

## CHAPTER 2.

## OF CITIES UNDER SPECIAL CHARTERS.

H. F. 45.

AN ACT to amend the law as it appears in section nine hundred and thirty-seven (937) supplement to the code, 1913, relating to the filling of vacancies in the office of alderman of special charter cities.

*Be it enacted by the General Assembly of the State of Iowa:*

1     **SECTION 1. Vacancies in council.**     That section nine hundred  
2 and thirty-seven (937) supplement to the code, 1913, be and the  
3 same is hereby amended by striking from said section near the  
4 end thereof the words: "Vacancies in the office of alderman shall  
5 be filled by the remaining members of the council of said city. The  
6 vacancy shall be filled within thirty days after the same has occurred,  
7 at a regular or special meeting, and a majority vote of the remain-  
8 ing members of the city council shall be necessary to fill the same,"  
9 and enacting in lieu thereof the following: "Vacancies, now existing  
10 or hereafter occurring, in the office of alderman, shall be filled by  
11 special election, unless such vacancy shall have occurred less than  
12 sixty days prior to a regular city election. Such special election shall  
13 be called by a proclamation of the mayor, giving at least ten days'  
14 notice of such election, designating the time and polling places there-  
15 for and the vacancy to be filled thereat. Notice of such election  
16 shall be published in at least one newspaper printed and published  
17 in said city and in two, if there be such number, for a period of ten  
18 days prior to such election. Notice of such election shall be posted  
19 at or near the polling places designated for said election for a simi-  
20 lar length of time. The election board at any such special election  
21 shall be the same as at the last preceding city election. In case of  
22 vacancies happening therein the mayor shall make appointments to  
23 fill the same, such appointee to be a member of the same political party  
24 or organization as the member filling such position before the va-  
25 cancy. (The city clerk shall, on notice from the mayor cause  
26 ballots to be prepared for such election as provided by law; or, in the  
27 event of his refusal or inability to act, the mayor shall cause such  
28 ballots to be prepared). Nominations of candidates for such vacant  
29 office may be made by caucus or convention, as provided in section  
30 1098 of the code; or, in the event such nomination be not made by  
31 such caucus or convention, within five days prior to the day fixed  
32 for holding such election, then the regular executive or city central  
33 committee, of any party qualified to nominate by caucus or conven-  
34 tion, may make such nomination.

1     **SEC. 2. Vacancies in council.**     In the event that such vacancy  
2 shall have occurred less than sixty days prior to a regular city elec-  
3 tion, then the vacancy so existing shall be filled by a majority vote,  
4 of the remaining aldermen of the city council.

1     **SEC. 3. Repeal of conflicting acts.** That all acts or parts of  
2 acts in so far as in conflict herewith be and the same are hereby re-  
3 pealed.

1     **SEC. 4. Publication clause.** This act being deemed of immediate  
2 importance shall take effect and be in force from and after its pub-  
3 lication in the Register and Leader and the Des Moines Capital,  
4 newspapers published in the city of Des Moines, Iowa.

Approved February 5, A. D. 1915.

I hereby certify that the foregoing act was published in the Register and Leader February 6, 1915, and the Des Moines Capital February 5, 1915.

W. S. ALLEN, *Secretary of State.*

### CHAPTER 3.

#### INDEPENDENT SCHOOL DISTRICT OF CHEROKEE.

S. F. 86.

AN ACT legalizing certain bonds of, and certain acts and proceedings by the board of directors of the independent school district of Cherokee, county of Cherokee, and state of Iowa.

WHEREAS, in pursuance to the provisions of sections 2820-d2, 2820-d3, 2820-d4, 2820-d5, 2812-d, 2812-e, 2812-f, and 2813 of the supplement to the code, 1913, there was filed with the president of the board of directors of the independent school district of Cherokee, county of Cherokee, state of Iowa, on May 11th, 1914, a petition signed by the requisite number of qualified electors of said district, asking that a special election be called for the purpose of submitting to the voters of said district the question of the issuance of bonds for the erection of a school building, the purchase of a site therefor, and for the purpose of making repairs and improvements on the school buildings of the said district, and on May 11th, 1914, a special meeting of the said board of directors was called, all members being duly notified and all present, and a resolution was then and there passed calling a special election for June 12th, 1914, the polls to be open from 1 p. m. to 6 p. m., on the question of issuing bonds for the sum of seventy-five thousand dollars (\$75,000.00), and on May 13th, 1914, a special meeting of the said board of directors was held on call of the president, each member being duly served with notice, and it was then and there resolved to change the amount called for at such special election to the sum of eighty-five thousand dollars (\$85,000.00), and notice of the said election and its object, and the time and place appointed, was duly published for the requisite length of time, and the vote polled at such election resulted in four hundred forty-seven votes being cast, of which four hundred and two votes were "yes" and thirty-eight votes were "no" and seven ballots were defective, and

WHEREAS, thereafter by resolution of said board of directors at a meeting regularly called, with a quorum present, bonds were ordered issued in accordance with the result of the said election, in the sum of eighty-