

last legislative day in each calendar year or on the business of any other elected city or county office. No officer or employee reinstated shall be removed or discharged within one year thereafter except for cause, after notice and hearing; but this shall not operate to extend a term of service limited by law.

Sec. 3. Minnesota Statutes 1976, Section 3.088, Subdivision 3, is amended to read:

Subd. 3. **OFFICERS AND EMPLOYEES TO PRESERVE PENSION AND RETIREMENT RIGHTS.** Any public officer or employee receiving leave of absence under this section or who is elected as a state constitutional officer and having rights in any state, municipal, or other public pension, retirement, or relief system shall retain all the rights accrued up to the time of taking leave. The time spent by the employee as a member of the legislature or as an elected city or county official or who is elected as a state constitutional officer shall be calculated in the same manner as if he had spent that time in the service of his public employer for the purpose of determining vesting of his rights in the employer's pension, retirement or relief system. Under no circumstances shall two governmental units pay the employee's share of pension contributions for that period on which he is on leave of absence to serve in the legislature or as an elected city or county official.

Sec. 4. Minnesota Statutes 1976, Section 3.088, Subdivision 5, is amended to read:

Subd. 5. **SUPPLEMENTARY.** The rights and privileges granted by this section shall not apply when the ~~legislative elected~~ office is constitutionally or legally incompatible with the public office or employment or when the ~~legislator elected person~~ chooses to take leave as provided by other law.

Approved May 19, 1977.

CHAPTER 141—S.F.No.769

[Not Coded]

An act relating to the town of White and the city of Aurora; providing for their separation.

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

Section 1. **AURORA AND TOWN OF WHITE; SEPARATION.** Notwithstanding Minnesota Statutes 1976, Section 365.44, or any other law to the contrary, the city of Aurora, county of St. Louis, shall be separated for all purposes from the town of White, county of St. Louis.

Sec. 2. This act is effective upon its approval by a majority of those eligible voters of the town of White and the city of Aurora who vote on the act which shall be submitted to them at the 1978 general election in the following manner:

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

"Shall the city of Aurora be separated for all purposes from the town of White?

Yes

No

and upon compliance with Minnesota Statutes, Section 645.021.

Approved May 19, 1977.

CHAPTER 142—S.F.No.827

[Not Coded]

An act relating to the city of Duluth; authorizing the establishment and administration of a city housing finance program and expenditures for the purpose; providing for the issuance of revenue bonds.

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

Section 1. DULUTH, CITY OF; HOUSING FINANCE PROGRAM. The legislature of the state of Minnesota finds that preservation of the quality of life in a major city is dependent upon the provision of an adequate housing stock; that accomplishing this is a public purpose; that in the city of Duluth there exists a need to replace housing which is destroyed; that a need exists for mortgage credit to be made available for construction of new housing; that many owners, would-be purchasers or providers of housing units are either unable to afford mortgage credit at a market rate of interest or to obtain mortgage credit because the mortgage credit market is severely restricted; and that to provide housing and meet needs, it is necessary to authorize the city of Duluth to establish a program to finance housing.

Sec. 2. Subdivision 1. The city of Duluth may establish and administer a program to finance housing, located anywhere within its boundaries, for occupancy primarily by persons of low and moderate income, to achieve the purpose set forth in section 1. In establishing this program, the city shall consider:

- (a) The availability and affordability of other governmental programs to finance housing;
- (b) The availability and affordability of private market financing;
- (c) The need for additional mortgage credit to encourage the purchase of rehabilitated housing units from governmental bodies and agencies; and
- (d) The need for additional mortgage credit to encourage the purchase of housing units which are located on property which governmental bodies or agencies have acquired and made suitable for housing construction.

Subd. 2. The program shall be established by ordinance adopted by the city

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