CHAPTER 160 — S.F.No. 824

An act relating to the city of Minneapolis; abolishing the office of comptroller-treasurer in the city of Minneapolis; authorizing the reorganization, reallocation, consolidation, and delegation of the functions of the office; restructuring the board of estimate and taxation in the city of Minneapolis; changing the membership and terms of members of the retirement board; amending Minnesota Statutes 1982, sections 422A.02; and 422A.03, subdivision 3.

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

Section 1. **MINNEAPOLIS, OFFICE OF COMPTROLLER-TREASURER.**

Notwithstanding the Minneapolis city charter or any other law, the office of comptroller-treasurer in the city of Minneapolis is abolished.

Sec. 2. **REORGANIZATION OF DUTIES.**

Subdivision 1. The city council of Minneapolis shall by ordinance initiate and direct any reorganization, consolidation, or delegation of the functions, duties, and responsibilities of the comptroller-treasurer, and other fiscal management functions which the city may exercise, except the establishment and functions of the office of the budget as provided in chapter 5, section 8, of the Minneapolis city charter, and may make other administrative changes as deemed necessary for the purpose of promoting efficiency in city government.

Subd. 2. The city council by ordinance shall designate the title of the division or department and establish the method of appointing the finance officer to head the division or department assuming the reorganized duties and functions. The finance officer shall be in the unclassified service of the city. If the person appointed to the position is a member of the classified service of the city of Minneapolis, the appointee shall be deemed to be on leave of absence during the person's tenure in the appointive position, and upon the termination of the service shall be returned to the person's permanent civil service classification. If no vacancy is available in the person's permanent civil service classified position, seniority shall prevail and the person most recently certified to the position shall be returned to the permanent civil service position held by the person prior to the certification.

Subd. 3. The finance officer shall continue to provide the function of treasurer for the various boards and commissions served by the previous comptroller-treasurer but shall not serve as a member of the boards and commissions.

Subd. 4. The city council by ordinance shall provide for an independent internal audit of the financial records which may be done by an independent agency of the city, or otherwise.

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Sec. 3. **MEMBERSHIP ON BOARD OF ESTIMATE AND TAXATION.**

Notwithstanding the provisions of the city charter or any other law to the contrary, membership on the board of estimate and taxation previously held by the comptroller-treasurer shall be held by either the president of the city council or a citizen of the city, trained and experienced in finance or accounting, to be selected in the manner adopted by ordinance by the city council.

Sec. 4. **MAYOR'S VETO.**

Any ordinance passed pursuant to section 2 or 3 shall be subject to chapter 3, section 1, of the Minneapolis city charter.

Sec. 5. Minnesota Statutes 1982, section 422A.02, is amended to read:

422A.02 **RETIREMENT BOARD; MEMBERS.**

A retirement board of seven members is hereby constituted which shall consist of the following:

(1) Mayor, or a designee selected by the mayor;

(2) ~~The city comptroller-treasurer;~~

~~(3)~~ One member of the city council selected by the council; and

~~(4)~~ ~~Four~~ (3) Five legally qualified voters to be chosen by the ~~employees as defined in~~ members of the retirement fund created by sections 422A.01 to 422A.25 ~~who are contributors to the retirement fund created by sections 422A.01 to 422A.25~~ at least two of whom shall be retired members. The ~~employees~~ members may form an association for that purpose and the employing authorities are authorized to make payroll deductions for the payment of dues to the association. The persons selected shall serve for staggered terms of ~~two~~ three years from the first of the next succeeding January after their election, and until their successors are duly elected. The selection shall be made by the ~~employees~~ members of the association during the first week of December of each year. Vacancies occurring by death, resignation, or removal of representatives shall be filled by representatives chosen by the ~~employees~~ members of the association.

Sec. 6. Minnesota Statutes 1982, section 422A.03, subdivision 3, is amended to read:

Subd. 3. At the regular meeting in January each year, the board shall elect from among its members a president, a vice president, and a ~~secretary~~ secretary-treasurer, who shall hold office for one year or until successors have been elected and qualified. ~~The city comptroller-treasurer shall serve as treasurer of the board.~~ The president shall preside at all meetings at which he is present. In the absence of the president the vice president shall preside and have all the powers of the president while acting as such. The recording secretary shall keep

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a record of all proceedings of the board, which shall be open to public inspection. At least one of the officers of the board shall be one of the representatives elected by the employees of the city to the board.

Sec. 7. **EFFECTIVE DATE.**

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

Approved May 18, 1983

CHAPTER 161 — S.F.No. 927

An act relating to Independent School District No. 709; providing for withdrawal of clerical workers from civil service; amending Laws 1967, chapter 252, section 2, as amended.

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

Section 1. Laws 1967, chapter 252, section 2, as amended by Laws 1971, chapter 683, section 1, is amended to read:

Sec. 2. **INDEPENDENT SCHOOL DISTRICT NO. 709; EMPLOYEES; EXCEPTIONS.** The term "employees," as used in this act, shall not include members of the school board, superintendent of schools, assistant superintendents of schools, teachers, other employees of the school district whose positions require them to be certified pursuant to rules and regulations adopted by the state board of education, directors, administrative assistants, clerical or similar workers, deputy clerk and purchasing agent, supervisors, advisors, coordinators, physicians, attorney, nurses, and temporary employees.

Sec. 2. **EFFECTIVE DATE.**

Section 1 is effective upon compliance with Minnesota Statutes, section 645.021.

Approved May 18, 1983

CHAPTER 162 — H.F.No. 91

An act relating to public utilities; providing for rights of stockholders and directors of cooperative electric associations; proposing new law coded in Minnesota Statutes, chapter 216B.

Changes or additions are indicated by underline, deletions by ~~strikeout~~.

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