

CODIFIED ORDINANCES OF GRAND BLANC

PART TWO - ADMINISTRATION CODE

TITLE TWO - General Provisions

- Chap. 202. Codified Ordinances.
- Chap. 204. Official Standards.
- Chap. 206. Wards and Boundaries.

TITLE FOUR - Legislation

- Chap. 220. Council.
- Chap. 222. Ordinances and Resolutions.

TITLE SIX - Administration

- Chap. 230. Mayor.
- Chap. 232. City Manager.
- Chap. 234. City Clerk.
- Chap. 236. City Treasurer.
- Chap. 238. City Assessor.
- Chap. 240. City Attorney.
- Chap. 242. Building and Zoning Administrator.
- Chap. 244. City Engineer.
- Chap. 246. Department of Public Works.
- Chap. 248. Police Department.
- Chap. 250. Fire Department.
- Chap. 252. Employees Generally.

TITLE EIGHT - Boards, Commissions and Committees

- Chap. 270. Board of Health.
- Chap. 272. Sign Review Committee.
- Chap. 274. Local Officers Compensation Commission.
- Chap. 276. Board of Review.
- Chap. 278. Planning Commission.
- Chap. 280. Board of Zoning Appeals.
- Chap. 282. Building Code Board of Appeals.
- Chap. 284. Downtown Development Authority.
- Chap. 286. Fire Commission.

TITLE TEN - Judiciary

- Chap. 290. District Court and Circuit Court.

CODIFIED ORDINANCES OF GRAND BLANC

PART TWO - ADMINISTRATION CODE

TITLE TWO - General Provisions

- Chap. 202. Codified Ordinances.
- Chap. 204. Official Standards.
- Chap. 206. Wards and Boundaries.

CHAPTER 202

Codified Ordinances

<p>202.01 Designation; citation; headings.</p> <p>202.02 Amendments and supplements; numbering.</p> <p>202.03 Definitions and interpretation.</p> <p>202.04 Notices.</p> <p>202.05 Separability.</p>	<p>202.06 Sections and ordinances repealed.</p> <p>202.07 Exemptions from repeal.</p> <p>202.08 Copies of Codified Ordinances.</p> <p>202.99 General Code penalty; complicity.</p>
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CROSS REFERENCES

- Ordinances - see CHTR. Ch. 8
- Publication of codes of municipal ordinances - see M.C.L.A. Sec. 117.5b
- Ordinances and resolutions - see ADM. Ch. 222

202.01 DESIGNATION; CITATION; HEADINGS.

(a) This volume consists of all ordinances of a general and permanent nature of the Municipality, as revised, codified, arranged, numbered and consolidated into component codes, titles, chapters and sections, and as such shall be known and designated as the Codified Ordinances of Grand Blanc, Michigan, 1988, for which designation "Codified Ordinances" may be substituted. Code, title, chapter and section headings do not constitute any part of the law as contained in the Codified Ordinances.

(b) All references to codes, titles, chapters and sections are to such components of the Codified Ordinances unless otherwise specified. Any component code may be referred to and cited by its name, such as the "Traffic Code." Sections may be referred to and cited by the designation "section" followed by the number, such as "Section 202.01."

202.02 AMENDMENTS AND SUPPLEMENTS; NUMBERING.

(a) The Codified Ordinances of Grand Blanc may be amended or supplemented at any time and, when any amendment or supplement is adopted in such form as to indicate the intention of Council to make the same a part thereof, such amendment or supplement shall be incorporated in, and deemed a part of, the Codified Ordinances, so that a reference to the Codified Ordinances shall be understood and construed as including the Codified Ordinances of Grand Blanc and any and all such amendments and supplements.

(b) All amendments and supplements enacted as a part of the Codified Ordinances shall be integrated therewith by following the form of arrangement and plan set forth in the original Codified Ordinances as follows: each Code shall be subdivided into titles and/or chapters, and each chapter shall be subdivided into sections, which shall be numbered in accordance with the decimal numbering system. The numbering of all sections, except penalty sections, shall be consecutive within each chapter commencing with the first section of Chapter 202, which shall be numbered 202.01, the first "2" signifying Code 2, and the two figures "02" before the decimal signifying the chapter within the Code, and the two figures "01" after the decimal signifying the first section in Chapter 202 of the Code. Penalty sections shall be designated "99" and shall be the last section of a chapter.

202.03 DEFINITIONS AND INTERPRETATION.

In the construction of these Codified Ordinances, or any provision thereof, the following rules and definitions shall control, except those which are inconsistent with the manifest intent of Council as disclosed in a particular provision, section or chapter: (1) Adopting Ordinance. "Adopting Ordinance" means the ordinance of the Municipality adopting the Codified Ordinances of Grand Blanc in conformity with M.C.L.A. 117.5b; M.S.A. 5.2084(2).

(2) Authority. Whenever in the Codified Ordinances authority is given to an officer or an act is required to be performed, such authority may be exercised and such act may be performed, at the

instance of such officer, by a deputy or subordinate, unless contrary to law or to the clear intent of any such particular provision.

(3) Calendar-Computation of Time. The terms "month" and "year" mean the calendar month or year. The time expressed in days within which an act is to be done or a period is to expire shall be computed by excluding the first and including the last day, unless the last day is a Sunday or a legal holiday, in which case it shall be excluded. If time is expressed in hours, the whole of Sunday or a legal holiday shall be excluded.

5 Codified Ordinances

(4) Conjunctions. "And" includes "or" and "or" includes "and," if the sense so requires.

(5) Council. "Council" means the City Council of the Municipality.

(6) County. "County" means the County of Genesee, Michigan.

(7) Gender. Words importing the masculine shall extend and be applied to the feminine and neuter genders.

(8) General Rule. Except as otherwise provided in this section, words and phrases shall be construed according to the common usage of the language, provided, however, that technical words and phrases and such others as may have acquired a special meaning in the law shall be construed according to such technical or special meaning.

(9) Joint Authority. Words giving authority to a board, commission, authority or to three or more officers or employees or other persons shall be construed as giving authority to a majority thereof, unless otherwise specifically provided.

(10) Keeper and Proprietor. "Keeper" and "proprietor" mean persons, firms, associations, corporations, clubs and copartnerships, whether acting by themselves or as a servant, agent or employee.

(11) Land and Real Estate. "Land" and "real estate" include rights and easements of an incorporeal nature.

(12) Law. "Law" means all applicable laws of the United States of America, the State of Michigan and the City of Grand Blanc.

(13) Manager. "Manager" means the City Manager of the Municipality.

(14) Municipality or City. "Municipality" or "City" means the City of Grand Blanc, Michigan.

(15) Number. Words in the plural include the singular and words in the singular include the plural number.

(16) Oath. "Oath" includes affirmation. When an oath is required or authorized by law, an affirmation in lieu thereof may be taken by a person having conscientious scruples about taking an oath. An affirmation shall have the same force and effect as an oath.

(17) Ordinance. "Ordinance" means and includes any ordinance of the Municipality, including any provision of these Codified Ordinances.

(18) Owner. "Owner," when applied to property, includes a part owner, joint owner or tenant in common of the whole or any part of such property.

(19) Person. "Person" includes any individual, copartnership, corporation, association, club, joint venture, estate, trust and any other group or combination acting as a unit, and the individuals

constituting such group or unit.

(20) Premises. "Premises," when used as applicable to property, extends to and includes land and buildings.

(21) Property. "Property" includes real and personal property and any mixed and lesser estates or interests therein. "Personal property" includes every kind of property except real property; "real property" includes lands, tenements and hereditaments.

202.04 ADMINISTRATION CODE

(22) Public Place. "Public place" means any place to or upon which the public resorts or travels, whether such place is owned or controlled by the City or any agency of the State or is a place to or upon which the public resorts or travels by custom or by invitation, express or implied.

(23) Publish. "Publish" means to print in a newspaper of general circulation in the Municipality the entire document or a brief summary thereof with a listing of places where copies have been filed and times when they are available for inspection.

(24) Reasonable Time. In all cases where provision is made for an act to be done or notice to be given within a reasonable time, it shall be deemed to mean such time only as may be necessary for the prompt performance of such act or the giving of such notice.

(25) Residence. "Residence" means an abode in which a person permanently resides.

(26) Shall and May. "Shall" is mandatory; "may" is permissive.

(27) Sidewalk. "Sidewalk" means that portion of a street between the curb lines or lateral lines and the right-of-way lines, which is intended for the use of pedestrians.

(28) State. "State" means the State of Michigan.

(29) Street, Highway and Alley. "Street," "highway" and "alley" mean the entire width subject to an easement for public right of way, or owned in fee by the City, County or State, of every way or place, or whatever nature, whenever any part thereof is open to the use of the public as a matter of right for purposes of public travel. The word "alley" means any such way or place providing a secondary means of ingress and egress from a property.

(30) Tenant and Occupant. "Tenant" and "occupant," as applied to buildings or land, shall extend and be applied to any person holding a written or oral lease of, or who occupies the whole or any part of, a building or land, alone or with others.

(31) Tenses. The use of any verb in the present tense includes the future.

(32) Time. Whenever any time established in the Codified Ordinances for the taking of any action expires on a Sunday or a legal holiday, such time shall not expire on such day but shall expire on the next week day.

(33) Responsibility. Whenever any act is prohibited by a provision of these Codified Ordinances or by any rule or regulation adopted thereunder, such prohibition shall extend to and include the causing, securing, aiding or abetting of another person to do such act.

(b) Notice regarding sidewalk repairs, sewer or water connections, dangerous structures, abating nuisances or any other act, the expense of which if performed by the City may be assessed against the premises under the provisions of these Codified Ordinances, shall be served:

- (1) By delivering the notice to the owner personally or by leaving the same at his or her residence, office or place of business with some person of suitable age and discretion;
- (2) By mailing such notice by certified or registered mail to such owner at his or her last known address; or
- (3) If the owner is unknown, by posting such notice in some conspicuous place on the premises for five days before the act or action concerning which the notice is given.

(c) No person shall interfere with, obstruct, mutilate, conceal or tear down any official notice or placard posted by any City officer unless permission is given by such officer to remove such notice or placard.

202.05 SEPARABILITY.

It is the legislative intent of Council in adopting these Codified Ordinances that all provisions and sections of these Codified Ordinances be liberally construed to protect and preserve the peace, health, safety and welfare of the inhabitants of the City. Should any provision or section of these Codified Ordinances be held unconstitutional or invalid, such holding shall not be construed as affecting the validity of any of the remaining provisions or sections, it being the intent that these Codified Ordinances shall stand, notwithstanding the invalidity of any provision or section thereof.

The provisions of this section shall apply to the amendment of any section of these Codified Ordinances, whether or not the wording of this section is set forth in the amendatory ordinance.

202.06 SECTIONS AND ORDINANCES REPEALED.

All ordinances, resolutions, rules and regulations of the Municipality, and parts of the same, in conflict with any of the provisions of these Codified Ordinances, are hereby repealed.

202.07 EXEMPTIONS FROM REPEAL.

The repeal provided for in Section 202.06 shall not affect:

- (a) Any offense or act committed or done, or any penalty or forfeiture incurred, or any contract or right established or accruing, before the adoption of these Codified Ordinances.
- (b) Any ordinance or resolution promising or guaranteeing the payment of money by or to the Municipality, or authorizing the issuance of any bonds of the Municipality, or any evidence of

- the Municipality's indebtedness, or any contract or obligation assumed by the Municipality;
- (c) The administrative ordinances and resolutions of Council not in conflict or inconsistent with any provision of these Codified Ordinances;
 - (d) Any right, license or franchise conferred by any ordinance or resolution of Council on any person;

- (e) Any ordinance or resolution establishing, naming, relocating or vacating any street or other public way;
- (f) Any ordinance or resolution or part thereof providing for the establishment of positions, for salaries or compensation;
- (g) Any prosecution, suit or other proceeding pending, or any judgment rendered, on or prior to the adoption of these Codified Ordinances;
- (h) Any ordinance or resolution levying or imposing taxes or assessments;
- (i) Any ordinance or resolution establishing or changing the boundaries of the Municipality; or
- (j) Any ordinance or resolution adopted by Council after the adoption of these Codified Ordinances.

202.08 COPIES OF CODIFIED ORDINANCES.

Each copy of the Codified Ordinances distributed to an officer or employee of the City shall remain the property of the City and shall be turned over by such officer or employee, upon expiration of his or her term of office or employment with the City, to the City Clerk for reassignment.

202.99 GENERAL CODE PENALTY; COMPLICITY.

(a) General Penalty. Whenever, in these Codified Ordinances, or in any technical or other code adopted by reference in these Codified Ordinances, or in any rule, regulation or order promulgated or made under authority of any provision of these Codified Ordinances, or under authority of any technical or other code adopted by reference in these Codified Ordinances, or under authority of State law, an act is prohibited or is made or declared to be unlawful or an offense or a misdemeanor, or whenever the doing of any act is required or the failure to do any act is declared to be unlawful, where no specific penalty is otherwise provided, whoever violates or fails to comply with any such provision shall be fined not more than five hundred dollars (\$500.00) or imprisoned not more than ninety (90) days, or ninety-three (93) days for violation of a Codified Ordinance that substantially corresponds to a violation of state law punishable by a maximum period of imprisonment of ninety-three (93) days, or both, for each offense. A separate offense shall be deemed committed each day during or on which a violation or noncompliance occurs or continues, unless otherwise provided.

(b) Surcharges; Equitable Remedies. The imposition of any penalty provided for in this section shall be in addition to any surcharge levied for a violation of or noncompliance with a provision of these

Codified Ordinances, or a provision of a technical or other code adopted by reference in these Codified Ordinances, or a rule, regulation or order promulgated or made under authority of either, or under authority of State law, and shall be in addition to any equitable remedy provided by a provision of these Codified Ordinances, or a provision of a technical or other code adopted by reference in these Codified Ordinances, or a rule, regulation or order promulgated or made under authority of either, or provided by State law, or a rule, regulation or order promulgated or made under authority of State law, including the enforced removal of prohibited conditions.

2013 Replacement

(c) Complicity. Every person concerned in the commission of an offense under these Codified Ordinances, whether he or she directly commits the act constituting the offense or procures, counsels, aids or abets in its commission, may be prosecuted, indicted, tried and on conviction shall be punished as if he or she had directly committed such offense.

(Ord. 2013-07. Passed 11-13-13.)

2013 Replacement

CHAPTER 204
Official Standards

EDITOR'S NOTE: There are no sections in Chapter 204. This chapter has been established to provide a place for cross references and any future legislation.

CROSS REFERENCES

State seal - see Mich. Const. Art. 3, Sec. 3; M.C.L.A. Secs. 2.41
et seq.

General penalty - see CHTR. Ch. 14, Sec. 17

Fiscal year - see CHTR. Ch. 19, Sec. 1

Weights and measures - see M.C.L.A. Secs. 290.601 et seq.,
750.561 et seq.

Design standards - see P. & Z. 1226.04

CHAPTER 206

Wards and Boundaries

EDITOR'S NOTE: There are no sections in Chapter 206. This chapter has been established to provide a place for cross references and any future legislation.

CROSS REFERENCES

Boundaries and wards - see CHTR. Ch. 1

City to consist of one ward - see CHTR. Ch. 1, Sec. 3

Equal representation - see M.C.L.A. Sec. 117.3

Incorporated city or village annexed to home rule city - see

M.C.L.A. Sec. 117.13

Apportionment - see M.C.L.A. Sec. 117.27a

TITLE FOUR - Legislation

Chap. 220. Council.

Chap. 222. Ordinances and Resolutions.

CHAPTER 220

Council

EDITOR'S NOTE: There are no sections in Chapter 220. This chapter has been established to provide a place for cross references and any future legislation.

CROSS REFERENCES

Council generally - see CHTR. Ch. 14

Health powers - see CHTR. Ch. 17

Authority to levy taxes - see CHTR. Ch. 19, Secs. 2 et seq.

Legislative bodies in home rule cities - see M.C.L.A. Sec. 117.3

Authority re cable television rates - see B.R. & T. 806.21 et seq.

Authority re taxicabs - see B.R. & T. 870.14

Authority re sidewalk repair - see S.U. & P.S. 1022.04

Supervision of parks - see S.U. & P. S. 1062.04

Duties re signs - see B. & H. 1480.19

CHAPTER 222

Ordinances and Resolutions

EDITOR'S NOTE: There are no sections in Chapter 222. This chapter has been established to provide a place for cross references and any future legislation.

CROSS REFERENCES

Initiative and referendum - see CHTR. Ch. 7

Council procedures re enactment - see CHTR. Ch. 8; M.C.L.A.
117.4j

Ordinances in home rule cities - see M.C.L.A. Secs. 117.3,
117.5b

Enforcement - see M.C.L.A. Sec. 117.4i

Actions to recover fines and penalties - see M.C.L.A. Sec.
117.29

Codified ordinances - see ADM. Ch. 202

TITLE SIX - Administration

- Chap. 230. Mayor.
- Chap. 232. City Manager.
- Chap. 234. City Clerk.
- Chap. 236. City Treasurer.
- Chap. 238. City Assessor.
- Chap. 240. City Attorney.
- Chap. 242. Building and Zoning Administrator.
- Chap. 244. City Engineer.
- Chap. 246. Department of Public Works.
- Chap. 248. Police Department.
- Chap. 250. Fire Department.
- Chap. 252. Employees Generally.

CHAPTER 230

Mayor

EDITOR'S NOTE: There are no sections in Chapter 230. This chapter has been established to provide a place for cross references and any future legislation.

CROSS REFERENCES

- Election, term, compensation - see CHTR. Ch. 4
- Duties - see CHTR. Ch. 9
- Mayors in home rule cities - see M.C.L.A. Sec. 117.3
- Signatures on licenses required - see B. R. & T. 802.05

Responsibility re improvements - see S. U. & P. S. 1020.03,
1020.06(a)

Responsibility re hazards and nuisance abatement - see
S. U. & P. S. 1020.04(d)

Responsibility re construction and repair of sidewalks - see
S. U. & P. S. 1020.05(c), (h)

CHAPTER 232

City Manager

- 232.01 Job description;
compensation.
- 232.02 Sale of City property.

CROSS REFERENCES

Changing salary or emoluments during term of office - see M.C.L.A.
Sec. 117.5

232.01 JOB DESCRIPTION; COMPENSATION.

(a) Following is a job description for the City Manager, which description shall be the basis for a performance evaluation at least annually. The City Manager shall serve at the discretion of Council and shall be responsible to the Mayor and Council for the proper administration of the City. To that end, he or she is hereby authorized and required to:

- (1) Act on behalf of, carry out the instructions of, and be the authorized agent of, the Mayor and Council;
- (2) Be solely responsible to the Mayor and Council for efficient operation of all the departments of the City and all personnel therein, within limits set by ordinance and the City Charter;
- (3) Attend all meetings of Council with the right to take part in discussions, but without the right to vote;
- (4) Be a member ex-officio of all committees of Council with the right to vote if specified in committee rules;

(5) Recommend to the Mayor and Council any measure which he or she feels is necessary for the improvement of the City;

(6) Be responsible for the recommendation for the purchase of all City property, provided that all purchases in excess of one thousand dollars (\$1,000) shall be with the approval of Council;

(7) Present to the Mayor and Council periodic reports and special reports when requested to do so, covering the activities of the City administration for which he or she is responsible;

(8) Recommend to the Mayor and Council the salaries to be paid to the appointed officials and employees of the City. However, neither the Mayor nor Council shall dictate to the Manager regarding the employment of any person or interfere with him or her in direction of the departments under his or her jurisdiction. Except for the purpose of inquiry, the Mayor and Council shall make all contacts with department heads through the Manager.

(9) Be responsible for preparation of applications for grants or loans as authorized by Council.

(b) The City Manager shall be compensated as determined from time to time by Council, shall have the use of a City vehicle and shall reside in the community.

232.02 SALE OF CITY PROPERTY.

(a) Schedule of Valuation.

(1) Items having a value of two hundred dollars (\$200.00) or less may be disposed of by the City Manager at his or her discretion.

(2) Items having a value in excess of two hundred dollars (\$200.00), but not greater than five hundred dollars (\$500.00), shall be advertised in a local newspaper with sealed bids solicited. Bids shall be opened and the award made by the City Manager.

(3) Items having a value in excess of five hundred dollars (\$500.00), but not greater than five thousand dollars (\$5,000), shall be advertised in a local newspaper, a comparable metropolitan newspaper and/or a trade publication, with sealed bids solicited. The opening of bids and the award shall be made by Council or a committee thereof if so delegated by Council.

(4) Items having a value in excess of five thousand dollars (\$5,000) shall be sold only after the matter is presented to Council and a recommendation is made by Council as to the manner in which the sale shall be made.

(b) Setting Valuation. The value of any item to be sold shall be set by the City Manager, with the concurrence of the majority of the members of the Personnel and Finance Committee. The City Manager, or the Committee, may obtain appraisals, if deemed necessary.

(c) Bids.

(1) The time allowed for bids to be submitted shall be at the discretion of the City Manager,

unless specified by Council, but in no case shall the deadline for bids be less than ten days from the last day on which the bid solicitation was advertised.

(2) The City reserves the right to set minimum bid prices and to reject any and all bids.

(3) In all cases, the sale shall be awarded to the highest bidder, or, in the case of default, to the second highest bidder.

(d) Inspections. Items on which bids have been solicited shall be made available for inspection during normal working hours, beginning on the date of the first publication of the bid solicitation.

(e) Payments; Title.

(1) Sale shall be complete only upon payment and transfer of title as provided in this section or by State law.

(2) Payment shall be made by cash or certified check before the buyer will be allowed title to the item purchased.

(3) Title to the item purchased shall pass upon the issuance of a bill of sale by the City Manager, or other transfer of title, as required by law.

(f) Reports. Following consummation of any sale, regardless of value, a report shall be presented to Council stating, in writing, the following:

(1) The name, description and condition of the item sold;

(2) The sale price of the item; and

(3) The name and address of the purchaser.

(g) Waiver of Requirements. Any of the conditions set forth in this section may be waived by a majority vote of Council. Such waiver, if invoked, shall apply only to the sale of the particular item voted upon.

(Res. Unno. Passed 2-12-75.)

CHAPTER 234

City Clerk

EDITOR'S NOTE: There are no sections in Chapter 234. This chapter has been established to provide a place for cross references and any future legislation.

CROSS REFERENCES

Voter registration - see CHTR. Ch. 3

City Clerk generally - see CHTR. Ch. 10

Filing charters and amendments thereto - see M.C.L.A.

Sec. 117.24

Filing of initiative petitions - see M.C.L.A. Sec. 117.25

Apportionment of wards; copy of apportionment plan - see

M.C.L.A. Sec. 117.27a

Signature on licenses required - see B.R. & T. 802.05

Responsibility re flood damage prevention - see S.U. & P.S.

1040.04

CHAPTER 236

City Treasurer

EDITOR'S NOTE: There are no sections in Chapter 236. This chapter has been established to provide a place for cross references and any future legislation.

CROSS REFERENCES

City Treasurer generally - see CHTR. Ch. 11

Duties re general taxation - see CHTR. Ch. 20

Justices of the Peace to turn moneys collected over to

City Treasurer - see M.C.L.A. Sec. 117.31

Deposit of public funds - see M.C.L.A. Secs. 129.11 et seq.

Collection of municipal income taxes - see M.C.L.A. Sec.

141.671

CHAPTER 238

City Assessor

EDITOR'S NOTE: There are no sections in Chapter 238. This chapter has been established to provide a place for cross references and any future legislation.

CROSS REFERENCES

City Assessor generally - see CHTR. Ch. 13

Duties re general taxation - see CHTR. Ch. 20

Tax Assessors in home rule cities - see M.C.L.A. Sec. 117.3

Responsibility re improvements - see S.U. & P.S. 1020.03(h),
1020.06(d)

Responsibility re hazards and nuisance abatement - see
S.U. & P.S. 1020.04(g)

Responsibility re construction and repair of sidewalks - see
S.U. & P.S. 1020.05(k)

CHAPTER 240

City Attorney

EDITOR'S NOTE: There are no sections in Chapter 240. This chapter has been established to provide a place for cross references and any future legislation.

CROSS REFERENCES

Legal Department - see CHTR. Ch. 12

Legal advisor - see M.C.L.A. Sec. 87.20

Membership in Board of Election Commissioners - see
M.C.L.A. Sec. 168.25

Duties re animals running at large - see M.C.L.A.
Sec. 433.53, 433.62

Service of process - see M.C.L.A. Sec. 600.1925

CHAPTER 242

Building and Zoning Administrator

EDITOR'S NOTE: References throughout these Codified Ordinances to the Building Inspector, the Building Inspector and Code Enforcement Officer, the Code Enforcement Officer and the Zoning Administrator mean the Building and Zoning Administrator.

There are no sections in Chapter 242. This chapter has been established to provide a place for cross references and any future legislation.

CROSS REFERENCES

Building codes in home rule cities - see M.C.L.A. Sec. 117.3

Management and control of municipal buildings and grounds -
see M.C.L.A. Sec. 117.4j

BOCA National Building Code - see B. & H. Ch. 1412

Enforcement of sign regulations - see B. & H. 1480.17, 1480.20

CHAPTER 242

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see M.C.L.A. Sec. 117.4j

BOCA National Building Code - see B. & H. Ch. 1412

Enforcement of sign regulations - see B. & H. 1480.17, 1480.20

CHAPTER 244

City Engineer

EDITOR'S NOTE: The City contracts on a job to job basis with an engineer or a firm of engineers, designated the City Engineer. Copies of the latest relevant legislation may be obtained, at cost, from the City Clerk.

There are no sections in Chapter 244. This chapter has been established to provide a place for cross references and any future legislation.

CROSS REFERENCES

Utilities generally - see CHTR. Ch. 22

Improvements in home rule cities - see M.C.L.A. Sec. 117.4d

Improvements and special assessments - see S.U. & P.S. Ch.

1020

Sidewalk construction and repair - see S.U. & P.S. Ch. 1022

Water - see S.U. & P.S. Ch. 1022

Sewers - see S.U. & P.S. Ch. 1040

Road and utility requirements and specifications for proposed

plat and condominiums and land divisions - see P. & Z.

Ch. 1226

CHAPTER 246

Department of Public Works

EDITOR'S NOTE: There are no sections in Chapter 246. This chapter has been established to provide a place for cross references and any future legislation.

CROSS REFERENCES

Special assessments - see CHTR. Ch. 14, Sec. 2, Ch. 21;

S.U. & P.S. Ch. 1020

Utilities generally - see CHTR. Ch. 22

Acquisition and operation of sewage disposal systems by City -

see CHTR. Ch. 22, Secs. 1 et seq.

Acquisition and operation of water works by City - see CHTR.

Ch. 22, Secs. 1 et seq.

Improvements in home rule cities - see M.C.L.A. Sec. 117.4d

Approval of public works projects by Planning Commission - see

M.C.L.A. Secs. 125.39, 125.40

Excavations - see S.U. & P.S. 1024.02

CHAPTER 248

Police Department

EDITOR'S NOTE: There are no sections in Chapter 248. This chapter has been established to provide a place for cross references and any future legislation.

CROSS REFERENCES

Arrest - see M.C.L.A. Sec. 117.34

Jurisdiction outside City limits - see M.C.L.A. Sec. 117.34

Enforcement of laws - see M.C.L.A. Sec. 117.4i

Impounding of motor vehicles operated by minors either possessing
or transporting alcoholic beverages - see GEN. OFF. 606.02

Enforcement of peddler regulations - see B.R. & T. 850.13

Enforcement of building numbering regulations - see B. & H. 1460.07

CHAPTER 250

Fire Department

EDITOR'S NOTE: There are no sections in Chapter 250. This chapter has been established to provide a place for cross references and any future legislation.

CROSS REFERENCES

Fire Department and protection - see CHTR. Ch. 27, Sec. 5

Firemen's Retirement System - see M.C.L.A. Secs. 38.551 et seq.

Borrowing money for fire protection - see M.C.L.A. Sec. 117.4a

Fire stations - see M.C.L.A. Sec. 117.4e

Burning garbage and rubbish - see S.U. & P.S. 1060.08

BOCA National Fire Prevention Code - see F. P. Ch. 1610

Interference with fire suppression forces; emergencies - see F.P. Ch.

1612

Hazardous spills - see F. P. 1612.14

CHAPTER 252

Employees Generally

EDITOR'S NOTE: Because of the frequency of change, provisions relating to compensation and benefits are not codified. Copies of the latest relevant legislation may be obtained, at cost, from the City Clerk. Council has adopted, by resolution, a City of Grand Blanc Patrolman's Agreement, a City of Grand Blanc Dispatchers Personnel Manual and a City of Grand Blanc Personnel Manual. These documents provide for compensation, benefits and other incidents of employment for police, dispatchers and other City personnel, respectively, and are amended from time to time by resolution of Council. Copies of these documents may be examined at the City Hall or reproduced, at cost.

CROSS REFERENCES

Elections - see CHTR. Chs. 3 et seq.

Officers and employees generally - see CHTR. Ch. 4

Terms of office - see CHTR. Ch. 4

Appointments generally - see CHTR. Ch. 9

Vacancies - see CHTR. Ch. 24

Municipal Employees' Retirement System - see M.C.L.A. Secs.
38.601 et seq.

Compensation and salaries in home rule cities - see M.C.L.A.
Secs. 117.3, 117.5, 117.17, 117.19, 117.20, 117.28, 117.32,
117.33

Civil service in home rule cities - see M.C.L.A. Sec. 117.4i

Local Officers Compensation Commission - see ADM. Ch. 274

TITLE EIGHT - Boards, Commissions and Committees

- Chap. 270. Board of Health
- Chap. 272. Sign Review Committee.
- Chap. 274. Local Officers Compensation Commission.
- Chap. 276. Board of Review.
- Chap. 278. Planning Commission.
- Chap. 280. Board of Zoning Appeals.
- Chap. 282. Building Code Board of Appeals.
- Chap. 284. Downtown Development Authority.
- Chap. 286. Fire Commission.

CHAPTER 270

Board of Health

EDITOR'S NOTE: Chapter 17 of the City Charter provides that Council shall be the Board of Health until such time as it may create a separate Board of Health, appoint a Health Officer and define their powers and duties.

There are no sections in Chapter 270. This chapter has been established to provide a place for cross references and any future legislation.

CROSS REFERENCES

Public health - see CHTR. Ch. 17

Health and sanitation, generally - Mich. Const. Art. 4, Sec. 51; M.C.L.A.

Secs. 325.1 et seq., 327.1 et seq., 750.466 et seq.

Health and sanitation in home rule cities - Sec. M.C.L.A. Secs. 117.3, 117.4i

Nuisances generally - see M.C.L.A. Secs. 600.3801 et seq.

Safety, sanitation and health - see GEN. OFF. Ch. 676

Sanitation in dwellings - see B. & H. 1490.05, 1490.07

CHAPTER 272

Sign Review Committee

- | | | | |
|--------|--|--------|-----------------------------------|
| 272.01 | Establishment. | 272.06 | Reports to Building Department. |
| 272.02 | Composition. | 272.07 | Minutes. |
| 272.03 | Terms of office. | 272.08 | Duties of Council representative. |
| 272.04 | Meetings; duties. | | |
| 272.05 | Hearings on appeals or variances from
sign regulations. | | |

CROSS REFERENCES

Signs for garage sales - see B.R. & T. 818.06

Advertising devices - see S.U. & P.S. 1024.04

Signs generally - see B. & H. Ch. 1480

Compliance of signs with BOCA National Building Code - see B. & H. 1480.14

272.01 ESTABLISHMENT.

There is hereby established in and for the City a Sign Review Committee.

(Ord. 213. Passed 4-11-90.)

272.02 COMPOSITION.

The Sign Review Committee shall be composed of precisely the same membership and appointed officials as the City Planning Commission.

(Ord. 213. Passed 4-11-90.)

272.03 TERMS OF OFFICE.

The terms of office for members of the Sign Review Committee shall be coterminous with the terms of office for the City Planning Commission.

(Ord. 213. Passed 4-11-90.)

272.04 MEETINGS; DUTIES.

(a) The Sign Review Committee shall act as the Board of Appeals for Chapter 1480 of the Building and Housing Code. The Committee shall have the authority to interpret, consider requests for variances and consider appeals of administrative decisions.

2000 Replacement

(b) The Sign Review Committee shall meet upon request of the Building and Zoning Administrator or upon receipt of a completed application and the payment of a fee to request a variance or an appeal.

(c) Meetings shall be held the same evening as the regularly scheduled Planning Commission meeting, unless a special meeting is called as identified by the Chairperson of the Planning Commission or his or her designee.

(d) The Committee shall have the following authority and duties:

(1) The Committee shall review and approve proposed or existing signs for compliance with applicable standards of Chapter 1480 of the Building and Housing Code. The Committee may consider sign placement and design in consideration of pedestrian and vehicular access, provision of clear sight distance for motorists and non-motorized travelers, reasonable maintenance of views to existing conforming signs, existence of desirable natural features, conflicts with utility poles and structures and possible detrimental impacts of signs located adjacent to residentially zoned districts.

(2) The Committee shall hear variance requests on all applications that do not conform to the provisions of Chapter 1480 of the Building and Housing Code relating to the location, maintenance, design, illumination, size, height, number and type of signs. The Committee shall use the standards provided in Section 1480.163 of the Building and Housing Code. In no case shall the Committee have the authority to grant a variance when the matter concerns construction or design requirements of the Building Code. Such variance may only be considered by the Building Code Board of Appeals.

(3) The Committee may interpret any aspect of a sign or its framework that might adversely affect the health, safety and welfare of the public, except construction requirements set forth in the Building Code. Such interpretation may be requested by an applicant, business owner, City official or the Building and Zoning Administrator.

(4) The Committee shall interpret the provisions of Chapter 1480 of the Building and Housing Code or hear appeals of administrative decisions where it is alleged that there is an error in any order, requirement, decision or determination made by the Building and Zoning Administrator in the enforcement of Chapter 1480 of the Building and Housing Code, provided that in no case shall the Committee hear an appeal on a matter that deals with requirements contained in the Building Code.

(Ord. 243. Passed 6-10-98.)

272.05 HEARINGS ON APPEALS OR VARIANCES FROM SIGN REGULATIONS.

(a) The Committee shall hold a public hearing on appeals or variances, and shall permit all interested persons to offer oral or written testimony. After the close of the public hearing, the Committee, by vote, may affirm, annul or modify the order or action of the Building and Zoning Department. Any decision to grant a variance or annul the decision of the Building and Zoning Department shall require a majority vote of its full membership, not just a majority of those present.

(b) After reviewing a sign application to appeal an administrative decision or request a variance from the provisions of Chapter 1480 of the Building and Housing Code, the Sign Review Committee shall either:

(1) Approve the sign application as presented upon a finding, point by point, that all the criteria in Section 1480.163 of the Building and Housing Code are met;

(2) Approve the sign application appeal or variance subject to certain changes or conditions as required, such as, but not limited to, changes to sign dimensions or proposed location, changes to materials of the sign or sign base/framework to be more complementary to the overall site design or character of the area, the addition of landscaping around the base of the sign or changes to sign illumination; or

(3) Reject the sign application appeal or variance, in which case the applicant shall be provided with a written explanation of the reasons for such rejection and those provisions of Chapter 1480 of the Building and Housing Code that would not be varied.

(Ord. 243. Passed 6-10-98.)

272.06 REPORTS TO BUILDING DEPARTMENT.

The Sign Review Committee shall report its findings to the Building Department within three days after a meeting pursuant to Section 272.04(a).

(Ord. 213. Passed 4-11-90.)

272.07 MINUTES.

The Sign Review Committee shall keep minutes of meetings and of actions taken and shall submit such minutes to the City Clerk who shall distribute them to the Mayor and Council in the same manner as that of other Council committee meetings.

(Ord. 213. Passed 4-11-90.)

272.08 DUTIES OF COUNCIL REPRESENTATIVE.

The Councilperson on the Sign Review Committee shall provide liaison between Council and the Committee. (Ord. 213. Passed 4-11-90.)

CHAPTER 274

Local Officers Compensation Commission

- 274.01 Establishment; function.
- 274.02 Composition; appointments.
- 274.03 Terms of office; vacancies.
- 274.04 Qualifications.
- 274.05 Duties.

CROSS REFERENCES

Compensation of officers and employees - see CHTR. Ch. 4

Compensation and salaries in home rule cities - see M. C. L. A.

Secs. 117.3, 117.5, 117.17, 117.19, 117.20, 117.28, 117.32,
117.33

274.01 ESTABLISHMENT; FUNCTION.

There is hereby established in and for the City a Local Officers Compensation Commission. The principal duty of the Commission shall be to determine the salaries of all local elected officials. (Ord. 82. Passed 1-9-74.)

274.02 COMPOSITION; APPOINTMENTS.

The Local Officers Compensation Commission shall consist of five members who are registered electors of the City, to be appointed by the Mayor subject to confirmation by Council. (Ord. 82. Passed 1-9-74.)

274.03 TERMS OF OFFICE; VACANCIES.

The term of office of members of the Local Officers Compensation Commission shall be five years,

except that of the first members appointed, one shall be appointed for one year, one for two years, one for three years, one for four years and one for five years. The first members shall be appointed within thirty days after the effective date of this section (Ordinance 82, passed January 9, 1974). Thereafter, members shall be appointed before October 1 of the year in which a vacancy occurs. When vacancies occur during the term, the appointments shall be for the unexpired term.

(Ord. 82. Passed 1-9-74.)

274.04 QUALIFICATIONS.

No member or employee of the legislative, judicial or executive branch of any level of government, nor any member of the immediate family of such a member or employee, shall be eligible to be a member of the Local Officers Compensation Commission. (Ord. 82. Passed 1-9-74.)

274.05 DUTIES.

After the Local Officers Compensation Commission has been appointed and qualified according to law, it shall perform the duties imposed upon it by M.C.L.A. 117.5c, as amended.

(Ord. 82. Passed 1-9-74.)

CHAPTER 276

Board of Review

EDITOR'S NOTE: There are no sections in Chapter 276. This chapter has been established to provide a place for cross references and any future legislation.

CROSS REFERENCES

Taxation generally - see CHTR. Ch. 14, Sec. 16,
Ch. 20

Limitation on taxation - see CHTR. Ch. 19, Sec. 2

Composition and quorum - see CHTR. Ch. 20, Sec. 4

Meetings, powers - see CHTR. Ch. 20, Sec. 5

Authority re assessments - see CHTR. Ch. 20, Sec. 6

Tax exemptions - see B. R. & T. Ch. 880

Real estate tax - see B. R. & T. Ch. 882

CHAPTER 278

Planning Commission

EDITOR'S NOTE: Provisions relating to the Planning Commission are codified in Chapter 1220 of Part Twelve - the Planning and Zoning Code.

CHAPTER 280

Board of Zoning Appeals

EDITOR'S NOTE: Provisions relating to the Zoning Board of Appeals are codified in Article XX of Ordinance 180, passed February 11, 1987 (the Zoning Code), which, because it is separately published, is not included in these Codified Ordinances.

CROSS REFERENCES

Zoning Board of Appeals - see M.C.L.A. Sec. 125.585

Meetings of the Board; freedom of information - see M.C.L.A.

Sec. 125.585a

Review by Circuit Courts; appeals to Supreme Court; procedure -

see M.C.L.A. Sec. 125.590

Actions for Review; proper and necessary parties; notice; failure

to appear - see M.C.L.A. Sec. 125.591

Compliance of commercial buildings and premises with Zoning Code -

see B.R. & T. 802.09

CHAPTER 282

Building Code Board of Appeals

EDITOR'S NOTE: Provisions relating to the Building Code Board of Appeals are codified in Section 124.0 of the BOCA National Building Code, which is referenced in the Michigan Building Code, as adopted by reference in Chapter 1410 of Part Fourteen - the Building and Housing Code - of these Codified Ordinances.

CHAPTER 284

Downtown Development Authority

284.02	Definitions.	284.05	Board of Trustees.
284.02	Determination of necessity.	284.06	Powers of authority.
284.03	Establishment of authority.	284.07	Fiscal year; adoption of budget.
284.04	Downtown Development Authority District boundary description.		

284.01 DEFINITIONS.

The terms used in this chapter shall have the same meaning given to them in Act 197 or as hereafter provided in this section, unless the context clearly indicates to the contrary. As used in this chapter:

- (a) "Act 197" means Act 197 of the Public Acts of 1975, as amended.
- (b) "Authority" means the Downtown Development Authority established by this chapter.
- (c) "Board" and "Board of Trustees" mean the Board of Trustees of the Authority, the governing body of the Authority.
- (d) "Chief executive officer" means the Mayor.
- (e) "City" means the City of Grand Blanc, Michigan.
- (f) "Council" and "City Council" mean the City Council of Grand Blanc.
- (g) "Downtown development tax" means the tax authorized by this chapter pursuant to Act 197 to be imposed by the Authority in the downtown area.
- (h) "Downtown District" means the Downtown District referred to in this chapter as now existing or hereafter amended.

(Ord. 06-01. Passed 5-17-06.)

284.02 DETERMINATION OF NECESSITY.

The City Council hereby determines that it is necessary for the best interests of the City to halt property value deterioration and increase property tax valuation where possible in the business district of the City, to eliminate the causes of that deterioration and to promote economic growth by establishing

a Downtown Development Authority pursuant to Act 197.

(Ord. 06-01. Passed 5-17-06.)

284.03 ESTABLISHMENT OF AUTHORITY.

There is hereby established, pursuant to Act 197, a Downtown Development Authority in and for the City. The Authority shall be a public body corporate and shall be known and exercise its powers under the title of "Grand Blanc Downtown Development Authority." The Authority may adopt a seal, may sue and be sued in any court of this State and shall possess all of the powers necessary to carry out the purposes of its incorporation as provided in this chapter and Act 197. The enumeration of a power in this chapter or in Act 197 shall not be construed as a limitation upon the general powers of the Authority.

(Ord. 06-01. Passed 5-17-06.)

2009 Replacement

284.04 DOWNTOWN DEVELOPMENT AUTHORITY DISTRICT BOUNDARY DESCRIPTION.

Part of the City of Grand Blanc, Genesee County, Michigan, described as beginning at the center lines of Saginaw (M-54) Road and Perry Road; thence northwesterly, along the center line of said Saginaw (M-54) Road, to the south line of lot 22 of "assessor's plat no. 1", extended northeasterly; thence southwesterly to the most southerly corner of said lot 22; thence northwesterly along the easterly line of lot 17 of "Ingleside Addition" to the center line of Sawyer Street; thence northeasterly along the center line of said Sawyer Street to the westerly line of lot 15, extended southeasterly; thence northwesterly to the most northwesterly corner of lot 73 of said "assessor's plat no. 1"; thence northeasterly to the most southerly corner of lot 74 of said plat, thence northwesterly to the intersection of the center line of High Street with the southwesterly line of lot 75 of said "assessor's plat no. 1", extended northwesterly; thence southwesterly, along the center line of said High Street, to the center line of Davis Street; thence northwesterly to the north line of lot 63 of said plat, extended northeasterly to the center line of Davis Street; thence southwesterly to the most westerly corner of said lot 63; thence northwesterly to the most northerly corner of lot 190 of "assessor's plat no. 4"; thence southwesterly along the northerly line of said lot 190 to the northwesterly corner of said lot 190; thence southeasterly to the most southerly corner of said lot 190 thence southwesterly, southeasterly and southerly, along the east line of lot 195 of "assessor's plat no. 4", to the southeast corner of said lot 195; thence westerly, along the south line of said lot 195 and said south line extended westerly to the center line of the Chesapeake and Ohio Railroad; thence southeasterly along said center line to the east-west 1/4 line of section 16, T6N-R7E; thence west along said east-west 1/4 line 143 feet more or less; thence southeasterly 143.0 feet southwesterly of and parallel with the center line of said railroad to the north plat line of "Stone Hollow," extended easterly; thence westerly along said plat line, also being the south property line of the "Proclean strip commercial center" to the southwest corner of said "Proclean strip commercial center" property; thence northwesterly along the west line of said parcel to the center line of Grand Blanc Road; thence southwesterly along said center line to the east line of lot 53 of "Grand Oak," extended southerly; thence northerly along the east line of said plat to the southwest corner of "Davis western addition"; thence easterly along the south line of said plat to the center line of Seward Street; thence northerly along said center line to the center line of Church Street; thence northeasterly along said center line to the center line of the Chesapeake and Ohio Railroad; thence northwesterly along said center line to the north line of lot 188 of "assessor's plat no. 3," extended northeasterly; thence southwesterly to the most southerly corner of lot 189 of said plat; thence northwesterly, southwesterly, northwesterly, southwesterly,

southeasterly and southwesterly along the southerly line of said lot 189 and said southerly line extended southwesterly to the westerly line of said "assessor's plat no. 3"; thence southerly along said west line to the center line of Reid Road; thence westerly to the west line of the City limits; thence northerly along the City limits line to the center line of Saginaw (M-54) Road; thence southeasterly along said center line to the northerly line of lot 2 of "Woodward Acres," extended southwesterly; thence northeasterly to the most northerly corner of said lot 2; thence southeasterly to the most easterly corner of lot 1 of said plat; thence northeasterly along the east line of said plat to the City limits line, also being the east-west 1/4 line of section 9, T6N-R7E; thence easterly along said east-west 1/4 line to the center line of the Chesapeake and Ohio Railroad; thence southeasterly along said center line to the center line of Center Road, extended southeasterly as platted in "Rust's Subdivision"; thence northeasterly along said centerline of

2009 Replacement

Center Road to the center line of Center Road as relocated; thence southeasterly along said center line as relocated to the northerly line of lot 24 of said "rust subdivision," extended southwesterly; thence northeasterly to the center line of walker Street; thence southeasterly along said center line to the southerly line of lot 8, extended southwesterly; thence southwesterly to the northwesterly corner of lot 3 of "Rust's Subdivision"; thence southeasterly to the southwest corner of said lot 3; thence northeasterly to the most northerly corner of lot 152 of "assessor's plat no. 1"; thence southerly to the section corner common to sections 9, 10, 15, and 16, T6N-R7E, City of Grand Blanc; thence southeasterly, along the east line of "assessor's plat no. 1," to the most easterly corner of lot 161 of said plat; thence southwesterly to the most westerly corner of lot 15 of "Indian Hill Colony"; thence southeasterly and northeasterly, along the westerly and southerly line of said "Indian Hill Colony" to the northwest corner of lot 25 of "Maplegrove Subdivision"; thence southeasterly to the most southerly corner of lot 23 of said plat; thence southwesterly 138.5 feet more or less; thence southeasterly 101.7 feet more or less; thence southwesterly 92 feet more or less; thence southeasterly 101.7 feet more or less, to the northerly line of lot 12 of said "Maplegrove Subdivision"; thence southwesterly to the most westerly corner of said lot 12; thence southeasterly, along the southwesterly line of said lot 12 to the center line of Bush Avenue; thence northeasterly along said center line to a point which is southwesterly 15.0 feet, along the southerly line of said Bush Avenue, and northerly 25.0 feet at right angles to said southerly street line from the most westerly corner of lot 31 of said plat; thence southeasterly, 15.0 feet southwesterly of and parallel to the southwesterly line of said lot 31 of "Maplegrove Subdivision" to the southeasterly line of said plat; thence southwesterly along the southeasterly line of lots 30, 29, and 28 of said plat to a point northeasterly 215.69 from the southerly corner of lot 10 of said plat; thence southeasterly, northeasterly and southeasterly along the southwesterly line of tax parcel 25-56-15-100-021 to the center line of Grant Street; thence southwesterly, along said center line, to a point which is 173.0 feet from the center line of Saginaw (M-54) Road; thence southeasterly, parallel with the southwest line of lot 17 of "Cheney Addition" to the southeasterly line of said lot 17; thence southwesterly 20.00 feet to the most easterly corner of lot 1 of said plat; thence southeasterly along the northeasterly line of lots 2 through 8, inclusive, and said line extended, to the center line of Perry Road; thence northeasterly along said center line to the north-south 1/4 line of section 15, T6N-R7E; thence southerly along said north-south 1/4 line, 343.5 feet more or less to the northerly line of tax parcel 25-56-300-001; thence southwesterly along said northerly line to the center line of Saginaw (M-54) Road; thence northwesterly to the place of beginning, also being the intersection of Saginaw (M-54) Road and Perry Road center lines, as described.

(Ord. 06-01. Passed 5-17-06.)

284.05 BOARD OF TRUSTEES.

The Authority shall be under supervision and control of a Board of Trustees consisting of the chief executive officer of the City and ten members as provided in Act 197. The members shall be appointed by the chief executive officer subject to approval by the Council and shall hold office for the terms provided in Act 197. Every member shall hold office until the member's successor is appointed.

(Ord. 06-01. Passed 5-17-06.)

2009 Replacement

284.06 POWERS OF AUTHORITY.

Except as specifically otherwise provided in this chapter, the Authority shall have all powers provided by law subject to the limitations established by law and herein contained.

(Ord. 06-01. Passed 5-17-06.)

284.07 FISCAL YEAR; ADOPTION OF BUDGET.

(a) The fiscal year of the Authority shall begin on July 1 of each year and end on June 30 of the following year, or such other fiscal year as may hereafter be adopted by the City.

(b) The Board of Trustees shall annually prepare a budget and shall submit it to the Council on the same date that the proposed budget for the City is required by the City Charter to be submitted to the Council. The Board shall not finally adopt a budget for any fiscal year until the budget has been approved by the City Council. The Board may, however, temporarily adopt a budget in connection with the operation of any improvements which have been financed by revenue bonds where required to do so by the ordinance authorizing the revenue bonds.

(c) The Authority shall submit financial reports to the Council at the same time and on the same basis as departments of the City are required to submit reports. The Authority shall be audited annually by the same independent auditors auditing the City, and copies of the audit report shall be filed with the Council.

(Ord. 06-01. Passed 5-17-06.)

2009 Replacement

CHAPTER 286

Fire Commission

286.01	Organization.	286.07	Pay for members.
286.02	Name of organization.	286.08	Vacancies occurring.
286.03	Members of Commission.	286.09	Meetings.
286.04	Officers of Commission.	286.10	Financing the Commission.
286.05	Bonding of officers.	286.11	Amendments.
286.06	Members= authority.	286.12	Employment powers and duties.
		286.13	Reporting.

CROSS REFERENCES

Fire Department - see CHTR. Ch. 27, Sec. 5; ADM. Ch. 250
 Fires and fire protection generally - see M.C.L.A. Secs. 29.1 et
 seq., 48.181, 125.401 et seq., 750.240 et seq.
 Burning of garbage and rubbish - see S.U. & P.S. 1060.08
 Fire hydrants - see S.U. & P.S. 1042.05
 Interference with Fire Suppression Forces; Emergencies - see
 F.P. Ch. 1612
 International Fire Code - see F.P. Ch. 1610
 Smoke detectors - see B. & H. Ch. 1484

286.01 ORGANIZATION.

The City of Grand Blanc and the Charter Township of Grand Blanc located in the County of Genesee, State of Michigan, pursuant to the 1951 P.A. 33 provisions, hereby create a joint Fire Commission for uniform and orderly control of fire protection, Fire Department functions (including but not limited to fire prevention and arson investigations) and funding within the territorial limits of the municipalities of the City of Grand Blanc and the Charter Township of Grand Blanc.

(Unno. Ord. Passed 3-8-11.)

286.02 NAME OF ORGANIZATION.

The name of this ruling Commission shall be AThe Grand Blanc Fire Commission.@ Each member of the Commission shall be known as a ACommissioner.@
(Unno. Ord. Passed 3-8-11.)

286.03 MEMBERS OF COMMISSION.

The Grand Blanc Fire Commission shall consist of five members. Said members shall be selected as follows: two members shall be appointed by the Grand Blanc City Council, with at least one being a member of the City Council; two members shall be appointed by the Grand

2013 Replacement

286.04

ADMINISTRATION CODE

42B

Blanc Township Board, with at least one being a member of the Township Board; one at-large member shall be appointed by a majority of the membership of the Fire Commission for a term of six years. The at-large member shall be a resident of the Township. Members of the Commission appointed by a municipality shall serve for three years, with the appointment being made by the January meeting. Terms shall be staggered. Two members shall be appointed every year except the third year when one shall be appointed. No member shall be an employee of the Grand Blanc Fire Department, or the City of Grand Blanc or the Charter Township of Grand Blanc. (1951 P.A. 33 prescribes six-year terms for members appointed by municipalities. The City and Township have agreed to fill those terms as described above.)
(Unno. Ord. Passed 3-8-11.)

286.04 OFFICERS OF COMMISSION.

At the annual organizational meeting in January, the Commission shall elect a Chairperson, Vice-Chairperson, Secretary and Treasurer.

(a) Chairperson.

- (1) The Chairperson shall preside at all meetings of the Commission and shall have a vote upon all resolutions as a Commissioner.
- (2) The Chairperson shall sign, with the Secretary, in the name of the Grand Blanc Fire

Commission, all contracts and legal documents authorized by the Commission.

- (3) The Chairperson shall appoint such committees as established by the Commission, and shall serve as an ex-officio member. These committees shall have the authority to draw upon citizens of the community to assist in the completion of their assignments.
- (b) Vice-Chairperson. In the event the Chairperson is unable to serve, the Vice-Chairperson shall assume the responsibilities of the Chairperson until the vacancy is filled.
- (c) Duties of the Secretary. The Secretary shall perform the usual duties of the office, and such duties as the Commission may direct. This, among other things, specifically includes the following:
 - (1) Shall attend all meetings of the Commission and oversee the preparation of the minutes of such meetings.
 - (2) Shall be the custodian of all records, except the financial records of the Treasurer and shall keep, at the office of the Commission and open to public examination at all reasonable times, all records, maps, charts, plans and documents pertaining to the work of the Commission.
 - (3) Shall see that all property acquired is vested in the name of the Commission. Shall notify the Commission Treasurer when any such property is disposed of for cash consideration or otherwise. Shall maintain records of all properties acquired in the name of the Grand Blanc Fire Commission.
 - (4) The Commission may employ an assistant Secretary who shall perform such duties pertaining to the office of the Secretary as the Commission may authorize.
- (d) Duties of the Treasurer. The Treasurer shall perform the usual duties of this office, and shall perform such other duties the Commission may request in the proper exercise of their respective statutory duties and responsibilities.

- (1) Shall receive all money due the Commission from taxes or other sources and shall deposit all such money in such bank or banks, and in such separate accounts, as the Commission may request or approve.
- (2) Shall keep the accounting records showing all financial transactions of the Commission in accordance with generally accepted governmental procedures and standards. Shall make a financial report at the annual meeting of the Commission and as requested by the Commission; and shall permit inspection of all financial records by any Commissioner at any reasonable time.
- (3) Shall issue voucher checks for the payment of obligations on receipt of properly authenticated vouchers from the Commission. If there is not sufficient money appropriated and available, he or she shall not issue the voucher check until an appropriation is made by the Commission.
- (4) Shall cause regular pay checks to be issued.

(e) General Powers and Duties.

- (1) Each elected Commission member shall maintain liaison with the governing board of their respective unit of government, and shall bring before the Commission any matters which require consideration and discussion.
- (2) Each member of the Commission shall have a vote on all matters brought to their attention with at least three votes constituting a majority.

(Unno. Ord. Passed 3-8-11.)

286.05 BONDING OF OFFICERS.

Officers of the Commission shall be bonded.

(Unno. Ord. Passed 3-8-11.)

286.06 MEMBERS= AUTHORITY.

Each Commission member=s authority:

- (a) No member of the Commission shall exercise any authority whatsoever on an individual basis.
- (b) All authority shall rest with the Commission acting as a committee of the whole.
- (c) The Commissioners shall exercise their authority only through the Fire Chief or his or her designated representative.

(d) The Commission shall promulgate general rules and orders as they are needed to assure the efficient operation of the Fire Department.

(e) All rules and orders promulgated shall be in writing.

(Unno. Ord. Passed 3-8-11.)

286.07 PAY FOR MEMBERS.

Each member shall be paid per diem for their service at a rate set by the Commission and approved by the participating units of government.

(Unno. Ord. Passed 3-8-11.)

286.08 VACANCIES OCCURRING.

Should any member of the Commission be unable to serve their full term of office, the governing board of his or her participating unit of government shall appoint a replacement to finish the term of office and fulfill the duties of that member.

(Unno. Ord. Passed 3-8-11.)

2013 Replacement

286.09 MEETINGS.

(a) Advertising of Meetings. All meetings of the Commission shall be advertised as to the place and time; they shall be open to the general public in accordance with the Open Meetings Act, P.A. 267 of 1976.

(b) Regular Meetings. In accordance with the Open Meetings Act, P.A. 267 of 1976, the Commission shall meet at least once each month, such meetings shall be held at the Fire Station located at 117 High Street, Grand Blanc MI or other place designated by the Chairperson. Such meetings shall be set by the Commission at its annual meeting.

(c) Special Meetings. May be called in accordance with Open Meetings Act, P.A. 267 of 1976.

(d) Quorum. Three members of the Commission present shall constitute a quorum for the purpose of conducting business. No meeting shall be held when a quorum is not present. An affirmative vote of three Commissioners shall be required for the adoption of a motion or resolution.

(e) Rules of Order.

(1) Following are the Order of Business:

- A. Call to Order.
- B. Approval of Minutes.
- C. Approval of Current Agenda.
- D. Treasurer=s Report.
- E. Approval of All Bills.
- F. Public Questions and Input.
- G. Correspondence.
- H. Committee Reports.
- I. Old Business.
- J. New Business.
- K. Adjournment.

(2) Rules of order can be modified at any regular meeting of the Fire Commission.

(Unno. Ord. Passed 3-8-11.)

286.10 FINANCING THE COMMISSION.

(a) Fiscal Year. The fiscal year of the Grand Blanc Fire Commission shall be January 1 through December 31.

(b) Financing Operations. The operation of the Grand Blanc Fire Commission shall be funded by the ten-year voter approved .5 (1/2) mill in the City and Township and any future renewals. Further each municipality intends to contribute an additional amount approximately equivalent to .5 (1/2) mill. The amount of this contribution may be adjusted to reflect decreases in revenues generated. The municipalities shall remit funds in equal quarterly installments following review of quarterly financial statements submitted by the Commission.

2013 Replacement

(c) Purchases. All major operating and capital purchases and expenses, including compensation and benefits, if any, shall be made from this budget.

(d) Budget.

- (1) An annual operating budget shall be prepared in accordance with Public Act 621 of 1978, including authorized staffing levels, proposed salaries, an ongoing five-year capital plan, and include the cost of an annual audit. The Fire Chief shall prepare the proposed budget which shall be submitted and reviewed by the Fire Commission, then forwarded to the City and Township for review and comment. Following receipt and consideration of the comments provided by the City and Township, the Commission shall submit a final budget for approval by the City and Township.
- (2) An annual audit shall be completed prior to March 31 of each year and immediately given to each governmental body.
- (3) The Fire Department budget shall consist of at least the following:
 - A. A General Fund budget which shall serve as the primary reporting vehicle for current departmental operations, including authorized staffing levels, salaries and fringe benefits, contractual services, commodities and a Miscellaneous Capital Outlay account that will provide a conduit for funds earmarked to finance the Capital Improvement Program budget, as well as Equipment Rental and Leased Vehicle accounts to provide a funding mechanism for the Internal Service Fund budget. The General Fund, by definition, accounts for all current financial resources not required by law or administrative action to be accounted for in another fund.
 - B. A Five-Year Capital Improvement Program budget shall be established and maintained for new capital acquisition or construction financed, in whole or in part, through bonds, intergovernmental revenues, private donations or special assessments. All intergovernmental revenue from participating units of government utilized for new capital acquisition or construction shall be transmitted in proportionate shares through the Fire Department General Fund budget, Miscellaneous Capital Outlay account, to the Capital Improvement Program budget by resolution of the Fire Commission in December of each fiscal year. Monies, once transferred to the Capital Improvement fund, cannot be reallocated or utilized for any

other purpose than to finance projects authorized in the plan.

- C. An Internal Service Fund budget which shall serve as a financial mechanism for accumulating resources to operate, maintain and replace certain existing Fire Department fixed assets, e.g., vehicles and equipment. Since the cost of the existing fixed assets is to be passed on to the Fire Department General Fund budget through monthly or quarterly charges. The Fund shall be used so that all operating, maintenance, insurance and depreciation expenses may be included in the user charge. Any undesignated surplus or deficit accumulated in the Internal Service Fund shall be reflected in the ensuing fiscal year rental rates.

(Unno. Ord. 3-8-11.)

2013 Replacement

286.11 AMENDMENTS.

Any rules and regulations may be altered, amended, added to or repealed by a recommendation of a majority of the members of the Commission at any regular meeting of said Commission, or at any properly called special meeting, providing any of such changes are approved by the City of Grand Blanc and the Charter Township of Grand Blanc, and comply with the laws of the State of Michigan; provided that before any changes are made in said Administrative Ordinance the Secretary shall send a copy of said proposed changes by certified mail to each Commissioner at least five days prior to said meeting, together with written notice of the time and place of such meetings.

(Unno. Ord. Passed 3-8-11.)

286.12 EMPLOYMENT POWERS AND DUTIES.

The Township is designated as the employing municipality and shall seek the concurrence of the City on employment matters not delegated to the Fire Commission. The Fire Commission shall administrate the general personnel matters of the Fire Department and the employment policies of the Township. Further the Commission shall make recommendations to the Township concerning the hiring, termination, and compensation of employees.

(Unno. Ord. Passed 3-8-11.)

286.13 REPORTING.

The Commission shall, on or before March 1 of every year, submit a written report to the City Council and the Township Board of Grand Blanc, Michigan. The report shall contain a statement of the activities of the Commission.

(Unno. Ord. Passed 3-8-11.)

2013 Replacement

TITLE TEN - Judiciary
Chap. 290. District Court and Circuit Court.

CHAPTER 290
District Court and Circuit Court

EDITOR'S NOTE: Violations of City law are prosecuted in the 67th District Court of the City of Grand Blanc. Equitable remedies are pursued in the Genesee County Circuit Court.

CROSS REFERENCES

Justices of the Peace - see CHTR. Ch. 18

Courts generally - see Mich. Const. Art. 6, Secs. 1 et seq.;
M.C.L. Secs. 600.101 et seq.

Circuit Courts generally - see Mich. Const. Art. 6, Sec. 1;
M.C.L. Secs. 600.501 et seq.

District Courts generally - see M.C.L. Secs. 600.8101 et seq.

General Code penalty; complicity - see ADM. 202.99

Authority of Circuit Court re impoundment of motor vehicles involved
in alcohol usage by minors - see GEN. OFF. 606.02

2009 Replacement

