

MINNESOTA STATUTES 1953 ANNOTATIONS

415.03 GOVERNING BODIES

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A provision in a city charter which authorizes the council to designate two official newspapers is valid. OAG Oct. 5, 1948 (277-A-10).

415.03 Repealed, 1949 c 119 s 110.

415.031 Local (city of Henderson).

415.032 Repealed, 1951 c 174 s 1.

415.033 **CITIES FOURTH CLASS; MAYOR; TERM HISTORY.** 1941 c 124 s 1.

415.035 Obsolete.

415.04 Repealed, 1945 c 464 s 2.

415.045 Repealed, 1949 c 119 s 110.

415.05 **MAYOR, COUNCIL, CITIES FOURTH CLASS; SALARIES**

HISTORY. 1905 c 301 s 1; MS 1927 s 1728; 1949 c 414 s 1.

Under the provisions of Laws 1949, Chapter 414, a city created under the provisions of section 411.01 may fix salaries of mayor and councilmen at not over \$100 per year by a two-thirds vote of the council. OAG June 1, 1949 (61-G); OAG Feb. 9, 1950 (63-A-2).

Where a village has been established and its officers elected and it is planned to create the village a special election and assessment district, the ballot should state the question so that the voters may vote yes or no. The council will determine the election date after having resolved to submit the question to the voters. There must be ten days notice. A clerk and two judges of election must be appointed as required by section 212.37. Under section 212.10 the polls may open any time between 9:00 A.M. and 1:00 P.M., and shall close at 5:00 P.M. These hours apply unless the council by previous resolution, at least 30 days before the election, fixes different hours. OAG Sept. 17, 1947 (472-I).

415.08 **SALARY OF ALDERMEN**

HISTORY. 1937 c 294 s 1; 1939 c 132 s 1.

NOTE: This section applies solely to the city of Minneapolis.

CHAPTER 416

PUBLIC BUILDINGS

416.01 **MEMORIALS FOR WAR VETERANS**

There is no statute specifically authorizing a city of the fourth class to appropriate money for building a gate or entrance over a cemetery but the end probably could be reached under section 416.01 or section 465.50 as those sections are intended to commemorate the noble deeds of the soldier dead. OAG July 21, 1949 (59-B-9).

To raise money to erect a war memorial or a contribution for that purpose there must be a submission of the question to the electorate. OAG April 23, 1947 (310-F).

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OFFICERS, EMPLOYEES 418.15

In levying a tax, or issuing bonds for a war memorial, the purpose is confined to the erection and maintenance of a building, monument or park. OAG July 25, 1947 (310-F).

The war memorial contemplated by section 416.01 must be a new building, monument, or park and not simply the dedication of an old one. OAG July 31, 1947 (310-F).

A reserve fund created under section 471.57 for financing public works may not be used to install artificial ice for a curling rink in a duly authorized memorial building. OAG Aug. 13, 1947 (476-A).

416.02 TAX LEVY

Money in the general fund not presently needed may be used for a war memorial building. OAG Jan. 3, 1947 (310-F).

A baseball park owned by a village may not be taken over and improved under section 416.01 or section 416.02. OAG July 31, 1947 (310-F).

416.03 BOND ISSUE

A village may issue bonds to defray the cost of equipping a war memorial building. OAG Feb. 18, 1952 (44-B-9).

Under sections 416.01 and 416.02 a memorial must be either a building, monument, or park. It cannot be a baseball park. OAG July 25, 1947 (310-F); OAG July 31, 1947 (310-F).

PERSONNEL

CHAPTER 418

OFFICERS, EMPLOYEES

418.01-418.035 Repealed, 1949 c 119 s 110.

418.11 CITIES, VILLAGES AND BOROUGHES MAY INDEMNIFY POLICE AND FIRE DEPARTMENT EMPLOYEES

Ramsey county welfare board has no authority to contribute toward the payment of a judgment for malpractice against the resident doctor employed by it at Ancker Hospital. Laws 1945, Chapter 432, cannot be construed as a waiver of governmental immunity. Procurement of malpractice insurance for the hospital staff has no effect upon governmental immunity. OAG Nov. 17, 1952 (842-C-4).

418.14 SELECTING CITY CLERK; TERM OF COUNCILMEN

HISTORY. 1949 c 351 s 1.

418.15 REFERENDUM

HISTORY. 1949 c 351 s 2.