
CHAPTER 60—S.F.No.855

[Not Coded]

An act relating to St. Louis county; providing for the automobile expenses of county commissioners; amending Laws 1959, Chapter 301, Section 1.

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

Section 1. Laws 1959, Chapter 301, Section 1, is amended to read:

Section 1. **ST. LOUIS COUNTY; AUTOMOBILE EXPENSE OF COMMISSIONERS.** County commissioners of St. Louis county are hereby authorized to pay themselves when they submit a certified claim to the board, for the use of their privately owned cars used in county business at the rate permitted by law, from the road and bridge fund of their respective districts, and said payments shall be over and above their general expenses for county business authorized by Laws 1951, Chapter 391, Section 2, but not to exceed in any one calendar year the sum of ~~\$4200~~ \$1800 for each commissioner.

Sec. 2. This act is effective upon its approval by the board of county commissioners of the county of St. Louis, and upon compliance with Minnesota Statutes, Section 645.021.

Approved May 4, 1977.

CHAPTER 61—S.F.No.1039

[Not Coded]

An act relating to retirement; firemen's pensions in the cities of Eveleth and Two Harbors; consolidation of the police and firemen's relief associations in the city of Eveleth into the public employees police and fire fund; amending Laws 1935, Chapter 208, Section 11, as added and amended.

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

Section 1. Laws 1935, Chapter 208, Section 11, as added by Laws 1975, Chapter 200, Section 1, and amended by Laws 1976, Chapter 78, Section 1, is amended to read:

Sec. 11. **EVELETH FIREMEN'S PENSIONS; INCREASE IN BENEFITS.** Any pension payable to a retired member or to a widow pursuant to section 1 of Laws 1935, Chapter 208, as amended, as of ~~April 1, 1976~~ February 1, 1977 shall be increased by \$25 per month, effective with the first monthly payment after the effective date of this act. Notwithstanding Minnesota Statutes, Section 356.18, increases in pensions pursuant to

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this section shall be made automatically, unless the recipient files written notice with the association requesting that the increase not be made. No retired member or surviving widow shall receive increases under both Laws 1975, Chapter 200, or Laws 1976, Chapter 78, and this act. The amount of any increase payable under section 1 of this act shall be paid retroactive to January 1, 1977. The retroactive increase payments shall be included with the first monthly payment after the effective date of this act.

Sec. 2. COVERAGE BY THE PUBLIC EMPLOYEES POLICE AND FIRE FUND. Notwithstanding any provisions of law to the contrary, as of the effective date of this act, all active employees of the police department and the fire department of the city of Eveleth shall cease to be members of the Eveleth police relief association or the Eveleth firemen's relief association respectively, and shall cease to have any accrual of service credits, rights, or benefits from the respective relief associations. From and after the effective date of this act, all active members of the police and fire departments of the city of Eveleth shall be members of the public employees police and fire fund established pursuant to Minnesota Statutes, Sections 353.63 to 353.68.

Sec. 3. PURCHASE OF PRIOR SERVICE IN THE PUBLIC EMPLOYEES POLICE AND FIRE FUND. Any active employee who has pension coverage transferred from the local relief association to the public employees police and fire fund pursuant to section 2 of this act shall be entitled to receive credit in the public employees police and fire fund for any or all periods of service as either a police officer employed by the Eveleth police department or a firefighter employed by the Eveleth fire department. Service credit in the public employees police and fire fund for each active employee who elects to purchase prior service credit shall be granted upon receipt of an amount equal to that percentage of the required reserves which the assets of the public employees police and fire fund bear to the accrued liability of the fund as determined by the most recent actuarial valuation submitted to the legislative commission on pensions and retirement pursuant to Minnesota Statutes, Chapter 356, for the period or periods of service which the employee elects to purchase as calculated by the actuary of the public employees police and fire fund and certified by the board of trustees of the public employees retirement association. The amount required to make the purchase of prior service credit under this section shall be made by the active employee and the city of Eveleth in a lump sum prior to July 1, 1979, and shall be apportioned between the active employee and the city of Eveleth as the active employee and the city shall agree.

Sec. 4. REFUND OF EMPLOYEE CONTRIBUTIONS. Any active employee who has pension coverage transferred from a local relief association to the public employees police and fire fund pursuant to section 2 of this act shall be entitled upon making written application prior to November 1, 1978, to a refund of the employee's accumulated contributions. Acceptance of the refund by the active employee shall terminate all rights which the active employee has to any benefits from the respective local association.

Sec. 5. TRUST FUND FOR RELIEF ASSOCIATION BENEFICIARIES. Notwithstanding any law to the contrary, effective January 1, 1978, the special funds of the Eveleth police relief association and the Eveleth firemen's relief association shall be transferred to the city of Eveleth. The city of Eveleth, on the same date, shall transfer an amount equal to \$123,600 to a special account established by the city which shall be

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maintained separately as a trust fund for the exclusive benefit of the retired members of the Eveleth police relief association and the Eveleth firemen's relief association who were receiving benefits on the effective date of this act and their surviving spouses if otherwise entitled to benefits under the laws governing the respective former relief associations. The trust fund shall be managed by a board of trustees composed of three members, with one member selected by the retired members of the former firemen's relief association, one member selected by the retired members of the former police relief association, and one member selected by the city council. The term of the board shall be indefinite and shall continue until a vacancy shall occur in one of the positions on the board. The city of Eveleth shall perform whatever services are necessary to administer the trust fund. The balance of the trust fund shall not revert to the city of Eveleth until all obligations of the trust fund are paid. The benefit provisions of the Eveleth police relief association and the Eveleth firemen's relief association which were in effect as of the effective date of this act shall continue in force to govern the respective benefits paid out of the trust fund.

Sec. 6. FINANCIAL REQUIREMENTS OF THE TRUST FUND. Commencing January 1, 1978, the city of Eveleth shall provide by annual levy an amount sufficient when added to the investment income of the trust fund to pay the benefits provided under the trust fund for the succeeding year as certified by the board of trustees of the trust fund. The annual levy under this section shall not be included in any limitation as to rate or amount set by charter and shall be a special levy for purposes of Minnesota Statutes, Section 275.50, Subdivision 5. All revenues generated by the levy required under this section shall be transferred to the trust fund.

Sec. 7. FINANCIAL REQUIREMENTS FOR ACTIVE MEMBERS. The city of Eveleth shall make the employer contribution to the public employees police and fire fund as specified in Minnesota Statutes, Sections 353.63 to 353.68. Notwithstanding any contrary provisions of Minnesota Statutes, Chapter 69, any fire state aid or police state aid received by Eveleth may be allocated by the city council between the financial requirements set forth in section 6 of this act and this section. Amounts allocated for use in meeting the financial requirements under section 6 of this act shall reduce the levy required pursuant to that section.

Sec. 8. AUTHORITY TO BOND TO ACCOMPLISH THE PURPOSES OF THIS ACT. The city of Eveleth is hereby authorized to sell bonds in such amount as will provide the necessary funds to pay the employer's share of the purchase of prior service in the public employees police and fire fund pursuant to section 3 of this act. The maturity of such bonds shall not be more than 15 years from the date of sale. The bonds may be issued and sold without a vote of the electorate and shall not be included in the net debt of the city for purposes of any charter or statutory debt limitation. Taxes for the payment of the bonds and interest thereon shall not be subject to any statutory or charter limitation on the rate or the amount.

Sec. .9. TWO HARBORS FIREMEN'S PENSIONS; VALIDATION OF PREVIOUS PAYMENTS. All retroactive payments of service pension increases granted to retired members from the special fund of the Two Harbors volunteer firemen's relief association made prior to April 1, 1977, in accordance with the bylaws of the association are hereby deemed authorized.

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Sec. 10. This act is effective with respect to the city of Eveleth upon approval by the Eveleth city council and with respect to the city of Two Harbors upon approval by the governing body of the city of Two Harbors and upon compliance with Minnesota Statutes, Section 645.021.

Approved May 4, 1977.

CHAPTER 62—S.F.No.1331

[Not Coded]

An act relating to the city of Litchfield; firemens service pensions; validation of certain prior payments.

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

Section 1. **LITCHFIELD; FIREMEN'S RELIEF ASSOCIATION.** All payments of service pensions from the special fund of the Litchfield volunteer firemen's relief association made prior to January 1, 1977, to former members of the association who were not age 50 at the time of the receipt of the service pension but which were not made prior to the age specified by the bylaws of the association are hereby deemed authorized.

Sec. 2. This act is effective upon approval by the Litchfield city council and upon compliance with Minnesota Statutes, Section 645.021.

Approved May 4, 1977.

CHAPTER 63—S.F.No.1381

[Not Coded]

An act relating to the city of Saint Paul; authorizing the city council to adopt rules permitting payroll deductions for nonprofit entities.

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

Section 1. **ST. PAUL, CITY OF; PAYROLL DEDUCTIONS.** The city council of the city of St. Paul may, by ordinance, adopt rules permitting a written contract between the city and its employees in which an employee may, for periods longer than 60 days, authorize payroll deductions to make contributions to nonprofit entities chosen by the employee. The city council shall not unreasonably preclude a nonprofit entity from payroll deduction contributions. Unreasonable preclusion shall be defined as the refusal of the city to permit a deduction when 50 or more city employees have petitioned for an entity to be eligible for payroll deduction contributions from them.

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