

# STATE OF NEW-YORK.

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No. 125.

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( G. O. No. 188. )

## IN SENATE,

March 23, 1847.

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[Introduced by Mr. SANFORD referred to the committee on literature, reported on by Mr. SEDGWICK, from said committee read twice and committed to the committee of the whole.]

### AN ACT

Authorising the Board of Education of the city and county of New-York, to establish a Free Academy in said city.

*The People of the State of New-York, represented in Senate and Assembly, do enact as follows :*

- 1 SECTION 1. The board of education of the city and county of New-York  
2 shall have power to establish a free academy in the city of New-York, when-  
3 ever the said board of education at any regular meeting thereof, by a ma-  
4 jority of all the members thereof, shall by resolution declare it expedient to

5 do so, for the purpose of extending the benefits of a collegiate education  
6 gratuitously, to persons who have been pupils in the common schools of the  
7 said city and county of New-York.

1 § 2. Upon a decision being made by the said board of education as pro-  
2 vided in the first section of this act, determining it expedient to establish in  
3 the city of New-York such free academy, it shall be lawful for the said board  
4 of education at any regular meeting thereof, to proceed in such manner as  
5 said board of education shall by resolution prescribe to establish such free  
6 academy; and unless a place deemed by said board to be a suitable site  
7 therefor be appropriated by the common council of the said city and county  
8 to that purpose, to purchase a site therefor, and erect, finish, and fit up a  
9 suitable building or buildings, the erecting, finishing, and fitting up of which  
10 said building or buildings, shall be done by contract or contracts to be made  
11 with the said board of education. The said board of education shall give at  
12 least twenty days' notice in three public newspapers published in the said city,  
13 that the said board will, on or before a day to be specified in said notice,  
14 receive sealed proposals for erecting, and finishing, and filling up the build-  
15 ing or buildings provided for in this section, in conformity with plans and  
16 specifications to be prepared by the said board prior to publishing said notice;  
17 at the expiration of which time the said board shall open said proposals, and  
18 enter into a contract or contracts with such person or persons as shall offer  
19 or bid to erect, finish and fit up said building or buildings at the least sum,  
20 or sums; and he shall give security in a bond to the said board to the satis-  
21 faction of the said board, for the faithful performance of his or their contract  
22 or contracts; but nothing herein contained shall be construed to preclude  
23 the said board of education from making such contract or contracts, with









