

Sec. 4. The council of said city shall by ordinance provide for the preparation and adoption, by resolution, of an annual capital budget for said city for each year of the aforementioned two-year period, and no funds of said city, from whatever source derived, shall be expended for any capital improvement other than acquisition of office or mechanical equipment, or for minor remodeling or repairs of existing structures, except in accordance with said capital budget, which may, however, be from time to time amended as the council may by ordinance prescribe. Sums appropriated in the capital budget may be expended regardless of the amounts appropriated to the various budget funds of the city pursuant to the charter thereof. The council of said city may carry out the capital improvements program authorized by this act under and pursuant to an ordinance adopted by it subsequent to the passage of this act or it may carry out such program under and pursuant to the provisions of the ordinance presently in effect, adopted pursuant to the provisions of Laws 1967, Chapter 460, and such amendments thereto as the council may hereafter adopt.

Sec. 5. No proceeds of any bond issued pursuant to this act shall be expended for the construction or equipment of any portion of the Saint Paul auditorium or civic center connected thereto.

Sec. 6. The authority and power granted to the city of Saint Paul to issue bonds under and pursuant to the provisions of this act shall be in addition to the power or authority contained in any other law or statute.

Sec. 7. This act shall become effective only after its approval by a majority of the governing body of the city of Saint Paul and upon compliance with the provisions of Minnesota Statutes, Section 645.021.

Approved June 6, 1969.

CHAPTER 1104—H. F. No. 2956

[Not Coded]

An act relating to the Saint Paul Ramsey Hospital and Ramsey County Sanitarium; creating a commission responsible for the operation, administration and management of such facilities; providing for a transfer of the responsibility of the operation, administration and management of such facilities from the County Welfare Board to the new hospital commission; superseding inconsistent laws including Laws 1929, Chapter 371, Sections 1 and 3 as amended and Section 251.02 of Minnesota Statutes.

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

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

Section 1. Ramsey county public hospital and sanitarium commission. There is hereby created a commission to be known as the "Ramsey County Hospital and Sanitarium Commission", whose duty shall be the operation, administration and management of the Saint Paul Ramsey Hospital facilities constructed pursuant to Laws 1957, Chapter 938 and Ramsey County Tuberculosis Sanitarium.

Sec. 2. Membership. As soon as practicable after such county by formal action of its governing body determines that it is in the public interest to proceed to initiate, effectuate, and carry out the purposes of this act, but not later than November 1, 1969, there shall be appointed a "Ramsey County Hospital and Sanitarium Commission" consisting of nine members who shall be appointed as follows: three members, including one residing outside the city of Saint Paul, from the board of Ramsey county commissioners and six citizen members, each of whom shall be a resident of Ramsey County and at least two of whom shall be residents of the city of St. Paul, and at least two of whom shall not be residents of the city of Saint Paul, all of whom shall be nominated by the chairman of the board of Ramsey county commissioners and approved by the board of Ramsey county commissioners. The Ramsey county auditor and superintendent of said hospital shall serve in an advisory and non-voting capacity upon such commission.

Sec. 3. Terms. The three members appointed by the Ramsey county board of commissioners from its membership shall in each case serve for a one-year term. Each of the other six members shall hold office for four years and until his successor shall be appointed, except that for the first appointments, three members shall be appointed for two years and three members shall be appointed for four years. Vacancies on the board shall be filled by appointment in accordance with the provisions of Section 2 for the unexpired term of the position which is being filled. Any member of the commission whose term expires, if otherwise qualified, may be reappointed to the board. No member shall be compensated for services except for expenses incurred in the performance of their duties.

Sec. 4. Powers and duties of commission. Subdivision 1. The commission shall exercise the powers and duties of a county sanitarium commission pursuant to Section 251.02 of the Minnesota Statutes.

Subd. 2. The commission shall be responsible for the operation, administration, management and control of the Saint Paul Ramsey Hospital and may appoint and at its pleasure remove a superintendent of such hospital. All other employees presently subject shall

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remain subject to the laws relating to the civil service of Ramsey county and their compensation shall be in accordance with the rules providing for the civil service of the county and under the supervision of the Ramsey county civil service department. The commission shall reimburse Ramsey county for such services and such reimbursement shall be credited to the budget of the county civil service. All members of the commission shall be subject to removal at any time by the Ramsey county board of commissioners by majority vote plus one vote.

Subd. 3. The commission may adopt by-laws. All meetings of the commission shall be deemed meetings of a public body and open to the public and the minutes thereof shall be a matter of public record. The commission shall elect from its membership for one-year terms a chairman, vice-chairman and secretary, who shall have the usual and customary duties, obligations and responsibilities of such offices, and who shall be required to be bonded at the discretion of the board as the occasion requires. A majority of the voting members of the board shall constitute a quorum. The commission shall submit annually to the Ramsey county board of commissioners for approval of said body a budget which shows the estimated amount of money required for the operation and conduct of the affairs of the public hospital and sanitarium under control of the commission during the next ensuing year. Said budget shall be submitted not later than September 1 of each year and shall include all monies needed for the next ensuing year except funds for the construction of additional facilities. The budget as submitted and approved or as revised by the Ramsey county board of commissioners and approved shall be the budget of the commission for the next ensuing year. When funds for the construction of additional facilities are needed the commission shall make requests for such funds to the city of Saint Paul and county of Ramsey jointly. Power is hereby granted to the county for operation, maintenance and construction purposes as hereinbefore set forth and to the city for construction purposes as heretofore set forth to levy taxes in addition to all other taxing powers of said county and city, and shall exist independently of any restriction upon the powers of said county and city to levy taxes for other purposes. The commission shall receive and be responsible for all funds from whatever source derived, and these funds shall be deemed to be public funds. The commission shall have jurisdiction and authority over its accounts.

It shall establish and maintain all necessary accounts. The commission may establish reserve accounts, depreciation accounts and working capital funds in order to operate on an accrual basis.

The commission may, with the prior approval of the Ramsey

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county board of commissioners, obtain working capital funds for the operation and maintenance of any facility under its jurisdiction by borrowing from any funds under the jurisdiction of the Ramsey county board of commissioners or from any lending agency chartered by the United States or any state and authorized to do business in Minnesota. Contracts for the borrowing of working capital from any agency other than the county shall be entered into by the commission only after advertisement for proposals in the official newspaper of Ramsey county for three successive weeks. The contract may provide for the borrowing of money for the aforesaid purposes in an amount not to exceed a total at any one time outstanding of \$2,000,000. The commission shall determine the terms and conditions of such borrowing as will be in the best interests of the commission and the county. The contract shall provide that the security for the loan will be evidenced by the notes of the commission and the accounts receivable, or any part thereof, available to the commission from the operation of the hospital. Neither the hospital nor any physical asset thereof, nor the full faith and credit of Ramsey county, shall be pledged or available as security for any such borrowing. Any contract entered into pursuant hereto shall not extend for a term of more than two years from the date thereof and will be subject in all particulars to the approval of the Ramsey county board of commissioners.

The commission shall have jurisdiction over its accounts and payrolls and shall establish and maintain a public depository pursuant to the provisions of Extra Session Laws 1935, Chapter 90.

Subd. 4. The commission shall take all measures necessary and proper to provide hospital and medical services for the indigent, the contagiously ill, catastrophically injured, and city and county prisoners, and may take all measures necessary and proper to maintain the hospital as a research and teaching institution. To those ends it is empowered to make affiliation agreements with the Ramsey county almshouse or home, educational institutions, political subdivisions of the state of Minnesota, boards, commissions and non-profit organizations created pursuant to state statute for similar purposes.

Subd. 5. The commission shall purchase all necessary goods, materials and services through the purchasing agent of the city of Saint Paul pursuant to the joint purchasing agreement including the reimbursement provision between said city and said county and the laws applicable thereto. Purchases for said commission in amounts less than \$2,000 may be made by the purchasing agent of the city of Saint Paul by informal bid procedure.

Subd. 6. The Ramsey county attorney shall be the attorney

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and legal advisor of the commission. The commission shall reimburse Ramsey county for such services and such reimbursement shall be credited to the budget of the Ramsey county attorney.

Sec. 5. Certain agreements prohibited. Notwithstanding any law to the contrary, the commission shall not have power to enter into any exclusive agreement with any medical school which would preclude the use of Saint Paul Ramsey Hospital in the training of medical students of any other medical school. Notwithstanding any law to the contrary, the commission shall not have power to enter into any agreement with any other hospital or group of hospitals for the furnishing of hospital services.

Sec. 6. Financing. Subdivision 1. Notwithstanding any law to the contrary the Ramsey county board of commissioners is authorized to provide all funds, except those required for the purpose of funding prior construction indebtedness which shall be as heretofore provided, it approves pursuant to budgets duly submitted to it by the commission. The Ramsey county board of commissioners is further authorized to provide emergency funds for the commission for the purpose of operating facilities for the benefit of the indigent for civil defense, catastrophes, epidemics, and acts of war when operational income is insufficient to meet operational expenses.

Subd. 2. Indebtedness for construction of existing facilities shall be retired as provided in Laws 1957, Chapter 938 and continue to be jointly financed by the city of Saint Paul and Ramsey county in accordance with the applicable provisions of law. If the hospital revenues justify they shall be applied to the retirement of said indebtedness.

Subd. 3. The commission may accept from the United States, the state of Minnesota or any other agency or local subdivision of government and from private sources land, money or other assistance for the purposes of carrying out the provisions of this act and caring for the indigent, the contagiously ill, the catastrophically injured, and the prisoners of the city of Saint Paul and county of Ramsey.

Sec. 7. Transfer of control. Subdivision 1. Notwithstanding any law to the contrary, the operation, management and control of the Saint Paul Ramsey hospital and Ramsey county tuberculosis sanitarium shall be transferred from the county welfare board of the city of Saint Paul and county of Ramsey to the "Ramsey County Hospital and Sanitarium Commission" created in accordance with the provisions of this act for the purpose of operating said facilities for the benefit of the indigent of Ramsey county, the contagiously ill, the catastrophically injured, the city and county pris-

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oners, research, and teaching. Said transfer shall be made upon notification to the county welfare board of the city of Saint Paul and county of Ramsey by the Ramsey County Hospital and Sanitarium Commission that it is ready to accept the management, operation and control of such facilities and not later than December 31, 1969.

Subd. 2. All the powers and duties concerning institutional care of the sick or injured indigent, the contagiously ill, the catastrophically injured, and the city and county prisoners at Saint Paul Ramsey Hospital and the Ramsey County Sanitarium now vested in or imposed upon the Ramsey county welfare board of the city of Saint Paul and county of Ramsey and the Ramsey county sanitarium commission are hereby transferred to, vested in, and imposed upon the "Ramsey County Hospital and Sanitarium Commission".

Sec. 8. Transfer of rights and duties. Subdivision 1. The "Ramsey County Hospital and Sanitarium Commission" to which the functions, powers and duties of the previously existing board, commission or other agency are by this act assigned and transferred shall be deemed and held a constituted continuation of the former board, commission or other agency as to matters within the jurisdiction of the former board, commission or other agency and not a new authority for the purpose of succession to all rights, powers, duties and obligations of the former board, commission or other agency as constituted at the time of such assignment or transfer except as otherwise provided by this act, with the same force and effect as if such functions, powers and duties had not been assigned or transferred.

Subd. 2. Any proceeding, court action, prosecution, or other business or matter undertaken or commenced prior to the passage of this act by a board, commission or other agency, the functions, powers and duties whereof are by this act assigned and transferred to the Ramsey county hospital and sanitarium commission, and still pending at the time of the passage of this act, may be conducted and completed by the Ramsey county hospital and sanitarium commission in the same manner and under the same terms and conditions and with the same effect as though it were undertaken or commenced and were conducted or completed by the former board, commission or other agency prior to such transfer.

Subd. 3. Except as otherwise provided in this act, the head of any board, commission or other agency whose functions, powers and duties are by this act assigned and transferred to the Ramsey county hospital and sanitarium commission shall transfer and deliver to the Ramsey county hospital and sanitarium commission all contracts,

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books, bonds, plans, papers, records and property of every description within his jurisdiction or control. The chairman of the Ramsey county hospital and sanitarium commission is hereby authorized to take possession of said property.

Subd. 4. All unexpended funds appropriated to any board, commission or other agency for the purpose of any of its functions, powers or duties which are transferred by this act to the Ramsey county hospital and sanitarium commission are hereby transferred to such Ramsey county hospital and sanitarium commission. Where unexpended funds appropriated to any board, commission or agency for the purposes of any of its functions, powers or duties are changed by this act so that the functions, powers or duties are in more than one board, commission or agency, the Ramsey county board of commissioners shall allocate the appropriation between the boards, commissions and agencies concerned.

Sec. 9. **Revision.** In the next and subsequent editions of Minnesota Statutes the revisor of statutes shall make such changes in terminology as may be necessary to record the functions, powers or duties which are transferred by this act from a board, commission or other agency to another.

Sec. 10. **Superseded laws.** This act supersedes all laws inconsistent herewith, and particularly Laws 1929, Chapter 371, Sections 1 and 3 as amended and Section 251.02 of Minnesota Statutes.

Sec. 11. **Effective date.** This act is effective upon its approval by the board of county commissioners of Ramsey county and by the city council of the city of Saint Paul and upon compliance with Minnesota Statutes, Section 645.021.

The powers vested by this act in the Ramsey County Hospital and Sanitarium Commission shall automatically revert to the welfare board of Ramsey County January 1, 1974, unless the legislature shall otherwise provide by law.

Approved June 6, 1969.

CHAPTER 1105—H. F. No. 2958

[Not Coded]

An act relating to the firemen's relief association of the city of Robbinsdale.

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

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