

(11) number of minors admitted or presently in residence who have previously had residential treatment;

(12) number of minors who are on private pay or third-party reimbursement payment and number who are receiving government funds for treatment;

(13) criteria for admission and continued stay;

(14) number of minors whose admission is court-ordered; and

(15) number of beds on a locked unit and number of beds on an unlocked unit.

The information required by this subdivision must be separately stated for chemically dependent, mentally ill, and emotionally disturbed minors as defined by the residential programs.

Subd. 3. RELEASE AND SUMMARY OF DATA. The reporting requirement of this section must not release individual names of minors or other identifying information. The commissioner of health and the commissioner of human services shall make the reports available to interested persons upon request.

Approved March 17, 1986

CHAPTER 327—S.F.No. 1797

An act relating to public administration; providing for various town powers; permitting certain sales of public property; providing conditions for contractor's bonds; amending Minnesota Statutes 1984, sections 366.01, subdivision 1; 367.31, subdivision 4; and 471.64, subdivision 1; and Minnesota Statutes 1985 Supplement, sections 365.10; and 574.26.

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

Section 1. Minnesota Statutes 1985 Supplement, section 365.10, is amended to read:

365.10 TOWN MEETINGS, POWERS.

The electors of each town have power, at their annual town meeting:

(1) to determine the locations of pounds, and number of poundmasters, and to discontinue any such pounds;

(2) to select such town officers as are to be chosen;

(3) to make lawful orders and bylaws as they deem proper for restraining horses, cattle, sheep, swine, and other domestic animals from going at large on

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the highways, provide for impounding those animals so going at large, and to fix penalties for violations of the orders or bylaws;

(4) to vote money for the repair and construction of roads and bridges, and to vote such sums as they deem expedient for other town expenses, including the construction and maintenance of docks and breakwaters;

(5) when they deem it for the interest of the town to direct that a specified amount of the road tax be expended, under the direction of their town board, on the roads of an adjoining town;

(6) to authorize the town board to purchase or build a town hall or other building for the use of the town, and to determine, ~~by ballot,~~ the amount of money to be raised for that purpose; but, if a site for a town hall is once obtained, it shall not be changed for another site, except by vote therefor designating a new site by two-thirds of the votes cast at such election of the legal voters of the town;

(7) to authorize the town board, by vote, to purchase grounds for a town cemetery, and limit the price to be paid, and to vote a tax for the payment thereof;

(8) to authorize the town, either by itself or in conjunction with one or more other towns, to purchase grounds for a public park and to limit the price to be paid therefor, to authorize the town, alone or in conjunction with such other town or towns, to care for, improve, and beautify such parks, and to determine, by ballot, the amount of money to be raised for that purpose, and to vote a tax for the payment thereof;

(9) to vote money to aid in the construction of community halls, to be erected by farm bureaus, farmers clubs, or other like organizations;

(10) to vote a tax to purchase and maintain a public dumping ground;

(11) to authorize the town board, by resolution, to determine whether to open or maintain town roads or town cartways under the jurisdiction of the town board upon which no maintenance or construction has been conducted for 25 years or more. For purposes of this clause the provisions of section 163.16 shall not apply to town roads described in this clause. Nothing in this clause shall be construed to abridge the right of town voters or land owners to petition for the establishment of a cartway as provided in section 164.08;

(12) to authorize the town board to spend money in an amount as determined by the electors for the purpose of commemorating an event of historical significance to the town;

(13) to authorize the town board to provide, by ordinance, for licensing and regulating the presence or keeping of dogs and cats and their running at large within the town; ~~and~~

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(14) to authorize the town board to contract with nonprofit organizations for health, social, or recreational services in an amount not to exceed a total of \$5,000 in any year when deemed in the public interest and of benefit to the town; and

(15) to authorize the town board to provide for the collection and disposal of household waste and other refuse, consistent with other law.

Sec. 2. Minnesota Statutes 1984, section 366.01, subdivision 1, is amended to read:

Subdivision 1. The supervisors of each town shall constitute a board to be designated "The Town Board of,," and any two shall constitute a quorum except in towns operating under option A in which case any three shall constitute a quorum and except when otherwise provided. The supervisors shall have charge of all the affairs of the town not by law committed to other officers. They shall draw orders on the treasurer for the disbursement of money to pay the town expenses, and for all money raised by the town to be disbursed for any other purpose. They may pay the premium upon the bond of ~~the town treasurer~~ a town officer where the surety is a corporation authorized by law to be surety. In lieu of individual bonds, the town board may provide for blanket position bonds furnished by a surety company to cover officers required to furnish a bond if all the obligations required by law or ordinance to be assumed by the principals and the principals' sureties by an individual bond are included in the blanket position bond.

Sec. 3. Minnesota Statutes 1984, section 367.31, subdivision 4, is amended to read:

Subd. 4. **ELECTION; FORM OF BALLOT.** The proposals for adoption of the options shall be stated on the ballot substantially as follows:

"Shall option A, providing for a five member town board of supervisors, be adopted for the government of the town?"

"Shall option B, providing for the appointment of the clerk and treasurer by the town board, be adopted for the government of the town?"

"Shall option C, providing for the appointment of a town administrator by the town board, be adopted for the government of the town?"

"Shall option D, providing for the combining of the offices of clerk and treasurer, be adopted for the government of the town?"

If a proposal under option B is to appoint only the clerk or only the treasurer the ballot question shall be varied to read appropriately. If a town has combined the offices of clerk and treasurer, the word "clerk-treasurer" shall be substituted for the words "clerk and treasurer" in the question on the ballot on adoption of option B. In any of these cases, the question shall be followed by the words "Yes" and "No" with an appropriate square before each in which an elector may record his choice.

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Sec. 4. Minnesota Statutes 1984, section 471.64, subdivision 1, is amended to read:

Subdivision 1. Any county, city, town, school district, or other political subdivision of the state may enter into any contract with the United States of America or with any agency thereof, any state agency, or with any other political subdivision of the state for the purchase, lease, sale, or other acquisition or disposition of equipment, supplies, materials, or other property, including real property, without regard to statutory or charter provisions. The acquisition or disposition of such property from or to the federal government shall be in accordance with the rules and regulations which may be prescribed by the United States of America or any agency thereof.

Sec. 5. Minnesota Statutes 1985 Supplement, section 574.26, is amended to read:

574.26 CONTRACTORS' BONDS.

Except as provided in sections 574.263 and 574.264 or if the amount of the contract is \$10,000 or less, a contract with the state, or with any municipal corporation or other public board or body thereof, for the doing of any public work, is not valid unless the contractor shall give bond to the state or other body contracted with, for the use of the obligee, the state and of all persons doing work or furnishing skill, tools, machinery, or materials or insurance premiums or equipment or supplies for any camp maintained for the feeding or keeping of men and animals engaged under, or for the purpose of, such contract, conditioned for the payment, as they become due, of all just claims for such work, tools, machinery, skill, materials, insurance premiums, equipment, taxes incurred under section 290.92 or chapter 297A, and supplies for the completion of the contract in accordance with its terms, for saving the obligee harmless from all costs and charges that may accrue on account of the doing of the work specified, and for the enforcing of the terms of the bond if action is brought on the bond, including reasonable attorney's fees, in any case where such action is successfully maintained and for the compliance with the laws appertaining thereto. The penalty of such bond shall be not less than the contract price, and if after the giving of the bond the contract price should for any reason be increased, the obligee may require an additional bond, the penalty of which shall be not less than the amount of such increase, and if such additional bond be not furnished within ten days after such demand, the work on the contract shall cease until such additional bond shall have been furnished. In contracts made by the commissioner of administration or the department of transportation of the state, the penalty of the bond shall be in such amount as the commissioner of administration or the commissioner of transportation may fix, but not less than three-quarters of the contract price.

Approved March 17, 1986

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