

MINNESOTA STATUTES 1977 SUPPLEMENT

458.18 WATER TRANSPORTATION FACILITIES

dit by the certified public accountant shall be submitted to the state auditor who shall review the audit report and may accept the audit or make additional examinations as he deems to be in the public interest.

[1977 c 324 s 1]

458.19 Application.

Until and unless otherwise provided by law, all laws now or hereafter vesting jurisdiction or control in the department of public service of the state of Minnesota, the interstate commerce commission or department of defense of the United States, or similar regulatory bodies shall apply to any transportation, terminal, or other facility owned, operated, leased, or controlled by the port authority with the same force and effect as if the transportation, terminal, or other facility was so owned, operated, leased, or controlled by a private corporation; provided, however, that the department of public service of the state of Minnesota shall have no control over any seaway port authority operating under this chapter for the following matters:

- (1) Charges for stevedoring of vessels;
- (2) Receiving and delivering cargo for vessels;
- (3) Car and truck unloading and loading cargo for vessels;
- (4) Watching cargo for vessels;
- (5) Charges for vessels for use of facilities;
- (6) Charges against railroad, trucking companies and/or shippers for their use of port facilities;
- (7) Charges for delivering cargo to and from warehouses on seaway port authority property and warehouse charges on the same, provided all of these items are in connection with handling of interstate commerce.

The port authority shall have authority either alone or jointly with any similar body having jurisdiction of any part of such port to petition any interstate commerce commission, department of public service, public service commission, public utilities commission, or any like body or any other federal, municipal, state, or local authority, administrative, executive, judicial, or legislative, having jurisdiction in the premises, for any relief, rates, change, regulation, or action which in the opinion of the port authority may be designed to improve or better the handling of commerce in and through the port or improve terminal and transportation facilities therein, and may intervene before any such body in any proceeding affecting the commerce of the port and in any such matters shall be considered along with other interested persons one of the official representatives of the port district.

[1977 c 347 s 57]

458.195 Additional powers.

[For text of subds 1 and 2, see M.S.1976]

Subd. 3. Each commissioner, including the chairman, shall be paid for attending meetings of the port authority, regular and special, \$35 per meeting.

[For text of subds 4 to 7, see M.S.1976]

[1977 c 143 s 1]

CHAPTER 462. HOUSING, REDEVELOPMENT, PLANNING, ZONING

Sec.
462.364 Inconsistent laws.

Sec.
462.388 Commission membership.
462.555 Manner of bond issuance; sale.

462.364 Inconsistent laws.

Inconsistent special laws and general laws of special application are superseded by sections 462.351 to 462.364 to the extent of inconsistency. Nothing in sections 462.351 to 462.364 is to be construed to affect, alter or modify the provisions

HOUSING, REDEVELOPMENT, PLANNING

462.555

of Special Laws of 1887, Chapter 108, or Laws 1933, Chapter 93.

[1977 c 347 s 58]

462.388 Commission membership.

Subdivision 1. A commission shall consist of the following members:

(1) one member from each county board of every county in the development region;

(2) one additional county board member from each county of over 100,000 population;

(3) the town clerk, town treasurer, or one member of a town board of supervisors from each county containing organized towns;

(4) one additional member selected by the county board of any county containing no townships;

(5) one mayor or councilman from a municipality of under 10,000 population from each county, selected by the mayors of all such municipalities in the county;

(6) one mayor or councilman from each municipality of over 10,000 in each county;

(7) two school board members elected by a majority of the chairmen of school boards in the development region;

(8) one member from each council of governments;

(9) citizens representing public interests within the region including members of minority groups to be selected after adoption of the bylaws of the commission; and

(10) the chairman, who shall be selected by the commission.

[For text of subds 2 to 5, see M.S.1976]

[1977 c 78 s 1]

462.555 Manner of bond issuance; sale.

Bonds of an authority shall be authorized by its resolution and may be issued in one or more series and shall bear such date or dates, mature at such time or times, bear interest at such rate or rates, not exceeding seven percent per annum, be in such denomination or denominations, be in such form either coupon or registered, carry such conversion or registration privileges, have such rank or priority, be executed in such manner, be payable in such medium of payment at such place or places, and be subject to such terms of redemption (with or without premium) as the resolution, its trust indenture or mortgage may provide. The bonds may be sold at public or private sale at not less than par. Any provision of any law to the contrary notwithstanding, any bonds issued pursuant to sections 462.415 to 462.711 shall be fully negotiable. In any suit, action, or proceedings involving the validity or enforceability of any bonds of an authority or the security therefor, any bond reciting in substance that it has been issued by the authority to aid in financing a project, as herein defined, shall be conclusively deemed to have been issued for that purpose, and the project shall be conclusively deemed to have been planned, located, and carried out in accordance with the purposes and provisions of sections 462.415 to 462.711. Notwithstanding any other provision of this section, an authority is authorized to execute a note secured by a first mortgage at a rate of interest in excess of seven percent per annum with the Minnesota housing finance agency, pursuant to chapter 462A, to finance a housing project which is subsidized in whole or in part with money provided by the federal government.

In cities of the first class, the governing body of the city must approve all notes executed with the Minnesota housing finance agency pursuant to this section, when the interest rate on the note exceeds seven percent.

[1977 c 401 s 1]