

made, and each of the terms is to end on the first Monday in July. Thereafter the terms of all trustees shall begin on a first Monday of July and shall be for four years, except as herein otherwise provided. Each trustee shall serve until his successor is duly appointed and qualified. The term of a trustee shall terminate when for any reason he ceases to hold the city office to which he was elected. A vacancy in the office of trustee occurring from any cause shall be filled for the unexpired term as herein provided; a successor to a trustee, whether to fill a vacancy or in succession to a trustee whose term has expired, shall be appointed in the same manner as is provided for an original appointment.

Subd. 2. Each appointee before entering upon the duties of his office shall take and subscribe the oath of office prescribed by the constitution of the State of Minnesota, Article 5, Section 8. Such oath, duly certified by the official administering the same, shall, in the case of first board of trustees appointed, be filed with the secretary of state. After the sanitary district has been organized the oaths of office of trustees shall be filed with the secretary of the sanitary district.

Subd. 3. The removal of any trustee from the county in which he resided at the time of his selection shall operate as a resignation of his office. Any trustee may be removed from office by the governor for misfeasance, malfeasance or nonfeasance in the manner provided for by the laws of the state for removal of state officers. No trustee or person holding appointment under such board shall be interested, directly or indirectly, in any contract entered into under the provisions of this chapter.

Subd. 4. Each trustee shall be reimbursed the actual and necessary expense incurred by him in the performance of his duty. Each trustee shall receive as compensation for his services the sum of \$25 per diem, or part thereof, spent in attending meetings of the board, but no such trustee shall receive more than the sum of \$600 in any one year, except that the trustee elected by the governor shall receive \$1,500 per year.

Approved April 14, 1953.

CHAPTER 338—S. F. No. 924

[Coded]

An act authorizing and under some circumstances requiring a tax levy to be made for the purpose of paying the cost of

a post-audit by the public examiner; amending Laws 1951, Chapter 189, Section 1, Subdivision 2.

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

Section 1. Laws 1951, Chapter 189, Section 1, Subdivision 2, is amended to read:

[215.26] [Subd. 2.] **Cost of post-audit.** The amount of said levy shall be the amount of the claim or claims submitted by the public examiner for such services or his estimate of the entire cost, and said amount shall be certified by the governing body, after the audit has been commenced, to the county auditor, along with amounts requested for other governmental purposes. *Provided, however, counties, cities, and other governmental units whose financial affairs are required by statute or charter to be audited at regular intervals may levy annually or biennially in anticipation of the audit expense, without the presentment of such claim or estimate by the public examiner.*

Approved April 14, 1953.

CHAPTER 339—S. F. No. 929

An act relating to the time of holding town meetings in certain towns; amending Minnesota Statutes 1949, Section 212.05, by adding a new subdivision.

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

Section 1. Minnesota Statutes 1949, Section 212.05, is amended to read:

212.05 Time, organization of meeting; compensation of moderator. *Subdivision 1.* The voters present any time between 9:00 a.m. and 10:00 a.m. on the day of the annual or any special town meeting shall be called to order by the town clerk, if present; if not, the voters present may elect a chairman by acclamation. They shall then in the same manner choose a moderator of such town meeting. The moderator may be paid \$2.50 for such work, or such amount as may be allowed by the town board.

Subd. 2. *In any town contiguous to a city of the first class containing over 300,000 population, the town board may, by resolution adopted not less than 30 days prior to any annual or special town meeting fix an hour for the meeting different from that otherwise fixed by law.*

Approved April 14, 1953.