

Sec. 3. ORGANIZATION FOR TECHNICAL DESIGN ADVISORY COMMITTEE. The governing body of the city of Minneapolis may by ordinance create and appoint or delegate the authority to appoint a technical design advisory committee for reviewing the public and private improvements within the design districts for compliance with the design framework. The persons appointed to the committee should be those recognized as experts in the matters of environment design by virtue of their interests, endowment, training and experience.

Sec. 4. CERTIFICATE OF APPROPRIATENESS. The governing body of the city of Minneapolis shall, if it exercises the authority granted under section 2 above, by ordinance provide that no environmental improvements—buildings, structures, site improvements, or signs—shall be erected, altered, restored, moved, or made within the design districts until after a certificate of appropriateness is issued by an agency designated by the governing body.

Before issuing the certificate of appropriateness the plans of the proposed improvement shall be submitted to the technical design advisory committee for review as to compliance with the design framework, after which the technical design advisory committee shall make a recommendation to the agency designated to issue the certificate of appropriateness.

Sec. 5. Provisions of this act shall be effective notwithstanding any statute or charter provision to the contrary.

Sec. 6. This act shall become effective upon its approval by resolution adopted by a majority of all members of the city council of the city of Minneapolis and upon compliance with Minnesota Statutes, Section 645.021.

Approved May 26, 1971.

CHAPTER 552—S.F.No.2228

[Coded in Part]

An act relating to retirement allowances for employees of cities of the first class; revising the age at which certain deposits may be withdrawn; providing for certain elections; amending Minnesota Statutes 1969, Section 422.37, Subdivisions 2, 3, 4, 6, and by adding subdivisions.

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

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

Section 1. Minnesota Statutes 1969, Section 422.37, Subdivision 2, is amended to read:

Subd. 2. **CITIES OF FIRST CLASS; RETIREMENT ALLOWANCES.** If a member of the contributing class makes the election herein and in subdivision 1 provided for, he may, upon attaining the age of 55 years, but before attaining the age of 65 years, or someone acting in his behalf, ~~shall make application for such retirement allowance in the manner provided for by section 422.08. In the event such contributing member, after 20 years of service, becomes separated from the city after having attained the age of 55 years, he or someone acting in his behalf shall make the application within the time and in the manner provided for herein.~~ Such retirement allowance shall be the actuarial equivalent of the city's contribution and the member's deposit, as they were on the date the separation becomes permanent, plus interest, as provided for in section 422.11.

Sec. 2. Minnesota Statutes 1969, Section 422.37, Subdivision 3, is amended to read:

Subd. 3. If such contributing member dies before reaching the age of ~~55~~ 65 years, or having attained the age of ~~55~~ 65 years without having made the election provided for herein, the net accumulated amount of deductions from his or her salary, pay or compensation, plus interest, to his or her credit on date of death shall be paid to such person, or persons, as he or she shall have nominated by written designation filed with the retirement board, in such form as the retirement board shall require.

If the employee fails to make a designation, or if the person or persons designated by such employee predeceases such employee, the net accumulated amount of deductions from his or her salary, pay, or compensation, plus interest, to the credit of such employee on date of death shall be paid to such employee's estate.

The net accumulated city deposits shall be paid to a beneficiary designated by such contributing member in such form as the retirement board shall require, who shall be the surviving spouse, or surviving child, or children of such member; if there be no surviving spouse, or surviving child or children, then to a person actually dependent on and receiving principal support from such member or surviving mother or father, or surviving brother or sister, or surviving children of the deceased brother or sister of such member.

If the beneficiary designated by the member is not one of the class of persons named in the preceding sentence, such benefit from the accumulations of city deposits shall be paid in the following order: (1) to the surviving spouse, the whole thereof; (2) if there be no

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surviving spouse, to the surviving children, share and share alike; (3) if there be no surviving spouse or child, or children, to the dependent or dependents, as those terms are herein defined, of the member, share and share alike; (4) if there be no surviving spouse, child or children, or dependents, to the surviving mother and father, share and share alike; (5) if there be no surviving mother and father, to the surviving brothers and sisters of the member, in equal shares; (6) and if there be no surviving brothers and sisters, to the surviving children of the deceased brothers and sisters of the member, in equal shares; (7) and if there be no person named in the preceding sentence who survives the member, the accumulation of city deposits shall be canceled. ~~The interest credit accrued from the date of separation to the date of death on such member's deposit shall be withheld and credited to the reserve for loss on investment account.~~

Sec. 3. Minnesota Statutes 1969, Section 422.37, Subdivision 4, is amended to read:

Subd. 4. Such contributing member may, after electing to receive a retirement allowance as provided herein, make application to withdraw his deposit before reaching the age of ~~55~~ 60 years, at which time that portion contributed by the city shall be canceled and one half the interest credited on his deposit on date of separation to date application is made to withdraw such credit shall be withheld and credited to the reserve for loss on investment account of such fund.

Sec. 4. Minnesota Statutes 1969, Section 422.37, Subdivision 6, is amended to read:

Subd. 6. If such contributing member, after becoming permanently separated from the service of the city and after electing to receive a retirement allowance as provided herein, becomes totally and permanently disabled for any cause before reaching the age of ~~55~~ 60 years, he shall be entitled to receive such retirement allowance ~~before reaching the age of 55 years~~, upon application to the municipal pension and retirement board and certified by the medical board provided in this chapter. Such retirement allowance shall be the actuarial equivalent of the total credit to his account on the date application for such retirement allowance is made.

Sec. 5. Minnesota Statutes 1969, Section 422.37, is amended by adding subdivisions to read:

Subd. 7. Any member of the contributing class who becomes permanently separated from the service of any city to which this section applies, after 10 or more years of service for such city, but less than 20 years of service, and who is under the age of 60 years, may, by an instrument in writing, filed with the retirement board within 30 days after such separation becomes permanent, elect to allow his

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contributions to such fund to the date of separation to remain on deposit in such fund, and in such event he shall be entitled to receive a retirement allowance at age 60 or later, but before age 65, provided he, or someone acting in his behalf if he be incompetent, make written application for such retirement allowance in the same manner provided for in section 422.08. Such retirement allowance shall be the actuarial equivalent of the city's contribution and the member's deposit as they were on the date the separation becomes permanent, plus interest, as provided for in section 422.11. The provisions of subdivisions 3, 4, 5 and 6 of this section shall also apply to any member qualifying for benefits under this subdivision.

Subd. 8. Any member of the contributing class who was also a member of the state employees retirement association or the public employees retirement association including the public employees retirement association police and fire fund or the teachers retirement association or the Minnesota highway patrolmen's retirement association, or any other public employee retirement system in the state of Minnesota having a like provision but excluding all other funds providing benefits for policemen or firemen shall be entitled when qualified to an annuity from each fund if his total allowable service in any two or more of these funds totals ten or more years, provided no portion of the allowable service upon which the retirement annuity from one fund is based is again used in the computation for benefits from another fund and provided further that a refundment has not been taken from any one of these funds since his membership in any of the associations last terminated. The annuity from each fund shall be determined by the appropriate provisions of that fund except the provision requiring at least ten years allowable service in the respective system or association shall not apply for the purposes of this section provided the combined service in two or more of these funds equal ten or more years.

Subd. 9. Any member of the contributing class who becomes permanently separated from the service of any city to which this section applies under subdivision 8, may, by an instrument in writing, filed with the municipal pension and retirement board within 30 days after such separation becomes permanent, elect to allow his contributions to such fund to the date of separation to remain on deposit in such fund, and in such event he shall be entitled to receive a retirement allowance at age 65, provided he, or someone acting in his behalf if he be incompetent, shall make written application for such retirement allowance in the same manner provided for in section 422.08. Such retirement allowance shall be the actuarial equivalent of the city's contribution and the member's deposits as they were on the date the separation becomes permanent, plus interest, as provided for in section 422.11.

If the contributing member dies before reaching the age of 65 years, or having attained the age of 65 years without having made

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the election provided for herein, the net accumulated amount of deductions from his or her salary, pay or compensation, plus interest, to his or her credit on date of death shall be paid to such person or persons as have been nominated by written designation filed with the retirement board, in such form as the retirement board shall require.

If the employee fails to make a designation, or if the person or persons designated by such employee predeceases such employee, the net accumulated credit to such employee's account on date of death shall be paid to such employee's estate.

The provisions of subdivisions 4, 5 and 6 of this section shall also apply to any member qualifying for benefits under this subdivision, except for purposes of this subdivision the age referred to in said subdivision 4 shall be 65 years and the age referred to in said subdivision 6 shall be 60 years.

Sec. 6. The effective date of this act shall be July 1, 1971.

Approved May 26, 1971.

CHAPTER 553—S.F.No.2650

[Not Coded]

An act authorizing the city of Blue Earth to issue \$170,000 of bonds for airport improvements.

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

Section 1. **BLUE EARTH, CITY OF; AIRPORT BONDS.** The city of Blue Earth in Faribault county is authorized to issue general obligation airport revenue bonds of the city in the amount of \$170,000 for the purpose of providing the city's share of the cost of making improvements to its municipal airport, the remainder of such cost to be met by state and federal grants. There shall also be pledged to the payment of said bonds net revenues derived from the municipal airport. Such bonds may be issued by resolution of the council of the city, as provided in Minnesota Statutes, Section 475.58, Subdivision 1.

Sec. 2. If, within 30 days after the date of the hearing required by section 2, a petition signed by a number of electors equal to not less than 15 percent of the number voting at the most recent general election shall be filed with the city council demanding a referendum on the question of the bond issue, the city council shall either call a special election upon the question or submit the question to a vote of the electorate at the next regular city election.

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