SENATE
STATE OF MINNESOTA
NINETY-THIRD SESSION

S.F. No. 798

1.1   A bill for an act

1.2   relating to local taxes; authorizing the city of Chanhassen to impose a local sales
1.3   and use tax.

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

1.5   Section 1. **CITY OF CHANHASSEN; TAXES AUTHORIZED.**

1.6   Subdivision 1. **Sales and use tax authorization.** Notwithstanding Minnesota Statutes,

1.7   section 297A.99, subdivision 1, or 477A.016, or any other law, ordinance, or city charter,

1.8   and if approved by the voters at a general election as required under Minnesota Statutes,

1.9   section 297A.99, subdivision 3, the city of Chanhassen may impose by ordinance a sales

1.10   and use tax of up to one-half of one percent for the purposes specified in subdivision 2.

1.11   Except as otherwise provided in this section, the provisions of Minnesota Statutes, section

1.12   297A.99, govern the imposition, administration, collection, and enforcement of the tax

1.13   authorized under this subdivision. The tax imposed under this subdivision is in addition to

1.14   any local sales and use tax imposed under any other special law.

1.15   Subd. 2. **Use of sales and use tax revenues.** The revenues derived from the tax authorized

1.16   under subdivision 1 must be used by the city of Chanhassen to pay the costs of collecting

1.17   and administering the tax and paying for up to $40,000,000 for construction costs of the

1.18   Avienda Recreational Facility, including securing and paying debt service on bonds issued

1.19   to finance all or part of the project.

1.20   Subd. 3. **Bonding authority.** (a) The city of Chanhassen may issue bonds under

1.21   Minnesota Statutes, chapter 475, to finance all or a portion of the costs of the projects

1.22   authorized in subdivision 2. The aggregate principal amount of bonds issued under this

2.1 subdivision may not exceed $40,000,000, plus an amount to be applied to the payment of

2.2 the costs of issuing the bonds.

2.3 (b) The bonds may be paid from or secured by any funds available to the city of

2.4 Chanhassen, including the tax authorized under subdivision 1. The issuance of bonds under

2.5 this subdivision is not subject to Minnesota Statutes, sections 275.60 and 275.61.

2.6 (c) The bonds are not included in computing any debt limitation applicable to the city

2.7 of Chanhassen, and any levy of taxes under Minnesota Statutes, section 475.61, to pay

2.8 principal and interest on the bonds is not subject to any levy limitation. A separate election

2.9 to approve the bonds under Minnesota Statutes, section 475.58, is not required.

2.10 Subd. 4. **Termination of taxes.** Subject to Minnesota Statutes, section 297A.99,

2.11 subdivision 12, the tax imposed under subdivision 1 expires at the earlier of (1) 20 years

2.12 after the tax is first imposed, or (2) when the city council determines that the amount received

2.13 from the tax is sufficient to pay for the project costs authorized under subdivision 2, plus

2.14 an amount sufficient to pay the costs related to issuance of any bonds authorized under

2.15 subdivision 3, including interest on the bonds. Except as otherwise provided in Minnesota

2.16 Statutes, section 297A.99, subdivision 3, paragraph (f), any funds remaining after payment

2.17 of the allowed costs due to the timing of the termination of the tax under Minnesota Statutes,

2.18 section 297A.99, subdivision 12, must be placed in the general fund of the city. The tax

2.19 imposed under subdivision 1 may expire at an earlier time if the city so determines by

2.20 ordinance.

2.21 **EFFECTIVE DATE.** This section is effective the day after the governing body of the

2.22 city of Chanhassen and its chief clerical officer comply with Minnesota Statutes, section

2.23 645.021, subdivisions 2 and 3.