

CHAPTER 230—S. F. No. 1197

[Not Coded]

An act relating to the city of South St. Paul; authorizing the acquisition of property by installment contract; providing for the acquisition of certain real property.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. South St. Paul, city of; acquisition of property. The city of South St. Paul may, pursuant to a resolution adopted by a $\frac{5}{7}$ vote of the city council, purchase real or personal property under an installment contract by which title is retained by the seller or vendor as security for the purchase price, but such purchases are subject to statutory and charter provisions applicable to the purchase of real or personal property which do not conflict with the provisions of this act.

Sec. 2. Notwithstanding any provision to the contrary of the charter of the city of South St. Paul, the city council of said city may acquire by purchase, lease, or condemnation real property which is necessary for its purposes, the price or value of which exceeds \$5,000, without submitting to a vote of the people the question of whether or not such property shall be acquired and without obtaining a majority vote of the qualified electors in favor of such acquisition, provided that the price or value of said property does not exceed \$10 per capita of the population in said city.

Sec. 3. This act shall take effect upon its approval by the governing body of the city of South St. Paul and upon compliance with the provisions of Minnesota Statutes, Section 645.021.

Approved April 26, 1967.

CHAPTER 231—S. F. No. 423

An act relating to highways, the relocation and reimbursement of utilities located on the interstate system; and, the relocation of utilities on trunk highways; amending Minnesota Statutes 1965, Section 161.46, Subdivision 5 and Minnesota Statutes 1965, Section 161.45.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. Minnesota Statutes 1965, Section 161.46, Subdivision 5, is amended to read:

Changes or additions indicated by italics, deletions by ~~strikeout~~.

Subd. 5. **Highways; utilities; relocation.** The relocation work may be made a part of a state highway construction contract *or let as a separate contract by the state* under applicable federal laws, rules and regulations if the owner or operator of the utility facility requests the commissioner to act as its agent for the purpose of relocating such facilities: *and if such action is deemed to be in the best interest of the state.* When relocation work is made a part of a state highway construction contract *or when let as a separate contract by the state* as authorized herein, the cost of such relocation may be paid by the commissioner directly to the contractor out of the trunk highway fund without requiring the utility to first make payment for such relocation work and thereafter request reimbursement therefor; provided that, the agreement entered into between the state and the utility shall contain a stipulation that the utility shall reimburse the state for any costs of such relocation in which the federal government will not participate.

Sec. 2. Minnesota Statutes 1965, Section 161.45, is amended to read:

161.45 Public utilities and works on trunk highways; relocation of utilities. *Subdivision 1.* Electric transmission, telephone or telegraph lines, pole lines, railways, ditches, sewers, water, heat or gas mains, *gas and other pipe lines, flumes, or other structures* which, under the laws of this state or the ordinance of any village or city, may be constructed, placed, or maintained across or along any trunk highway, or the roadway thereof, by any person, persons, corporation, or any subdivision of the state, may be so maintained or hereafter constructed only in accordance with such regulations as may be prescribed by the commissioner who shall have power to prescribe and enforce reasonable rules and regulations with reference to the placing and maintaining along, across, or in any such trunk highway of any of the utilities hereinbefore set forth. Nothing herein shall restrict the actions of public authorities in extraordinary emergencies nor restrict the power and authority of the railroad and warehouse commission as provided for in other provisions of law.

Subd. 2. *Whenever the relocation of any utility facility is necessitated by the construction of a project on trunk highway routes other than those described in section 161.46, subdivision 2, the relocation work may be made a part of the state highway construction contract or let as a separate contract as provided by law if the owner or operator of the facility requests the commissioner to act as its agent for the purpose of relocating the facilities and if the commissioner determines that such action is in the best interests of the state. Payment by the utility owner or operator to the state shall be in ac-*

Changes or additions indicated by italics, deletions by ~~strikeout~~.

cordance with applicable statutes and the rules and regulations for utilities on trunk highways.

Approved April 27, 1967.

CHAPTER 232—S. F. No. 484

An act relating to powers of the commissioner of highways; amending Minnesota Statutes 1965, Section 161.32, Subdivision 2.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. Minnesota Statutes 1965, Section 161.32, Subdivision 2, is amended to read:

Subd. 2. **Highways; contracts; direct negotiation.** In cases where the estimated cost of construction work or maintenance work does not exceed ~~\$5,000~~ \$25,000, the commissioner may enter into a contract for such work by direct negotiation, *by obtaining two or more quotations for such work*, and without advertising for bids or otherwise complying with the requirements of competitive bidding; provided, however, the total contractual obligation of the state for any and all directly negotiated contract or contracts on any single project shall not exceed ~~\$5,000~~ \$25,000. *All quotations obtained shall be kept on file for a period of at least one year after receipt thereof.*

Approved April 27, 1967.

CHAPTER 233—S. F. No. 624

[Not Coded]

An act relating to powers of the commissioner of highways; authorizing the commissioner to enter into an agreement for the moving, protection, and storage of objects of art.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. **Highways; Walker Foundation; moving art objects.** The commissioner of highways is hereby authorized to enter into an agreement with T. B. Walker Foundation, Inc., or its representatives for the moving, storage, and protection of objects of art when in his

Changes or additions indicated by italics, deletions by ~~strikeout~~.