

CHAPTER 458

WATER TRANSPORTATION FACILITIES;
PORT AUTHORITIES

458.14 Right to levy taxes or assessments forbidden.

458.18 Employment of personnel; contracts; audits.

458.14 RIGHT TO LEVY TAXES OR ASSESSMENTS FORBIDDEN.

The port authority shall have no right or authority to levy any tax or special assessment, nor to pledge the credit of the state, or any other subdivision or municipal corporation thereof; nor to incur any obligation enforceable upon any property, either within or without the port district, other than property owned by the port authority. Annually, at such time as may be fixed by charter, resolution, or ordinance of the city in and for which any such port authority is created, the port authority shall transmit to the council of such city a detailed estimate, in writing, of the amount of money which in its opinion will be required for the business and proper conduct of its affairs during the next ensuing fiscal year, in excess of any expected receipts from the conduct of its business, or other sources, and any such city, in addition to all other powers now possessed thereby, and in addition to, and in excess of any limitation upon the amount it is otherwise permitted by law to levy as taxes, is hereby granted the power and authority, in its discretion, to levy taxes for the benefit of, and for expenditure by, such port authority, not exceeding in any one year an amount equal to a tax of five one-hundredths of one mill upon the dollar of the assessed valuation thereof, upon all the taxable property in such city, excluding money and credits, and any amount so levied for such purposes shall be paid over by the city treasurer to the treasurer of the port authority, for expenditure by it, as above provided. The fiscal year of such port authority shall be identical with the fiscal year of such city. The board of county commissioners of any county in which any such city is located, is also hereby authorized to appropriate for the use of such port authority, and to include therefor in its levy for general revenue purposes, such amount as it may deem proper; provided, that the total amount permitted by law to be levied by any county for general revenue purposes shall not be deemed increased by this provision; the board of county commissioners in any county entitled to appoint members of a seaway port authority, may annually, upon receipt of a budget as specified above from such port authority, in its discretion levy a tax sufficient to produce a sum not exceeding \$50,000 for the benefit of and for expenditure by such port authority to defray the costs of its current operations in the next ensuing fiscal year which levy shall not be included in computing the amount of levies subject to tax limitations under chapter 275 or any other provision of law. The appropriation to a port authority of moneys derived from any of the county taxes herein authorized shall not be subject to any budgetary law applicable to said county. Any amounts so appropriated or levied by the county shall be paid over by the county treasurer to the port authority for expenditure by it as herein provided, at such times and in such manner as the county board may provide. When any city entitled to appoint members of a seaway port authority has secured the approval of two-thirds of the members of the city council of such city to issue its general obligation bonds, the proceeds of which are to be appropriated to such seaway port authority, the board of county commissioners of any county entitled to appoint members of such seaway port authority may by five-sevenths vote issue general obligation bonds of the county in an amount not to exceed \$4,000,000, and

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appropriate the proceeds thereof to be used by such port authority for any or all of the purposes specified in section 458.15, if the county board by resolution determines that the conservation, development, reclamation, protection and improvement of lands under the jurisdiction of such port authority and the construction of port facilities thereon will promote the public welfare of the county at large and the economic well-being of its people, industries and commerce, and is an essential governmental function of the county, and can best be performed through the medium of such port authority. Any such bonds shall be issued, sold and secured as provided in sections 475.60 to 475.753; an election shall not be necessary to the validity of such bonds.

History: *1Sp1981 c 1 art 5 s 11*

458.18 EMPLOYMENT OF PERSONNEL; CONTRACTS; AUDITS.

Subdivision 1. **Personnel; contracts.** The port authority shall have power and authority, in its own behalf, to employ such engineering, legal, technical, clerical, stenographic, accounting, and other assistance as it may deem advisable; any employee of any port authority created and existing under and pursuant to the provisions of this chapter shall be considered as an "employee" as the term is used and defined in section 355.01, subdivision 4, and shall by appropriate action of the port authority be entitled to the benefits provided for in this statute; to enter into contracts for the erection, repair, maintenance or operation of docks, warehouses, terminals, elevators, or other structures upon or in connection with property owned or controlled by it; to contract or make other arrangements with the United States government, or any department thereof, with persons, public corporations, the state of Minnesota or any of its political subdivisions, commissions, or agencies, for separate or joint action, with reference to any matter related to the exercise of the powers or the fulfillment of the duties of such port authority; to contract for the purchase and sale of real and personal property; provided that no obligation or expense shall be incurred save upon those terms and at those times when existing appropriations, together with the reasonable expected revenue of the port authority from other sources, shall be sufficient to enable the same to be discharged when due; and neither the state nor any municipal subdivision thereof shall be liable on any of these obligations.

[For text of subd 2, see M.S.1980]

History: *1981 c 224 s 212*

CHAPTER 458B

ST. PAUL PEOPLE MOVER ACT

458B.01 Repealed.
 458B.02 Repealed.
 458B.03 Repealed.
 458B.04 Repealed.
 458B.05 Repealed.
 458B.06 Repealed.

458B.07 Repealed.
 458B.08 Repealed.
 458B.09 Repealed.
 458B.10 Repealed.
 458B.11 Repealed.
 458B.12 Repealed.
 458B.13 Repealed.

- 458B.01 [Repealed, 1981 c 302 s 1; 1981 c 357 s 114]
- 458B.02 [Repealed, 1981 c 302 s 1; 1981 c 357 s 114]
- 458B.03 [Repealed, 1981 c 302 s 1; 1981 c 357 s 114]
- 458B.04 [Repealed, 1981 c 302 s 1; 1981 c 357 s 114]
- 458B.05 [Repealed, 1981 c 302 s 1; 1981 c 357 s 114]
- 458B.06 [Repealed, 1981 c 302 s 1; 1981 c 357 s 114]
- 458B.07 [Repealed, 1981 c 302 s 1; 1981 c 357 s 114]
- 458B.08 [Repealed, 1981 c 302 s 1; 1981 c 357 s 114]
- 458B.09 [Repealed, 1981 c 302 s 1; 1981 c 357 s 114]
- 458B.10 [Repealed, 1981 c 302 s 1; 1981 c 357 s 114]
- 458B.11 [Repealed, 1981 c 302 s 1; 1981 c 357 s 114]
- 458B.12 [Repealed, 1981 c 302 s 1; 1981 c 357 s 114]
- 458B.13 [Repealed, 1981 c 302 s 1; 1981 c 357 s 114]