

Section 1. **Minneapolis, city of; ordinance violation bureau.** The title to Laws 1959, Chapter 575, is amended to read:

An act to authorize the city of Minneapolis to establish an ordinance violation bureau dealing with violations of building ordinances, fire and fire prevention ordinances, ~~and~~ ordinances relating to public health and sanitation and the department of licenses, weights and measures: , *and ordinances relating to the keeping of dogs.*

Sec. 2. Laws 1959, Chapter 575, Section 1 is amended to read:

Section 1. **Ordinance violation bureau, establishment by ordinance.** The city council of the city of Minneapolis may by ordinance authorize the municipal court of the city of Minneapolis to establish an ordinance violation bureau to assist the court in disposing of violations of ordinances relating to building operation and maintenance, fire and fire prevention, public health and sanitation, ~~and~~ the department of licenses, weights and measures, *and ordinances relating to dogs*, provided, however, that tags shall not be issued for alleged building structural violations, but nothing contained in this exception shall prohibit the enforcement of any law or ordinance relating to such structural defects or violations by other due process of law.

Sec. 3. *Laws 1959, Chapter 575, Section 8 is repealed.*

Sec. 4. *This act shall become effective upon approval by a majority vote of the governing body of the city of Minneapolis and upon compliance with Minnesota Statutes 1961, Section 645.021.*

Approved April 18, 1963.

CHAPTER 276—H. F. No. 1323

[Not Coded]

An act relating to the reorganization, administration, and operation of a hospital district in the county of Yellow Medicine.

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

Section 1. **County of Yellow Medicine; reorganization of hospital districts.** Subdivision 1. Any hospital district however organized, created, or established and operating within the county of Yellow Medicine may be reorganized and operate pursuant to the provisions of this act, upon compliance with subdivision 2.

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Subd. 2. In order to effect such reorganization, the existing hospital board of any such district shall file its request for reorganization with the county board of Yellow Medicine county and the county board shall then at its next regular meeting adopt a resolution stating that such reorganization is effective and shall assign a name to the reorganized district, which shall be the former name, but if a new name is selected and requested by the hospital board, the new name requested shall be assigned.

Subd. 3. For the purpose of this act, the term "municipality" shall include cities, villages, and towns.

Sec. 2. Hospital board; appointment; terms. Subdivision 1. The hospital district as reorganized shall be governed by a board of directors of nine voting members, hereinafter called "hospital board," who shall be residents of the district. The members of the first hospital board shall be appointed by the county board and shall be selected from the several municipalities forming a part of the district, and the municipality within which the hospital is located shall have not less than three members.

Subd. 2. One third of the members of the first hospital board shall be appointed for a term to expire one year from December 31 next following such appointment, one third for a term to expire two years from such date, and one third for a term to expire three years from such date. Successors to the original board members shall each be elected for terms of three years, and all members shall hold office until their successors are elected and qualify. Terms of all members shall expire on December 31. In case of a vacancy on the hospital board, whether due to death, removal from the district, inability to serve, resignation, or other cause the majority of the remaining members of the hospital board, at its next regular or special meeting, shall make an appointment to fill such vacancy for the then unexpired term. The election of successors to the original board members shall be elected by popular vote of the qualified voters in the hospital district. Such elections and any special elections shall be called and conducted in accordance with the provisions of Minnesota Statutes, Section 447.32, Subdivisions 1, 2, 3, and 4 insofar as the same is applicable.

Subd. 3. In addition to voting members the hospital board may add ex officio members to the board, but without voting privilege.

Subd. 4. All members of the hospital board at the time the hospital district is reorganized shall continue in office until the members of the first board of the reorganized district are appointed and qualify.

Sec. 3. Officers of the board. Subdivision 1. At the first

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meeting of the hospital board of the reorganized district, and thereafter at its first regular meeting after December 31, the board shall elect, from their number, a chairman, a vice-chairman, a secretary, and a treasurer. *Each officer elected at the first regular meeting after December 31, shall hold office for one year, and until his successor has been duly elected and qualified.* In case of a vacancy in any office the chairmen shall appoint a member to fill the vacancy until the next regular election of officers.

Subd. 2. The chairman shall preside at all meetings of the hospital board and shall perform all duties usually incumbent upon such an officer. The vice-chairman shall preside in the absence of the chairman. The secretary shall record the minutes of all meetings of the board and shall be the custodian of all books and records of the district. The treasurer shall be the custodian of moneys received by the district and shall see that they are properly accounted for. The board may appoint deputies who shall perform any and all functions and duties of any officer, subject to the supervision and control of such officer.

Sec. 4. **Meetings of the board.** Regular meetings of the hospital board shall be held at least once a month, at such time and place as the board shall by resolution determine. Special meetings may be held at any time upon the call of the chairman or of any two other members, upon written notice mailed to each member three days prior to the meeting, or upon such other notice as the board, by resolution, may provide, or without notice, if each member is present or files with the secretary a written consent to the holding of the meeting, which consent may be filed before or after the meeting. Any action within the authority of the board may be taken by the vote of a majority of the members present at a regular or adjourned meeting or at a duly called special meeting if a quorum is present. A majority of all the members of the board shall constitute a quorum, but a lesser number may meet and adjourn from time to time.

Sec. 5. **The hospital district and its powers.** Subdivision 1. The hospital district reorganized pursuant to this act is a municipal corporation, a body politic, and local government unit, and shall have perpetual succession, may contract and be contracted with, may sue and be sued, may, but shall not be required to, use a corporate seal, may acquire such real and personal property as it may require, by purchase, gift, devise, lease, condemnation, or otherwise, and may hold, manage, control, sell, convey, or otherwise dispose of such property as its interests require. All of the assets, real and personal, of the preexisting district, including all property held by the county for the use and benefit of the preexisting district, shall pass to the

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reorganized district, and all legally valid and enforceable claims and contract obligations of the preexisting district shall be assumed by the reorganized district. All taxable property in the district shall continue to be taxable for the payment of any bonded debt theretofore incurred by or on behalf of the preexisting district. Any properties, real, personal, or mixed, which are acquired, owned, leased, controlled, used, or occupied by the district shall be exempt from general property taxation by the state or any of its political subdivisions but nothing herein shall prevent the levy of special assessments for public improvements benefiting such property.

Subd. 2. The hospital district shall have all the powers necessary and convenient to provide for the acquisition, betterment, operation, maintenance, and administration of such hospital, including nursing home and other facilities for the residential occupancy of ambulatory elderly citizens who do not require nursing home or general hospital care, as the hospital board shall determine to be necessary and expedient. The enumeration of specific powers herein does not restrict the power of the board to take any action which, in the reasonable exercise of its discretion, it deems necessary or convenient for the furtherance of the purpose for which the district exists and which is not prohibited by law, whether or not the power to take such action is implied from any of the powers herein expressly granted.

Subd. 3. Specifically, the district, acting through its hospital board, may:

(1) Employ nursing, administrative, and other personnel, legal counsel, engineers, architects, accountants, and other qualified persons, who may be paid for their services by monthly salaries, hourly wages, and pension benefits, or by such fees as may be agreed on;

(2) Cause reports, plans, studies, and recommendations to be prepared;

(3) When acquiring real and personal property as authorized in subdivision 1, contract for the acquisition by option, contract for deed, conditional sales contract, or otherwise, or exercise the powers of eminent domain in accordance with Minnesota Statutes, Chapter 117;

(4) Construct, equip, and furnish necessary buildings and grounds and maintain the same;

(5) Adopt rules and regulations for the operation and administration of any and all hospital, nursing home, and other facilities under its control, and for the admission of persons thereto;

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(6) Impose and collect charges for all services and facilities provided and made available by it;

(7) Levy taxes as hereinafter prescribed;

(8) Borrow money and issue bonds as hereinafter prescribed;

(9) Procure insurance against liability of the district or its officers and employees, or both, for torts committed within the scope of their official duties, whether governmental or proprietary, and against damage to or destruction of any of its facilities, equipment, or other property;

(10) Sell or lease any of its facilities or equipment as may be deemed expedient;

(11) Cause annual audits to be made of its accounts, books, vouchers, and funds by competent public accountants; this provision shall be construed to be mandatory; or

(12) Require a corporate surety bond from such officers and employees of the district, and in such amount, as the board shall determine, and authorize payment of the premiums therefor.

Subd. 4. Nothing contained in section 5 shall be construed to authorize the district or its hospital board to at any time sell, lease or otherwise transfer the management, control or operation of the hospital, including nursing home facilities, except upon approval by a majority of the qualified voters of the district at a special election duly called by a majority of all of the board on three weeks published notice stating the proposition to be voted upon. Such notice to be published in every legal newspaper in the district.

Sec. 6. **Payment of expenses; taxation.** Subdivision 1. Expenses of acquisition, betterment, administration, operation, and maintenance of any hospital, including nursing home and other facilities, operated by the hospital district, shall be paid from the revenue derived therefrom and, to the extent necessary, from ad valorem taxes levied by the hospital board upon all taxable property situated within the district and, to the extent determined from time to time by the said hospital board. The board may levy a tax on the taxable property in the municipality wherein the hospital is located, which is double the amount of the levy on other property in the district.

Subd. 2. On or before October 10 of each year the hospital board shall determine the total amount required to be raised from ad valorem tax levy in order to meet estimated expenses during the ensuing year and shall cause such amount to be certified to the

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county auditor of the counties within which any part of the hospital district is located to be extended upon the tax rolls.

Subd. 3. The respective county auditors shall determine the millage levy required and certify the same to the respective county treasurers for collection with other taxes. The respective county treasurers shall make settlement of such taxes with the treasurer of the hospital district in the same manner as other taxes are distributed to political subdivisions. The levies authorized by this section shall be in addition to any other taxes authorized by law.

Sec. 7. **Bonds.** The hospital district may borrow money by the issuance of general obligation bonds for the acquisition and betterment of hospital, including nursing home and other facilities (including the provision of an adequate working capital for such hospital, nursing home, or other facilities), for refunding its outstanding bonds, or for funding valid outstanding orders, under the procedure and subject to all of the limitations and conditions set forth in Minnesota Statutes, Chapter 475, and any future laws amending or supplementing the same, for the issuance of bonds by municipalities. No bonds of a hospital district shall be deemed to be excluded from its net debt by virtue of the provisions of Minnesota Statutes, Section 475.51, Subdivision 4 (5). Taxes shall be levied by the district for the payment of its bonds and interest thereon in accordance with Minnesota Statutes, Sections 475.61 and 475.74, and such taxes shall not be included in computing the limitations upon the levy of taxes by any municipality included within the district. An election shall be required prior to the issuance of any but refunding bonds. The hospital board shall be deemed the governing body of the district and shall be authorized to provide for the submission of the question of issuance of bonds to the voters of the district at any regular or special election. The bonds of the hospital district shall not constitute indebtedness for any purpose of any county or municipality whose territory is included therein. The interest on such bonds shall be exempt from taxation by the state or any of its political subdivisions.

Sec. 8. **Annexation of territory.** Any Minnesota municipality whose territory is within a radius of 24 miles of the municipality wherein the hospital and other facilities are located may, by resolution of its governing body, request its territory be annexed thereto. Annexation shall be effected by a resolution of the hospital board. All annexed territory shall be subject to taxation as other property in the district for the payment of bond principal and interest becoming due after the annexation, including bonds authorized or issued before or after the annexation. If the hospital district has outstanding bonds or has voted bonds to be thereafter issued, the

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annexation shall not be requested unless approved by a majority of the electors of the municipality voting thereon at a general or special election. Approval by the hospital board may in its discretion be conditioned upon contributions by or on behalf of the municipality to be annexed, to the capital improvement fund or the bond sinking fund of the hospital district, of the share applicable to the annexed territory of capital costs previously incurred by the district, having regard to any contributions previously made thereto by municipalities in the district or their inhabitants and principal and interest previously paid on bonds of the district. Any municipality requesting to be so annexed may appropriate money, may authorize, issue and sell bonds, or may accept and expand contributions in paying its proportionate share.

Sec. 9. Powers supplementary. The powers granted herein are supplementary to and not in substitution for any other powers possessed by counties or municipalities in connection with the acquisition, betterment, administration, operation, and maintenance of hospitals and nursing homes or the creation of hospital districts.

Sec. 10. Approval. This act shall become effective upon its approval by a majority of the county board of the county of Yellow Medicine and upon compliance with all other provisions of Minnesota Statutes, Section 645.021.

Approved April 18, 1963.

CHAPTER 277—H. F. No. 1326

An act relating to fees to be charged by city clerks in cities of the first class located in counties having more than 300,000 inhabitants; amending Minnesota Statutes 1961, Section 357.41, Subdivision 1.

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

Section 1. Minnesota Statutes 1961, Section 357.41, Subdivision 1 is amended to read:

Subdivision 1. Cities of the first class; filing fee. Notwithstanding any statute or charter to the contrary, the city clerk of each city of the first class located in a county having more than 300,000 and less than 450,000 inhabitants may and shall charge a fee of 50

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