

**CHAPTER 173—S.F.No. 768**

*An act relating to Ramsey county; making changes in the personnel process; amending Minnesota Statutes 1998, section 383A.288, by adding a subdivision.*

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

Section 1. Minnesota Statutes 1998, section 383A.288, is amended by adding a subdivision to read:

Subd. 6. CLASSIFIED MANAGERIAL POSITIONS. The personnel director shall establish criteria for the designation of positions in the classified service as managerial positions where the duties involve significant discretion and substantial involvement in the development, interpretation, and implementation of departmental and county policy. The personnel director shall designate those classified positions that meet these criteria in consultation with interested parties, including bargaining units certified pursuant to chapter 179A representing Ramsey county employees. Classified positions, so designated, shall be exempt from the examination and certification requirements of section 383A.288, and the provisions of section 383A.289, and shall be filled by means of an open application and screening process.

Presented to the governor May 13, 1999

Signed by the governor May 17, 1999, 4:41 p.m.

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**CHAPTER 174—S.F.No. 615**

*An act relating to local government; providing for the appointment of various employees of the Minneapolis park and recreation board; authorizing the city of Lakeville to change its general municipal elections to even-numbered years; providing for conveyance of certain tax-forfeited land by Hennepin county; amending Laws 1969, chapter 1024, section 1, as amended.*

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

Section 1. Laws 1969, chapter 1024, section 1, as amended by Laws 1983, chapter 130, section 1, and Laws 1996, chapter 358, section 1, is amended to read:

**Section 1. MINNEAPOLIS PARK AND RECREATION BOARD EMPLOYEES.**

Subdivision 1. SPECIFIC APPOINTMENTS. Notwithstanding any provisions of the Minneapolis City Charter, Veterans Preference Act, or Civil Service rule, law or regulation to the contrary, the superintendent of the park and recreation board of the City of Minneapolis may appoint any suitable person as

- (a) assistant superintendent for administration,
- (b) assistant superintendent for operations,
- (c) assistant superintendent for recreation,

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- (d) assistant superintendent for planning,
- (e) assistant superintendent for development,
- (f) director, park engineering,
- ~~(g)~~ (g) director, park operations,
- ~~(h)~~ (h) director, park forestry,
- ~~(i)~~ (i) manager, special services,
- ~~(j)~~ (j) manager, finance,
- ~~(k)~~ (k) manager, recreation programs,
- ~~(l)~~ (l) park engineer II,
- ~~(m)~~ (m) landscape architect II,
- ~~(n)~~ (n) park and recreation planner I,
- ~~(o)~~ (o) park and recreation program research analyst,
- ~~(p)~~ (p) coordinator, environmental education,
- ~~(q)~~ (q) manager, information technology services,
- ~~(r)~~ (r) personnel services representative, and
- ~~(s)~~ park police chief, (s) director, park safety.

**Subd. 2. OTHER CONFIDENTIAL, SUPERVISORY, PROFESSIONAL APPOINTMENTS.** Notwithstanding any provisions of the Minneapolis city charter, civil service rule, law or regulation to the contrary, the superintendent of the park and recreation board of the city of Minneapolis may appoint any suitable person to any other position which meets the definition of "confidential employee," "supervisory employee," or "professional employee" under Minnesota Statutes, section 179A.03, provided the position is not included in a collective bargaining unit or, if included, the position is subject to the provisions of Minnesota Statutes, chapter 179A. Appointments under this subdivision are subject to the Veterans Preference Act.

**Subd. 3. UNCLASSIFIED SERVICE.** and Each person appointed under this section shall be in the unclassified service of the city and shall serve at the pleasure of the superintendent. The persons shall be eligible for the same employee benefits as persons in the classified service. An incumbent of a position listed in this section on the effective date of this act shall be appointed to the position in accordance with this section.

## **Sec. 2. CITY OF LAKEVILLE; EVEN-NUMBERED YEAR ELECTIONS.**

Notwithstanding Minnesota Statutes, section 205.07, subdivision 3, or any other law to the contrary, the governing body of the city of Lakeville may by ordinance provide that the municipal general election shall be held on the first Tuesday after the first Monday in November in every even-numbered year. The ordinance shall be effective after passage and publication, unless within 60 days after passage and publication of the ordinance, a petition requesting a referendum on the ordinance, signed by eligible voters equal in number to ten percent of the total number of votes cast in the city at the last mu-

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municipal general election, is filed with the city clerk. If the requisite petition is filed within the prescribed period, the ordinance shall not become effective until it is approved by a majority of the voters voting on the question at a general or special election. If the petition is filed, the governing body may reconsider its action in adopting the ordinance.

**Sec. 3. CONVEYANCE OF TAX-FORFEITED LAND BORDERING PUBLIC WATER; HENNEPIN COUNTY.**

(a) Notwithstanding Minnesota Statutes, sections 92.45 and 282.018, subdivision 1, and the public sale provisions of Minnesota Statutes, chapter 282, Hennepin county may convey to the United States of America, acting through the United States Fish and Wildlife Service, Department of the Interior, the tax-forfeited land bordering public water that is described in paragraph (c).

(b) The conveyance must be in a form approved by the attorney general.

(c) The land to be conveyed is located in Hennepin county and is described as:

(1) Lot 13, Auditors Subdivision 278, Hennepin county, Minnesota (parcel number 23 027 24 14 0001); and

(2) that part of the Southeast Quarter of the Southwest Quarter of Section 12, Township 27, Range 24, lying easterly of Lot 59, Auditors Subdivision Number 205, and lying southwesterly of Parcel 13 as shown on Minnesota department of transportation right-of-way plat numbered 27-4 (parcel number 12 027 24 34 0001).

(d) The county has determined that the county's land management interests would best be served if the parcels were conveyed to the United States Fish and Wildlife Service.

**Sec. 4. LOCAL APPROVAL.**

Section 1 is effective the day after the chief clerical officer of the Minneapolis park and recreation board complies with Minnesota Statutes, section 645.021, subdivision 3. Section 2 is effective without local approval on the day following final enactment.

Presented to the governor May 14, 1999

Signed by the governor May 18, 1999, 4:15 p.m.

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**CHAPTER 175—H.F.No. 1607**

*An act relating to peace officers; authorizing federally recognized tribes to exercise concurrent criminal jurisdictional authority with the local sheriff within the geographical boundaries of the tribe's reservation; establishing requirements for the exercise of such authority; amending Minnesota Statutes 1998, section 626.84, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 626.*

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

Section 1. Minnesota Statutes 1998, section 626.84, subdivision 1, is amended to read:

Subdivision 1. **DEFINITIONS.** For purposes of sections 626.84 to 626.863, the following terms have the meanings given them:

**New language is indicated by underline, deletions by ~~strikeout~~.**