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**CHAPTER 272—H.F.No.2007****[Not Coded]**

*An act relating to local government; retirement; increasing volunteer firemen's service pensions for the cities of Wayzata and Newport; authorizing the city of Maple Grove to refund certain temporary improvement bonds; amending Laws 1973, Chapter 472, Section 1.*

**BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:**

Section 1. Laws 1973, Chapter 472, Section 1, is amended to read:

**Section 1. WAYZATA, NEWPORT AND MAPLE GROVE, CITIES OF; VOLUNTEER FIREMEN'S RELIEF ASSOCIATION.** Notwithstanding any provision of Minnesota Statutes, Section 69.06 to the contrary, the Wayzata volunteer fire department relief association may pay to any fireman retiring after July 1, ~~1973~~ 1976 with 20 or more years service and having attained the age of 50, a lump sum benefit not in excess of ~~\$400~~ \$750 per year of service. This lump sum benefit may be payable to the widow or the surviving children of the member in the event that the member dies prior to receiving his lump sum benefit but after completing 20 years of service. A "widow" for purposes of this act is defined as a spouse who became the legally married wife of a member during or prior to the time the member served on active duty with the fire department and remained such continuously after the marriage until his death. The lump sum benefits provided for by this act may be paid to any member entitled thereto in addition to any other pension received from other public or private employment.

**Sec. 2. CITY OF NEWPORT; FIREMEN'S SERVICE PENSIONS.**  
Subdivision 1. The volunteer firemen's relief association of the city of Newport may pay firemen's service pensions in excess of the amounts authorized by Minnesota Statutes, Section 69.06, but not in excess of \$80 per month, except as authorized by subdivision 2, to each of its members who has retired or shall hereafter retire, who has reached or shall hereafter reach the age of 50 years and who has done or hereafter shall do active duty for 20 years or more as a member of the Newport volunteer fire department, and who has been or shall hereafter be a member of the Newport volunteer firemen's relief association for at least ten years prior to such retirement and who complies with such additional conditions as to age, service and membership as may be prescribed by the articles of incorporation or bylaws of the association.

Subd. 2. The amount of monthly pension which may be paid to such retired firemen may be increased by adding to the maximum above prescribed an amount not exceeding \$4 per month for each year of active duty over 20 years of service before retirement; provided that

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no member shall be paid a pension in any greater amount than \$90 per month.

Subd. 3. The volunteer fire department relief association may provide in its certificate of incorporation or bylaws for a service pension in an amount not exceeding \$450 per year of service, and not exceeding 30 years of service, to be paid in a lump sum where the retiring member qualifies for a service pension under the provisions of this section, and the member elects by written application to the association to take the payment in a lump sum rather than the monthly pension.

Subd. 4. The provisions of section 69.06 shall continue to govern pensions paid pursuant to this section in all instances where consistent with this section.

Sec. 3. Section 1 of this act is effective upon approval by the governing body of the city of Wayzata and upon compliance with the provisions of Minnesota Statutes, Section 645.021. Section 2 of this act is effective when approved by the governing body of the city of Newport and upon compliance with the provisions of section 645.021.

**Sec. 4. MAPLE GROVE, CITY OF; REFUNDING IMPROVEMENT BONDS.** The city of Maple Grove is authorized to issue refunding temporary improvement bonds for the purpose of paying and refunding at maturity, the principal amount of any of its temporary improvement bonds issued during the years 1973, 1974 and 1975 in accordance with Minnesota Statutes, Section 429.091, Subdivision 3, to the extent that such principal amount cannot be paid out of the assessments and taxes, if any, levied for its payment and theretofore collected, or out of other funds determined by the city council to be available. The refunding temporary improvement bonds may be authorized to be issued by resolution of the council whenever it is deemed necessary and expedient to do so. The terms of their sale and issuance and the rights of the holders thereof shall be the same as is provided by section 429.091, subdivision 3, with respect to the temporary improvement bonds. No holder of any temporary improvement bond of such city, outstanding the date this act becomes effective, shall be required to accept in payment or in exchange therefor any refunding temporary improvement bond issued hereunder.

Sec. 5. Section 4 of this act shall be effective only after its approval by a resolution adopted by a favorable vote of a majority of the members of the council of the city of Maple Grove, and upon compliance with Minnesota Statutes, Section 645.021.

Approved April 13, 1976.

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