

of Dodge county and upon compliance with Minnesota Statutes, Section 645.021.

Approved May 13, 1965.

CHAPTER 442—S. F. No. 1684

[Not Coded]

An act relating to Wadena county; authorizing a tax levy for a new courthouse building.

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

Section 1. **Wadena county; courthouse.** The county board of Wadena county may levy annually a tax of not to exceed eight mills on the dollar of all taxable property in the county for a building fund for a new courthouse building. The levy of such tax shall be made at the same time as the levy for general purposes of the county are made. The levy authorized herein is over and above and in excess of any per capita mill or other taxing limitation upon said county.

Sec. 2. This act is effective upon its approval by all the members of the county board of Wadena county, and upon compliance with Minnesota Statutes, Section 645.021.

Approved May 13, 1965.

CHAPTER 443—S. F. No. 1879

[Not Coded]

An act pertaining to the city of St. Louis Park and authorizing advances of cash or engineering services, or both, by the city of St. Louis Park to the commissioner of highways, to expedite trunk highway construction and improvement within the city of St. Louis Park; authorizing the city of St. Louis Park to issue bonds for such purpose; providing authority to the commissioner of highways to enter into agreements with the city of St. Louis Park to accept such advance and to repay such advance out of trunk highway funds.

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

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

Section 1. St. Louis Park, city of; aid to trunk highway system.

It is hereby declared that the early improvement of the Minnesota trunk highway system within the city of St. Louis Park to facilitate safe and efficient traffic movement, to cope with the rapidly increasing vehicular traffic congestion, to solve the problem of the needed public safety in relation to vehicular flow, is imperative and immediately needed; that the cost of many such necessary projects would necessarily require a delay in their programming, planning, engineering work, and execution if reliance must solely be limited to existing methods now legally available to the state and city of St. Louis Park; that the city of St. Louis Park has an important interest in such trunk highway projects because of the salutary effects which projects, when executed, will have on the economic growth, traffic mobility, proper utilization of local street systems and the interrelationship of these with the state trunk highway system, and the public safety of the pedestrian and motor vehicle operator on the highways, and for many other reasons; that the state has an important and immediate interest in the early execution of state trunk highway system improvement in the city of St. Louis Park, that such municipal interest in and need for such trunk highway projects in the city of St. Louis Park warrant the voluntary participation by the city, as authorized by the constitution of the state of Minnesota, Article XVI, Section 11, in aiding in the preliminary financing of such through the advance of cash or engineering services, or both, to the commissioner of highways which would otherwise be deferred for lack of current available funds; that it is in the public interest of both the state and the city of St. Louis Park that the powers granted by the provisions of this act be put into effect, made available, and be put to use at the earliest opportunity.

Sec. 2. Agreement with commissioner of highways. In order to expedite and facilitate early action by the commissioner of highways for the location, construction, reconstruction, improvement, or any combination thereof, including the planning, programming, and engineering work in connection therewith, of a project or projects between trunk highway No. 100 and France avenue south, on Constitutional Route No. 5, marked trunk highway No. 169 and Constitutional Route No. 12, marked trunk highway No. 212, both of which routes are located on Excelsior boulevard within its limits, the city of St. Louis Park is hereby authorized to execute a contract with the commissioner of highways under which it may agree to advance cash or engineering services, or both, to the commissioner of highways in consideration of the undertaking of the project by the state at a time specified in the contract. Such advance shall not exceed 100 percent of the estimated cost of the project and may be made in installments during the performance of the project, or other-

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wise, as specified in the contract. The amount agreed to be advanced shall be exclusive of and in addition to any amount agreed to be paid by the city of St. Louis Park as its share of the cost of the project under cooperative agreements as provided by law.

Sec. 3. Any such contract may provide for repayment by the commissioner of highways to the city of St. Louis Park of the principal amount of such advance extended to the commissioner by the city, without interest, in not over 30 annual installments. The commissioner of highways is hereby authorized on behalf of the state of Minnesota to execute such contract for repayment of the principal amount of such advance, without interest to the city of St. Louis Park out of the trunk highway fund. Such contract may include all other terms and conditions which the parties may deem necessary to comply with all other provisions of law relating to cooperative agreements between the commissioner of highways and municipalities.

Sec. 4. Such contract shall authorize the commissioner of highways to use funds advanced by the city on any trunk highway project in the state, when such advanced funds are not immediately needed on the project or projects specified in said contract. The city shall make no claim for interest on any such advanced funds that may be invested by the state pending expenditure on the projects included in the contract.

Sec. 5. At any time after a contract shall have been executed by the commissioner and the city of St. Louis Park whereby the city shall agree to advance to the commissioner cash or engineering services, or both, to carry out the purposes of sections 1 to 8, the city, through its governing body, shall have the authority to issue and sell the general obligation bonds of the city. The aggregate amount of such bonds outstanding at any time shall not exceed \$350,000 to provide for the advance of such cash or engineering services, or both, to the commissioner, said bonds to be secured by the full faith and credit of the city of St. Louis Park and be issued and sold in a principal amount not exceeding the amount of the advance. Such bonds shall be issued and sold in accordance with Minnesota Statutes, Chapter 475, except that an election by the voters of the city of St. Louis Park shall not be required to authorize issuance of such bonds, and the bonds shall not be included in net debt for the purposes of applying any statutory or charter limit on indebtedness. Money repaid to the city by the commissioner under the contract, authorized in section 3, shall be placed by the city in a separate sinking fund and shall be used by it solely to reduce, by an equivalent amount, the tax levy for the payment of the principal and interest on such bonds, made pursuant to Minnesota Statutes, Section 475.61 or Section 475.64.

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Sec. 6. **Interest payment on city bonds.** With the consent of the commissioner of highways, the city of St. Louis Park, as a municipality of 5,000 or more in population now receiving an allotment of highway users funds pursuant to the constitution of the state of Minnesota, Article XVI, Section 8, for the use of the municipal state aid system, may use moneys so allotted to the normal maintenance account of such city out of the municipal state aid street fund for the payment of interest on the bonds issued by such municipality under the authority of sections 1 through 6.

Sec. 7. **Definition.** The term "municipality" when used in sections 1 to 6 is defined as any city, village, or borough in the state of Minnesota.

Sec. 8. **Liberal construction.** Sections 1 to 8 shall be liberally construed to effectuate their purposes, and in the event any section or clause thereof shall be held invalid, the remaining sections or parts thereof shall continue in effect.

Sec. 9. **Approval.** This act shall become effective only after its approval by a majority of the governing body of the city of St. Louis Park, and upon compliance with the provisions of Minnesota Statutes, Section 645.021.

Approved May 13, 1965.

CHAPTER 444—S. F. No. 562

An act relating to possession, seizure, and confiscation of unstamped intoxicating liquor and fermented malt liquor; amending Minnesota Statutes 1961, Section 340.54, Subdivision 1, providing penalties.

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

Section 1. Minnesota Statutes 1961, Section 340.54, Subdivision 1, is amended to read:

340.54 Unstamped liquor. Subdivision 1. **Possession gross misdemeanor; seizure; confiscation.** *It is a gross misdemeanor for any person to have in his possession any intoxicating liquor upon which no tax has been paid to any state or foreign government if such person is without authority to have such untaxed intoxicating liquor. It is a gross misdemeanor for any person to have in his possession any fermented malt liquor, upon which no tax has been paid to any state or foreign government, if such person intends*

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