

H-3/23/95 Local Gov.
H-3/30/95 Do Pass
FILED MAR 15 1995
H-4/13/95 Unfinished Business
Calverton

SENATE FILE 351
BY COMMITTEE ON LOCAL GOVERNMENT

(SUCCESSOR TO SSB 160)

Passed Senate, ^(p.195) Date 3/22/95 Passed House, Date 4/18/95 (p.1681)
Vote: Ayes 49 Nays 1 Vote: Ayes 95 Nays 0
Approved April 27, 1995

A BILL FOR

1 An Act authorizing certain cities to appoint additional members
2 to certain city commissions.

3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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S.F. 351

1 Section 1. Section 37.9, Code 1995, is amended by adding
2 the following new unnumbered paragraph:

3 NEW UNNUMBERED PARAGRAPH. In cities having a population of
4 more than one hundred thousand, the city council may
5 establish, by ordinance, the number of commission members at
6 not less than five.

7 Sec. 2. Section 37.15, Code 1995, is amended to read as
8 follows:

9 37.15 EX OFFICIO MEMBER.

10 ~~In case any such~~ If a memorial hall or building ~~shall be~~ is
11 a city hall, coliseum, or auditorium, the mayor of ~~such~~ the
12 city may be an ex officio voting member of the commission
13 ~~heretofore provided for, in which case there shall be selected~~
14 ~~but four commissioners as otherwise provided, and such four,~~
15 ~~together with the mayor, shall constitute a commission of five~~
16 created in section 37.9.

17 Sec. 3. Section 400.1, unnumbered paragraph 1, Code 1995,
18 is amended to read as follows:

19 In cities having a population of eight thousand or over,
20 having a paid fire department or a paid police department, the
21 mayor, one year after each regular municipal election, with
22 the approval of the council, shall appoint three civil service
23 commissioners who shall hold office, one until the first
24 Monday in April of the second year, one until the first Monday
25 in April of the fourth year, and one until the first Monday in
26 April of the sixth year after such appointment, whose
27 successors shall be appointed for a term of six years. In
28 cities having a population of more than one hundred thousand,
29 the city council may establish, by ordinance, the number of
30 civil service commissioners at not less than three.

31 Sec. 4. Section 403.15, subsection 2, Code 1995, is
32 amended to read as follows:

33 2. If the urban renewal agency is authorized to transact
34 business and exercise powers pursuant to ~~the~~ this chapter, the
35 mayor or chairperson of the board, as applicable, by and with

1 the advice and consent of the local governing body, shall
2 appoint a board of commissioners of the urban renewal agency,
3 which board shall consist of five commissioners. In cities
4 having a population of more than one hundred thousand, the
5 city council may establish, by ordinance, the number of
6 commissioners at not less than five. The term of office of
7 each such commissioner shall be one year.

8 Sec. 5. Section 403A.5, unnumbered paragraph 2, Code 1995,
9 is amended to read as follows:

10 If the municipal housing agency is authorized to transact
11 business and exercise powers hereunder, the mayor, by and with
12 the advice and consent of the local governing body, shall
13 appoint a board of commissioners of the municipal housing
14 agency which board shall consist of five commissioners. The
15 term of office for three of the commissioners originally
16 appointed shall be two years and the term of office for two of
17 the commissioners originally appointed shall be one year.
18 Thereafter the term of office for each commissioner shall be
19 two years. In cities having a population of more than one
20 hundred thousand, the city council may establish, by
21 ordinance, the number of commissioners at not less than five.

22 EXPLANATION

23 This bill authorizes cities with a population of more than
24 100,000 to increase the membership of certain city boards and
25 commissions, the membership of which is specified by state
26 law. These boards and commissions include the veterans
27 memorial building commission, civil service commission,
28 commission for an urban renewal agency, and commission for a
29 municipal housing agency. This bill allows these larger
30 cities the option of appointing more than three or five
31 members to these boards and commissions.

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SSB-160
Local Government

Succeeded By
~~SENATE FILE~~ 351
BY (PROPOSED COMMITTEE ON
LOCAL GOVERNMENT BILL
BY CHAIRPERSON SORENSEN)

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

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21 mayor, one year after each regular municipal election, with
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23 commissioners who shall hold office, one until the first
24 Monday in April of the second year, one until the first Monday
25 in April of the fourth year, and one until the first Monday in
26 April of the sixth year after such appointment, whose
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35 mayor or chairperson of the board, as applicable, by and with

1 the advice and consent of the local governing body, shall
2 appoint a board of commissioners of the urban renewal agency,
3 which board shall consist of five commissioners. In cities
4 having a population of more than one hundred thousand, the
5 city council may establish, by ordinance, the number of
6 commissioners at not less than five. The term of office of
7 each such commissioner shall be one year.

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13 appoint a board of commissioners of the municipal housing
14 agency which board shall consist of five commissioners. The
15 term of office for three of the commissioners originally
16 appointed shall be two years and the term of office for two of
17 the commissioners originally appointed shall be one year.
18 Thereafter the term of office for each commissioner shall be
19 two years. In cities having a population of more than one
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21 ordinance, the number of commissioners at not less than five.

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23 This bill authorizes cities with a population of more than
24 100,000 to increase the membership of certain city boards and
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26 law. These boards and commissions include the veterans
27 memorial building commission, civil service commission,
28 commission for an urban renewal agency, and commission for a
29 municipal housing agency. This bill allows these larger
30 cities the option of appointing more than three or five
31 members to these boards and commissions.

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SENATE FILE 351

AN ACT

AUTHORIZING CERTAIN CITIES TO APPOINT ADDITIONAL MEMBERS
TO CERTAIN CITY COMMISSIONS.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

Section 1. Section 37.9, Code 1995, is amended by adding the following new unnumbered paragraph:

NEW UNNUMBERED PARAGRAPH. In cities having a population of more than one hundred thousand, the city council may establish, by ordinance, the number of commission members at not less than five.

Sec. 2. Section 37.15, Code 1995, is amended to read as follows:

37.15 EX OFFICIO MEMBER.

~~In case any such~~ If a memorial hall or building ~~shall be~~ is a city hall, coliseum, or auditorium, the mayor of such the city may be an ex officio voting member of the commission ~~heretofore provided for, in which case there shall be selected but four commissioners as otherwise provided, and such four, together with the mayor, shall constitute a commission of five created in section 37.9.~~

Sec. 3. Section 400.1, unnumbered paragraph 1, Code 1995, is amended to read as follows:

In cities having a population of eight thousand or over, having a paid fire department or a paid police department, the mayor, one year after each regular municipal election, with the approval of the council, shall appoint three civil service commissioners who shall hold office, one until the first Monday in April of the second year, one until the first Monday in April of the fourth year, and one until the first Monday in April of the sixth year after such appointment, whose successors shall be appointed for a term of six years. In cities having a population of more than one hundred thousand, the city council may establish, by ordinance, the number of civil service commissioners at not less than three.

Sec. 4. Section 403.15, subsection 2, Code 1995, is amended to read as follows:

2. If the urban renewal agency is authorized to transact business and exercise powers pursuant to ~~the~~ this chapter, the mayor or chairperson of the board, as applicable, by and with the advice and consent of the local governing body, shall appoint a board of commissioners of the urban renewal agency, which board shall consist of five commissioners. In cities having a population of more than one hundred thousand, the city council may establish, by ordinance, the number of commissioners at not less than five. The term of office of each such commissioner shall be one year.

Sec. 5. Section 403A.5, unnumbered paragraph 2, Code 1995, is amended to read as follows:

If the municipal housing agency is authorized to transact business and exercise powers hereunder, the mayor, by and with the advice and consent of the local governing body, shall appoint a board of commissioners of the municipal housing agency which board shall consist of five commissioners. The term of office for three of the commissioners originally appointed shall be two years and the term of office for two of the commissioners originally appointed shall be one year. Thereafter the term of office for each commissioner shall be

two years. In cities having a population of more than one hundred thousand, the city council may establish, by ordinance, the number of commissioners at not less than five.

LEONARD L. BOSWELL
President of the Senate

RON J. CORBETT
Speaker of the House

I hereby certify that this bill originated in the Senate and is known as Senate File 351, Seventy-sixth General Assembly.

JOHN F. DWYER
Secretary of the Senate

Approved April 27, 1995

TERRY E. BRANSTAD
Governor