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State of Minnesota

HOUSE OF REPRESENTATIVES

NINETY-SECOND SESSION

H. F. No. 4791

04/08/2022 Authored by Lillie
The bill was read for the first time and referred to the Committee on Taxes

1.1 A bill for an act
1.2 relating to local taxes; modifying the local sales and use tax authorization for the
1.3 city of Oakdale; amending Laws 2021, First Special Session chapter 14, article 8,
1.4 section 15.

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

1.6 Section 1. Laws 2021, First Special Session chapter 14, article 8, section 15, is amended
1.7 to read:

1.8 Sec. 15. CITY OF OAKDALE; TAXES AUTHORIZED.

1.9 Subdivision 1. Sales and use tax authorization. Notwithstanding Minnesota Statutes,
1.10 section 477A.016, or any other ordinance or city charter, and if approved by the voters at
1.11 a general election as required under Minnesota Statutes, section 297A.99, subdivision 3,
1.12 the city of Oakdale may impose, by ordinance, a sales and use tax of one-half of one percent
1.13 for the purposes specified in subdivision 2. Except as otherwise provided in this section,
1.14 the provisions of Minnesota Statutes, section 297A.99, govern the imposition, administration,
1.15 collection, and enforcement of the tax authorized under this subdivision. The tax imposed
1.16 under this subdivision is in addition to any local sales and use tax imposed under any other
1.17 special law.

1.18 Subd. 2. Use of sales and use tax revenues. The revenues derived from the tax authorized
1.19 under subdivision 1 must be used by the city of Oakdale to pay the costs of collecting and
1.20 administering the tax and paying for the following projects in the city, including securing
1.21 and paying debt service on bonds issued to finance all or part of the following projects:

2.1 (1) ~~\$22,000,000~~ \$24,000,000 plus associated bonding costs for construction of a new
2.2 public works facility; and

2.3 (2) ~~\$15,000,000~~ \$18,000,000 plus associated bonding costs for construction and
2.4 rehabilitation, and associated building costs of the police department facility.

2.5 Subd. 3. **Bonding authority.** (a) The city of Oakdale may issue bonds under Minnesota
2.6 Statutes, chapter 475, to finance all or a portion of the costs of the projects authorized in
2.7 subdivision 2. The aggregate principal amount of bonds issued under this subdivision may
2.8 not exceed: (1) ~~\$22,000,000~~ \$24,000,000 for the project listed in subdivision 2, clause (1),
2.9 plus an amount applied to the payment of costs of issuing the bonds; and (2) ~~\$15,000,000~~
2.10 \$18,000,000 for the projects listed in subdivision 2, clause (2), plus an amount applied to
2.11 the payment of costs of issuing the bonds. The bonds may be paid from or secured by any
2.12 funds available to the city of Oakdale, including the tax authorized under subdivision 1.
2.13 The issuance of bonds under this subdivision is not subject to Minnesota Statutes, sections
2.14 275.60 and 275.61.

2.15 (b) The bonds are not included in computing any debt limitation applicable to the city.
2.16 Any levy of taxes under Minnesota Statutes, section 475.61, to pay principal of and interest
2.17 on the bonds is not subject to any levy limitation. A separate election to approve the bonds
2.18 under Minnesota Statutes, section 475.58, is not required.

2.19 Subd. 4. **Termination of taxes.** The tax imposed under subdivision 1 expires at the
2.20 earlier of: (1) ~~25~~ 40 years after the tax is first imposed; or (2) when the city council
2.21 determines that the city has received from this tax ~~\$37,000,000~~ \$42,000,000 to fund the
2.22 projects listed in subdivision 2, plus an amount sufficient to pay costs related to issuance
2.23 of any bonds authorized in subdivision 3, including interest on the bonds. Except as otherwise
2.24 provided under Minnesota Statutes, section 297A.99, subdivision 3, paragraph (f), any funds
2.25 remaining after payment of the allowed costs due to timing of the termination under
2.26 Minnesota Statutes, section 297A.99, shall be placed in the city's general fund. The tax
2.27 imposed under subdivision 1 may expire at an earlier time if the city so determines by
2.28 ordinance.

2.29 **EFFECTIVE DATE.** This section is effective the day after the governing body of the
2.30 city of Oakdale and its chief clerical officer comply with Minnesota Statutes, section 645.021,
2.31 subdivisions 2 and 3.