

"Referring to your letter of this date, relative to the Oquirrh school building, and the question whether or not the board is right under the circumstances stated to proceed with the work of putting in a foundation, I have to advise you that I had upon noticing the action of the Builders' and Traders' exchange, as reported in the newspaper, looked at the statute. The strict letter of the law might be construed to require the board to continue advertising for bids until bids are satisfactory. Adherence to that view of the law might result in requiring an unlimited number of repeated and unavailing invitations for bids and prevent indefinitely the construction of the school house. I incline to the opinion that the statute is to be considered as directory. I have not had time to examine in the light of authority on this question, but would hardly expect to find any decisions in such a case. While in doubt, I am inclined to advise that the action the board has taken is legal and ought to be pursued; for in such a case, if there was doubt, I would advise that the doubt be resolved in favor of the right of the board to act as it has attempted. In other words, it seems to me that you ought to have an opportunity to build the school house or any portion of it independent of the contractors, if you cannot get a satisfactory bid; and to concede the proposition that the board has not that right would put it into the hands of contractors, by combination, to prevent the construction of the school house for a reasonable sum. I return herewith papers accompanying your letter."

Filed.

INSURANCE EXTENSION.

The committee on sites and buildings recommended that the temporary \$10,000 insurance on the Washington school be extended to three years.

FORM OF CONTRACT.

The same committee reported that the form of contract heretofore adopted required no bonds from the contractor for steam heating, hence there had been no guaranty that the work would be commenced, and no bond that the plant would be acceptable, the only guaranty being that it was satisfactory in its workings at the trial to which the plants were subjected by the board. Hence the committee recommended that a bond be required and that heating contractors be paid as the work progresses on the certificates of the superintendent in the usual manner, and this rule be applied to the contract for heating and ventilating the Jackson school building. Adopted.

LEGAL OPINIONS.

The attorney of the board reported upon a report of the finance committee which had been referred to him. The committee report recommended that no further payment be made to F. M. Wright, contractor for the Washington school, nor to his bondsmen, as long as there are any filed liens against the building or garnishments existing against the contractor.

The attorney stated that he did not think the adoption of the report would invalidate the contract, but instead was in harmony with the same. With reference to a writ of attachment served on the board in the case of Peter L. Hanson vs Klambeck & Parsons et al,

he thought it was operative. He was also of the opinion that liens filed would operate to injure in the hands of the board any resources due to the principal contractor, and in case such liens were filed, no further payment should be made to the contractor until such liens are discharged or released, or until the parties should interplead and have their rights adjudicated.

Committee on sites and buildings.

10,000 CARDS.

The committee on teachers and school work recommended that the superintendent of schools be authorized to have printed 10,000 cards of notification to children of their classification in the schools at the beginning of the next school year, and that he also be authorized to order such stationery as he needs, and to purchase stamps to the amount of \$10. Adopted.

BILLS PAID.

Claims amounting to \$10,398.48 were allowed.

TREASURER'S REPORT.

The treasurer submitted his report of receipts and disbursements for the month of April as follows:

RECEIPTS.

| | |
|--|--------------|
| Balance on hand April 1..... | \$145,840 33 |
| Received from J. B. Morton, school fund (rent)..... | 8 00 |
| Received from J. B. Morton, World's Fair papers sold..... | 4 25 |
| Received from J. B. Morton, rebate on freight..... | 14 90 |
| Received from J. B. Morton, first payment on Seventeenth Ward school site..... | 2,750 00 |
| Total..... | \$148,615 08 |

DISBURSEMENTS

| | |
|-------------------------------|--------------|
| Paid clerk's warrants..... | \$ 45,823 20 |
| Balance on hand April 30..... | 103,791 88 |

Committee on finance.

SCHOOL BOND ELECTION.

The committee on finance reported as follows:

Gentlemen — Your committee on finance, to whom was referred report No. 32 of the committee on sites and buildings, dated April 13, 1893, beg to report that they have the same under consideration and recommend that the following resolution, to provide funds to supply the needs mentioned therein, be adopted:

Whereas, It is, in the judgment of the board of education of the city of Salt Lake, advisable to issue and negotiate bonds for school purposes, as heretofore stated.

Now therefore, be it ordered and resolved by the said board of education that an election is hereby called in each of the municipal wards of the said city of Salt Lake, to be held on the 5th day of June, 1893, to submit to the legal voters of Salt Lake City school district whether 5 per cent twenty year bonds of the said district shall be issued to the amount of \$225,000, for the purpose of raising money for purchasing school sites, for building or purchasing one or more school houses and supplying the same with furniture, necessary apparatus and improving the grounds, and for liquidating the indebtedness already incurred for such purposes.

Your committee, in furtherance of the above resolution, asked authority to prepare an address to the people concerning this bond issue. The same to be submitted to the board for its approval.

STATEMENT OF FUNDS.

SALT LAKE CITY, May 11th, 1893.

To the Honorable Board of Education, Salt Lake City:

Gentlemen—Your committee on finance in support of the recommendation herewith submits the following statement:

| | |
|---|--------------|
| There was unpaid on the building contracts, May 1, 1893..... | \$ 89,044 21 |
| There was unpaid on the heating and ventilating contracts, May 1, 1893..... | 21,689 15 |
| There was unpaid on architect contracts, May 1, 1893..... | 2,193 95 |
| Total of..... | \$112,827 54 |

As an offset to the above indebtedness there was to the credit of the building fund in the hands of the treasurer on that date the sum of.....

53,179 10

Leaving a deficit of.....

\$ 53,448 24

With no provision whatever for the erection of the Oquirrh school building, improvements to school grounds and some new furniture and apparatus for the Washington, Jackson, Sumner and Wasatch schools.

In this connection we respectfully call the attention of the board to the following facts:

The building fund has received a credit, so far, from sale of bonds, interest and premium on same, and property and old houses sold, the sum of.....

\$ 594,218 31

Out of this sum we had to repay the school fund for indebtedness incurred prior to the issuance of bonds.....

\$64,518 19

Refund of tax, 1890.....

55,226 82

149,856 01

Leaving.....

\$ 444,473 30

To be expended in sites and school buildings.....

\$ 100,380 00

After deducting cost of sites we had but.....

344,093 30

to expend in the erection of nine school houses, containing ninety-four class rooms, heating and ventilating same, architect's services, new furniture and apparatus and making and improving grounds.

It is easy to be seen why we are short of funds to meet amounts to become due on existing contracts, and why it is necessary to ask the voters of Salt Lake City school district for additional bonds.

The valuation of all taxable property (as per county tax roll) within the district for 1892 was \$41,838,000; 2 per cent of this sum, the limit to which said district may be bonded, would be...

827,160 00

And having already issued in bonds

600,000 00

Leaves but.....

\$ 207,160 00

Or in round numbers \$225,000 that we can ask the people to vote, but this sum would enable us to meet the deficit above shown and provide three or more additional school houses in localities greatly in need of them.

The resolution was unanimously adopted and the finance committee authorized to prepare the necessary address.

HAINT NO DANGER.

Three days' spring weather has served unmistakable notice of what may be expected in the way of a rush of water from the mountains with a continuation of sunbiny days and a rise of the temperature toward summer's heat.

"There haint no danger," said Watermaster Harvey, on the Sunday morning that he put a gang of men and a number of teams at work to fix the Tenth South street canal banks between Fifth and Eighth West streets. In line with that position it is now in order for him to go to Ninth and Tenth South streets today and assure the people living in that locality that "there haint no wa-