

CHAPTER 54—H.F.No. 1042

An act relating to motor carriers; exempting drivers of intrastate charter carriers from having in possession a medical examiner certificate if the driver has a school bus endorsement; amending Minnesota Statutes 1986, section 221.031, by adding a subdivision.

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

Section 1. Minnesota Statutes 1986, section 221.031, is amended by adding a subdivision to read:

Subd. 7. MEDICAL EXAMINER'S CERTIFICATE; CHARTER CARRIER DRIVERS. While in the state, the driver for a charter carrier who has in possession a license with a school bus endorsement under section 171.321 or rules of the commissioner of public safety is not required to have in possession or to present a separate medical examiner's certificate otherwise required by Code of Federal Regulations, title 49, sections 391.41 to 391.49.

Approved May 4, 1987

CHAPTER 55—H.F.No. 1355

An act relating to the city of Minneapolis; giving the city certain powers pertaining to conventions and tourism activities; providing for the use of certain tax revenues; amending Laws 1986, chapter 396, sections 2, subdivision 1; and 4, subdivisions 2 and 3.

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

Section 1. **MINNEAPOLIS; CONVENTION AND VISITORS ACTIVITIES.**

Notwithstanding any contrary provision of law or charter, the governing body of the city of Minneapolis may appropriate and spend money for the following purposes:

(a) planning and conducting information and publicity programs to attract tourists, visitors, and other interested persons to the city;

(b) publishing, disseminating and distributing informational and promotional literature relating to the city and its hospitality facilities and attractions;

(c) marketing the use of convention and auditorium facilities in the city;

(d) providing hospitality services; and

(e) promoting exhibitions, trade shows, meetings, conventions and related functions which will use the facilities.

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The governing body may by ordinance create an agency or board to perform these purposes or it may contract for the performance of all or part of the activities necessary to carry out these purposes with a local chamber of commerce or any nonprofit corporation organized for similar objectives. The chamber of commerce or corporation may spend the funds provided for these purposes under the direction of its board of directors, subject to the accounting and other conditions that the governing body may prescribe. All activities performed to carry out these purposes are deemed to be for a public purpose.

The city, agency, board, chamber of commerce or corporation may spend money for these purposes in the same manner that a private person, firm, corporation and association makes expenditures for similar purposes. Notwithstanding any contrary provision of law or charter any member of the city council, or officer or employee of the city may be a member of the board of directors of any nonprofit corporation performing all or part of the activities necessary to carry out the purposes specified in this section.

Sec. 2. LIABILITY.

The governing body of the city may defend, save harmless and indemnify any local chamber of commerce or nonprofit corporation and its officers and employees that contracts with the city for the purposes stated in section 1, against any claim or demand arising out of the performance of those purposes. Liability of the chamber of commerce or nonprofit corporation, its officers and employees, for a tort claim or demand within the scope of performance of those purposes shall not exceed the limits of liability provided in Minnesota Statutes, section 466.04 for a municipality.

Sec. 3. EMPLOYEES.

An employee of the city may be assigned to a contracting nonprofit corporation as provided in Minnesota Statutes, section 15.59 for a period of individual assignment not to exceed 48 months.

Sec. 4. Laws 1986, chapter 396, section 2, subdivision 1, is amended to read:

Subdivision 1. **ACTIVITIES; CONTRACTS.** The city may acquire, design, construct, equip, improve, control, operate, and maintain the convention center and related facilities. The city shall have all powers necessary or convenient for those purposes and may enter into any contract for those purposes, including the financing of the convention center and any related facilities.

The city may contract for construction materials, supplies, and equipment in accordance with Minnesota Statutes, section 471.345, except that it may enter into contracts with persons, firms, or corporations to perform one or more or all of the functions of architect, engineer, and construction manager with respect to all or part of a project to build or remodel the convention center and related facilities. Contractors shall be selected through the process of public bidding,

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provided that it shall be permissible for the city to narrow the listing of eligible bidders to those which the city determines to possess sufficient expertise to perform the intended functions and the city may negotiate with the three lowest responsible bidders to achieve the lowest possible bid. Notwithstanding any other law or charter provision to the contrary, the city may, at the discretion of the city council, enter into agreements with appropriate labor organizations and contractors which provide that no strike or lockout may be ordered during the term of the agreements. These provisions and necessary procedures may be utilized for the purpose of maintaining employment stability and avoiding delay or interference with the performance of the fast-track construction schedule in connection with the project. The city may require any construction manager to certify a construction price and completion date to the city. The city may require the posting of a bond in an amount determined by the city to cover any costs which may be incurred over and above the certified price, including but not limited to costs incurred by the city or loss of revenues resulting from incomplete construction on the completion date and any other obligations the city may require the construction manager to bear. The city shall secure surety bonds as required in Minnesota Statutes, section 574.26, securing payment of just claims in connection with all public work undertaken by it. Persons entitled to the protection of the bonds may enforce them as provided in Minnesota Statutes, sections 574.28 to 574.32, and shall not be entitled to a lien on any property of the city under the provisions of Minnesota Statutes, sections 514.01 to 514.16.

Sec. 5. Laws 1986, chapter 396, section 4, subdivision 2, is amended to read:

Subd. 2. **ENFORCEMENT; COLLECTION.** (a) Except as provided in paragraph (b), these taxes shall be subject to the same interest penalties and other rules imposed under Minnesota Statutes, chapter 297A. The commissioner of revenue may enter into appropriate agreements with the city to provide for collection of these taxes by the state on behalf of the city. The commissioner may charge the city a reasonable fee for its collection from the proceeds of any taxes.

(b) A taxpayer located outside of the city of Minneapolis who collects use tax under this section in an amount that does not exceed \$10 in a reporting period is not required to remit that tax until the amount of use tax collected is \$10.

Sec. 6. Laws 1986, chapter 396, section 4, subdivision 3, is amended to read:

Subd. 3. **USE OF PROPERTY.** Revenues received from the tax may only be used:

- (1) to pay costs of collection;
- (2) to pay or secure the payment of any principal of, premium or interest on bonds issued in accordance with this act;

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(3) to pay costs to acquire, design, equip, construct, improve, maintain, operate, administer, or promote the convention center or related facilities, including financing costs related to them;

(4) to pay reasonable and appropriate costs determined by the city to replace housing and the ice arena removed from the site; and

(5) to maintain reserves for the foregoing purposes deemed reasonable and appropriate by the city.

In the event of any amendment to chapter 297A enacted subsequent to the effective date of this act which exempts sales or uses which were taxable under chapter 297A on the effective date of this act, the city may by ordinance extend the tax authorized hereby to any such sales or uses provided that the city council shall have determined that such extension is necessary to provide revenues for the uses to which taxes may be applied under this section and further provided that, in the estimation of the city council, the aggregate annual collections following such extension will not exceed the aggregate annual collections which would have been generated if chapter 297A, as in effect on the effective date of this act, were then in effect. Any revenue bonds issued in accordance with this act may, with the consent of the city council, contain a covenant that the tax will be so extended to the extent necessary to pay principal and interest on the bonds when due.

Money for replacement housing shall be made available by the city only for new construction, conversion of nonresidential buildings, and for rehabilitation of vacant residential structures, only if all of the units in the newly constructed building, converted nonresidential building, or rehabilitated residential structure are to be used for replacement housing.

Sec. 7. EFFECTIVE DATE.

This act is effective the day after compliance by the governing body of the city of Minneapolis with Minnesota Statutes, section 645.021, subdivision 3.

Approved May 7, 1987

CHAPTER 56—H.F.No. 839

An act relating to public safety; local emergency telephone service; requiring automatic location identification for public safety answering points under certain circumstances; amending Minnesota Statutes 1986, section 403.02, subdivision 6, and by adding a subdivision.

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

Section 1. Minnesota Statutes 1986, section 403.02, subdivision 6, is amended to read:

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