

7 method, or for the purpose of deriving funds to be contributed to such  
 8 cost, or for the purpose of deriving funds with which to pay the  
 9 damages imposed upon the municipality in connection with the con-  
 10 struction of a viaduct, underpass, or railroad track relocation."

Approved April 11, 1951.

## CHAPTER 163

### COMMISSION FORM CITIES

#### S. F. 20

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. Municipal cor-  
 2 porations operating under the commission form of government, and  
 3 having a population of thirty thousand or over shall be governed by a  
 4 council, consisting of a mayor and four councilmen elected at large.  
 5 One councilman shall be elected to preside over the department of  
 6 accounts and finances. One councilman shall be elected to preside over  
 7 the department of public safety. One councilman shall be elected to  
 8 preside over the department of parks and public property. One council-  
 9 man shall be elected to preside over the department of streets and  
 10 public improvements.

1 SEC. 2. Council—cities of less than 30,000 population. Cities oper-  
 2 ating under the commission form of government, and having a popula-  
 3 tion of less than thirty thousand, shall be governed by a council  
 4 consisting of a mayor and two councilmen elected at large. One council-  
 5 man shall be elected to preside over the departments of accounts and  
 6 finances and public safety. One councilman shall be elected to preside  
 7 over the departments of parks and public property and streets and  
 8 public improvements.

1 SEC. 3. Whenever any city shall have been organized on the com-  
 2 mission plan on or before the effective date of this Act, no reduction  
 3 or increase of the population of such city, shown by a subsequent  
 4 census shall have any effect upon the organization and number of  
 5 councilmen but the same shall continue, remain, and be as in this  
 6 chapter prescribed for cities of the population such city had at the time  
 7 its electors voted to adopt such plan of government as shown by the  
 8 then preceding census.

1 SEC. 4. Departments. The executive and administrative powers,  
 2 authority, and duties in such cities shall be distributed into and among  
 3 five departments, as follows:

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

1     **SEC. 5. Department superintendents.** The mayor shall be super-  
2     intendent of the department of public affairs and each councilman  
3     shall be the superintendent of the particular department or combina-  
4     tion of departments to which he was elected.

1     **SEC. 6. Existing ordinances.** All ordinances and resolutions law-  
2     fully passed and in force in any such city under its former organiza-  
3     tion shall remain in force until altered or repealed by the council  
4     elected under the provisions of this chapter.

1     **SEC. 7. President of council.** The mayor shall be president of the  
2     council and preside at its meetings, and shall supervise all depart-  
3     ments and report to the council for its action all matters requiring  
4     attention in either.

1     **SEC. 8. Vice-president.** The superintendent of the department of  
2     accounts and finances shall be vice-president of the council, and in  
3     case of vacancy in the office of mayor, or the absence or inability of  
4     the mayor, shall perform the duties of mayor.

1     **SEC. 9. Compensation of council.** The mayor and councilmen shall  
2     have an office in the city hall, and their total compensation shall be as  
3     follows:

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

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

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

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

31    5. In cities having by such census a population of one hundred  
32    thousand or more, the mayor's annual salary shall be seventy-five

33 hundred dollars, and that of each councilman, sixty-three hundred  
34 dollars.

35 Such salaries shall be payable in equal monthly installments.

1 SEC. 10. Increase in salary. Any increase in salary occasioned  
2 under the provisions of this scale by increase in population in any  
3 city shall commence with the month next after the official publication  
4 of the census showing such increase therein.

1 SEC. 11. Salaries of other officers. Every other officer or assistant  
2 and members of the fire department and police department, shall re-  
3 ceive such salary or compensation as the council shall by ordinance  
4 provide, payable in equal monthly or semimonthly installments. The  
5 salary or compensation of all other employees of such city shall be  
6 fixed by the council and shall be payable monthly or at such shorter  
7 periods as the council shall determine.

1 SEC. 12. Section four hundred sixteen point one (416.1), Code  
2 1950, is hereby repealed.

1 SEC. 13. Section four hundred sixteen point eight (416.8), Code  
2 1950, is hereby repealed.

1 SEC. 14. Sections four hundred sixteen point twelve (416.12) and  
2 four hundred sixteen point thirteen (416.13), Code 1950, are hereby  
3 repealed.

1 SEC. 15. Section four hundred sixteen point twenty-six (416.26),  
2 Code 1950, is hereby repealed.

1 SEC. 16. Section four hundred sixteen point forty-one (416.41),  
2 Code 1950, is hereby repealed.

1 SEC. 17. Section four hundred sixteen point forty-two (416.42),  
2 Code 1950, is hereby repealed.

1 SEC. 18. Section four hundred sixteen point forty-three (416.43),  
2 Code 1950, is hereby repealed.

1 SEC. 19. Section four hundred sixteen point forty-four (416.44),  
2 Code 1950, is hereby repealed.

1 SEC. 20. Section four hundred sixteen point forty-six (416.46),  
2 Code 1950, is hereby repealed.

1 SEC. 21. Section four hundred sixteen point forty-seven (416.47),  
2 Code 1950, is hereby repealed.

1 SEC. 22. Sections four hundred sixteen point forty-eight (416.48)  
2 and four hundred sixteen point fifty (416.50), Code 1950, are hereby  
3 repealed.

1 SEC. 23. Section four hundred sixteen point fifty-one (416.51).  
2 Code 1950, is hereby repealed.

1 SEC. 24. Section four hundred sixteen point fifty-two (416.52),  
2 Code 1950, is hereby repealed.

1 SEC. 25. Section four hundred sixteen point fifty-four (416.54),  
2 Code 1950, is hereby repealed.

1 SEC. 26. Section four hundred sixteen point fifty-six (416.56),  
2 Code 1950, is hereby repealed.

1 SEC. 27. Section four hundred sixteen point fifty-seven (416.57),  
2 Code 1950, is hereby repealed.

1 SEC. 28. Section four hundred sixteen point sixty-two (416.62),  
2 Code 1950, is hereby repealed.

1 SEC. 29. Sections four hundred sixteen point seventy-four  
2 (416.74) to four hundred sixteen point eighty-seven (416.87), in-  
3 clusive, Code 1950, are hereby repealed.

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

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

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

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

Approved April 14, 1951.

## CHAPTER 164

### COUNCIL-MANAGER FORM OF CITY GOVERNMENT

S. F. 18

AN ACT to provide for the government of municipal corporations under the council-manager by popular election form of municipal government, and to repeal various sections of chapter four hundred nineteen (419), Code 1950, relating thereto, and to enact substitutes therefor and to amend various other sections of the Code relating thereto.

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

1 SECTION 1. Council—number and election. Municipal corporations  
2 operating under the council-manager by popular election form of  
3 municipal government shall be governed by a council elected at large.  
4 In cities having a population of twenty thousand or more there shall  
5 be elected five councilmen. In cities having a population of less than  
6 twenty thousand there shall be elected three councilmen. At the first  
7 meeting after election the council shall elect one of their own number  
8 mayor, appoint a clerk, and, at said meeting or as soon thereafter as  
9 practicable, appoint an attorney and such number of assistant at-  
10 torneys as are deemed necessary.

1 SEC. 2. Council—compensation. The compensation of members  
2 of the council shall be fixed by ordinance. In cities having a population  
3 of less than five thousand, the annual compensation of each member  
4 of the council shall not exceed one hundred dollars. In cities having a