

## CHAPTER 149

## PARK BOARDS IN CERTAIN CITIES

AN ACT creating a park board in cities having a population of one hundred twenty-five thousand (125,000) or more and providing the powers and duties of such board.

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

1 SECTION 1. This act shall apply only to cities now or hereafter  
2 having a population of one hundred twenty-five thousand (125,000)  
3 or more according to the last or subsequent state or federal census.

1 SEC. 2. Within sixty (60) days after the taking effect of this act,  
2 in all cities now having a population of one hundred twenty-five thou-  
3 sand (125,000) or more according to the last state or federal census,  
4 there shall be established in accordance with the terms of this act, a  
5 permanent park board for such city.

1 SEC. 3. Such park board shall consist of ten (10) members. One  
2 (1) member of the city council shall at all times be a member of such  
3 board, and if any member of the city council of such city is at the  
4 head of a department of the city government having supervision of  
5 the parks of the city, such member shall by authority of his office  
6 be the councilman who shall also be a member of said board. The  
7 other nine (9) members of said board shall not be members of the  
8 city council. The nine (9) members, other than the councilman, shall  
9 be appointed by the mayor of the city from a list of eighteen (18)  
10 names of which six (6) shall be submitted or nominated by each of  
11 the following organizations:

- 12 (a) Library board
- 13 (b) School board
- 14 (c) City planning commission

15 Vacancies occurring thereafter shall be filled by the mayor from a  
16 list of twelve (12) names, of whom four (4) shall be nominated by  
17 each of the organizations above designated. Whenever there shall be  
18 a vacancy or vacancies on the board, the mayor shall request nomi-  
19 nations from said three (3) organizations and such nominations  
20 shall be certified to the mayor within fifteen (15) days thereafter.

21 In the first instance, three (3) members shall be appointed for two  
22 (2) years, three (3) members shall be appointed for four (4) years,  
23 and three (3) members shall be appointed for six (6) years. There-  
24 after, the term of office of the members of said board, other than the  
25 ex officio member, shall be six (6) years and until their successors  
26 are appointed and qualified. The members of said board shall serve  
27 without compensation and shall be chosen solely because of their  
28 character and fitness.

1 SEC. 4. It shall be the duty of such board to plan the city's parks  
2 and cemeteries and to administer, improve, develop, conduct and su-  
3 pervise the cemeteries and parks of the city. It shall control the  
4 expenditure of all funds appropriated by the city council for ceme-  
5 tery and park purposes and none of the funds appropriated by the  
6 city council for said purposes shall be expended except pursuant to a  
7 resolution regularly adopted by said board. In the expenditure of  
8 funds, said board shall be governed by the ordinances of the city ap-  
9 plicable thereto.

1 SEC. 5. When a park board is established in the first instance, the  
 2 members shall be notified of their appointment by the city clerk who  
 3 shall in said notice fix the time and place for holding the first meet-  
 4 ing; the board shall thereupon meet at said time and organize by  
 5 electing one (1) of the members thereof as president, and such other  
 6 officers as the board deems advisable. The board shall adopt its own  
 7 rules and regulations for the transaction of its business. It may  
 8 create such committees of its members as it deems conducive to the  
 9 proper performance of its duties. The president shall be elected for  
 10 a term of two (2) years. The secretary of the board shall serve  
 11 during the pleasure of the board. All meetings of the board shall  
 12 be open to the public.

1 SEC. 6. Said board shall make an annual report to the city coun-  
 2 cil, which report shall contain an accurate statement of its activities  
 3 during the preceding year and such recommendations as the board  
 4 may see fit to make.

1 SEC. 7. All laws or parts of laws inconsistent with the provisions  
 2 of this act are hereby repealed, but nothing herein shall be deemed  
 3 to be inconsistent with chapters two hundred ninety-four A1 (294-  
 4 A1) and two hundred ninety-eight (298), code of 1927.

House File No. 302. Approved April 17, 1931.

## CHAPTER 150

### RIVER FRONT IMPROVEMENT COMMISSION

AN ACT to amend section five thousand eight hundred eighteen (5818) of the code of 1927, and section five thousand eight hundred twenty-two (5822) of the code of 1927, relating to river front improvement commission.

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

1 SECTION 1. Section five thousand eight hundred eighteen (5818)  
 2 of the code of 1927 is hereby amended by striking out of lines seven  
 3 (7), eight (8), nine (9), ten (10), eleven (11), twelve (12) and thir-  
 4 teen (13) the following words:

5 "and shall also elect a treasurer not one of their number, who shall  
 6 give bonds in the sum of twenty-five thousand dollars, the penalty of  
 7 which may be increased by the commission. The treasurer shall re-  
 8 ceive and pay out all moneys under the control of said commission as  
 9 ordered by it", and inserting in lieu thereof the following:  
 10 "the city treasurer shall be the treasurer of said commission".

1 SEC. 2. Section five thousand eight hundred twenty-two (5822)  
 2 of the code of 1927 is hereby amended by striking out of lines forty-  
 3 five (45) and forty-six (46) the following words: "treasurer of the  
 4 commission" and inserting in lieu thereof the following: "city treas-  
 5 urer".

Senate File No. 333. Approved April 27, 1931.