

empowered to make plans for the proper observance and celebration of said centennial and to execute and carry out such plans. Such celebrations and observances may include patriotic and educational meetings, pageants, exhibitions of state resources and products, exhibitions depicting the growth of Minnesota for 100³ years, services in honor of those Minnesotans who have rendered distinguished service to the state in war and in peace, entertainments and programs of any nature befitting the occasion and such other means and methods of observing such centennial as the Minnesota Historical Society may see fit.

[138.12] Sec. 3. **Appropriation to State Historical Society.** For the purposes aforesaid there is hereby appropriated to the Minnesota Historical Society from the general revenue fund of the state not otherwise appropriated the sum of \$50,000 for the fiscal year 1947-1948 and \$100,000 for the fiscal year 1948-1949, which sums of money shall be paid to said Minnesota Historical Society, or on its order, by state warrants at the times and in the amounts required by the Minnesota Historical Society.

Approved April 14, 1947.

CHAPTER 333—S. F. No. 936.

[Not Coded]

An act to enable each city of the first class now or hereafter having a population of 450,000 inhabitants or more to care for, remove and trim trees and to eradicate epidemics of tree infestation and creating a street tree revolving fund and authorizing the issuance and sale of municipal bonds therefor; said bonds to be excluded from the net bonded indebtedness of said city, and authorizing the assessment against abutting and benefited property of the cost of such care, removal and trimming of said trees; and for the payment of said bonds and the interest thereon; and amending Session Laws 1945, Chapter 210.

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

Section 1. Chapter 210, Session Laws, 1945, is amended to read as follows:

Section 1. City of Minneapolis may levy assessment for cost of caring for trees on streets. Each city of the first class

of this State now or hereafter having a population of 450,000 inhabitants or more, including each such city operating under a charter adopted pursuant to the provisions of Section 36, Article IV, of the State Constitution, shall have the power and authority to assess against abutting and benefited property in said city, the cost incurred for the care, removal and trimming of trees along the streets and avenues and alleys of said city, *and for the payment of principal and interest on any bonds issued under this act*, but the amount to be assessed for such purposes shall not exceed *twenty cents a front foot* and shall be assessed only once in five years, and shall only be assessed when care, removal or trimming of trees has been done on the streets and avenues and alleys abutting such property; *provided, however, that whenever in the opinion of any such city an epidemic of tree pests or tree diseases shall be determined to exist, assessment may be made to provide for the eradication thereof without regard to such five-year limitation.*

Sec. 2. Cost of trimming trees may be collected from public utilities in certain cases. Whenever the maintenance of poles, cables, or wire along any of the streets, avenues, or alleys of said city by any public utility is such that they are or will come in contact with the trees on any street, avenue, or alley such as to injure said trees or that injury is likely to occur thereto, and the person, partnership, or corporation maintaining said poles, cables, or wires and having legal authority to do so, neglects or refuses to trim or cause said trees to be trimmed within a reasonable time after notice from the City Council or chief governing body of such city, that trimming is necessary to prevent damage to such trees, the City Council or other governing body may cause the necessary trimming to be done and shall collect from, and the owner of said poles, cables, or wires shall pay the cost of the trimming so done.

Section 3. Each such city operating under the provisions of this act is hereby authorized and empowered, in addition to all other powers by it now possessed, to establish a fund to be known and designated as the "Street Tree Revolving Fund" which shall be kept distinct from all other funds of the city. In the Street Tree Revolving Fund shall be placed and kept the proceeds of all bonds hereafter issued by any such city for the purpose of paying the costs of the care, removal or trimming of street trees in advance of the collection of the special assessments therefor, and there shall also be deposited in said Street Tree Revolving Fund the receipts of such special assessments levied for the care,

removal or trimming of street trees, and any other monies legally contributed, appropriated or transferred to said fund for the purposes herein provided, and payment shall be made out of said fund of the costs incurred for the care, removal or trimming of said trees as may be assessed in whole or in part against abutting and benefited property in said city and in advance of the collection of said assessments, and also the payment of any such bonds issued under this act and the payment of current interest thereon.

Sec. 4. Bond issue authorized. Any such city is hereby further authorized and empowered to issue and sell municipal bonds of such city from time to time to an aggregate total amount of not to exceed \$200,000.00 for the purpose of creating and establishing said Street Tree Revolving Fund, and the amount of all such bonds issued by any such city under this act shall be exempt from and shall not be counted or included in the net indebtedness of the city or in any computation of the city's outstanding indebtedness for the purpose of determining the limit of the net bonded indebtedness of the city.

Sec. 5. Full faith and credit pledged; charter limitation. The bonds hereby authorized or any part thereof may be issued and sold by any such city notwithstanding any limitations contained in the charter of said city or in any laws of this State describing or fixing any limit upon the bonded indebtedness of the city but the full faith and credit of such city shall at all times be pledged for the payment of any such bonds issued under this act and for the payment of the current interest thereon.

Sec. 6. Manner of sale. The authority hereby granted to issue and sell bonds for the creation and establishment of a Street Tree Revolving Fund shall be exercised in the same manner as other bonds are sold and public indebtedness incurred by said city.

Sec. 7. Authority of City Council or Board of Park Commissioners. The authority hereby granted may be exercised by the City Council or the chief governing body thereof by whatever name designated and shall be exercised by the Board of Park Commissioners in any city having such board.

Sec. 8. Effective date. This act shall take effect and be in force from and after its passage.

Approved April 14, 1947.