

SENATE
STATE OF MINNESOTA
EIGHTY-EIGHTH SESSION

S.F. No. 1182

(SENATE AUTHORS: SAXHAUG)

DATE	D-PG	OFFICIAL STATUS
03/07/2013	689	Introduction and first reading Referred to State and Local Government
03/14/2013	1004a 1021	Comm report: To pass as amended Second reading Rule 47, returned to State and Local Government See HF677, Art. 12, Sec. 17

1.1 A bill for an act
 1.2 relating to local government; authorizing municipalities to issue obligations
 1.3 without election for certain street improvements; amending Minnesota Statutes
 1.4 2012, section 475.58, subdivision 3b.

1.5 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

1.6 Section 1. Minnesota Statutes 2012, section 475.58, subdivision 3b, is amended to read:

1.7 Subd. 3b. **Street reconstruction.** (a) A municipality may, without regard to
 1.8 the election requirement under subdivision 1, issue and sell obligations for street
 1.9 reconstruction, if the following conditions are met:

1.10 (1) the streets are reconstructed under a street reconstruction plan that describes the
 1.11 street reconstruction to be financed, the estimated costs, and any planned reconstruction
 1.12 of other streets in the municipality over the next five years, and the plan and issuance of
 1.13 the obligations has been approved by a vote of all of the members of the governing body
 1.14 present at the meeting following a public hearing for which notice has been published in
 1.15 the official newspaper at least ten days but not more than 28 days prior to the hearing; and

1.16 (2) if a petition requesting a vote on the issuance is signed by voters equal to
 1.17 five percent of the votes cast in the last municipal general election and is filed with the
 1.18 municipal clerk within 30 days of the public hearing, the municipality may issue the bonds
 1.19 only after obtaining the approval of a majority of the voters voting on the question of
 1.20 the issuance of the obligations.

1.21 (b) Obligations issued under this subdivision are subject to the debt limit of the
 1.22 municipality and are not excluded from net debt under section 475.51, subdivision 4.

1.23 (c) For purposes of this subdivision, street reconstruction includes: bituminous
 1.24 overlays, utility replacement and relocation and other activities incidental to the street

2.1 reconstruction, turn lanes and other improvements having a substantial public safety
2.2 function, realignments, other modifications to intersect with state and county roads, and
2.3 the local share of state and county road projects.

2.4 (d) Except in the case of turn lanes, safety improvements, realignments, intersection
2.5 modifications, and the local share of state and county road projects, street reconstruction
2.6 does not include the portion of project cost allocable to widening a street or adding curbs
2.7 and gutters where none previously existed.

2.8 Sec. 2. **EFFECTIVE DATE.**

2.9 Section 1 is effective the day following final enactment.