

January 16, 1951.
Passed on File.

House File 57
By NELSON of Woodbury and CROSIER.

Passed House, Date
Vote: Ayes..... Nays.....
Passed Senate, Date
Vote: Ayes..... Nays.....
Approved

A BILL FOR

An Act to provide for the government of cities and towns under the commission form of municipal government, and to repeal various sections of chapter four hundred sixteen (416), Code 1950, relating thereto and to enact a substitute therefor.

Be It Enacted by the General Assembly of the State of Iowa:

1 Section 1. Cities of 30,000 or more population.
2 Municipal corporations operating under the commission form of
3 government, and having a population of thirty thousand or over,
4 shall be governed by a council, consisting of a mayor and four
5 councilmen elected at large. One councilman shall be elected
6 to preside over the department of accounts and finances. One
7 councilman shall be elected to preside over the department of
8 public safety. One councilman shall be elected to preside over
9 the department of parks and public property. One councilman
10 shall be elected to preside over the department of streets and
11 public improvements. (416.8, 416.12, 416.13, 416.44, C50,
12 revised.)

1 Sec. 2. Council—cities of less than 30,000 population.
2 Cities operating under the commission form of government, and
3 having a population of less than thirty thousand, shall be

4 governed by a council consisting of a mayor and two councilmen
5 elected at large. One councilman shall be elected to preside
6 over the departments of accounts and finances and public safety.
7 One councilman shall be elected to preside over the departments
8 of parks and public property and streets and public improvements.
9 (416.12, 416.13, 416.26, 416.44, C50, revised.)

1 Sec. 3. Departments. The executive and administrative
2 powers, authority, and duties in such cities shall be
3 distributed into and among five departments, as follows:

- 4 1. Department of public affairs.
- 5 2. Department of accounts and finance.
- 6 3. Department of public safety.
- 7 4. Department of streets and public improvements.
- 8 5. Department of parks and public property.

9 (416.90, C50, unchanged.)

1 Sec. 4. Department superintendents. The mayor shall
2 be superintendent of the department of public affairs and each
3 councilman shall be the superintendent of the particular
4 department or combination of departments to which he was
5 elected. (416.91, C50, revised.)

1 Sec. 5. Existing ordinances. All ordinances and resolu-
2 tions lawfully passed and in force in any such city under its
3 former organization shall remain in force until altered or
4 repealed by the council elected under the provisions of this
5 chapter. (416.93, C50, unchanged.)

1 Sec. 6. President of council. The mayor shall be

2 president of the council and preside at its meetings, and shall
3 supervise all departments and report to the council for its
4 action all matters requiring attention in either. (416.50, C50,
5 unchanged.)

1 Sec. 7. Vice-president. The superintendent of the
2 department of accounts and finances shall be vice-president of
3 the council, and in case of vacancy in the office of mayor, or
4 the absence or inability of the mayor, shall perform the
5 duties of mayor. (416.51, C50, unchanged.)

1 Sec. 8. Compensation of council. The mayor and
2 councilmen shall have an office in the city hall, and their
3 total compensation shall be as follows:

4 1. In cities having by the last preceding federal
5 census a population of less than twenty-five thousand, the
6 mayor and councilmen shall receive as their annual salaries
7 the amount to be fixed by ordinance, as follows: For the
8 mayor, not to exceed the sum of two hundred dollars per annum
9 for each one thousand of population, or major portion thereof,
10 in such city; and for each councilman in such city, not to
11 exceed the sum of one hundred fifty dollars per annum for each
12 one thousand population, or major portion thereof; provided,
13 however, that in such city no mayor shall receive a salary
14 greater than the sum of forty-five hundred dollars per annum,
15 nor in any such city shall a councilman receive as his annual
16 salary an amount greater than thirty-seven hundred fifty
17 dollars per annum; and provided, further, that during the

18 first term of office under the provisions of this chapter,
19 the mayor and councilmen shall by ordinance fix their
20 compensation as herein provided for their term of office.

21 2. In cities having by such census a population of
22 twenty-five thousand and less than forty thousand, the mayor's
23 annual salary shall be fifty-two hundred fifty dollars, and
24 that of each councilman, forty-two hundred dollars.

25 3. In cities having by such census a population of
26 forty thousand and less than sixty thousand, the mayor's
27 annual salary shall be six thousand dollars, and that of
28 each councilman forty-eight hundred dollars.

29 4. In cities having by such census a population of
30 sixty thousand and less than one hundred thousand, the mayor's
31 annual salary shall be sixty-seven hundred fifty dollars, and
32 that of each councilman, fifty-two hundred dollars.

33 5. In cities having by such census a population of
34 one hundred thousand or more, the mayor's annual salary shall
35 be seventy-five hundred dollars, and that of each councilman,
36 sixty-three hundred dollars.

37 Such salaries shall be payable in equal monthly
38 installments. (416.41, C50, unchanged.)

1 Sec. 9. Increase in salary. Any increase in salary
2 occasioned under the provisions of this scale by increase in
3 population in any city shall commence with the month next
4 after the official publication of the census showing such
5 increase therein. (416.42, C50, unchanged.)

1 Sec. 10. Salaries of other officers. Every other
2 officer or assistant and members of the fire department and
3 police department, shall receive such salary or compensation
4 as the council shall by ordinance provide, payable in equal
5 monthly or semimonthly installments. The salary or
6 compensation of all other employees of such city shall be
7 fixed by the council and shall be payable monthly or at such
8 shorter periods as the council shall determine. (416.43,
9 C50, unchanged.)

1 Sec. 11. Section four hundred sixteen point one
2 (416.1), Code 1950, is hereby repealed.

1 Sec. 12. Section four hundred sixteen point eight
2 (416.8), Code 1950, is hereby repealed.

1 Sec. 13. Sections four hundred sixteen point twelve
2 (416.12) and four hundred sixteen point thirteen (416.13),
3 Code 1950, are hereby repealed.

1 Sec. 14. Section four hundred sixteen point twenty-six
2 (416.26), Code 1950, is hereby repealed.

1 Sec. 15. Section four hundred sixteen point forty-one
2 (416.41), Code 1950, is hereby repealed.

1 Sec. 16. Section four hundred sixteen point forty-two
2 (416.42), Code 1950, is hereby repealed.

1 Sec. 17. Section four hundred sixteen point forty-three
2 (416.43), Code 1950, is hereby repealed.

1 Sec. 18. Section four hundred sixteen point forty-four
2 (416.44), Code 1950, is hereby repealed.

1 Sec. 19. Section four hundred sixteen point forty-six
2 (416.46), Code 1950, is hereby repealed. (Similar provision
3 366.4, C50.)

1 Sec. 20. Section four hundred sixteen point forty-seven
2 (416.47), Code 1950, is hereby repealed. (Similar provisions,
3 366.3, 366.4, C50.)

1 Sec. 21. Sections four hundred sixteen pointy forty-
2 eight (416.48) and four hundred sixteen point fifty (416.50),
3 Code 1950, are hereby repealed.

1 Sec. 22. Section four hundred sixteen point fifty-one
2 (416.51), Code 1950, is hereby repealed.

1 Sec. 23. Section four hundred sixteen point fifty-two
2 (416.52), Code 1950, is hereby repealed. (Transferred to
3 general powers of the council.)

1 Sec. 24. Section four hundred sixteen point fifty-four
2 (416.54), Code 1950, is hereby repealed.

1 Sec. 25. Section four hundred sixteen point fifty-six
2 (416.56), Code 1950, is hereby repealed. (Removal of officers,
3 see ch. 66, C50.)

1 Sec. 26. Section four hundred sixteen point fifty-seven
2 (416.57), Code 1950, is hereby repealed.

1 Sec. 27. Section four hundred sixteen point sixty-two
2 (416.62), Code 1950, is hereby repealed.

1 Sec. 28. Sections four hundred sixteen point sixty-three
2 (416.63) to four hundred sixteen point seventy-two (416.72),
3 inclusive, Code 1950, are hereby repealed. (Removal of officers,

4 see ch. 66, C50.)

1 Sec. 29. Sections four hundred sixteen point seventy-four
2 (416.74) to four hundred sixteen point eight-seven (416.87), in-
3 clusive, Code 1950, are hereby repealed. (Ordinances, Ch. 366,
4 C50.)

5 (Franchises, see chs. 386 and 397, C50.)

1 Sec. 30. Section four hundred sixteen point ninety
2 (416.90), Code 1950, is hereby repealed.

1 Sec. 31. Section four hundred sixteen point ninety-one
2 (416.91), Code 1950, is hereby repealed.

1 Sec. 32. Section four hundred sixteen point ninety-two
2 (416.92), Code 1950, is hereby repealed.

1 Sec. 33. Section four hundred sixteen point ninety-three
2 (416.93), Code 1950, is hereby repealed.

1 Sec. 34. The explanatory material, notes and historical
2 references incorporated in this bill shall not be considered
3 as any part of the enactment hereof and shall not be included
4 in the enrolled act.

EXPLANATION OF H. F. 57

The purpose of this bill is to provide in one chapter the general features of government peculiar only to municipal corporations governed under the commission form of government.