

Sec. 2. The moneys appropriated by this act shall be disbursed by the state auditor on certification of a need therefor by the president of the Minnesota safety council. The state auditor shall disburse upon such certification 25 percent of the annual appropriation on the first day of July, October, January and April of each fiscal year.

Approved May 17, 1967.

CHAPTER 551—S. F. No. 1272

An act relating to metropolitan mosquito control; amending Minnesota Statutes 1965, Sections 399.03, Subdivision 5; 399.04, Subdivision 9; 399.05; 399.07, Subdivisions 2 and 3; and 399.08.

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

Section 1. Minnesota Statutes 1965, Section 399.03, Subdivision 5, is amended to read:

Subd. 5. **Metropolitan mosquito control.** The commission shall ~~first meet immediately after its appointment at the call of the chairman of the county board of Hennepin county to elect its officers meet on the first Thursday after the first Monday in January of each year in order to select the officers of the commission for the current year and to conduct such other organizational business as may be necessary. Thereafter, the selection of officers shall be made at the first meeting in January of each year.~~

Sec. 2. Minnesota Statutes 1965, Section 399.04, Subdivision 9, is amended to read:

Subd. 9. It may sell and dispose of any of the property of the commission whenever such property is no longer needed for the purposes of the commission. If the estimated value of any such property is over ~~\$500~~ \$2,500, it shall be sold on competitive bids after two weeks published notice.

Sec. 3. Minnesota Statutes 1965, Section 399.05, is amended to read:

399.05 Contracts for materials, supplies and equipment. No contract for the purchase of materials, supplies, and equipment costing more than ~~\$500~~ \$2,500 shall be made by the commission without the giving of at least two weeks published notice *publishing the notice once* in the official newspaper of each of the counties in

Changes or additions indicated by italics, deletions by strikeout:

the district that bids or proposals will be received. *The notice shall be published at least ten days before bids are opened.* Such notice shall state the nature of the work or purchase and the terms and conditions upon which the contract is to be awarded, naming therein a time and place where such bids will be received, opened, and read publicly, ~~which time shall be no less than seven days after the date of publication.~~ After such bids have been duly received, opened, read publicly, and recorded, the commission shall award such contract to the lowest responsible bidder or it may reject all bids. Each contract shall be duly executed in writing and the party to whom the contract is awarded ~~shall~~ *may be required to give sufficient bond to the commission for the faithful performance of the contract.* If no satisfactory bid is received the commission may readvertise. The commission shall have the right to set qualifications and specifications and to require bids to meet such qualifications and specifications before bids are accepted. If the commission by an affirmative vote of five-sixths of the voting power of the commission shall declare that an emergency exists requiring the immediate purchase of materials or supplies at a cost in excess of ~~\$500~~ \$2,500 but not to exceed \$5,000 in amount, or in making emergency repairs, it shall not be necessary to advertise for bids, but such material, equipment, and supplies may be purchased in the open market at the lowest price available without securing formal competitive bids. An emergency as used in this section shall be an unforeseen circumstance or condition which results in placing life or property in jeopardy. All contracts involving employment of labor shall stipulate terms thereof and such conditions as the commission deems reasonable as to hours and wages.

Sec. 4. Minnesota Statutes 1965, Section 399.07, Subdivision 2, is amended to read:

Subd. 2. Each county in the district shall levy a special tax each year in order to defray its share of the cost of the activities of the commission, which share shall be based on population. This levy shall not exceed two mills in any year in excess of charter or statutory millage limitations and shall not exceed 50 cents per capita within the county making the levy. Such per capita limitation shall be calculated on the basis of the last ~~official~~ *decennial or special* federal census. Such levy where necessary may be made separate from the general levy of the county and may be made at any time of the year, however, no participating county shall levy any tax for mosquito control except under sections 399.01 to 399.12.

Sec. 5. Minnesota Statutes 1965, Section 399.07, Subdivision 3, is amended to read:

Subd. 3. Each county in the district shall turn over to the

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commission all proceeds of such special tax and any subsequent special tax immediately after such proceeds are received, to be deposited in a bank or banks designated by the commission as its official depository, in an account to be known as the metropolitan mosquito control fund; and such funds may only be expended by the commission for the activities of the commission. Any bank or trust company so designated shall qualify as a depository by furnishing a corporate surety bond or collateral as required by Minnesota Statutes, Section 118.01, and shall thereafter, as long as money of the commission in excess of \$10,000 is on deposit therein, maintain such bond or collateral in the amounts required by said section. However, no bond or collateral shall be required to secure any deposit, insofar as it is insured under federal law as provided in Minnesota Statutes, Section 118.10. Any county which issues certificates of indebtedness in anticipation of the collection and payment of such special tax shall deposit the funds procured thereby in the metropolitan mosquito control fund and said county shall redeem these certificates of indebtedness out of the special tax levy provided in this section. Any balance shall be deposited in the metropolitan mosquito control fund. All disbursements made pursuant to sections 399.02 to 399.12 shall be made from said fund upon order of the commission signed by the chairman or vice chairman and by the business administrator, and each ~~warrant claim voucher~~ shall be signed by the business administrator and shall specify the name of the payee, the amount to be disbursed, and the purpose of the disbursement.

Sec. 6. Minnesota Statutes 1965, Section 399.08, is amended to read:

399.08 County participation, termination; dissolution. *Any county may terminate its participation in the district by written notice given to the chairman of said commission on or before July 1 of any year and such termination shall become effective on January 1 of the following year. In the event of the dissolution of the district all property of the commission shall be sold and the proceeds of such sale remaining after payment of all debts, obligations, and liabilities of the district, along with any balance in the fund, shall be divided and paid over to the county treasurers of the respective counties which are then members of the district in proportion to their undivided interest computed as above specified. No county may terminate its participation in the district except by giving 12 months notice to the chairman of the commission. In the event a county terminates its participation in the district as provided in this section an appraisal of the property of the commission shall be made by a board of appraisers and the value determined as of the date of such termination.*

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The board of appraisers shall consist of three members, one of which shall be appointed by the terminated county, one by the remaining counties within the district, and the third by the other two members of the appraisal board. In the event that the two appraisers cannot agree as to the appointment of the third appraiser within a period of 30 days then and in that event the matter should be referred back to said commission and the commission should then have the authority to appoint the third appraiser. There shall be paid over to the treasurer of the terminated county an amount equal to that county's share in the net assets of the commission proportionate to its financial contribution to the metropolitan mosquito control fund. *In the event of the dissolution of the district all property of the commission shall be sold and the proceeds of such sale remaining after payment of all debts, obligations and liabilities of the district, along with any balance in the fund, shall be divided and paid over to the county treasurers of the respective counties which are then members of the district in proportion to their undivided interest computed as above specified.*

Sec. 7. *This act shall become effective only after its approval by a majority of all the members of the Metropolitan Mosquito Control Commission and upon compliance with the provisions of Minnesota Statutes, Section 645.021.*

Approved May 17, 1967.

CHAPTER 552—S. F. No. 1273

An act relating to retirement allowances for employees of cities of the first class, amending Minnesota Statutes 1965, Section 422.15.

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

Section 1. Minnesota Statutes 1965, Section 422.15 is amended to read:

422.15. Cities of first class; employees; retirement; retirement board; trustee of funds. The members of the retirement board shall be the trustees of the several funds created by this chapter and shall have exclusive control and management of these funds, and shall have power to invest the same, subject to all the terms, conditions, limitations, and restrictions imposed by law upon savings banks in the making and disposing of their investments; and subject to like terms, conditions, limitations, and restrictions, these trustees shall have full power to hold, purchase, sell, assign, transfer, or dispose of any of the securities and investments in which any of the

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