
CHAPTER 228—H.F.No.542

[Not Coded]

An act relating to the city of Saint Paul; establishing a public housing agency; transferring functions from housing and redevelopment authority.

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

Section 1. ST. PAUL, CITY OF; PUBLIC HOUSING AGENCY CREATED. There is hereby created the public housing agency of the city of Saint Paul. The agency shall consist of seven commissioners who shall be residents of the city. Two of the commissioners shall be public housing tenants, one representing elderly housing tenants and one representing family housing tenants. Commissioners shall be appointed by the mayor with the advice and consent of the city council. The mayor shall consider a list of names submitted by the senior executive board in appointing a commissioner to represent elderly housing tenants and shall consider a list of names submitted by the city-wide resident council in appointing a commissioner to represent family housing tenants. The five non-tenant commissioners initially appointed shall be appointed for one, two, three, four and five-year terms respectively. Thereafter the non-tenant commissioners shall be appointed for five-year terms. The commissioner representing elderly housing tenants shall be appointed for a two-year term. The commissioner representing family housing tenants shall be appointed for a three-year term. Commissioners shall hold office until their successors have been appointed and qualified. A vacancy shall be filled in the same manner in which the original appointment was made.

Sec. 2. DEFINITIONS. Unless the context clearly indicates otherwise, the terms used in sections 1 to 4 shall have the meanings given them in Minnesota Statutes, Section 462.421.

Sec. 3. POWERS AND DUTIES. Except as provided in section 4, the public housing agency shall have the powers necessary or convenient to carry out the purposes of Minnesota Statutes, Sections 462.415 to 462.581 and to provide and manage housing facilities and services for persons of low and moderate income, including the power:

(1) To sue and be sued; to have perpetual succession; and to make, amend and repeal rules not inconsistent with law or city ordinance.

(2) To employ necessary officers, agents and employees, both permanent and temporary, to designate their qualifications, duties and compensation, and to accept transfer of housing employees from the housing and redevelopment authority of the city of Saint Paul. All such employees, except transfer employees, shall be covered as coordinated members of the public employees retirement association.

(3) To lease, construct, reconstruct, purchase, repair, maintain, administer, and operate existing and future public housing facilities, and programs providing housing and services to persons of low and moderate income.

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

(4) The agency shall succeed to and have all the rights, duties, titles and obligations acquired or incurred prior to the effective date of this act by the housing and redevelopment authority of the city of Saint Paul relating to the provisions for and administration of the housing program undertaken by that authority. Specifically, all contracts, debts, obligations, existing collective bargaining agreements and fringe benefit plan affecting employees transferred from the housing and redevelopment authority of the city of Saint Paul, and other duties incurred by the housing and redevelopment authority of the city of Saint Paul prior to the effective date of this act relating to the authority's housing program shall be assumed and performed by the public housing agency and shall not be impaired by the adoption of sections 1 to 4.

Sec. 4. Notwithstanding the provisions of any other law, the agency shall not have the power:

(1) To levy and collect taxes or special assessments with respect to any existing or future public housing.

(2) To make any final determination, by rule or otherwise, or to expend any funds or incur any obligations with respect to or for the purpose of any construction, reconstruction, purchase, site selection, site acquisition, clearance and preparation, or determination of need for public housing without approval by the city council.

(3) To enact any rule or regulation, perform any act, expend any funds or incur any obligation inconsistent with law or city ordinance.

Sec. 5. **EFFECTIVE DATE.** This act shall become effective only after its approval by a majority of the governing body of the city of Saint Paul and upon compliance with the provisions of Minnesota Statutes, Section 645.021.

Approved May 20, 1977.

CHAPTER 229—H.F.No.691

[Not Coded]

An act relating to state lands; directing the exchange of certain public lands bordering on public waters in Lincoln county.

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

Section 1. **CONVEYANCE AND EXCHANGE OF STATE LANDS; LINCOLN COUNTY.** Notwithstanding the provisions of Minnesota Statutes, Sections 94.342 to 94.348, or any other law to the contrary, and specifically notwithstanding the provisions of Minnesota Statutes, Section 94.342, prohibiting the exchange of land bordering on or adjacent to any meandered or other public waters and withdrawn from sale by law unless through the same exchange the state acquires land on the same or other public waters in the same general vicinity affording at least equal opportunity for access to the waters and

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