

CHAPTER 63—H. F. No. 243

An act authorizing and empowering the governing body of any city in the state, now or hereafter having a population of more than 50,000 inhabitants, including cities operating under home-rule charters adopted pursuant to the Constitution of the State of Minnesota, Article 4, Section 36, and which city operates its waterworks system by means of a board of water commissioners created by act of the Legislature, and which city owns, maintains and operates its own municipal market, to issue and sell revenue bonds, and to use the proceeds thereof for municipal waterworks projects and municipal markets expansion and improvements.

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

Section 1. Certain cities may issue bonds for water works.—The governing body of any city in this state, now or hereafter having a population of more than 50,000 inhabitants, including any such city operating under a home-rule charter adopted pursuant to the Constitution of the State of Minnesota, Article 4, Section 36, and which city operates its waterworks system by means of a Board of Water Commissioners created by Act of the Legislature, and which city owns, maintains and operates its own Municipal Market, is hereby authorized and empowered, for the purposes herein designated, to issue from time to time as needed the negotiable bonds of their respective cities to an amount in the aggregate not exceeding \$550,000; said bonds to be in such denominations and payable at such places and at such times, not exceeding 30 years from the date thereof, as may be deemed best. Said bonds shall be in serial form and bear interest at a rate not to exceed six per cent per annum, payable semi-annually, at such place or places as shall be designated therein, and such governing body is further authorized to negotiate and sell such bonds from time to time to the highest bidder or bidders therefor, and upon the best terms that can be obtained therefor; provided, however, that no such bonds shall be sold for a less amount than the par value thereof and accrued interest thereon.

Sec. 2. To be issued in addition to other bonds.—The bonds authorized by Section 1 of this Act, or any portion thereof, may be issued and sold by any such city notwithstanding any limitation contained in the charter of such city or in any law of this state prescribing or fixing any limit upon the bonded indebtedness of such

city. The governing body of any such city issuing said bonds shall set aside annually from the revenues of the operation of projects for which the bond issue herein is authorized, a sufficient amount to pay the interest on said bonds and the principal of any such bonds maturing in any such year; and in the event such revenue is insufficient for this purpose, the governing body of any such city issuing said bonds shall include in the tax levy a sufficient amount for the payment of such interest as it accrues and for the accumulation of a sinking fund for the redemption of such bonds at their maturity.

Sec. 3. Purpose of bonds.—The proceeds of any and all bonds issued and sold under the authority of this Act shall be used for the following purposes and none other, viz:

(a) For acquiring by gift, purchase, or condemnation a site or sites for municipal waterworks projects or extensions and improvements thereof; provided, however, that no bonds in excess of the sum of \$350,000.00 shall be issued for such projects under the provisions of this Act.

(b) For acquiring by gift, purchase, or condemnation a site or sites for city markets or the expansion and improvement of existing city markets and equipping the same; provided, however, that no bonds in excess of the sum of \$200,000.00 shall be issued for such projects under the provisions of this Act.

Sec. 4. To be additional authority.—The authority granted in this Act is in addition to all existing power and authority of any city operating under a home-rule charter adopted in pursuance of the State Constitution, Article 4, Section 36.

Sec. 5. Provisions severable.—If any provision of this Act shall be held invalid the remainder of this Act and the application thereof shall not be affected thereby.

Sec. 6. This Act shall take effect and be in force from and after its passage.

Approved January 9, 1934.