

and such notice to state the time and place thereof and in general terms the subject matter upon which applicants will be examined. All examinations shall be held in the city of St. Paul at some suitable place therein to be fixed by the board. If more applicants than are necessary to fill vacancies shall have passed such examination, or series of examinations, the commissioner shall have authority to select from such entire list, but without reference to any political affiliation or belief those persons who in his judgment are best fitted to perform the duties of the position; and if at any time there be an insufficient number of eligibles, the commissioner shall have authority to temporarily fill a vacancy, such appointment to hold until such list of eligibles has been sufficiently replenished.

Eligibles
how selected

SEC. 5. All persons now holding positions in said department shall be deemed as having been appointed under the provisions of this act and shall hold office until their terms expire by operation of the laws as they exist prior to the passage of this act.

Present in-
cumbents.

SEC. 6. All inconsistent provisions of any law are hereby repealed.

SEC. 7. This act shall take effect and be in force from and after its passage.

Approved April 19, 1905.

CHAPTER 301.

H. F. No. 711.

An act to provide for fixing salaries for the mayor and the members of the common council of all cities having a population not to exceed ten thousand (10,000) inhabitants.

Salaries of
mayor, etc.,
in cities of
10,000, or
less.

Be it enacted by the Legislature of the State of Minnesota:

SECTION 1. That in all cities in this state having a population not to exceed ten thousand (10,000) inhabitants the common council of such cities may, prior to any annual city election, to be held therein hereafter, pass a resolution fixing the annual salaries of the mayor and the members of such common council; at not to exceed one hundred dollars (\$100) per annum for each of said officers, and said common council shall cause notice thereof to be given to the voters of such city in the notice of the annual city election, and the recorder of such city shall place upon the official ballot of said city, to be used

Mayor and
common
council not
over \$100
per year.

Ballot.

therein at said annual city election the proposition "in favor of paying the sum of \$. . . as salary to the mayor and each member of the common council," and also the proposition "against paying the sum of \$. . . as salary to the mayor and each member of the common council."

That said recorder shall place the amount of money in each of the above propositions on said ballots, as said common council shall determine by resolution, as aforesaid, but not to exceed one hundred dollars (\$100). That the voters of said city, at such annual city election shall vote for or against the proposition of paying the mayor and the respective members of the common council as salary the amount placed upon said ballot, as aforesaid, and if a majority of the voters of said city voting on said proposition shall vote in favor of the paying of said salary then said proposition shall be deemed carried, and said mayor and each member of said common council shall be entitled to be paid out of the city treasury the sum so voted for, as an annual salary for services to be rendered by them thereafter. That said amount voted for annual salary of said officers shall thereafter be paid to each of said officers as their annual salary until otherwise changed by a vote of the legal voters of said city as herein provided for fixing said salaries.

SEC. 2. That the voter wishing to vote for or against the proposition of paying said amount for salary to the said officer shall place a cross mark (X) opposite the proposition for which he intends to vote. All the votes cast for or against said proposition shall be canvassed, counted and returned to the city recorder, the same as the votes are for city officers in said city.

SEC. 3. This act shall apply to all such cities herein mentioned, whether incorporated under a general or special law, but nothing herein contained shall be construed to apply to any municipality now operating under a home rule charter.

SEC. 4. All acts and parts of acts inconsistent with this act are hereby repealed.

SEC. 5. This act shall take effect and be in force from and after its passage.

Approved April 19, 1905.

To be voted
on at annual
city election.

Not to apply
to home
rule charter.