

## CHAPTER 797—H. F. No. 1621

[Not Coded]

*An act relating to the purchasing program of the county of Ramsey and the city of Saint Paul and certain municipal subdivisions therein; amending Laws 1959, Chapter 542, by adding new sections 8 and 9.*

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

Section 1. Laws 1959, Chapter 542, is amended by adding thereto new sections 8 and 9, to read:

**Sec. 8. Ramsey county; city of St. Paul; purchasing.** *Notwithstanding the charter of the city of Saint Paul or prior statutory enactments relating to purchasing by the city of Saint Paul and the county of Ramsey to the contrary, after the effective date of this act, the council of the city of Saint Paul, the Ramsey county board of commissioners, and the governing body of any municipal subdivision governed hereunder may waive by appropriate resolution the requirements for a performance bond on all purchases of materials and supplies. Performance bonds shall be required in all bids requiring labor and material, or labor alone, to be furnished where such contract exceeds \$2,000.*

**Sec. 9.** *Notwithstanding any charter provision or prior law to the contrary pertaining to purchasing by the city of Saint Paul, the city council may by appropriate resolution designate the proper parties to execute material and supplies contracts on its behalf.*

**Sec. 2.** *This act shall become effective only after its approval by a majority of the county board of the county of Ramsey and a majority of the city council of the city of Saint Paul and upon compliance with the provisions of Minnesota Statutes, Section 645.021.*

Approved May 24, 1967.

## CHAPTER 798—H. F. No. 1648

[Not Coded]

*An act relating to the firemen's relief association and pension fund of the city of Richfield; providing tax levies.*

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

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

**Section 1. Richfield, city of; firemen's relief association.**

Subdivision 1. The mayor and treasurer of the city and the secretary of the firemen's relief association of the city of Richfield, maintaining and administering the firemen's pension fund, shall during the month of June of each year, prepare and certify an estimate of the necessary appropriation which, including the members contributions, and fire insurance premium tax, will be sufficient to meet the current normal cost determined by the entry age normal cost method based upon a three percent interest assumption, plus an additional amount sufficient to retire the present accumulated deficit within 40 years of the passage of this act. During the first year after passage of this act and at least once every four years thereafter the city firemen's relief association shall obtain an actuarial survey and report, prepared by an approved actuary as defined in Minnesota Statutes, Section 356.21, to assist in the preparation of the annual estimates required by this section. This estimate of pension appropriation shall be submitted to the city council of the city of Richfield prior to the setting of the yearly budget of the city for the following year.

Subd. 2. The city shall levy a tax for the firemen's pension fund equal to the amount so certified, in the manner and at the time that it levies other taxes and the proceeds of such tax shall be paid into such fund. To avoid an undue increase in the amount of the tax levy in any one year the increased levy which may be required under this provision may be spread over several years, but the increased levy in any one year shall not be less than one mill until the appropriate level of the required tax levy is reached. In lieu of all or part of such tax levy or as a supplement thereto the city council in its discretion may by resolution irrevocably appropriate and shall thereafter transfer to the firemen's pension fund money available from the city's general fund or profits from its municipal liquor dispensary. Any such appropriation resolution shall precede the making of the tax levy for the fund, and the total so appropriated plus the amount levied shall be equal to the amount so certified.

Subd. 3. Commencing January 1, 1968, and thereafter, an amount equal to six percent of the regular monthly salary of the highest paid fireman in the city fire department, exclusive of all moneys for special assignments, allowances, or longevity payments, shall be deducted from the monthly salary of each fireman of the city and shall be paid into the firemen's pension fund of the city.

Sec. 2. In lieu of the disability pension and limitation as provided for in Minnesota Statutes, Section 424.20, the firemen's relief association in the city of Richfield may provide for disability bene-

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fits, as defined in Minnesota Statutes, Section 424.19, of not more than a sum equal to one-half of the salary, as payable from time to time during the period of pension payment to firemen of the highest grade, not including officers of the department, in the employ of the city of Richfield, such pension to be payable as the by-laws of the association provide.

Sec. 3. The firemen's relief association of the city of Richfield may provide in its bylaws that, as pertaining to those volunteer members who became full time paid firemen on or before July 9, 1962, when the status of volunteer firemen was abolished by ordinance, that each year of volunteer service shall be deemed the equivalent of one-half year of full time service for the purpose of determining the period of service and computation of service requirements in connection with payment of any pensions or other benefits to any individual member pursuant to Minnesota Statutes, Sections 424.17 and 424.21.

Sec. 4. A member of the fire department, who enters the employment of the department on or after January 1, 1968, shall not be eligible to receive a service pension until he reaches the age of 55 years, in lieu of the eligibility requirement pertaining to age provided in Minnesota Statutes, Sections 424.21 and 424.22.

Sec. 5. The bylaws of the relief association may further provide that when any member of the association or any pensioner who is a former member dies, there may be paid a death or funeral benefit not to exceed \$500 to defray or assist the family of the deceased in defraying the funeral expenses of the deceased.

Sec. 6. In lieu of the exclusion of time, during which a member received a disability pension in computation of service requirements for a service pension, as provided in Minnesota Statutes, Section 424.21, the firemen's relief association in the city of Richfield may provide that all periods of time during which a member received a disability pension shall be included in the computation of period or periods of service on the fire department entitling a member to a service pension.

Sec. 7. The firemen's relief association of the city of Richfield shall establish a board of examiners who shall perform the duties and functions as provided in Minnesota Statutes, Section 424.25 consisting of a competent physician or physicians, not to exceed three physicians, selected by the association, and at least three members of the relief association on active duty with the fire department.

Sec. 8. The bylaws of the association referred to in this

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act shall not be effective unless approved by the Richfield city council.

Sec. 9. This act is effective upon its approval by the governing body of the city of Richfield and upon compliance with Minnesota Statutes, Section 645.021.

Approved May 24, 1967.

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CHAPTER 799—H. F. No. 1660

[Coded in Part]

*An act relating to pest control; providing additional authority to control the spread of Dutch elm disease; amending Minnesota Statutes 1965, Sections 18.021, Subdivision 2; 18.022, Subdivision 2; and adding a subdivision to the section.*

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

Section 1. Minnesota Statutes 1965, Section 18.021, Subdivision 2, is amended to read:

Subd. 2. **Pest control; Dutch elm disease.** “Insect pest” includes grasshoppers, cutworms, army worms, European corn borers, Japanese beetles, *European elm bark beetles, native elm bark beetles*, forest tent ~~caterpillar~~ *caterpillars*, bee diseases, and any other insects which the commissioner may designate as dangerous to crops or the welfare of the people.

Sec. 2. Minnesota Statutes 1965, Section 18.022, Subdivision 2, is amended to read:

Subd. 2. **Cost.** (a) In order to defray the cost of such activities, the governing body of any such political subdivision may levy a special tax of not to exceed two mills in any year in excess of charter or statutory millage limitations, but not in any event more than 50 cents per capita, and may make such a levy, where necessary, separate from the general levy and at any time of the year. (b) *If, because of the prevalence of Dutch elm disease, the governing body of such a political subdivision is unable to defray the cost of control activities authorized by this section of Minnesota Statutes within the limits set by this subdivision, the limits set by this subdivision are increased to four mills, but not in any event more than one dollar per capita.*

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