

CHAPTER 503—H.F.No.1023

[Coded in Part]

An act relating to home rule charters and charter commissions; amending Minnesota Statutes 1971, Sections 410.12, by adding subdivisions; and 410.30; repealing Minnesota Statutes 1971, Sections 410.17; 410.22; 410.27; and 410.31.

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

Section 1. Minnesota Statutes 1971, Section 410.12, is amended by adding a subdivision to read:

Subd. 1a. CITIES AND VILLAGES; HOME RULE CHARTERS; AMENDMENT; ALTERNATIVE METHODS OF CHARTER AMENDMENT. A home rule charter may be amended only by following one of the alternative methods of amendment provided in subdivisions 1 to 7.

Sec. 2. Minnesota Statutes 1971, Section 410.12, is amended by adding a subdivision to read:

Subd. 5. AMENDMENTS PROPOSED BY COUNCIL. The council of any city having a home rule charter may propose charter amendments to the voters by ordinance. Any ordinance proposing such an amendment shall be submitted to the charter commission. Within 60 days thereafter, the charter commission shall review the proposed amendment but before the expiration of such period the commission may extend the time for review for an additional 90 days by filing with the city clerk its resolution determining that an additional time for review is needed. After reviewing the proposed amendment, the charter commission shall approve or reject the proposed amendment or suggest a substitute amendment. The commission shall promptly notify the council of the action taken. On notification of the charter commission's action, the council may submit to the people, in the same manner as provided in subdivision 4, the amendment originally proposed by it or the substitute amendment proposed by the charter commission. The amendment shall become effective only when approved by the voters as provided in subdivision 4. If so approved it shall be filed in the same manner as other amendments. Nothing in this subdivision precludes the charter commission from proposing charter amendments in the manner provided by subdivision 1.

Sec. 3. Minnesota Statutes 1971, Section 410.12, is amended by adding a subdivision to read:

Subd. 6. AMENDMENTS, CITIES OF THE FOURTH CLASS. The council of a city of the fourth class having a home rule charter may propose charter amendments by ordinance with-

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out submission to the charter commission. Such ordinance, if enacted, shall be adopted by at least a four-fifths vote of all its members after a public hearing upon two weeks' published notice containing the text of the proposed amendment and shall be approved by the mayor and published as in the case of other ordinances. The council shall submit the proposed amendment to the people in the manner provided in subdivision 4, but not sooner than three months after the passage of the ordinance. The amendment becomes effective only when approved by the voters as provided in subdivision 4. If so approved, it shall be filed in the same manner as other amendments.

Sec. 4. Minnesota Statutes 1971, Section 410.12, is amended by adding a subdivision to read:

Subd. 7. AMENDMENT BY ORDINANCE. Upon recommendation of the charter commission the city council may enact a charter amendment by ordinance. Such an ordinance, if enacted, shall be adopted by the council by an affirmative vote of all its members after a public hearing upon two weeks' published notice containing the text of the proposed amendment and shall be approved by the mayor and published as in the case of other ordinances. An ordinance amending a city charter shall not become effective until 90 days after passage and publication or at such later date as is fixed in the ordinance. Within 60 days after passage and publication of such an ordinance, a petition requesting a referendum on the ordinance may be filed with the city clerk. Such petition shall be signed by qualified voters equal in number to two percent of the total number of votes cast in the city at the last state general election or 2,000, whichever is less. If the city has a system of permanent registration of voters, only registered voters are eligible to sign the petition. If the requisite petition is filed within the prescribed period, the ordinance shall not become effective until it is approved by the voters as in the case of charter amendments submitted by the charter commission, the council, or by petition of the voters, except that the council may submit the ordinance at any general or special election held at least 60 days after submission of the petition, or it may reconsider its action in adopting the ordinance. As far as practicable the requirements of subdivisions 1 to 3 apply to petitions submitted under this section, to an ordinance amending a charter, and to the filing of such ordinance when approved by the voters.

Sec. 5. Minnesota Statutes 1971, Section 410.30, is amended to read:

410.30 ABANDONMENT OF HOME RULE CHARTERS BY CITIES OF FOURTH CLASS; ASSUMPTION OF VILLAGE STATUS. Any city of the fourth ~~any~~ class having a home rule charter may abandon such charter and become a village. A proposal to

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abandon the charter shall be presented, adopted, and become effective in the same manner as a charter amendment, and all statutory provisions relating to home rule charter amendments shall apply to a proposal to abandon a charter. Such proposal shall include a schedule containing all necessary provisions for transition to a village form of government, including such provisions with reference to terms of incumbent officers as are deemed appropriate to place the municipality on the regular village election schedule as soon as practicable. The proposal may provide in effect for continuance of specified provisions of the home rule charter for an interim period and shall specify the standard plan or the optional plan under which the municipality is to operate as a village.

Sec. 6. **REPEALER.** Minnesota Statutes 1971, Sections 410.17, 410.22, 410.27 and 410.31 are repealed.

Approved May 21, 1973.

CHAPTER 504—H.F.No.1104

[Not Coded]

An act relating to the cities of St. Louis Park and Winona; permitting city council to direct or serve on housing and redevelopment authority or to contract with other governmental units for services provided by such authority.

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

Section 1. ST. LOUIS PARK, WINONA, CITIES OF; HOUSING AND REDEVELOPMENT AUTHORITY. Subdivision 1. Notwithstanding the provisions of Minnesota Statutes, Section 462.425, or any other law or charter provision to the contrary, the city council of St. Louis Park or the city council of Winona, by ordinance, may provide that the respective city councils shall constitute the housing and redevelopment authority of the respective cities or may permit members of the respective city councils to serve on said authority.

Subd. 2. The purpose, scope and authority of the housing and redevelopment authority of each of the cities shall be the same as that provided for under Minnesota Statutes, Sections 462.415 to 462.716.

Sec. 2. CONTRACT FOR SERVICES. The city councils of each city may enter into contracts with other governmental units

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