

he becomes an officer of the joint department shall not be removed or discharged except for cause upon written charges and after an opportunity to be heard in his own defense; but the rank and grade of such officers and of any other officers who automatically become officers in the joint department shall be as determined in the agreement.

Sec. 5. [Subd. 5.] Police officers of a joint municipal police department are peace officers and shall have all the powers of peace officers in each municipality participating in a joint police department agreement.

Sec. 6. [Subd. 6.] This act shall not apply to any cities, villages, or boroughs located in counties containing a city of the first class unless otherwise authorized by law to maintain a joint municipal police department.

Sec. 7. This act becomes effective July 1, 1961.

Approved June 10, 1961.

EXTRA SESSION
CHAPTER 95—H. F. No. 236

An act relating to the Minneapolis-St. Paul sanitary district; amending Minnesota Statutes 1957, Sections 445.05, Subdivision 4, 445.09, 445.15, 445.16 and 445.17, Subdivision 9.

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

Section 1. Minnesota Statutes 1957, Section 445.05, Subdivision 4, is amended to read:

Subd. 4. Each trustee shall be reimbursed the actual and necessary expense incurred by him in the performance of his duty. Each trustee shall receive as compensation for his services the sum of \$25 \$35 per diem, or part thereof, spent in attending meetings of the board, but no such trustee shall receive more than the sum of \$600 \$1,500 in any one year, except that the trustee selected by the governor shall receive \$1,500 \$1,800 per year.

Sec. 2. Minnesota Statutes 1957, Section 445.09, is amended to read:

445.09. **Powers.** The sanitary district, in addition to the other powers vested in it, is empowered:

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

(1) To regulate and control the discharge of so-called factory or industrial wastes into the jointly used sewers or works of the sanitary district;

(2) To enter into contracts with the industry or industries producing wastes for the purpose of determining the amount of treatment that such industry or industries shall give the wastes at the point of origin, and to enter into contracts with such industry or industries providing for charge to be made annually or otherwise for the treatment which may be given such wastes at the works of the sanitary district;

(3) To require any occupant of any industrial premises inside or outside of the boundaries of any established municipality within the area of the sanitary district engaged in discharging factory or industrial wastes directly or indirectly into any river, canal, ditch, or other waterway within the boundaries of the sanitary district to discontinue such discharge or construct new sewage disposal plants or to so change or rebuild any outlet, drain, or sewer as to discharge the factory or industrial waste into sewers of such municipality or into such intercepting sewers as may be established by the sanitary district under such regulations as the sanitary district may determine;

(4) To make, promulgate, and enforce such reasonable rules and regulations for the supervision, protection, management, and use of any system of jointly used intercepting sewers and treatment and disposal works as it may deem expedient, and such regulations shall prescribe the manner in which connections to the jointly used intercepting sewers shall be made, and may prohibit discharge into these sewers of any liquid, or solid waste, deemed detrimental to the sewerage system or treatment and disposal works of the sanitary district; and

(5) The board of trustees and the governing ~~body~~ bodies of any ~~municipality~~ municipalities or ~~territory~~ territories adjacent to the sanitary district or the governing bodies of adjacent municipalities with approval by the board of trustees may, by agreement, provide for the conveyance, treatment and disposal of the sewage of such ~~municipality~~ municipalities or ~~territory~~ territories at the sewage treatment and disposal works of the district; provided, that in the event the board of trustees has undertaken or shall undertake, by contract or otherwise, to convey, treat, and dispose

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

construct trunk sewers, intercepting sewers, pumping stations, treatment and disposal works and appurtenances thereto for the purpose of conveying, treating, and disposing of the sewage of a territory or municipality not included within the boundaries of such district, such territory or municipality shall pay the entire cost of any sewage collection, treatment and disposal works used exclusively by it and of such additional capacity of joint intercepting sewers and treatment and disposal works as may be necessary for, and the cost of operation, maintenance, and repair incurred in the conveying, pumping, treatment, and disposal of sewage from such territory not included within the boundaries of such district, such additional cost, including repayment of equity in any existing works, to be determined by the board of trustees. Like agreements may be made by the board of trustees with the United States government, the state of Minnesota, and with persons, firms, institutions, or corporations having plants or industries located adjacent to the sanitary district. The reasonableness of any rule and the factual determinations of the board of trustees may be reviewed by the district court on application of any municipality or person or corporation aggrieved in the district; and

(6) *To acquire, reconstruct, operate and maintain such metering stations which measure the sewage flow from the City of Minneapolis and certain of the sewage flow regulators in Minneapolis and St. Paul as may be deemed necessary for the efficient operation of the district; that such acquisition shall be so acquired upon agreement by the board of trustees and the city councils of said cities, with the cities to be compensated by the district for their equities in same.*

Sec. 3. Minnesota Statutes 1957, Section 445.15 is amended to read:

445.15 **Contracts for construction.** All construction work and every purchase of equipment, supplies or materials necessary in carrying out the purposes of this chapter, that shall involve the expenditure of \$1,000 \$2,000, or more, shall be awarded by contract, *except as hereinafter provided.* Before receiving bids under the provisions of this chapter the board of trustees shall publish, once a week for two consecutive weeks in the official newspaper of each city in the sanitary district a notice that bids will be received for such construction work, and/or such purchase of equipment, supplies, or materials, stating the nature of the work, and the terms and conditions upon which the contract is to be let,

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

naming therein a time and place where such bids will be received, opened, and read publicly, which time shall be not less than seven days after the date of the last publication. After such bids have been duly received, opened, and read publicly and recorded, the board of trustees, shall award such contract to the lowest responsible bidder, the board of trustees reserving the right to reject any or all bids, each such contract to be duly executed in writing and the person to whom the contract is awarded shall give sufficient bond to the board for its faithful performance. If no satisfactory bid is received, the board may readvertise or, by an affirmative vote of five-sevenths of its members, may authorize such sanitary district to perform any part or parts of any construction work by day labor under such conditions as it may prescribe. The board of trustees shall have the right to set up reasonable qualifications to determine the fitness and responsibility of bidders, and to require bidders to meet such qualifications before bids are accepted by the trustees. If the board of trustees, by an affirmative vote of five-sevenths of its members, shall declare that an emergency exists requiring the immediate purchase of any equipment or material or supplies at a cost in excess of \$1,000 ~~\$2,000 but not exceeding \$5,000, in amount~~, or making of emergency repairs, it shall not be necessary to advertise for bids, but such material, equipment, or supplies may be purchased in the open market at the lowest price obtainable, or such emergency repairs may be contracted for or performed without securing formal competitive bids. ~~An emergency, as considered in this chapter, shall be understood to be unforeseen circumstances or conditions which result in the placing in jeopardy human life or property.~~

In all contracts involving the employment of labor, the board of trustees shall stipulate and embody in the terms thereof such conditions as it deems reasonable, as to the hours of labor, wages and may stipulate as to the residence of workmen to be employed by the contractors.

Bonds shall be required from contractors for any works of construction as provided in and subject to all the provisions of sections 574.26 to 574.31.

Sec. 4. Minnesota Statutes 1957, Section 445.16 is amended to read:

445.16. Contracts with adjacent municipalities. Any city of the first class comprising the sanitary district, may

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

contract with any of its adjacent municipalities, villages, governmental functions, institutions, persons, or firms, for the conveying, treatment, and disposal of their sewage and industrial waste, *all such contracts hereafter made to be subject to approval by the board of trustees so as to effect the general objects and purposes as set forth in section 445.10.*

Sec. 5. Minnesota Statutes 1957, Section 445.17, Sub-division 9, is amended to read:

Subd. 9. **Limitation on indebtedness.** The total aggregate indebtedness for all purposes under this chapter shall not exceed ~~three and one half~~ *five* per cent of the assessed valuation of the taxable real and personal property within the district, excluding money and credits, and the taxes levied against the property of any municipality in any one year shall not exceed ~~two~~ *three* mills upon the assessed valuation thereof, exclusive of the taxes it may be necessary to levy to pay the principal or interest on any bonds or indebtedness of the municipality issued or incurred under the provisions of this chapter.

Approved June 10, 1961.

EXTRA SESSION

CHAPTER 96—H. F. No. 284

[Not Coded]

An act relating to Nobles county; authorizing tax levies for library purposes.

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

Section 1. **Nobles county; library, tax levy.** Notwithstanding any limitation in Minnesota Statutes 1957, Section 375.33, the county board of Nobles county may levy an annual tax of not more than three mills on all taxable property described in said section 375.33, for library purposes as prescribed in said section.

Sec. 2. This act shall become effective upon its approval by a majority of the members of the board of county

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