

Section 2. Councilmen of cities of the second class of this Commonwealth shall receive for their services during their term of service salaries, payable in [monthly] *semi-monthly* installments, not to exceed ten thousand dollars (\$10,000) per annum. Councils shall, by the ordinance fixing such salaries, provide for the assessment and retention therefrom of reasonable fines for absence from regular or special meetings of council or councilmanic committee.

Salaries of councilmen.

Section 2. This act shall take effect the month following its final enactment.

Effective date.

APPROVED—The 6th day of May, A. D. 1959.

DAVID L. LAWRENCE

No. 41

AN ACT

Amending the act of May 4, 1927 (P. L. 519), entitled "An act concerning boroughs, and revising, amending, and consolidating the law relating to boroughs," further regulating bonds to be given for protection of labor and materialmen.

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows:

The Borough Code.

Section 1. Section 1319, act of May 4, 1927 (P. L. 519), known as "The Borough Code," reenacted and amended July 10, 1947 (P. L. 1621), is amended to read:

Section 1319, act of May 4, 1927, P. L. 519, reenacted and amended July 10, 1947, P. L. 1621, further amended.

Section 1319. Bonds for the Protection of Labor and Materialmen.—It shall be the duty of every borough to require any person, copartnership, association, or corporation, entering into a contract with such borough for the construction, erection, installation, completion, alteration, repair of, or addition to, any public work or improvement of any kind whatsoever, where the amount of such contract is in excess of [five hundred] *one thousand* dollars, before commencing work under such contract, to execute and deliver to such borough, in addition to any other bond which may now or hereafter be required by law to be given in connection with such contract, an additional bond for the use of any and every person, copartnership, association, or corporation interested, in a sum not less than fifty per centum and not more than one hundred per centum of the contract price, as such borough may prescribe, having as surety thereon one or more surety companies legally authorized to do business in this Commonwealth, conditioned for the prompt payment of all material furnished and labor supplied or performed in the prosecution of the work, whether or not the said material or labor enter into and become

component parts of the work or improvement contemplated. Such additional bond shall be deposited with and held by the borough for the use of any party interested therein. Every such additional bond shall provide that every person, copartnership, association, or corporation, who, whether as subcontractor or otherwise, has furnished material or supplied or performed labor in the prosecution of the work as above provided, and who has not been paid therefor, may sue in assumpsit on said additional bond, in the name of the borough, for his, their or its use, prosecute the same to final judgment for such sum or sums as may be justly due him, them, or it and have execution thereof: Provided, however, That the borough shall not be liable for the payment of any costs or expense of any suit.

APPROVED—The 6th day of May, A. D. 1959.

DAVID L. LAWRENCE

No. 42

AN ACT

Amending the act of June 23, 1931 (P. L. 932), entitled "An act relating to cities of the third class; and amending, revising, and consolidating the law relating thereto," further regulating bonds to be given for protection of labor and materialmen.

The Third Class
City Code.

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows:

Section 1907,
act of June 23,
1931, P. L. 932,
reenacted and
amended June
23, 1951, P. L.
662, further
amended.

Section 1. Section 1907, act of June 23, 1931 (P. L. 932), known as "The Third Class City Code," reenacted and amended June 23, 1951 (P. L. 662), is amended to read:

Section 1907. Bonds for the Protection of Labor and Materialmen.—It shall be the duty of every city to require any person, copartnership, association, or corporation, entering into a contract with such city for the construction, erection, installation, completion, alteration, repair of, or addition to, any public work or improvement of any kind whatsoever, where the amount of such contract is in excess of [five hundred] *one thousand* dollars, before commencing work under such contract, to execute and deliver to such city, in addition to any other bond which may now or hereafter be required by law to be given in connection with such contract, an additional bond for the use of any and every person, copartnership, association, or corporation interested, in a sum not less than fifty per centum and not more than one hundred per centum of the contract price, as such city may prescribe, having as surety thereon one or more surety companies legally authorized to do business in this Commonwealth, conditioned for the prompt pay-