

percent of those voting on the question; ~~whichever is the lesser~~, vote in the affirmative, the proposed new limitation shall take effect; otherwise, the same shall be rejected.

Sec. 7. Laws 1959, Chapter 462, is amended by adding a new section to read:

Sec. 8. *The special independent school district of Minneapolis may call one school bond election in accordance with the provisions of Section 3, subdivisions 10 and 11, at a date to be determined by the board but not later than May 31, 1964. Any bond question submitted at this election must be approved by a vote of 55 percent of the electors voting on the question. No bond elections shall be held after May 31, 1964, except at the times specified in Section 3, subdivision 10.*

Sec. 9. *The only governmental unit to which this act applies is the special school district created by Laws 1959, Chapter 462, heretofore designated Special School District No. 1 and this act shall become effective when approved by a resolution adopted by a majority vote of the members of the board of education of that district, and upon compliance with Minnesota Statutes, Sec. 645.021.*

Approved May 13, 1963.

CHAPTER 646—H. F. No. 1834

An act relating to cities of the fourth class organized under Minnesota Statutes, Chapter 411; amending Minnesota Statutes 1961, Sections 411.06, 411.08, 411.16, 411.36 and 411.50.

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

Section 1. Minnesota Statutes 1961, Section 411.06 is amended to read:

411.06 **Fourth class cities; wards; aldermen.** Subdivision 1. *Except as provided in Subdivision 2, each* ~~Each~~ city governed by this chapter shall be divided into not less than two wards and each ward shall contain as nearly as practicable an equal number of legal voters.

Subd. 2. At any time not less than 60 days prior to the biennial city election, the council may by ordinance provide that thereafter the city shall have four aldermen who shall be elected at large.

Changes or additions indicated by italics, deletions by ~~strikeout~~.

Sec. 2. Minnesota Statutes 1961, Section 411.08 is amended to read:

411.08. Elective officers. The elective officers of each city shall be mayor, treasurer, recorder, and one justice of the peace, who shall be styled city justice, all of whom shall be qualified voters of the city, and, *except in any city electing its aldermen at large*, two aldermen in each ward who shall be qualified voters therein. *In any city electing its aldermen at large, the four aldermen shall be qualified voters of the city.* All officers for the city shall be appointed by the common council unless otherwise provided and all these officers shall hold their offices for two years and until their successors are elected and qualified.

Sec. 3. Minnesota Statutes 1961, Section 411.16 is amended to read:

411.16. Terms of office of elective officers. *Subdivision 1.* The term of every officer elected under this chapter shall commence on the first Tuesday after the first Monday in January next succeeding his election and shall, unless otherwise provided, continue for two years until his successor is elected and qualified.

Subd. 2. *The candidate for alderman receiving the highest number of votes in his ward at the 1963 city election shall be elected for a term of four years, and the candidate receiving the second highest number of votes in the ward shall be elected for a term of two years. In any city electing its aldermen at large, the two candidates receiving the highest number of votes at the 1963 election shall be elected for terms of four years and the two candidates receiving the next highest number of votes shall be elected for terms of two years. Terms of all aldermen elected thereafter shall be four years. All aldermen shall serve until their successors are chosen and qualify.*

Sec. 4. Minnesota Statutes 1961, Section 411.36 is amended to read:

411.36. Officers; other duties; compensation. The common council shall have power at any time to require other and further duties to be performed by any officer whose duties are herein prescribed, not inconsistent with this chapter and to appoint such other officers as may be necessary to carry into effect the provisions of this chapter, and to prescribe their duties, unless otherwise provided for; but no officer elected or appointed by the common council, or appointed by the mayor, shall be appointed for a longer term than two years, and until his successor is elected or appointed and duly qualified. The common council shall have the power, unless otherwise provided, to fix the compensation of all officers elected or ap-

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pointed under this chapter, and such compensation shall be fixed by resolution; and in regard to all offices created by this chapter, the compensation shall be fixed within three months from the first organization and meeting of the common council; after the first year, the compensation of officers shall be fixed for fiscal year in the month of April of each year, except for such offices as may hereafter be created, in regard to which the compensation shall be fixed at the time of creation of such office; nor shall the compensation of any officer, after having been fixed, be increased or diminished during the term for which such officer was elected or appointed. No officer elected or appointed to office under the provisions of this chapter shall be a party or interested in any contract in which the city is interested made while such officer is holding office; provided that the mayor and alderman shall receive no compensation for their services as such officer a salary of \$200 per year and each alderman shall receive a salary of \$100 per year.

Sec. 5. Minnesota Statutes 1961, Section 411.50, is amended to read:

411.50. Tax levy; bond issues; certificates of indebtedness.
Subdivision 1. The common council shall have power, and it shall be the duty of the common council, to levy annually upon the taxable property of the city taxes sufficient to pay all bonds or other indebtedness due and payable in any year, and the interest on bonds or other indebtedness due or payable in any year, unless that, previously to the first day of September in each year, some other adequate provision has been made for the payment of the same. The common council shall have the power to issue bonds and levy taxes exceeding the amount authorized by other sections of this chapter; provided, the same be authorized by a majority of the voters present and voting at an election to be held for that purpose, the time, place, and manner of holding such election to be prescribed by the common council, the same notice to be given as at other elections. No bonds for any purpose shall be issued by the common council unless so authorized.

Subd. 2. *The council may issue certificates of indebtedness within existing debt limits for the purpose of purchasing fire or police equipment or street construction or maintenance equipment. Such certificates shall be payable in not more than five years and shall be issued on such terms and in such manner as the council may determine. If the amount of the certificates to be issued to finance any such purchase exceeds one percent of the assessed valuation of the city, they shall not be issued for at least ten days after publication in the official newspaper of a council resolution determining to issue them; and if before the end of that time, a petition asking for an election on the proposition signed by voters equal to ten percent of*

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the number of voters at the last regular municipal election is filed with the clerk, such certificates shall not be issued until the proposition of their issuance has been approved by a majority of the votes cast on the question at a regular or special election. A tax levy shall be made for the payment of the principal and interest on such certificates as in the case of bonds.

Approved May 13, 1963.

CHAPTER 647—H. F. No. 1836

An act relating to royalties for the mining of materials under public waters; amending Minnesota Statutes 1961, Section 93.08, Subdivision 2.

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

Section 1. Minnesota Statutes 1961, Section 93.08, Subdivision 2, is amended to read:

Subd. 2. **Mineral lands; scope of regulations.** It shall be provided in such regulations, among other things:

(1) No permit to prospect shall be issued for a period to exceed two years;

(2) Each permit shall authorize prospecting only within the area designated therein, which area shall not exceed the limitations upon size prescribed by the regulations;

(3) At any time prior to the expiration of any such prospective permit, the holder thereof shall have the right to a lease giving him the exclusive right to mine and remove the minerals specified in such permit within the area specified in the permit; provided, if the regulations adopted hereunder shall permit or prescribe larger areas for permits than for leases, the permit holder shall designate the specific part of the area covered by his permit (not exceeding the limitations upon size of lease areas) upon which he desires a lease;

(4) Minimum rents and royalties, and the other terms, conditions, and covenants of all such leases shall be prescribed by such regulations prior to the issuance of any permits hereunder; provided no rents or royalties shall be paid for muck and silt, or sand, or gravel removed under a lease *or permit* issued to any department of the state, any political subdivisions, *the federal government, watershed district, drainage and conservancy district, drainage and flood control district, sanitary district* of the state, or any port authority,

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