

Section 1. [161.434] **Trunk highways; right of ways of interstate and trunk highways; limited land use.** The commissioner may also make such arrangements and agreements as he deems necessary in the public interest with any governmental authority, political subdivision, or public agency, for the limited use of land owned as interstate or trunk highway right of way, which use shall be for highway purposes, including aesthetic purposes, but not including the erection of permanent buildings. The commissioner shall secure the approval of the appropriate federal agency where such approval is required.

Approved May 22, 1967.

CHAPTER 660—S. F. No. 1836

[Not Coded]

An act relating to the city of Breckenridge; authorizing the city council to enter into an agreement with the city of Wahpeton, North Dakota for the acquisition, operation and maintenance of a joint airport to be located in North Dakota.

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

Section 1. **Breckenridge, city of; Wahpeton joint airport agreement.** Subdivision 1. The city council of the city of Breckenridge, in Wilkin county, may enter into an agreement with the governing body of the city of Wahpeton, North Dakota, providing for the acquisition, betterment, operation and maintenance of a joint airport to be located in the state of North Dakota.

Subd. 2. The agreement may provide for the appointment of a joint airport board comprising a number of residents of each city to be appointed by the governing bodies thereof; for the terms of office of the members; for their compensation; for the filling of vacancies; for the appointment of successors; for the organization of the board; for the powers and duties of the board and its officers which may include any powers which may be exercised by an airport authority pursuant to North Dakota Century Code, Chapter 2-06; and procedures for board action of any kind.

Subd. 3. The agreement shall specify the duration thereof; the proportion of capital costs to be contributed by each city; the proportion of operation and maintenance costs allocable to each city; and the proportionate interest which each city shall have in land, buildings and equipment acquired for the airport.

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

Subd. 4. The agreement may also include any other terms not inconsistent with the provisions of North Dakota Century Code, Section 2-06-16.

Sec. 2. **Financing.** Subdivision 1. The agreement shall require the joint airport board to prepare and submit to the governing body of each city, on or before September 1 in each year, a budget including an estimate of all expenditures of and revenues to be received by the airport board during the next calendar year. The budget shall become final when approved by the governing body of each city.

Subd. 2. Each year after the budget has become final, the city council of Breckenridge may by resolution and without a vote of the electors of the city levy a tax on all taxable property in the city sufficient to pay its share of the cost of acquisition, betterment, operation and maintenance of the joint airport. When collected the tax may be transferred to the joint airport board and expended by the board in accordance with the terms of agreement. The tax shall not exceed 10 mills in any year. The tax shall not be subject to any other limitations imposed by statute or the city charter nor shall the levy of such tax cause other taxes levied by the council which are subject to any limitation to be reduced by any amount whatsoever.

Subd. 3. The city council of Breckenridge may issue bonds of the city to finance its share of the cost of the acquisition and betterment of the joint airport, and may pledge all or any designated portion of the tax authorized to be levied by subdivision 2, or all or any portion of its share of the net revenues derived from the operation of the joint airport, or both, to the payment of the principal of and interest on the bonds. The bonds may be authorized and issued by resolution of the city council without authorization by the electors. Except as otherwise provided, the bonds shall be issued and sold in accordance with the provisions of Minnesota Statutes, Chapter 475.

Subd. 4. The state commissioner of aeronautics may designate the joint airport herein authorized to be constructed in North Dakota as a part of the airways system of this state, and may distribute moneys in the state airport fund to the city of Breckenridge to be used for the acquisition, construction, improvement, operation and maintenance of such joint airport as provided in subdivision 5. State funds may be made available for this purpose whether or not the project is done upon the supervision of the commissioner, but the city shall submit a report to the commissioner on or before January 10 of each year indicating the purposes for and the amounts in which state funds made available by the commissioner have been expended during the preceding calendar year. The commissioner may

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also approve any application for federal funds made by the city of Breckenridge, and may enter into the agreement with the city required by Minnesota Statutes, Section 360.0161, for the acceptance, disbursement and expenditure of such funds, all in connection with the joint airport.

Subd. 5. In the event that the joint airport board is formed the Minnesota State Commissioner of Aeronautics or his designate will be an ex-officio member of that board.

Subd. 6. The city council of Breckenridge may appropriate any federal or state funds received by the city for airport purposes for the payment of its share of the cost of acquisition and betterment of the joint airport, and may transfer the funds to the joint airport board to be expended in accordance with the terms of the agreement.

Sec. 3. **When effective.** This act shall become effective upon approval by a majority of the governing body of the city of Breckenridge, and upon compliance with the provisions of Minnesota Statutes, Section 645.021.

Approved May 22, 1967.

CHAPTER 661—S. F. No. 1880

[Not Coded]

An act relating to the special district No. 1 of the city of Minneapolis; amending Laws 1959, Chapter 462, as amended by Laws 1961, Chapter 565 and Laws 1963, Chapter 645.

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

Section 1. Laws 1959, Chapter 462, Section 1, as amended by Laws 1961, Chapter 565, Section 1 and Laws 1963, Chapter 645, Section 1, is amended to read:

Section 1. **Special School District No. 1, Minneapolis; administration.** The special school district now existing in the city of Minneapolis is a special independent school district subject to the provisions of Laws 1959, Chapter 462, as amended by Laws 1961, Chapter 565, and Laws 1963, Chapter 645, and this act. No provision of the Minneapolis home rule charter shall be applicable thereto, except as provided in this act.

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