time, with the concurrence of the owners thereof, pay and retire any of the bonds issued under the provisions of this article out of the funds provided for that purpose, at not more than the par value thereof and accrued interest.

§ 6. All acts and parts of acts in conflict herewith are hereby repealed.

§ 7. This act is declared to be an emergency measure and shall be in full force and effect from and after the date of its passage and approval.

Approved March 9, 1921.