

CHARTER

CITY OF
GROSSE POINTE FARMS
STATE OF MICHIGAN

Published by Order of the
City Council



TABLE OF CONTENTS

	Page
Preamble	1
Ch. 1. Name and Boundaries	1
Ch. 2. Municipal Powers	2
Ch. 3. Elections	5
Ch. 4. Organizations of Government	9
Ch. 5. General Provisions Regarding Officers and Personnel of the City	15
Ch. 6. The Council: Procedure and Miscellaneous Powers and Duties	21
Ch. 7. Legislation	23
Ch. 8. General Finance: Budget; Audit; Purchasing	28
Ch. 9. Taxation	31
Ch. 10. Borrowing Power	36
Ch. 11. Special Assessments	39
Ch. 12. Municipally Owned Utilities	43
Ch. 13. Franchises; Regulation of Utilities; Contracts; Leases	45
Ch. 14. Supervisors	48
Ch. 15. Justice Court	49
Ch. 16. General Employees Retirement System (not printed)	52
Ch. 17. Policemen and Firemen Retirement System (not printed)	52
Ch. 18. Miscellaneous	53
Ch. 19. Schedule	56
Resolution of Adoption	61
Table of Amendments	A-1
Charter Index	B-1

CHARTER*

CITY OF

GROSSE POINTE FARMS

PREAMBLE

We, the People of the City of Grosse Pointe Farms, Wayne County, Michigan, formerly known as the Village of Grosse Pointe Farms, by virtue of the authority of the Constitution of the State of Michigan and Public Act 279 of 1909 of the State of Michigan, do hereby ordain and establish this charter for the City of Grosse Pointe Farms.

Chapter 1

NAME AND BOUNDARIES

Name and Boundaries.

Section 1.1. The name of this organized city is "City of Grosse Pointe Farms". It is a body corporate, and embraces the following described territory, together with such territory as may from time to time be attached thereto and less such territory as may from time to time be detached therefrom in accordance with law:

Beginning at the intersection of the shore line of Lake St. Clair with a line parallel to and 33 feet distant southwesterly from the line common to Private Claims 300 and 241; thence, northwesterly along said latter line to the centerline of Jefferson Avenue; thence northeasterly along the centerline of Jefferson Avenue, 8 feet more or less to a line parallel to and 25 feet distant southwesterly from the line common to Private Claims 300 and 241; thence northwesterly along said latter line to the centerline of Mack Avenue; as it existed at the time of the passage of Act 390 of the Local Acts of Michigan of 1893 (Incorporating the Village of Grosse Pointe Farms); thence northeasterly along the centerline of Mack Avenue to the easterly line of Private Claim 618; thence southeasterly along the easterly line of Private Claim 618 to the shore line of Lake St. Clair; thence southwesterly along said shore line to the point of beginning; and extending out into and upon the waters of Lake St. Clair, the entire length of the water frontage of said City of Grosse Pointe Farms thereon, for all proper police and municipal purposes, a distance not exceeding one-half mile from low water mark, to embrace all docks, wharves, boat houses, and other structures, and boats and vessels within such limits.

* **Editor's note:** Printed herein is the Charter of the City of Grosse Pointe Farms, Michigan, adopted by the electors on December 12, 1949. Amendments are indicated by a history note in parentheses following the amended section.

GROSSE POINTE FARMS, MICHIGAN

Chapter 2

MUNICIPAL POWERS

General Powers.

Section 2.1. Unless otherwise provided or limited in this charter, the city and its officers shall possess and be vested with any and all powers, privileges and immunities, expressed or implied, which cities and their officers are, or hereafter may be, permitted to exercise or to provide for in their charters under the Constitution and laws of the State of Michigan, including all powers, privileges and immunities which cities are, or may be, permitted to provide in their charters by Act No. 279 of the Public Acts of 1909, as fully and completely as though these powers, privileges and immunities were specifically enumerated in and provided for in this charter, and in no case shall any enumeration of particular powers, privileges or immunities herein be held to be exclusive.

The city and its officers shall have power to exercise all municipal powers in the management and control of municipal property and in the administration of the municipal government, whether such powers be expressly enumerated herein or not; to do any act to advance the interests of the city, the good government and prosperity of the municipality and its inhabitants, and through its regularly constituted authority, to pass and enforce all laws, ordinances, and resolutions relating to its municipal concerns, subject to the Constitution and general laws of the state and the provisions of this charter.

Further Definition of Powers.

Section 2.2. In addition to the powers possessed by the city under the Constitution and statutes of the State of Michigan, and those set forth throughout this charter, the city shall have power with respect to and may, by ordinance and other lawful acts of its officers, provide for:

- (a) The acquisition by purchase, gift, condemnation, lease, construction, or in any manner permitted by statute, of private property of every type and nature for public use, which property may be located within or without the County of Wayne and which may be required for or incidental to the present or future exercise of the purposes, powers and duties of the city, either proprietary or otherwise; for the maintenance, development, operation, leasing and disposal of city property subject to any restrictions placed thereon by statute or this charter;
- (b) Refunding money advanced or paid on special assessments for water main extensions;
- (c) The use, regulation, improvement and control of the surface of its streets, alleys, public ways and other public places and of the space above and beneath them, whether such be located within or without the limits of the city;

CHARTER

- (d) The use, by others than the owner, of property located in streets, alleys and public places, in the operation of a public utility, upon the payment of a reasonable compensation to the owners thereof;
- (e) A plan of streets and alleys within the municipal limits;
- (f) The use, control and regulation of streams, waters and water courses within its boundaries, subject to any limitations imposed by statute;
- (g) The acquiring, establishment, operation, extension and maintenance of facilities for the storage and parking of vehicles within its corporate limits, including the fixing and collection of charges for services and use thereof on a public utility basis, and for such purpose to acquire by gift, purchase, condemnation, or otherwise, the land necessary therefor;
- (h) The acquiring, constructing, establishment, operation, extension and maintenance of facilities for the docking of watercraft, hydroplanes and seaplanes within its corporate limits, including the fixing and collection of charges for use thereof, and for such purpose or purposes, to acquire by gift, purchase, condemnation, or otherwise, the land necessary therefor;
- (i) Regulating, restricting and limiting the number and locations of oil and gasoline stations;
- (j) Establishing of districts or zones within which the use of land and structures, the height, the area, the size and location of buildings and required open spaces for light and ventilation of such buildings and the density of population may be regulated by ordinance in accordance with statutory provisions governing zoning;
- (k) Regulating of trades, occupations and amusements within the city, not inconsistent with state and federal laws, and for the prohibition of such trades, occupations and amusements as are detrimental to the health, morals or welfare of its inhabitants;
- (l) Preventing injury or annoyance to the inhabitants of the city from anything which is dangerous, offensive, or unhealthful, and for preventing and abating nuisances and punishing those occasioning them or neglecting or refusing to abate, discontinue or remove the same;
- (m) Prescribing the terms and conditions upon which licenses may be granted, suspended or revoked; for requiring payment of reasonable sums for licenses; and for requiring the furnishing of a bond to the city for the faithful observance of the conditions under which licenses are granted;

GROSSE POINTE FARMS, MICHIGAN

- (n) Licensing, regulating, restricting and limiting the number and locations of advertising signs or displays and billboards within the city;
- (o) Regulating all airports located within its boundaries, and, for the purpose of promoting and preserving the public peace, safety and welfare, for controlling and regulating the use of the air above the city by aircraft of all types;
- (p) Prohibiting or regulating the use, occupancy, sanitation and parking of house trailers within the city, and the right of the city to so regulate any house trailer shall not be abrogated because of any detachment thereof from its wheels or because of placing it on, or attaching it to the ground by means of any temporary or permanent foundation or in any manner whatsoever;
- (q) Requiring an owner of real property within the city to construct and maintain sidewalks abutting upon such property, and if the owner fails to comply with such requirements or if the owner is unknown, to construct and maintain such sidewalks and assess the cost thereof against the abutting property in accordance with Section 11.9 of this charter;
- (r) Requiring an owner of real property within the city to abate public hazards and nuisances which are dangerous to the health or safety of inhabitants of the city, within a reasonable time after the Council notifies him that such hazard or nuisance exists, and if the owner fails to comply with such requirements, or if the owner is unknown, to abate such hazard or nuisance and assess the cost thereof against such property in accordance with Section 11.9 of this charter.

Inter-governmental Contracts.

Section 2.3. The city shall have power to join with any governmental unit or agency, or with any number or combination thereof, by contract or otherwise as may be permitted by law, to have performed jointly, or by one or more of them, for or on behalf of the other or others, or by any other person, firm or corporation any power or duty which is permitted to be so performed by law or which is possessed by or imposed upon each such governmental unit or agency.

CHARTER

Exercise of Power.

Section 2.4. Where no procedure is set forth in this charter for the exercise of any power granted to or possessed by the city or its officers, the procedure set forth for the exercise of such power in any statute of the State of Michigan, including statutes passed for the government of any public body, shall govern. If alternate procedures are to be found in different statutes, then the Council shall select that procedure which it deems to be most expedient and to the best advantage of the city and its inhabitants. Where no procedure for the exercise of any power of the city or its officers is set forth, either in this charter or in any statute of the State of Michigan, the Council shall prescribe a reasonable procedure for the exercise of such power.

Chapter 3

ELECTIONS

Qualification of Electors.

Section 3.1. The inhabitants of the city having the qualifications of electors in the State of Michigan, and no others, shall be electors of the city.

Election Procedure.

Section 3.2. The election of all city officers shall be on a nonpartisan basis. The general election laws of the state shall apply to and control, as near as may be, all procedures relating to registration and city elections except as such general laws relate to political parties or partisan procedure and except as otherwise provided in this charter.

Wards and Precincts.

Section 3.3. The City of Grosse Pointe Farms shall consist of one ward. The Council shall from time to time establish by ordinance convenient election precincts. The precincts into which the Village of Grosse Pointe Farms is divided by the Township of Grosse Pointe as they exist on the effective date of this charter shall be the precincts of the city until the Council shall have established precincts.

Election Date.

Section 3.4. A regular city election shall be held on the first Monday in April of each odd-numbered year.*

* **Editor's note:** Superseded by Ordinance No. 183, Code No. 3-02.

GROSSE POINTE FARMS, MICHIGAN

Elective Officers and Terms of Office.

Section 3.5.

(a) At each regular city election there shall be elected from the city at large a Mayor and three Councilmembers (together with such additional number of Councilmembers as may be required to fill vacancies pursuant to the provisions of Section 5.4(a)).

(b) The Mayor, who also shall serve as a Councilmember pursuant to the provisions of Section 4.5(a), shall be elected for a term of office of two years.

(c) The three candidates for Councilmember receiving the highest number of votes shall each be elected for a term of office of four years, and the number equal to the remaining number of Councilpersons to be elected who shall receive the next highest numbers of votes shall each be elected for a term of office of two years.

(d) The terms of office of Mayor and Councilmember shall commence on the Monday next following the date of the regular city election at which they are elected.

(e) Subsections (a) and (b) above shall be effective commencing with the regular city election in November 2005 and any primary election held in connection therewith.

(Section 3.5 (a), (b), (c), (d) and (e) amended November, 2003.)

(f) At the regular city election in 1953 and every fourth year thereafter there shall be elected one Justice of the Peace for a term of four years commencing on the fourth day of July next following such election.*

Non-Partisan Primary Election.

Section 3.6. A non-partisan city primary election shall be held on the third Monday in February of each odd-numbered year, but if the law fixing the date for the general state spring primary election shall ever be amended, then the city primary election shall be held on the date corresponding to that fixed for such state primary election.

If, upon the expiration of the time for filing nomination petitions for any elective city office, petitions have been filed for no more than twice the number of candidates for such office to be elected at such city election, then no primary election shall be held in respect to such office, and the Clerk shall publish notice of this fact. Candidates equal in number to twice the number of persons to be elected to each city office at such election who receive the highest number of votes at any such primary election shall be declared the nominees for election to the respective offices.

* **Editor's note:** Superseded in part by Ordinance No. 129, Code No. 4-01.

CHARTER

The names of such nominees, together with the names of persons for whom petitions have been filed for offices with respect to which no primary election was held, shall be certified by the Clerk to the Election Commission to be placed upon the ballot for the next subsequent regular city election.

Special Elections.

Section 3.7. Special city elections shall be held when called by resolution of the Council at least thirty days in advance of such election, or when required by this charter or the general laws of the state. Any resolution calling a special election shall set forth the purpose of such election. No more than two special city elections shall be called in any one year.

Notice of Elections.

Section 3.8. Notice of the time and place of holding any city election and of the officers to be nominated or elected and the questions to be voted upon shall be given by the Clerk in the same manner and at the same time as provided in the state election law for the giving of notice by township or city clerks.

Voting Hours.

Section 3.9. The polls of all elections shall be opened and closed at the time prescribed by law for the opening and closing of polls at state elections, subject to any statutory right of the Council to adjust these hours to local time.

Nominations.

Section 3.10. The method of nomination of all candidates for all offices provided for in this charter which are to be filled by the electors of the city shall be by petition. Such petitions for each candidate shall be signed by not less than 50 nor more than 75 qualified registered electors of the city. No person shall sign his name to a greater number of petitions for any one office than there are persons to be elected to said office at said election. Where the signature of any individual appears on more petitions than there are candidates to be elected to said office, the signature of such individual on all such petitions shall be invalidated. Nomination petitions shall be filed with the Clerk up to 4:00 o'clock Eastern Standard Time, in the afternoon of the seventh Monday preceding the city primary election. The Clerk shall publish notice of the last day permitted for filing nomination petitions and of the number of persons to be elected to each office at least one week and not more than three weeks before such last day.
(Amended: 4-1-57)

GROSSE POINTE FARMS, MICHIGAN

Form of Petition.

Section 3.11. The form of petition shall be substantially as that designated by the Secretary of State for the nomination of non-partisan judicial officers. A supply of official petition forms shall be provided and maintained by the Clerk.

Approval of Petition.

Section 3.12. The Clerk shall accept only nomination petitions which conform with the forms provided and maintained by him, and which, considered together, contain the required number of valid signatures for candidates having those qualifications required for the respective elective city officers by this charter. When a petition is filed by persons other than the person whose name appears thereon as a candidate, it may be accepted only when accompanied by the written consent of the candidate. The Clerk shall, forthwith after the filing of a petition, notify in writing any candidate whose petition is then known not to meet the requirements of this section, but the failure to so notify any candidate shall in no way prevent a final determination that the petition does not meet such requirements. Within five days after the last date for filing petitions, the Clerk shall make his final determinations as to the validity and sufficiency of each nomination petition and whether or not the candidate has the qualifications required for his respective elective city office by this charter and shall write his determinations thereof on the face of the petition and shall notify in writing the candidate whose name appears thereon of his determinations.

Public Inspection of Petitions.

Section 3.13. All nomination petitions filed shall be open to public inspection in the office of the Clerk.

Election Commission.

Section 3.14. The Election Commission shall be composed of three qualified and registered electors of the city, who during their term of office shall not be city officers or employees or be nominees or candidates for elective city office. The filing by a member of the Election Commission of his nomination petition for an elective city office or the filing of a consent thereto shall constitute a resignation from the Election Commission. The members of the Commission shall be appointed by the Council in January of 1950 for a term of one year and in January of each odd-numbered year thereafter for a term of two years. The members shall serve without compensation. The Election Commission shall select its own chairman, and the City Clerk shall act as secretary of the Commission and shall perform such duties in connection with the work of the Commission as it shall prescribe. The Commission shall appoint the Board of Election Inspectors for each precinct and have charge of all activities and duties required of it by state law and this charter relating to the conduct of elections in the city. The compensation of

CHARTER

election personnel shall be determined in advance by the Council. In any case where election procedure is in doubt, the Election Commission shall prescribe the procedure to be followed.

Form of Ballots.

Section 3.15. The form, printing and numbering of ballots or the preparation of the voting machines used in any city election shall conform as nearly as may be to that prescribed by statute except that no party designation or emblem shall appear. In all city elections, the names of qualified candidates or nominees for each office shall be listed under a separate heading and shall be rotated systematically in the manner prescribed by statute.

Canvass of Votes.

Section 3.16. The Clerk, the Attorney and the members of the Council shall be the board of canvassers to canvass the votes at city elections, except that if any of such persons is a candidate for office at the election to be canvassed such person shall not serve as a canvasser at such election. The board of canvassers shall convene on the Thursday next succeeding each city election at the usual time and place of meeting of the Council and determine the results of the city election upon each question and proposition voted upon and what persons are duly elected or nominated to the several offices respectively at said election, and shall notify in writing the successful candidates or nominees of their election.

The Clerk shall make under the corporate seal of the city duplicate certificates of the determination of the board, and shall file one certificate with the Clerk of Wayne County and the other in his own office.

Recount.

Section 3.17. A recount of the votes cast at any city election for any office or upon any proposition may be had in accordance with the general election laws of the state. Unless otherwise provided by statute the petition for a recount of the votes cast at any city election shall be filed with the Clerk within six days after the board of canvassers has made its official report of the result of the election at which such votes were cast, and any counter petition shall be filed within twenty-four hours thereafter.

Recall.

Section 3.18. Any elected official may be recalled from office by the electors of the city in the manner provided by statute. A vacancy created by the recall of any elected official shall be filled in the manner prescribed by statute.

GROSSE POINTE FARMS, MICHIGAN

Chapter 4

ORGANIZATION OF GOVERNMENT

Council.

Section 4.1. There shall be a Council of seven members, one of whom shall serve as Mayor. The Council shall constitute the legislative and governing body of the city and shall have power and authority, except as otherwise provided in this charter or by law, to exercise all powers conferred upon or possessed by the city, and shall have the power and authority to adopt such ordinances and resolutions as it shall deem proper in the exercise thereof. In all cases where the word "Council" is used in this charter, the same shall be synonymous with the word "Commission" or any other term used in any state or federal law in referring to municipal legislative or governing bodies.

Qualifications of Councilmen.

Section 4.2. Members of the Council shall meet the eligibility requirements contained in Section 5.1 and the Council shall be sole judge of the election and qualifications of its own members.

Compensation of Councilmen.

Section 4.3. Beginning with the expiration of the term of each present member of the Council and as said terms severally expire, each member of the Council shall be paid the sum of \$50.00 per month for his services during the preceding month. The member of the Council who shall have been elected Mayor shall receive at the same time for his services during the same period, in addition to the aforesaid compensation as Councilman, the sum of \$25.00 per month. The reasonable and necessary expenses actually incurred in the services of the City shall, in addition, be paid to the several members of the Council upon order of the Council.
(Amended: 8-7-56)

Selection of Mayor Pro Tem; Acting Mayor.

Section 4.4. The Council shall, at its first meeting following each regular city election, elect one of its members (other than the Mayor) to serve as Mayor Pro Tem, for a term expiring at the first Council meeting following the next regular city election. In the event of absence or disability of both the Mayor and Mayor Pro Tem, the Council may designate another of its members to serve as Acting Mayor during such absence or disability.
(Amended November, 2003)

CHARTER

Duties of Mayor.

Section 4.5.

(a) Insofar as required by law, and for all ceremonial purposes, the Mayor shall be the executive head of the city. He shall have an equal voice and vote in the proceedings of the Council, but shall have no veto power. He shall be the presiding officer of the Council.

(b) The Mayor shall be a conservator of the peace, and may exercise within the city the powers conferred upon sheriffs to suppress riot and disorder, and shall have authority to command the assistance of all able-bodied citizens to aid in the enforcement of the ordinances of the city and to suppress riot and disorder.

(c) The Mayor shall execute or authenticate by his signature such instruments as the Council, this charter, or the laws of the State of Michigan or of the United States shall require.

(d) Except as may be required by law, the Mayor shall exercise only such powers as this charter or the Council shall specifically confer upon him.

(e) In the event of temporary absence or temporary inability of the Mayor to perform the duties of office, the Mayor Pro Tem shall perform such duties. In the event of extended absence or disability of the Mayor (i.e., inability to attend regularly-scheduled Council meetings for a period of three consecutive months), or upon any vacancy in the Office of Mayor caused by death, resignation or otherwise, the Mayor Pro Tem shall become Mayor for the balance of the unexpired term and the vacancy on the Council shall be filled in accordance with Section 5.4. The Council may designate one of its members to serve as Acting Mayor if both the Mayor and the Mayor Pro Tem are absent or unable to perform the duties of Mayor.

(Amended November, 2003)

Administrative Service.

Section 4.6. The administrative officers of the city shall be the Clerk, Treasurer, Assessor, Attorney, Engineer, Chief of Police, and Fire Chief, and such additional administrative officers as may be created by ordinance. The Council may combine any administrative offices in any manner it deems necessary or advisable for the proper and efficient operation of the city.

Except as hereinafter provided, all administrative officers of the city shall be appointed by the Council for an indefinite period, shall serve at the pleasure of the Council, and shall have their compensation fixed by the Council.

Except as may be otherwise provided by statute or this charter, the Council shall establish by ordinance such departments of the city as it deems necessary or advisable and shall prescribe

GROSSE POINTE FARMS, MICHIGAN

therein the functions of each department and the duties, authorities and responsibilities of the officers of each department.

All personnel employed by the city who are not elected officers of the city or declared to be administrative officers by, or under the authority of, this section shall be deemed to be employees of the city. The head of each department shall have the power to hire and discharge the employees of such department without confirmation by the Council. Any employee who has been discharged may within ten days thereafter petition the Council to hear the facts regarding such discharge, and in any such case the Council may, in its sole discretion, hold a hearing and inquire into such facts and may make such recommendation in the matter as it considers proper.

The Council may by ordinance create the office of City Manager and specify the duties, authorities and responsibilities of such office. In the event such office is created the Council may provide that any administrative officer or department of the city except the Attorney shall be placed under the administrative direction of such Manager, and in such event the Manager shall have the power to appoint, subject to confirmation by the Council, such administrative officers of the city as are placed under his administrative direction and shall have the power to discharge such administrative officers without confirmation by the Council. Any administrative officer who has been discharged may within ten days thereafter petition the Council to hear the facts regarding such discharge, and in any such case the Council may, in its sole discretion, hold a hearing and inquire into such facts and may make such recommendation in the matter as it considers proper.

Clerk: Functions and Duties.

Section 4.7.

(a) The Clerk shall be the Clerk of the Council and shall attend all meetings of the Council and shall keep a permanent journal of its proceedings in the English language.

(b) He shall be custodian of the city seal, and shall affix it to all documents and instruments requiring the seal, and shall attest the same. He shall also be custodian of all papers, documents, and records pertaining to the city the custody of which is not otherwise provided for. He shall give to the proper department or officials ample notice of the expiration or termination of any franchises, contracts, or agreements.

(c) He shall certify by his signature all ordinances and resolutions enacted or passed by the Council.

(d) He shall provide and maintain in his office a supply of forms for all petitions required to be filed for any purpose by the provisions of this charter.

CHARTER

(e) He shall be responsible for the maintenance of a system of accounts of the city which shall conform to any uniform system required by law and by the Council and to generally accepted principles and procedures of governmental accounting. He shall make monthly financial statements to the Council. The Council may, however, provide for the responsibility of the maintenance of accounts of the city by some officer other than the Clerk.

(f) He shall have power to administer oaths of office.

(g) He shall perform such other duties as may be prescribed for him by this charter or by the Council.

Treasurer: Functions and Duties.

Section 4.8.

(a) The Treasurer shall have the custody of all moneys of the city and all evidences of indebtedness belonging to the city or held in trust by the city.

(b) He shall collect all moneys of the city the collection of which is not provided for elsewhere by charter or ordinance. He shall receive from other officers and employees of the city all money belonging to and receivable by the city that may be collected by such officers and employees, including fines, license fees, taxes, assessments and all other charges.

All money shall be turned over to the treasurer after collection or receipt, and he shall in all cases give a receipt therefor. He shall disburse all city funds in accordance with the provisions of state law, this charter and procedures to be established by the Council.

(c) He shall keep and deposit all moneys or funds in such manner and only in such places as the Council may determine and shall report the same in detail to the Clerk.

(d) He shall have such powers, duties and prerogatives in regard to the collection and custody of state, county, school district and city taxes and moneys as are conferred by law upon township treasurers in connection with state, county, township and school district taxes upon real and personal property.

(e) He shall perform such other duties as may be prescribed for him by this charter or by the Council.

GROSSE POINTE FARMS, MICHIGAN

Assessor: Functions and Duties.

Section 4.9. The Assessor shall possess all the powers vested in, and shall be charged with all the duties imposed upon, assessing officers by the general laws of the state. He shall prepare all regular and special assessment rolls in the manner prescribed by this charter, by ordinance and by the general laws of the state.

He shall perform such other duties as may be prescribed for him by this charter or by the Council.

Attorney: Functions and Duties.

Section 4.10.

(a) The Attorney shall act as legal adviser to, and attorney and counsel for, the Council. He shall advise any officer or department head of the city in matters relating to his official duties when so requested by the Council, and shall file with the Clerk a copy of all written opinions given by him.

(b) He shall conduct for the city such cases in court and before other legally constituted tribunals as the Council may request. He shall file with the Clerk copies of such records and files relating thereto as the Council may direct.

(c) He shall prepare or review all ordinances, contracts, bonds and other written instruments which are submitted to him by the Council and shall promptly give his opinion as to the legality and form thereof.

(d) He shall call to the attention of the Council all matters of law, and changes or developments therein, affecting the city.

(e) He shall perform such other duties as may be prescribed for him by this charter or by the Council.

(f) Upon the recommendation of the Attorney, or upon its own initiative, the Council may retain special legal counsel to handle any matter in which the city has an interest, or to assist and counsel with the Attorney therein.

Attorney: Compensation.

Section 4.11. The compensation set by the Council for the Attorney shall be in contemplation of the normal duties of that office. Special compensation may be provided at the discretion of the Council in cases of appeals to, or litigation commenced in, the Federal Courts,

CHARTER

the Circuit Court or State Supreme Court, work requiring extensive hearings before quasi-judicial or administrative tribunals, for legal work in connection with the issuance of bonds of the city, for condemnation proceedings, or for other matters outside the scope of his normal duties. No such special compensation shall be paid except in accordance with an agreement between the city and the Attorney made before the service for which such special compensation is to be paid has been rendered.

Chapter 5

GENERAL PROVISIONS REGARDING OFFICERS AND PERSONNEL OF THE CITY

Eligibility for Office in City.

Section 5.1. No person shall be eligible for any elective office of the city unless he shall be a qualified elector of the city and shall have been a resident of the city or Village for at least two years immediately prior to the date of the election at which he is a candidate for office. The Justice of the Peace shall, in addition, have the qualifications for that office prescribed in Section 15.2 of this charter.

All administrative officers shall be United States citizens.

No person shall be eligible for any elective or appointive office who is in default to the city or to any other governmental unit of the state. The holding of office by any person who is in such default shall create a vacancy unless such default shall be cured within thirty days after written notice thereof by the Council or unless such person shall in good faith be contesting the liability for the default.

Except as may be specifically permitted in this charter, no elected official may be appointed to any city office or employed by the city during the term of office for which he was elected.

Vacancies in Office.

Section 5.2. After notice and hearing, any city office shall be declared vacant by the Council upon the occurrence of one or more of the following events before the expiration of the term of such office:

- (a) For any reason specified by statute or this charter as creating a vacancy in office;
- (b) If the officer shall absent himself continuously from the city for more than sixty days without the permission of the Council;

GROSSE POINTE FARMS, MICHIGAN

- (c) In the case of any member of the Council, if such officer shall miss four consecutive regular meetings of the Council, or twenty-five per cent of such meetings in any fiscal year of the city, unless such absences shall be excused by the Council and the reason therefor entered in the proceedings of the Council at the time of each absence;
- (d) If the officer shall be found guilty of any act constituting misconduct in office under the provisions of this charter by any court or by the vote of four or more members of the Council at or following such hearing.

For the purposes of this section, notice shall be given to the officer ten days before the hearing personally or by delivering the same at his last known place of residence. Such notice shall include a statement of reasons for the proposed removal. The hearing shall afford an opportunity to the officer, in person or by attorney, to cross-examine witnesses and to present testimony in defense.

Resignation.

Section 5.3. Resignations of elective officers shall be made in writing and filed with the Clerk and shall be acted upon by the Council at its next regular meeting following receipt thereof by the Clerk. Resignations of appointive officers shall be made in writing to the appointing officer or body. All resignations shall be acted upon immediately.

Filling Vacancies In Elective Offices.

Section 5.4.

(a) The Mayor Pro Tem shall become Mayor for the balance of any unexpired term caused by the Mayor's death, resignation, extended absence or disability (i.e., inability to attend regularly-scheduled Council meetings for a period of three consecutive months) or other circumstances or events creating a vacancy in the Office of Mayor. The corresponding vacancy in the Council may be filled in accordance with the following provisions in this Section 5.4.

Any vacancy which occurs in the Council more than one hundred twenty days before the next regular city election may be filled within sixty days by a majority vote of the remaining members of the Council for a term expiring on the Monday following such election, at which election such vacancy shall be filled as provided in Section 3.5 for any balance of the unexpired original term.

Any vacancy which occurs in the Council within one hundred twenty days before the next regular city election in a term which will expire on the Monday following such election may not be filled.

CHARTER

Any vacancy which occurs in the Council within one hundred twenty days before the next regular city election in a term which will not expire on the Monday following such election may be filled within sixty days by a majority vote of the remaining members of the Council for the balance of the unexpired term.

(b) Any vacancy in the Council which it is authorized to fill but which is not filled by it within sixty days after such vacancy occurs shall be filled for the balance of the unexpired term at a special election to be called by the Clerk within ten days and held within sixty days after the expiration of the sixty day period within which such vacancy may be filled by the Council.

(c) If at any special election to be held pursuant to Section 5.4 (b) all vacancies to be filled are in offices having the same unexpired term, the number of candidates equal to the number of such vacancies who shall have the highest numbers of votes shall be elected.

If at any special election to be held pursuant to Section 5.4 (b) there are vacancies to be filled in offices having different unexpired terms, the number of candidates equal to the number of vacancies in the offices having the longer unexpired term who shall receive the highest numbers of votes at such election shall be elected to fill the vacancies in the offices having the longer unexpired term and candidates equal to the number of vacancies in the offices having the shorter unexpired term who receive the next highest numbers of votes in order shall be elected to fill the vacancies in the offices having the shorter unexpired term.

(d) If a vacancy occurs in the office of Justice of the Peace not less than fifty days before the next regular city election the Council may by a majority vote fill such vacancy for a term expiring at such election. At such election such vacancy shall be filled for any balance of the unexpired original term. At any election to fill such vacancy no primary election shall be held and the candidates shall be nominated in accordance with Section 5.4 (e).

Any vacancy which occurs in the office of Justice of the Peace less than fifty days before the regular city election in 1953 or in any fourth year thereafter may not be filled.

Any vacancy which occurs in the office of Justice of the Peace less than fifty days before the regular city election in 1951 or in any fourth year thereafter may be filled by a majority vote of the Council for the balance of the unexpired term.

(e) In connection with any special election to fill a vacancy or vacancies in any elective office: no primary election shall be held; candidates shall be nominated by petition in a manner identical to that provided in Sections 3.10 to 3.13 inclusive; the names of all qualified candidates who file sufficient valid nomination petitions twenty days before such special election shall be certified to the Election Commission and placed on the ballot; and all other provisions of this charter, not inconsistent with this section, shall govern.

GROSSE POINTE FARMS, MICHIGAN

(f) The provisions of this section shall not apply to the filling of vacancies resulting from recall.

(Section 5.4(a) amended November, 2003)

Change in Term of Office or Compensation.

Section 5.5. Except by procedures provided in this charter, the terms of office of the elective officers and of members of boards and commissions appointed for a definite term shall not be shortened. The terms of elective officers shall not be extended beyond the period for which any such officer was elected except that an elective officer shall, after his term has expired, continue to hold office until his successor is elected and has qualified. The Council shall not grant or authorize extra compensation to any officer or employee after his service has been rendered. The salary of any elective officer shall not be increased or decreased from the time of his election until the end of the term of office for which he was elected.

Oath of Office and Bond.

Section 5.6. Every officer, elective or appointive, before entering upon the duties of his office, shall qualify by taking the oath of office prescribed for public officers by the Constitution of the State and by filing the oath with the Clerk, together with any bond required by statute, this charter or by the Council. In case of failure to comply with the provisions of this section within ten days from the date he is notified in writing of his election or appointment, such officer shall be deemed to have declined the office and such office shall thereupon become vacant unless the Council shall, by resolution, extend the time in which such officer may qualify as above set forth.

Surety Bonds.

Section 5.7. Except as otherwise provided in this charter, all officers of the city whose duties involve the custody of public property or the handling of public funds, either by way of receipt or disbursement or both, and all other officers and employees so required by the Council shall, before they enter upon the duties of their respective offices, file with the city an official bond, in such form as the Council shall direct and approve. Such official bond of every officer and employee shall be conditioned that he will faithfully perform the duties of his office, and will on demand deliver over to his successor in office, or other proper officer or an agent of the city, all books, papers, moneys, effects and property belonging thereto, or appertaining to his office, which may be in his custody as an officer or employee; and such bonds may be further conditioned as the Council shall prescribe. The official bond of every officer whose duty it may be to receive or pay out money, besides being conditioned as above required, shall be further conditioned that he will, on demand, pay over or account for to the city, or any proper officer or agent thereof, all moneys received by him as such officer or employee.

CHARTER

All official bonds shall be corporate surety bonds and the premiums thereon shall be paid by the city. All bonds of all officers or employees shall be filed with the Clerk, except that the bond of the Clerk shall be filed with such officer as the Council may direct.

Delivery of Office.

Section 5.8. Whenever any officer or employee shall cease to hold such office or employment for any reason whatsoever, he shall within five days, and sooner on demand, deliver to his successor in office or to his superior all the books, papers, money and effects in his custody as such officer or employee.

Any officer violating this provision may be proceeded against in the same manner as public officers generally for a like offense under statute. Any employee found guilty of violating this provision by a court of competent jurisdiction may be punished by a fine of not to exceed five hundred dollars or imprisonment for not to exceed ninety days or both in the discretion of the court.

Financial Interest Prohibited.

Section 5.9.

(a) Except as permitted by this section no contract or purchase involving an expenditure in excess of one thousand dollars shall be made by the city in which any officer or any member of his family has any financial interest, direct or indirect, other than the common public interest. A "contract" shall for the purposes of this section include any arrangement or agreement pursuant to which any material, service or other thing of value is to be furnished to the city for a valuable consideration to be paid by the city, except the furnishing of personal services as an officer or employee of the city; and the term "member of his family" shall include only spouse, child, grandchild, father, mother, sister, brother and the spouse of any of them.

(b) Without limiting the generality of paragraph (a) of this section, an officer shall be deemed to have a financial interest in a contract if he or any member of his family is an employee, partner, officer, director or sales representative of the person, firm or corporation with which such contract is made or of a sales representative of such person, firm or corporation. Ownership, individually or in a fiduciary capacity, by an officer or member of his family of securities, or of any beneficial interest in securities, of any corporation with which a contract is made or which is a sales representative of any person, firm or corporation with which such contract is made, shall not be deemed to create a financial interest in such contract unless the aggregate amount of such securities, or interest in such securities, so owned by such officer and the members of his family, shall amount to ten per cent of any class of the securities of such corporation then outstanding.

GROSSE POINTE FARMS, MICHIGAN

(c) A contract in which an officer or member of his family has a financial interest may be made by the city if the members of the Council having no such interest shall unanimously determine that the best interests of the city will be served by the making of such contract and if either such contract is made after competitive bidding or if the members of the Council having no such interest shall unanimously determine that competitive bidding is not feasible in such particular case. Any Council member may evidence his participation in either determination required by this paragraph by vote at Council meeting or by written instrument filed with the Clerk.

(d) Any officer who knowingly permits the city to enter into any contract in which he has a financial interest without disclosing such interest to the Council prior to the action of the Council in authorizing such contract, shall be guilty of misconduct in office. Except in the instances specified in paragraph (b) of this section, the unanimous determination (by vote or written instrument) of all members of the Council that in a particular case an officer or member of his family will not have a financial interest in any contract to be entered into by the city shall be final and conclusive in the absence of fraud or misrepresentation.

(e) No officer shall stand as surety on any bond to the city or give any bail for any other person which may be required by the charter or any ordinance of the city. Any officer of the city who violates the provisions of this paragraph shall be guilty of misconduct in office.

Compensation of Employees and Officers.

Section 5.10.

(a) The compensation of all employees and officers of the city whose compensation is not provided for herein shall be fixed by the appointing officer or body within the limits of budget appropriations and in accordance with any over-all pay plan adopted by the Council.

(b) The respective salaries and compensation of officers and employees as fixed pursuant to this charter shall be in full for all official services of such officers or employees and shall be in lieu of all fees, commissions and other compensation receivable by such officers or employees for their services. Such fees, commissions and other compensation shall belong to the city and shall be collected and accounted for by such officers or employees, and be paid into the city treasury and a statement thereof filed periodically with the Clerk. The provisions of paragraph (b) of this section shall not apply to fees, commissions or other compensation paid by the County of Wayne to any officer or employee serving as a city representative on the Board of Supervisors who is not a full time officer or employee of the city.

CHARTER

Chapter 6

THE COUNCIL: PROCEDURE AND MISCELLANEOUS POWERS AND DUTIES

Regular Meetings.

Section 6.1. The Council shall provide by resolution for the time and place of its regular meetings and shall hold at least one regular meeting each month.

Special Meetings.

Section 6.2. Special meetings shall be called by the Clerk on the written request of the Mayor or any two members of the Council on at least twenty-four hours' written notice to each member of the Council served personally or left at his usual place of residence; but any special meeting at which all members of the Council are present or have waived notice thereof in writing shall be a legal meeting.

Business of Special Meetings.

Section 6.3. No business shall be transacted at any special meeting of the Council unless the same has been stated in the notice of such meeting. However, if all the members of the Council are present at any special meeting of the Council and consent thereto, any business which might lawfully come before a regular meeting of the Council may be transacted at such special meeting.

Meetings to be Public.

Section 6.4. All regular and special meetings of the Council shall be open to the public and rules of order of the Council shall provide that citizens shall have a reasonable opportunity to be heard.

Quorum; Adjournment of Meeting.

Section 6.5. A majority of the members of the Council in office shall be a quorum for the transaction of business at all meetings of the Council, but in the absence of a quorum a lesser number may adjourn any meeting to a later date, and in the absence of all members the Clerk may adjourn any meeting to a date not later than one week thence.

GROSSE POINTE FARMS, MICHIGAN

Compulsory Attendance and Conduct at Meetings.

Section 6.6. Any three or more members of the Council may by vote either request or compel the attendance of its members and other officers of the city at any meeting. Any member of the Council or other officer who when notified of such request for his attendance fails to attend such meeting for reasons other than confining illness or absence from the County of Wayne shall be deemed guilty of misconduct in office unless excused by the Council. The presiding officer shall enforce orderly conduct at meetings and any Councilman or other officer who shall fail to conduct himself in an orderly manner at any meeting shall be deemed guilty of misconduct in office. Any police officer designated by a majority of the members of the Council present shall serve as the Sergeant-at-arms of the Council in the enforcement of the provisions of this section.

Rules of the Council.

Section 6.7. The Council shall determine its own rules and order of business subject to the following provisions:

- (a) A journal of the proceedings of each meeting shall be kept by the Clerk in the English language and shall be signed by the presiding officer and clerk of the meeting.
- (b) A vote upon all ordinances and resolutions shall be taken by "Yes" and "No" vote and entered upon the records, except that where the vote is unanimous it shall only be necessary to so state.
- (c) No Councilman shall vote on any question in which he has a financial interest other than the common public interest or on any question concerning his own conduct, but on all other questions each member who is present shall vote unless excused by unanimous consent of the remaining members present.
- (d) The proceedings of the Council or a summary thereof shall be published at least once within fifteen days following each meeting. Any such summary of such proceedings shall be prepared by the Clerk and approved by the Mayor, and shall show the substance of each separate proceeding of the Council.
- (e) Any standing committee of the Council shall be composed of at least three members. The Council shall not assign the administration of any department of the city to any member or committee of the Council.

CHARTER

Providing for Public Health and Safety.

Section 6.8. Through the departments and agencies of the city government, the Council shall provide for the public peace and health and for the safety of persons and property. The Council shall constitute the Board of Health of the city, and it and its officers shall possess all powers, privileges and immunities granted to boards of health by statute.

Investigations.

Section 6.9. The Council, or any person or committee authorized by it for the purpose, shall have power to inquire into the conduct of any department, office or officer and to make investigations as to municipal affairs, and for that purpose the Council may summon witnesses, administer oaths and compel the attendance of witnesses and the production of books, papers and other evidence. Failure on the part of any officer to obey such summons or to produce books, papers or other evidence as ordered under the provisions of this section shall constitute misconduct in office. Failure on the part of any employee to obey such summons or to produce books, papers or other evidence as ordered under the provisions of this section shall constitute a violation of this charter and such employee when found guilty of such violation by a court of competent jurisdiction may be punished by a fine of not to exceed five hundred dollars or imprisonment for not to exceed ninety days or both in the discretion of the court.

Chapter 7

LEGISLATION

Prior Ordinances and Regulations.

Section 7.1. All by-laws, ordinances, resolutions, rules and regulations of the Village which are not inconsistent with this charter and which are in force and effect on the effective date of this charter shall continue in full force and effect as by-laws, ordinances, resolutions, rules and regulations of the city until repealed or amended. If any such ordinance, resolution, rule or regulation provides for the appointment of any officers or any members of any board or commission by the Village President, such officers or members of any board or commission shall, after the effective date of this charter, be appointed by the Council.

Ordinances and Resolutions.

Section 7.2. All official action of the Council shall be by ordinance or by resolution, motion or order. Action by resolution, motion or order shall be limited to matters required or permitted to be so done by this charter or by state or federal law or pertaining to the internal affairs or concerns of the city government. All other acts of the Council, and all acts carrying a penalty for the violation thereof, shall be by ordinance. Each ordinance shall be identified by a

GROSSE POINTE FARMS, MICHIGAN

serial number and a short title and shall also be given a number indicating its position in the codification of ordinances provided for in Section 7.9 of this charter. Each proposed ordinance shall be introduced in written or printed form. The style of all ordinances enacted by the Council shall be, "The City of Grosse Pointe Farms ordains:"

Enactment, Amendment, Repeal and Effective Date of Ordinances.

Section 7.3. Subject to the exceptions which follow, (1) ordinances may be enacted, amended or repealed by the affirmative vote of not less than four Councilmen, (2) no ordinance shall be finally enacted by the Council until after publication of the proceedings, or summary thereof, of the meeting at which it is introduced, and (3) the effective date of all ordinances shall be prescribed therein but the effective date shall not be earlier than twenty days after the enactment nor before publication thereof. It is provided, however, that an ordinance which is declared therein to be immediately necessary for the preservation of the public peace, health or safety may be enacted before publication of the proceedings of the meeting at which it is introduced, or may be given earlier effect than twenty days after its enactment, or both, by the affirmative vote of not less than five Councilmen if six or seven Councilmen are present at the meeting at which it is enacted or by the affirmative vote of not less than four Councilmen if four or five Councilmen are present at the meeting at which it is enacted. In case an ordinance is given effect earlier than twenty days after its enactment, the requirements for publication before such ordinance becomes operative may be met by posting copies thereof in conspicuous locations in ten public places in the city; and the Clerk shall, immediately after such posting, enter in the Ordinance Book under the record of the ordinance a certificate under his hand stating the time and place of such publication by posting, which certificate shall be prima facie evidence of such publication by posting of the ordinance. Such ordinance shall also be published in accordance with Section 7.5 of this charter but not as a requirement for the effectiveness thereof.

Unless by the affirmative vote of four Councilmen, no office shall be created or abolished, no tax or assessment shall be imposed, no street, alley or public ground shall be vacated, no real estate or any interest therein shall be sold or disposed of, no action shall be taken to condemn private property for public use, no money shall be appropriated, nor shall any vote of the Council be reconsidered or rescinded.

No ordinance granting any public utility franchise shall be enacted except in accordance with the provisions of Section 13.2 of this charter.

No ordinance shall be revised, altered or amended by reference to the title only, but the section or sections of the ordinance revised, altered or amended shall be reenacted and published. However, an ordinance or section thereof may be repealed by reference to its title and ordinance or code number only.

Penalties for Violations of Ordinances.

CHARTER

Section 7.4. The Council may provide in any ordinance for the punishment of those who violate its provisions. The punishment for the violation of any city ordinance shall not exceed a fine of five hundred dollars or imprisonment for ninety days or both in the discretion of the court.

Publication and Recording of Ordinances.

Section 7.5. Each ordinance enacted by the Council shall be published at least once within fifteen days after its enactment either separately or as a part of the published proceedings of the Council. All ordinances and amendments thereof shall be recorded by the Clerk in a book to be called "The Ordinance Book," and it shall be the duty of the Mayor and Clerk to authenticate such records by their official signatures thereon. The Clerk shall enter in such book after the publication of each ordinance the date and method of publication, which shall be prima facie evidence of such publication.

Vacating of Public Places.

Section 7.6. Council action to vacate, discontinue or abolish any highway, street, lane, alley or other public place or part thereof shall be by resolution. After the introduction of such resolution and before its final adoption, the Council shall appoint a time when it shall meet and hear objections thereto; and notice of the time, place and purpose of such meeting shall be published either separately or as part of the proceedings of the Council. Objections to any such proposed resolution may be filed with the Clerk in writing, and if any objections shall be filed, the highway, street, lane, alley or other public place or part thereof shall not be vacated, discontinued or abolished except by a vote of five of the members of the Council.

Enactment of Codes by Reference.

Section 7.7. In accordance with statute, the Council may enact technical codes by reference thereto in an enacting ordinance and without publishing such codes in full.

Severability of Ordinances.

Section 7.8. Unless an ordinance shall expressly provide to the contrary, if any portion of an ordinance or the application thereof to any person or circumstances shall be found to be invalid by a court, such invalidity shall not affect the remaining portions or applications of the ordinance which can be given effect without the invalid portion or application, provided such remaining portions are not determined by the court to be inoperable, and to this end ordinances are declared to be severable.

GROSSE POINTE FARMS, MICHIGAN

Codification of Ordinances.

Section 7.9. Within two years after the adoption of this charter the Council shall direct and complete the codification of all ordinances of the city then in force, in printed loose-leaf form, and shall cause such codification to be maintained thereafter in current form.

The Council shall provide for the printing of copies of the codification and sale thereof and may provide for a reasonable charge therefor. Such printing shall constitute publication of any such codification, the provisions of Section 18.7 notwithstanding.

The copies of the ordinances and of the codification thereof, and of codes adopted by reference in accordance with Section 7.7 of this charter may be certified by the Clerk and, when so certified, shall be competent evidence in all courts and other legally established tribunals as to the matter contained therein.

Initiative and Referendum.

Section 7.10. An ordinance may be initiated by petition, or a referendum on an ordinance enacted by the Council may be had by petition as hereinafter provided.

Initiatory and Referendary Petitions.

Section 7.11. An initiatory or a referendary petition shall be signed by not less than twenty-five per cent of the registered electors of the city as of the date of filing the petition, and all signatures on said petition shall be obtained within one month before the date of filing the petition with the clerk. Any such petition shall be addressed to the Council. No such petition need be on one paper, but may be the aggregate of two or more petition papers identical as to contents. An initiatory petition shall set forth in full the ordinance it proposes to initiate, and no petition shall propose to initiate more than one ordinance. A referendary petition shall identify the ordinance it proposes to have repealed.

Each signer of a petition shall sign his name and shall place thereon after his name the date and his place of residence by street and number or by other customary designation. To each petition paper there shall be attached a sworn affidavit by the circulator thereof stating the number of signers thereof and that each signature thereon is the genuine signature of the person whose name it purports to be and that it was made in the presence of the affiant. Such petition shall be filed with the Clerk who shall, within fifteen days, canvass the signatures thereon. If a petition does not contain a sufficient number of signatures of registered electors of the city, the Clerk shall notify forthwith the person filing such petition and fifteen days from such notification shall be allowed for the filing of supplemental petition papers. When a petition with sufficient signatures is filed within the time allowed by this section, the Clerk shall present the petition to the Council at its next regular meeting.

CHARTER

Council Procedure on Initiatory and Referendary Petitions.

Section 7.12. Upon receiving an initiatory or referendary petition from the Clerk, the Council shall, within thirty days, unless otherwise provided by law, either:

- (a) Enact the ordinance as submitted by an initiatory petition;
- (b) Repeal the ordinance referred to by a referendary petition; or
- (c) Determine to submit the proposal provided for in the petition to the electors.

Submission of Initiatory and Referendary Petitions to Electors.

Section 7.13. Should the Council decide to submit the proposal to the electors, it shall be submitted at the next primary, general or special election held in the city for any other purpose, or, in the discretion of the Council, at a special election called for that specific purpose. In the case of an initiatory petition, if no election is to be held in the city for any other purpose within ninety days from the time the petition is presented to the Council and the Council does not enact the ordinance, then the Council shall call a special election within sixty days from such time for the submission of the initiatory proposal. The result shall be determined by a majority vote of the electors voting thereon, except in cases where otherwise required by the general laws of the State of Michigan.

Ordinance Suspended; Miscellaneous Provisions on Initiatory and Referendary Ordinances.

Section 7.14. The presentation to the Council by the Clerk of a referendary petition shall automatically suspend the operation of the ordinance in question pending repeal by the Council or final determination by the electors.

An ordinance adopted by the electorate through initiatory proceedings may not be amended or repealed by the Council for a period of one year after the date of the election at which it was adopted, and an ordinance repealed by the electorate may not be reenacted by the Council for a period of one year after the date of the election at which it was repealed.

If two or more ordinances adopted at the same election should have conflicting provisions, the provisions in the ordinance receiving the highest number of affirmative votes shall govern.

GROSSE POINTE FARMS, MICHIGAN

Chapter 8

GENERAL FINANCE: BUDGET; AUDIT; PURCHASING

Fiscal Year.

Section 8.1. The fiscal year of the city and of all its agencies shall begin on the first day of July of each year and end on the thirtieth day of June of the following year.

Budget Procedures.

Section 8.2. The Council shall designate one of the administrative officers of the city as Budget Officer. Each board, commission, officer and department head shall submit his recommended budget with supporting explanation for the next fiscal year to the Budget Officer on or before March 15 in each year.

The Budget Officer shall prepare and submit to the Council, on or before the first regular meeting in April of each year, a budget document covering the next fiscal year tabulating the recommendations of the several department heads and officials, and shall include therein at least the following information:

- (a) Detailed estimates, with supporting explanations, of all proposed expenditures for each department and office of the city, together with the expenditures for corresponding items for the last preceding fiscal year in full and for the current fiscal year to March 1 and estimated expenditures for the balance of the current fiscal year;
- (b) Statements of the bonded and other indebtedness of the city, showing the debt redemption and interest requirements, the debt authorized and unissued and the condition of sinking funds, if any;
- (c) Detailed estimates of all anticipated revenues of the city from sources other than taxes, with a comparative statement of the amounts received by the city from each of the same or similar sources for the last preceding fiscal year in full and for the current fiscal year to March 1 and estimated revenues for the balance of the current fiscal year;
- (d) A statement of the estimated balance or deficit for the end of the current fiscal year;
- (e) An estimate of the amount of money to be raised from current and delinquent taxes and the amount to be raised from bond issues which, together with any

CHARTER

available unappropriated surplus and any revenues from other sources, will be necessary to meet the proposed expenditures;

- (f) Such other supporting information as the Council may request.

Budget Hearing.

Section 8.3. A public hearing on the proposed budget shall be held before its final adoption at such time and place as the Council shall direct. Notice of such public hearing, a summary of the proposed budget and notice that the proposed budget is on file in the office of the Clerk shall be published at least one week in advance of the hearing. The complete proposed budget shall be on file for public inspection during office hours at the office of the Clerk for a period of not less than one week prior to such public hearing.

Adoption of Budget.

Section 8.4. Not later than the third Monday in May the Council shall by resolution adopt a budget for the next fiscal year and shall appropriate the money needed for municipal purposes during the next fiscal year of the city, and shall provide for a levy of the amount necessary to be raised by taxes upon real and personal property for municipal purposes subject to the limitations contained in Section 9.1 of this charter.

Budget Control.

Section 8.5. Except for purposes which are to be financed by a method not requiring a budget appropriation, no money shall be drawn from the treasury of the city without an appropriation thereof, nor shall any obligation for the expenditure of money be incurred without an appropriation covering all payments which will be due under such obligation in the current fiscal year. The Council may transfer any unencumbered appropriation balance, or any portion thereof, from one department, fund or agency to another. In the case of emergency arising from fire, flood or other calamity, the Council may make additional appropriations to cover unanticipated expenditures required of the city because of such emergency. The balance in any appropriation which has not been encumbered at the end of the fiscal year shall revert to the general fund.

At the beginning of each quarterly period during the fiscal year, and more often if required by the Council, the officer responsible for the maintenance of the city accounting system shall submit to the Council data showing the relation between the estimated and actual revenues and expenditures to date; and if it shall appear that the revenues are less than anticipated, the Council may reduce appropriations, except amounts required for debt and interest charges, to such a degree as may be necessary to keep expenditures within the revenues.

Depository.

GROSSE POINTE FARMS, MICHIGAN

Section 8.6. The Council shall designate a depository or depositories for city funds, and shall provide for the regular deposit of all city moneys. The Council shall provide for such security for city deposits as is authorized or permitted by the general laws of the state, except that personal surety bonds shall not be deemed proper security.

Independent Audit; Annual Report.

Section 8.7. An independent audit shall be made of all city accounts at least annually, and more frequently if deemed necessary by the Council. Such audit shall be made by Certified Public Accountants experienced in municipal accounting.

The Clerk, or such other officers as the Council may designate, shall prepare an annual report of the affairs of the city including a financial report which shall be available for inspection at the office of the Clerk.

Purchase and Sale of Property.

Section 8.8. The Council shall designate one of the administrative officers of the city as Purchasing Agent, and he shall be responsible for the purchase and sale of all city property. Competitive prices for all purchases and public improvements shall be obtained, except when no advantage to the city would result from such procedure. All purchases and sales shall be evidenced by written contract or purchase order. The Council shall establish detailed procedure for purchases and sales. It may authorize the Purchasing Agent to make purchases and sales within a prescribed dollar limit without prior approval of the Council. In all sales or purchases in excess of one thousand dollars, the sale or purchase shall be submitted to and approved by the Council, and in all such cases formal sealed bids shall be obtained except in cases in which the Council determines by formal unanimous resolution of those present that no advantage to the city would result from competitive bidding, and in all sales or purchases in excess of one thousand dollars the requirements of Section 13.6 shall be complied with. The Council may authorize the making of public improvements or the performing of any other city work by any city agency or department without competitive bidding. The city may not sell any park or any part thereof unless approved by three-fifths of the electors voting thereon at any general or special election.

Chapter 9

TAXATION

Power To Tax; Tax Limit.

Section 9.1. The city shall have the power to annually levy and collect taxes for municipal purposes. Exclusive of any levies authorized by statute to be made beyond charter tax

CHARTER

rate limitations, such annual levy shall not exceed two per cent of the assessed value of all real and personal property subject to taxation in the city.

Subjects of Taxation.

Section 9.2. The subjects of ad valorem taxation for municipal purposes shall be the same as for state, county and school purposes under the general law. Except as otherwise provided by this charter, city taxes shall be levied, collected and returned in the manner provided by statute.

Exemptions.

Section 9.3. No exemptions from taxation shall be allowed, except as expressly required or permitted by statute.

Tax Day.

Section 9.4. Subject to the exceptions provided or permitted by statute, the taxable status of persons and property shall be determined as of the first day of January, which shall be deemed the tax day.

Preparation of the Assessment Roll.

Section 9.5. On or before the first Monday in March in each year the Assessor shall prepare and certify an assessment roll of all property in the city liable to taxation. Such roll shall be prepared in accordance with statute and this charter. Values shall be estimated according to recognized methods of systematic assessment. The roll shall show separate figures for the value of the land and of the building improvements. On or before the first Monday in March the Assessor shall give by first class mail a notice of any increase in the assessed value of any property or of the addition of any property to the roll to the owner as shown by such assessment roll. The failure to give any such notice or of the owner to receive it shall not invalidate any assessment roll or assessment thereon.

GROSSE POINTE FARMS, MICHIGAN

Board of Review.

Section 9.6. The Board of Review shall be composed of three freeholders who are qualified and registered electors of the city, who during their term of office shall not be city officers or employees or be nominees or candidates for elective city office. The filing by a member of the Board of Review of his nomination petition for an elective city office or the filing of a consent thereto shall constitute a resignation from the Board of Review. One member of the Board shall be appointed by the Council annually in January for a term of three years, to replace the member whose term expires that year. The Council shall fix the compensation of the members of the Board. The Board of Review shall annually in February select its own chairman for the ensuing year, and the Assessor shall be clerk of the Board and shall be entitled to be heard at its sessions. A majority of the members of the Board shall constitute a quorum.

Meetings of Board of Review.

Section 9.7. The Board of Review shall convene in its first session on the Tuesday following the second Monday in March of each year at such time of day and place as shall be designated by the Council and shall remain in session for at least one day for the purpose of considering and correcting the roll. In each case in which the assessed value of any property is increased, or any property is added to the roll by the Board or the Board has resolved to consider at its second session the increasing of any assessment or the adding of any property to the roll, the Assessor shall give notice thereof to the owners as shown by such roll by first class letter mailed not later than the day following the end of the first session of the Board. Such notice shall state the date, time, place and purpose of the second session of the Board. The failure to give any such notice or of the owner to receive it shall not invalidate any assessment roll or assessment thereon.

The Board of Review shall convene in its second session on the Tuesday following the fourth Monday in March of each year at such time of day and place as shall be designated by the Council and shall continue in session until all interested persons have had an opportunity to be heard, but in no case for less than six hours. At the second session the Board may not increase any assessment or add any property to the rolls except in those cases in which the Board resolved in its first session to consider such an increase in assessment or addition to the rolls.

Notice of Meetings.

Section 9.8. Notice of the time and place of the sessions of the Board of Review shall be published by the Clerk once each week for the four consecutive weeks immediately prior to the second session of the Board.

CHARTER

Duties and Functions of Board of Review.

Section 9.9. For the purpose of revising and correcting assessments, the Board of Review shall have the same powers and perform like duties in all respects as are by the general tax laws conferred upon and required of boards of review in townships, except as otherwise provided in this charter. It shall hear the complaints of all persons considering themselves aggrieved by assessments, and if it shall appear that any person or property has been wrongfully assessed or omitted from the roll, the Board shall correct the roll in such manner as it deems just. In all cases the roll shall be reviewed according to the facts existing on the tax day and no change of the status of any property after said day shall be considered by the Board in making its decisions. Except as otherwise provided by statute, no person other than the Board of Review shall make or authorize any change upon, or additions or corrections to, the assessment roll. It shall be the duty of the Assessor to keep a permanent record of all proceedings and to enter therein all resolutions and decisions of the Board.

Endorsement of Roll.

Section 9.10. After the Board of Review has completed its review of the assessment roll, and not later than the first Monday in April, the majority of its members shall endorse thereon and sign a statement to the effect that the same is the assessment roll of the city for the year in which it has been prepared. The omission of such endorsement shall not affect the validity of such roll.

Clerk to Certify Tax Levy.

Section 9.11. Within three days after the Council has adopted the budget for the ensuing year, the Clerk shall certify to the Assessor the total amount which the Council determines shall be raised by general tax. He shall also certify all amounts of current or delinquent special assessments and all other amounts which the Council requires to be assessed, reassessed or charged upon any property or against any person.

City Tax Roll.

Section 9.12. After the Board of Review has completed its review of the assessment roll the Assessor shall prepare a copy of the assessment roll to be known as the "City Tax Roll," and upon receiving the certification of the several amounts to be raised, as provided in Section 9.11, the Assessor shall spread upon said tax roll the several amounts determined by the Council to be charged, assessed or reassessed against persons or property. He shall also spread the amounts of the general city tax according to and in proportion to the several valuations set forth in said assessment roll. To avoid fractions in computation on any tax roll, the Assessor may add to the amount of the several taxes to be raised not more than the amount prescribed by statute. Any excess created thereby on any tax roll shall belong to the city.

GROSSE POINTE FARMS, MICHIGAN

Tax Roll Certified for Collection.

Section 9.13. After spreading the taxes the Assessor shall certify the tax roll, and the Mayor shall annex his warrant thereto directing and requiring the Treasurer to collect prior to March 1 of the following year from the several persons named in said roll the several sums mentioned therein opposite their respective names as a tax or assessment and granting to him, for the purpose of collecting the taxes, assessments and charges on such roll, all the statutory powers and immunities possessed by township treasurers for the collection of taxes. On June 15 the roll shall be delivered to the Treasurer for collection.

Tax lien.

Section 9.14. On June 15 the taxes thus assessed shall become a debt due to the city from the persons to whom they are assessed. On July 1 the amounts assessed on any interest in real property shall become a lien upon such real property for such amounts and for all interest and charges thereon and all personal taxes shall become a first lien on all personal property of such persons so assessed. Such lien shall take precedence over all other claims, encumbrances and liens to the extent provided by statute and shall continue until such taxes, interest and charges are paid.

Taxes Due; Notification Thereof.

Section 9.15. City taxes shall be due on the first day of July. The Treasurer shall not be required to call upon the persons named in the city tax roll, nor to make personal demand for the payment of taxes, but he shall publish, between June 15 and July 1, notice of the time when said taxes will be due for collection and the penalties for late payment of same.

Failure on the part of the Treasurer to give said notice shall not invalidate the taxes on said tax roll nor release the person or property assessed from the penalty provided in this chapter in case of non-payment of the same.

Collection Fees.

Section 9.16. All taxes paid on or before August 31 of each year shall be collected by the Treasurer without collection fee. On September 1 he shall add to all taxes paid thereafter a collection fee of one per cent of the amount of said taxes, and on the first day of October and of each succeeding month he shall add an additional one per cent of said taxes as a collection fee. Such collection fees shall belong to the city and constitute a charge and shall be a lien against the property to which the taxes themselves apply, collectible in the same manner as the taxes to which they are added.

(Amended: 11-4-75)

CHARTER

Failure or Refusal to Pay Tax.

Section 9.17. If any person, firm or corporation shall neglect or refuse to pay any tax assessed to him or them, the Treasurer shall collect the same by seizing the personal property of such person, firm or corporation, to an amount sufficient to pay such tax, fees and charges for subsequent sale, wherever the same may be found in the state, and from which seizure no property shall be exempt. He may sell the property seized to an amount sufficient to pay the taxes and all charges in accordance with statutory provisions. The Treasurer may, if otherwise unable to collect a tax on personal property, sue the person, firm or corporation to whom it is assessed in accordance with statute.

Delinquent Tax Roll to County Treasurer.

Section 9.18. All city taxes on real and personal property remaining uncollected by the Treasurer on the first day of March following the date when said roll was received by him shall be returned to the County Treasurer in the manner and with like effect as provided by statute for returns by township treasurers of township, school and county taxes. Such returns shall include all the additional assessments, charges and fees hereinbefore provided, which shall be added to the amount assessed in said tax roll against each property or person. The taxes thus returned shall be collected in the same manner as other taxes returned to the County Treasurer are collected, in accordance with statute, and shall be and remain a lien upon the property against which they are assessed until paid. If by change in statute or otherwise, the Treasurer of the County of Wayne is no longer charged with the collection of either delinquent real or delinquent personal property taxes, such taxes shall be collected in the manner then provided by statute for the collection of delinquent township, school and county taxes.

State, County and School Taxes.

Section 9.19. For the purpose of assessing and collecting taxes for state, county and school purposes, the city shall be considered the same as a township, and all provisions of statute relative to the collection of and accounting for such taxes shall apply. For these purposes the Treasurer shall perform the same duties and have the same powers as township treasurers under statute.

GROSSE POINTE FARMS, MICHIGAN

Chapter 10

BORROWING POWER

Grant of Authority to Borrow.

Section 10.1. Subject to the applicable provisions of law and this charter, the Council may by ordinance or resolution authorize the borrowing of money for any purpose within the scope of powers vested in the city and permitted by law and may authorize the issuance of bonds or other evidences of indebtedness therefor. Such bonds or other evidences of indebtedness shall include but not be limited to the following types:

- (1) General obligations which pledge the full faith, credit and resources of the city for the payment of such obligations;
- (2) Notes issued in anticipation of the collection of taxes;
- (3) In case of fire, flood or other calamity, emergency loans due in not more than five years for the relief of the inhabitants of the city and for the preservation of municipal property;
- (4) Special assessment bonds issued in anticipation of the payment of special assessments made for the purpose of defraying the cost of any public improvement, or in anticipation of the payment of any combination of such special assessments. Such special assessment bonds may be an obligation of the special assessment district or districts or may be both an obligation of the special assessment district or districts and a general obligation of the city;
- (5) Mortgage bonds for the acquiring, owning, purchasing, constructing, improving or operating of any public utility which the city is authorized by this charter to acquire or operate; provided such bonds shall not impose any liability upon such city but shall be secured only upon the property and revenues of such public utility, including a franchise, stating the terms upon which, in case of foreclosure, the purchaser may operate the same, which franchise shall in no case extend for a longer period than twenty years from the date of the sale of such utility and franchise on foreclosure. A sinking fund shall be created in the event of the issuance of such bonds, by setting aside such percentage of the gross or net earnings of the public utility as may be deemed sufficient for the payment of the mortgage bonds at maturity, unless serial bonds are issued of such a nature that no sinking fund is required;

CHARTER

- (6) Bonds issued at a rate of interest not to exceed six per cent per annum to refund money advanced or paid on special assessments imposed for water main extensions;
- (7) Bonds for the refunding of the funded indebtedness of the city;
- (8) Revenue bonds as authorized by statute which are secured only by the revenues from a public improvement and do not constitute a general obligation of the city.

Authorization of Electors Required.

Section 10.2.

- (a) Except as provided in Section 10.2(b), no bonds shall be issued without the approval of three-fifths of the electors voting thereon at any general or special election.
- (b) The restriction of Section 10.2(a) shall not apply to bonds issued under Section 10.1(3) or 10.1(4) or to bonds the issuance of which cannot, by law, be so restricted by this charter.
- (c) No bonds not otherwise requiring the approval of the electors shall be authorized by any resolution or ordinance of the Council unless notice thereof is published at least thirty days prior to the adoption of any such resolution or ordinance, within which period a petition may be filed with the Council signed by not less than ten per cent of the registered electors, in which event the Council shall submit the question of the issuance of such bonds to the electors at any regular or special election and such bonds shall not be authorized and issued unless a three-fifths vote of the electors voting thereon shall vote in favor thereof.
- (d) Only those persons who have property assessed for taxes in the city and their husbands and wives shall be entitled to vote on the approval of any issue of bonds which constitute a general obligation of the city, but no person may so vote unless he is a registered elector.

Limits of Borrowing Powers.

Section 10.3. The net bonded indebtedness incurred for all public purposes shall not at any time exceed ten per cent of the assessed value of all the real and personal property in the city, provided that in computing such net bonded indebtedness there shall be excluded money borrowed under the following sections of this charter: 10.1(2) (tax anticipation notes), 10.1(3) (emergency loans), 10.1(4) (special assessment bonds even though they are also a general

GROSSE POINTE FARMS, MICHIGAN

obligation of the city), 10.1(5) (mortgage bonds), 10.1(6) (special assessment refunding bonds), 10.1(8) (revenue bonds), and other bonds which do not constitute a general obligation of the city.

The amount of emergency loans which the Council may make under the provisions of Section 10.1(3) of this charter may not exceed three-eighths of one per cent of the assessed value of all the real and personal property in the city.

The total amount of special assessment bonds pledging the full faith and credit of the city shall at no time exceed five per cent of the assessed value of all the real and personal property in the city, nor shall such bonds be issued in any consecutive period of twelve months in excess of one per cent of such assessed value unless authorized by a majority vote of the electors voting thereon at any general or special election.

Preparation and Record of Bonds.

Section 10.4. Each bond or other evidence of indebtedness shall contain on its face a statement specifying the purpose for which the same is issued and it shall be unlawful for any officer of the city to use the proceeds thereof for any other purpose, and any officer who shall violate this provision shall be deemed guilty of misconduct in office, except that whenever the proceeds of any bond issue or part thereof shall remain unexpended and unencumbered for the purpose for which said bond issue was made, the Council may authorize the use of such unexpended and unencumbered funds for the retirement of bonds of such issue. All bonds and other evidences of indebtedness issued by the city shall be signed by the Mayor and countersigned by the Clerk, under the seal of the city. Interest coupons may be executed with the facsimile signatures of the Mayor and Clerk. A complete and detailed record of all bonds and other evidences of indebtedness issued by the city shall be kept by the Clerk. Upon the payment of any bond or other evidence of indebtedness, the same shall be marked "Cancelled."

Unissued Bonds.

Section 10.5. No bonds of the city shall be issued or sold to secure funds for any purpose other than that for which they were specifically authorized, and if any such bonds are not sold within three years after authorization, such authorization shall, as to such bonds, be null and void, and such bonds shall be cancelled.

CHARTER

Chapter 11

SPECIAL ASSESSMENTS

General Power Relative to Special Assessments.

Section 11.1. The Council shall have the power to determine by resolution that the whole or any part of the expense of any public improvement be defrayed by special assessment upon the property especially benefited, in proportion to the benefits derived or to be derived.

Detailed Procedure to be Fixed by Ordinance.

Section 11.2. The Council shall prescribe by ordinance the complete special assessment procedure governing the initiation of projects, preparation of plans and cost estimates, creation of districts, making and confirming of assessment rolls, correction of errors in the rolls, collection of assessments and any other matters concerning the making of improvements by the special assessment method.

Such ordinance shall provide for the enforcement of the following restrictions:

- (1) No resolution finally determining to proceed with establishing any special assessment district for the making of any public improvement shall be made until cost estimates have been prepared and a public hearing has been held on the advisability of so proceeding, which hearing shall be held not less than ten days after notice thereof has been published and sent by first class mail to all property owners in the proposed district as shown by the current assessment roll of the city.
- (2) No special assessment district shall be created by the Council for any one public improvement which includes property having an area in excess of twenty-five per cent of the total area of the city. No public improvement project shall be divided geographically for the purpose of circumventing this provision.
- (3) No special assessment roll shall be finally confirmed until a meeting of the Council has been held for the purpose of reviewing such roll, which meeting shall be held not less than ten days after notice thereof has been sent by first class mail to all property owners in the proposed district as shown by the current assessment roll of the city.
- (4) No original special assessment roll shall be finally confirmed except by the affirmative vote of five of the members of the Council if prior to such confirmation written objections to the proposed improvement have been filed by

GROSSE POINTE FARMS, MICHIGAN

the owners of property which will be required to bear more than fifty per cent of the amount of such special assessment.

- (5) No public improvement to be financed in whole or part by special assessment shall be made before the confirmation of the special assessment roll for such improvement.

Special Assessment Powers.

Section 11.3. The Council shall, in the exercise of its powers of special assessment, have power to provide for the following, but this list shall not be exclusive:

- (1) For the construction of public parking facilities as a public improvement financed in whole or part by the special assessment method;
- (2) For installing a boulevard lighting system on any street as a public improvement to be financed in whole or part by special assessment upon the lands abutting thereupon, provided that the property owners of a majority of the frontage on such street or part thereof to be so improved shall petition therefor;
- (3) For the payment of special assessments in annual installments not to exceed fifteen in number, the first such installment to be due either upon confirmation of the special assessment roll or on the following July 1 and subsequent installments to be due on July 1 of succeeding years and to be placed upon the annual city tax roll, and for an interest charge until the due date of each such deferred installment not to exceed six per cent per year, subject to the right of advance payment of any such installment with interest only to the date of payment;
- (4) For making additional pro rata assessments when any special assessment roll proves insufficient to pay for the improvement for which it was levied and the expenses incident thereto, provided that the additional pro rata assessment shall not exceed twenty-five per cent of the assessment as originally confirmed unless a meeting of the Council be held to review such additional assessment, for which meeting notices shall be mailed as provided in the case of review of the original special assessment roll.

Disposition of Excessive Special Assessments.

Section 11.4. The excess by which any special assessment proves larger than the actual cost of the improvement and expenses incidental thereto may be placed in the general fund of the city if such excess is five per cent or less of the assessment, but should the assessment prove larger than necessary by more than five per cent the entire excess shall be refunded on a pro rata basis to the owners of the property assessed. Such refund shall be made by credit against future

CHARTER

unpaid installments to the extent such installments then exist and the balance of such refund shall be in cash. No refunds may be made which contravene the provisions of any outstanding evidence of indebtedness secured in whole or part by such special assessment.

Correction of Invalid Special Assessments.

Section 11.5. Whenever any special assessment shall, in the opinion of the Council, be invalid by reason of irregularity or informality in the proceedings, or if any court of competent jurisdiction shall adjudge such assessment to be illegal, the Council shall, whether the improvement has been made or not, or whether any part of the assessments have been paid or not, have power to cause a new assessment to be made for the same purpose for which the former assessment was made. All proceedings on such reassessment and for the collection thereof shall be conducted in the same manner as provided for the original assessment, and whenever any sum or part thereof levied upon any property in the assessment so set aside has been paid and not refunded, the payment so made shall be applied upon the reassessment, or if the payments exceed the amount of the reassessment refunds shall be made.

No judgment or decree nor any act of the Council vacating a special assessment shall destroy or impair the lien of the city upon the premises assessed for such amount of the assessment as may be equitably charged against the same or as by regular mode of proceeding might have been lawfully assessed thereupon.

Contested Assessments.

Section 11.6. No suit or action of any kind shall be instituted or maintained for the purpose of contesting or enjoining the collection of any special assessment (1) unless within thirty days after the confirmation of the special assessment roll written notice is given to the Council of intention to file such suit to action stating the grounds on which it is claimed such assessment is illegal, and (2) unless such suit or action shall be commenced within sixty days after confirmation of the roll.

Collection of Special Assessments.

Section 11.7. Upon the confirmation of each special assessment roll the special assessments shall become a debt to the city from the persons to whom they are assessed and shall until paid be a lien upon the property assessed for the amount of such assessment and all interest and charges thereon. Such lien shall be of the same character and effect as created by this charter for city taxes. Such assessments shall become due upon confirmation of the special assessment roll except as may be provided by the Council pursuant to Section 11.3(3).

Each special assessment, or each installment of such assessment when installment payments are provided for, shall be collected by the treasurer without collection fee for a period ending on the last day of the second month following the due date of such assessment or

GROSSE POINTE FARMS, MICHIGAN

installment. On the first day of the third month following each such due date the Treasurer shall add to all assessments or installments paid thereafter a collection fee of one per cent of the amount of the assessment, and on the first day of each succeeding month he shall add an additional one-half of one per cent as a collection fee. All collection fees shall belong to the city and be collectible in the same manner as the collection fee on city taxes.

Special assessments, or installments thereof, which become due on July 1 of any year shall be collected in all respects as are city taxes due on such date, and if uncollected on the following first day of March, shall be returned to the County Treasurer with unpaid taxes as provided in Section 9.18.

Special assessments which become due other than on July 1 shall, if unpaid for ninety days or more on May 1 of any year, be certified as delinquent to the Council by the Treasurer and the Council shall place such delinquent assessments on the tax roll for that year together with accrued collection fees to July 1 of such year. The total amount of such assessment and fees shall thereafter be collected in all respects as are city taxes due on July 1 of that year, and such total amount shall be subject to the same fees and penalties as are city taxes due on that date, and if uncollected on the following first day of March shall be returned to the County Treasurer with unpaid taxes as provided in Section 9.18.

Special Assessment Accounts.

Section 11.8. Except as otherwise provided in this charter, moneys raised by special assessment for any public improvement shall be segregated in a special fund or account and may be used only to pay for the costs of the improvement for which the assessment was levied and expenses incidental thereto or to re pay any money borrowed therefor.

Assessments for Sidewalks or Abatement of Hazards or Nuisances.

Section 11.9. The assessment for the cost of the construction or maintenance of any sidewalk or the abatement of any hazard or nuisance, to be made pursuant to Section 2.2(q) or Section 2.2(r) shall be made by resolution of the Council. Notice of the time at which the Council will act thereon shall be given by first class mail to the owners of the property to be assessed as shown by the current tax roll of the city. For the purposes of collection of such assessment, the adoption of such resolution shall be equivalent to the confirmation of a special assessment roll. The amount of any such assessment shall become a debt due to the city upon adoption of such resolution, be payable and subject to the collection fees and shall become a lien, all as provided in Section 11.7. Every such assessment shall also be subject to Sections 11.5 and 11.6.

CHARTER

Failure to Receive Notice.

Section 11.10. Failure of any owner to receive any notice required to be sent by this chapter shall not invalidate any special assessment or special assessment roll.

Chapter 12

MUNICIPALLY OWNED UTILITIES

Power to Acquire Municipal Utilities.

Section 12.1. Subject to the provisions of law the city shall have the power to acquire, own, establish, construct and operate, either within or without its corporate limits, a public utility for supplying water to the municipality and its inhabitants for domestic, commercial and municipal purposes, and may sell and deliver water without its corporate limits. Subject to statutory provisions, it shall also have the power to acquire, establish, operate, extend and maintain sewage disposal systems, sewers and plants as a utility, either within or without its corporate limits, and facilities for the storage and parking of vehicles within its corporate limits. The city shall not have power to acquire, own, establish, construct or operate any public utility except as specifically authorized by this charter or by statute.

Management of Municipal Utilities.

Section 12.2. All municipally owned utilities shall be administered as a regular department of the city government and not by a board or commission.

Rates.

Section 12.3. The Council shall have the power to fix from time to time such just and reasonable rates as may be deemed advisable for supplying the inhabitants of the city and others with such utility services as the city may provide.

Utility Rates and Charges: Collection.

Section 12.4. The Council shall provide by ordinance for the collection of all public utility rates and charges of the city. Such ordinance shall provide:

- (1) That the city shall have as security for the collection of such utility rates and charges a lien upon the real property supplied by such utility, which lien shall become effective immediately upon the supplying of such utility service and shall be enforced in the manner provided in such ordinance.

GROSSE POINTE FARMS, MICHIGAN

- (2) The terms and conditions under which utility services may be discontinued in case of delinquency in paying such rates or charges.
- (3) That suit may be instituted by the city in any court of competent jurisdiction for the collection of such rates or charges.

With respect to water the city shall have all the powers granted to cities by Act 178 of the Public Acts of 1939.

Disposal of Utility Plants and Property.

Section 12.5. Unless approved by a three-fifths majority vote of the electors voting thereon at a regular or special election the city shall not sell, exchange, lease or in any way dispose of any property, easement, equipment, privilege or asset belonging to and appertaining to any municipally owned utility. All contracts, negotiations, licenses, grants, leases or other forms of transfer in violation of this section shall be void and of no effect as against the city. The restrictions of this section shall not apply to the sale or exchange of any articles of machinery or equipment of any city owned utility which are worn out or useless or which have been or could with advantage to the service be replaced by new and improved machinery or equipment.

Utility Accounts.

Section 12.6. Transactions pertaining to the ownership and operation by the city of each public utility shall be recorded in a separate group of accounts under an appropriate fund caption, which accounts shall be classified in accordance with generally accepted utility accounting practice. Charges for all service furnished to, or rendered by, other city departments or agencies shall be recorded. An annual report shall be prepared to show fairly the financial position of the utility and the results of its operations, which report shall be available for inspection at the office of the Clerk.

Chapter 13

FRANCHISES; REGULATION OF UTILITIES; CONTRACTS; LEASES

Franchises, Contracts and Leases Remain in Effect.

Section 13.1. All franchises, contracts and leases to which the Village is a party when this charter becomes effective shall remain in full force and effect in accordance with their respective terms and conditions.

Granting of Public Utility Franchises.

CHARTER

Section 13.2. Public utility franchises and all renewals and extensions thereof and amendments thereto shall be granted by ordinance only. No exclusive franchise shall ever be granted. No franchise shall be granted for a longer period than thirty years.

No franchise ordinance which is not subject to revocation at the will of the city shall be enacted nor become operative until the same shall have first been referred to the people at a regular or special election and received the affirmative vote of three-fifths of the electors voting thereon. No such franchise ordinance shall be approved by the Council for referral to the electorate before thirty days after application therefor has been filed with the Council, nor until a public hearing has been held thereon, nor until the grantee named therein has filed with the clerk his unconditional acceptance of all terms of such franchise. No special election for such purpose shall be ordered by the Council unless the expense of holding such election, as determined by the Council, shall have first been paid to the Treasurer by the grantee.

A franchise ordinance which is subject to revocation at the will of the city may be enacted by the Council without referral to the voters, but shall not be enacted nor become operative unless it shall have been complete in the form in which it is finally enacted and remain on file with the Clerk for public inspection for at least four weeks before the final enactment thereof.

Conditions of Public Utility Franchises.

Section 13.3. All public utility franchises granted after the adoption of this charter, whether it be so provided in the granting ordinance or not, shall be subject to the following rights of the city:

- (a) To repeal the same for misuse, non-use or failure to comply with the provisions thereof;
- (b) To require reasonable and adequate extension of plant and service and maintenance thereof at the highest practicable standard of efficiency-;
- (c) To establish reasonable and practicable standards of service and quality of products and prevent unjust discrimination in service or rates;
- (d) To require continuous and uninterrupted service to the public in accordance with the terms of the franchise throughout the entire period thereof;
- (e) To impose such other reasonable regulations as may be conducive to the health, safety and accommodation of the public;
- (f) To use, control and regulate the use of its streets, alleys, bridges and public places and the space above and beneath them.

GROSSE POINTE FARMS, MICHIGAN

The above enumeration shall not be exclusive or impair the right of the Council to insert in such franchise any provision within the power of the city to impose or require.

Regulation of Rates.

Section 13.4. All public utility franchises shall make provision therein for fixing rates, fares and charges and may provide for readjustments thereof at periodic intervals. The value of the property of the utility used as a basis for fixing such rates, fares and charges shall in no event include a value predicated upon the franchise, goodwill or prospective profits and charges shall in no event include a value predicated upon the franchise, goodwill or prospective profits.

Use of Public Places by Utilities.

Section 13.5. Every public utility whether it has a franchise or not shall pay such part of the cost of improvement or maintenance of streets, alleys, bridges and public places as shall arise from its use thereof and shall protect and save the city harmless from all damages arising from said use. Every such public utility may be required by the city to permit joint use of its property and appurtenances located in the streets, alleys and other public places of the city by the city and by other utilities insofar as such joint use may be reasonably practicable and upon payment of reasonable rental therefor. In the absence of agreement and upon application by any public utility, the Council shall provide for arbitration of the terms and conditions of such joint use and the compensation to be paid therefor, and the arbitration award shall be final.

Contracts.

Section 13.6. The authority to contract on behalf of the city is vested in the Council and shall be exercised in accordance with the provisions of the statutes and of this charter. The Council shall establish procedures for the letting and making of contracts, but no contract except an agreement of employment or an agreement for the purchase or sale of goods, wares or merchandise in an amount of one thousand dollars or less shall be made unless the same shall have first been submitted to the Attorney and his opinion obtained with respect to its legality and form and unless the officer charged with maintenance of the city's accounting system shall first have certified that sufficient funds are available or that an appropriation has been made for the payment thereof. In the case of a contract obligating the city for periodic payments in future fiscal years for the furnishing of a continuing service or the leasing of property, such certification need not cover payments on the contract which will be due in future fiscal years, but this exception shall not apply to a contract for the construction of a public improvement. A copy of all contracts requiring such opinion and certification shall be filed in the office of the clerk. No contract shall be amended after the same has been made except upon the authority of the Council.

No compensation shall be paid to any contractor except in accordance with the terms of the contract.

CHARTER

No contract shall be made with any person, firm or corporation who is in default to the city.

Leases.

Section 13.7. No lease of public property to any person, firm or corporation which is not subject to revocation by the Council upon thirty days' notice to the lessee shall be made or become operative until the same shall have first been referred to the people at a regular or special election and received the affirmative vote of three-fifths of the electors voting thereon. No such lease shall be approved by the Council for referral to the electorate before thirty days after application therefor has been filed with the Council, nor until a public hearing has been held thereon, nor until the lessee named therein has filed with the Clerk his unconditional acceptance of all terms of such lease.

Chapter 14

SUPERVISORS

Number of Supervisors.

Section 14.1. The city shall have the maximum number of representatives on the County Board of Supervisors to which it is entitled by statute.

Appointment of Supervisors.

Section 14.2. The representative or representatives of the city on the Board of Supervisors shall be appointed by the Council for an indefinite period and shall serve at the pleasure of the Council. Such representatives shall be qualified electors of the city, shall have been residents of the city for at least two years immediately prior to their appointment, and may hold other elective or appointive city office or employment. In case any representative of the city on the Board of Supervisors shall be unable to perform the duties of his office for any reason, the Council may appoint another qualified person to serve in his stead.

Duties of Supervisors.

Section 14.3. Except as otherwise provided in this charter, the representatives of the city on the Board of Supervisors shall perform the statutory duties of Supervisors. In the performance of his duties, each Supervisor shall represent the city, its inhabitants and its government to the best of his ability.

Compensation of Supervisors.

GROSSE POINTE FARMS, MICHIGAN

Section 14.4. Representatives of the city on the Board of Supervisors who are not full-time city officers or employees shall be entitled to retain any compensation and expense allowance paid to them by the county as members of the Board of Supervisors, but shall receive no compensation from the city for their work as Supervisors. In the case of representatives on the Board of Supervisors who are full-time officers or employees of the city, the compensation and expense allowances received from the county for their duties as members of the Board of Supervisors shall be paid into the city treasury in accordance with Section 5.10 of this charter. Allowance for expenses directly incurred by these officers or employees for their work as members of the Board of Supervisors shall however, be paid to them by the city.

Chapter 15

JUSTICE COURT*

Establishment of Court.

Section 15.1. There is hereby established a Justice Court in the city to be presided over by the Justice of the Peace elected in accordance with Section 3.5.

Qualifications of Justice.

Section 15.2. The Justice of the Peace shall meet the eligibility requirements contained in Section 5.1 and shall also be an attorney-at-law in good standing admitted to practice in the State of Michigan.

Compensation of the Municipal Judge.

Section 15.3. The Municipal Judge shall receive such annual compensation as shall be fixed by ordinance of the City Council. No ordinance changing his salary may be passed less than one hundred and fifty days before the city election at which a Municipal Judge is to be elected.

(Amended: 11-8-77)

* **Editor's note:** The provisions of Chapter 15 were superseded in part by Ordinance No. 129, Code No.4-01.

CHARTER

Power and Jurisdiction; General.

Section 15.4. The Justice of the Peace of the city shall have and exercise therein and within the county the same jurisdiction, powers and duties as are or may be conferred upon or required of Justices of the Peace in townships by statute and shall be subject to such general laws with respect to such Justices, except as otherwise provided in this charter. He shall have concurrent jurisdiction with other Justices in the County of Wayne as to all crimes, offenses and misdemeanors alleged to have been committed within the County of Wayne, whether within or without the city.

Jurisdiction in Charter and Ordinance Cases.

Section 15.5. The Justice of the Peace shall have authority to hear, try and determine all suits and prosecutions for the recovery and enforcing of fines, penalties and forfeitures imposed by this charter and the ordinances of the city, and to punish offenders for the violation of the charter and ordinances as prescribed and directed in the charter and ordinances.

Extended Jurisdiction.

Section 15.6. The Justice of the Peace shall also have:

- (a) Jurisdiction to the amount of five hundred dollars in all civil matters ex contractu and ex delicto with such exceptions and restrictions as are provided by law.
- (b) Such power and authority as can under Public Act 279 of 1909 be conferred by this charter to set aside the verdict or judgment in any civil cause and grant a new trial therein, to be exercised in such manner and on such conditions as provided in said act. The filing of a motion for new trial or to set aside a verdict or judgment shall have such effect on the time for taking an appeal from any judgment and upon the issuance and levy of execution or other similar process and sale thereunder and on other proceedings in said cause as provided in said act.
- (c) Such additional powers and authority as may now or hereafter be conferred upon city Justices of the Peace by statute.

Procedure in Justice Court.

Section 15.7. The proceedings in all suits and actions before the Justice and in the exercise of the powers and duties conferred upon and required of him shall, except as otherwise provided in this charter, be according to and governed by the general laws applicable to justices courts and to the proceedings before such courts.

GROSSE POINTE FARMS, MICHIGAN

Place and Conduct of Court.

Section 15.8. The Council shall furnish necessary supplies and a suitable place for the conducting of court by the Justice. It may regulate the hours of court of said Justice and may make other necessary and proper rules and regulations for the conduct of the business of the court which are not inconsistent with this charter or the statutes.

Transfer of Cases.

Section 15.9. In case of the absence, disability or disqualification of the Justice, any other Justice of the Peace or Municipal Judge of the County of Wayne shall be qualified to act in the place of and for the Justice in the performance of any of the duties imposed upon him by statute or this charter.

The Council shall by ordinance fix the compensation to be paid any such Justice or Judge for such services and the procedure to be followed in calling upon him so to act. Unless the Council shall so provide by ordinance, no such Justice shall so act or be entitled to compensation therefor.

Fees, Fines and Penalties; Prosecution of State Penal Cases.

Section 15.10. All fees in lieu of which a salary is paid such Justice and all fines, penalties, forfeitures and moneys collected or received by the Justice shall be paid over by such Justice to the Treasurer on or before the first day of the next month after the collection or receipt thereof; and the Justice shall take the receipt of the treasurer therefor and file the same with the Clerk. Failure of the Justice to comply with the foregoing provisions shall constitute misconduct in office.

All such fees and all fines, penalties, forfeitures and moneys collected in city ordinance and charter cases shall be credited to the general fund of the city. All costs and fines recovered for the violation of the penal laws of the state, when collected and paid into the city treasury, shall be disposed of as provided by law.

The expenses of prosecution before the Justice for violations of penal laws of the state, and in punishing the offenders, shall be paid by the County of Wayne.

Docket.

Section 15.11. The Justice of the Peace shall keep, at the place of holding court, a docket in the manner required by statute. Failure to comply with the requirements of this section shall constitute misconduct in office.

Violations Bureau.

CHARTER

Section 15.12. The Council shall have power and authority to establish, by ordinance, a Traffic Violations Bureau for the handling of vehicular traffic cases other than violations committed while the vehicle is in motion. Subject to such limitation, any person who has received any notice to appear in answer to a traffic charge under the ordinances of the city may within the time specified in the notice answer at the Traffic Violations Bureau to the charges set forth in such notice by paying a prescribed fine which cannot be waived by the Bureau, and in writing pleading guilty to the charge, waiving a hearing in court and giving power of attorney to make such plea and pay such fine in court. Acceptance of the prescribed fine and the power of attorney by the Bureau shall be deemed to be complete satisfaction for the violation, and the violator shall be given a receipt which so states.

Constables.

Section 15.13. The Council shall appoint one or more police officers of the city as constables. Such constables shall have like powers and authorities in matters of civil and criminal nature, and in relation to the service of process, civil and criminal, as are conferred by law on constables in townships. They shall have power also to serve all process issued for breaches of ordinances of the city. The bond of the constables shall be that required of constables in townships. The statutory fees received by such constables shall be paid into the city treasury.

Clerks for Municipal Judge.

Section 15.14. The City Council may by resolution or by ordinance provide for a clerk and one or more deputy clerks for the Municipal Judge, which clerks shall be paid such salary, give such bond and perform such duties as shall by ordinance be prescribed, which clerks shall have such powers as are provided by law.

(Amended: 11-8-77)

Chapter 16

GENERAL EMPLOYEES RETIREMENT SYSTEM

Secs. 16.1-16.39. Not printed.

Editor's note--A copy of Chapter 16 is available in the office of the City Clerk. Chapter 16 was superseded by Ordinance No. 316, Code No. 2-06.

Chapter 17

GROSSE POINTE FARMS, MICHIGAN

POLICEMEN AND FIREMEN RETIREMENT SYSTEM

Secs. 17.1-17.38. Not printed.

Editor's note--A copy of Chapter 17 is available in the office of the City Clerk. Chapter 17 was superseded by Ordinance No. 315, Code No. 2-07.

Chapter 18

MISCELLANEOUS

City Liability.

Section 18.1. The city shall not be liable for damages sustained by any person either to his person or property by reason of the negligence of the city, its officers or employees, nor by reason of any defective condition of or obstruction in any public place unless such person shall serve or cause to be served upon the Clerk, within sixty days after the injury resulting in such damages shall have occurred, a notice in writing, which notice shall set forth substantially the time and place of such injury, the manner in which it occurred, the extent of such damages as far as the same has become known, the names and addresses of the witnesses known at the time by the claimant, and a statement that the person sustaining such damages intends to hold the city liable for such damages as may have been sustained by him.

The city shall not be liable for any damages to person or property arising out of any such injury unless there shall have been first presented to the Clerk a claim in writing and under oath setting forth particularly the time, place, nature and extent of such injury and the amount of damages claimed by reason thereof. No person shall bring any action against the city for any such damages until such claim shall have been filed with the Clerk and until the Council shall have been given opportunity to act thereon either by allowing or refusing to allow the claim.

It shall be a sufficient bar and answer in any court to any action or proceeding for the collection of any demand or claim against the city under this section that the notice of injury and the verified proof of claim as in this section required were not presented and filed within the time and in the manner as herein provided.

No Estoppel.

Section 18.2. No estoppel may be created against the city.

Continuation of Village Rights.

CHARTER

Section 18.3. After the effective date of this charter, the city shall be vested with all the property, moneys, contracts, rights, credits effects and the records, files, books and papers belonging to the village. No right or liability, either in favor of or against the Village, existing at the time this charter becomes effective, and no suit or prosecution of any character shall in any manner be affected by any change resulting from the adoption of this charter, but the same shall stand or proceed as if no change had been made. All debts and liabilities of the Village shall be the debts and liabilities of the city, and all fines and penalties imposed at the time of such change shall be collected.

Trusts.

Section 18.4. All trusts established for any municipal purpose shall be used and continued in accordance with the terms of such trust, subject to the cy pres doctrine. The Council may in its discretion receive and hold any property in trust for any municipal purpose and shall apply the same to the execution of such trust and for no other purposes except in cases where the cy pres doctrine shall apply.

Vacancies in Appointive Boards and Commissions.

Section 18.5. Except as otherwise provided in this charter, if a vacancy occurs in the membership of any appointive board or commission, the authority responsible for the appointment of the person whose position has become vacant shall fill such vacancy by appointment of a qualified person for the unexpired term.

Records to Be Public.

Section 18.6. All records of the city shall be public and shall be available for inspection at all reasonable times.

Definition of Publication; Mailing of Notices.

Section 18.7. The requirement contained in this charter for the publishing or publication of notices, ordinances or proceedings shall be met by publishing an appropriate insertion in a newspaper published in the English language for the dissemination of news of a general character which newspaper shall have had a general circulation at regular intervals in the city or Village for at least two years immediately preceding the time that it is used for such publication purposes. The affidavit of the printer or publisher of such newspaper, or of his foreman or principal clerk, annexed to a printed copy of such notice, ordinance or proceeding taken from the paper in which it was published and specifying the times of publication shall be prima facie evidence of such publication.

GROSSE POINTE FARMS, MICHIGAN

In any case in which this charter requires the mailing of notices, the affidavit of the officer or employee responsible for such mailing that such notice was mailed shall be prima facie evidence of such mailing.

Sundays and Holidays.

Section 18.8. Whenever the date fixed by this charter for the doing or completion of any act falls on a Sunday or legal holiday, such act shall be done or completed on the next succeeding day which is not a Sunday or legal holiday.

Chapter and Section Headings.

Section 18.9. The chapter, section and sub-section headings used in this charter are for convenience only and shall not be considered as part of the charter.

Interpretations.

Section 18.10. Except as otherwise specifically provided or indicated by the context,

- (1) All words used in this charter indicating the present tense shall not be limited to the time of the adoption of this charter but shall extend to and include the time of the happening of any event or requirement for which provision is made herein;
- (2) The singular number shall include the plural, the plural number shall include the singular, and the masculine gender shall extend to and include the feminine gender and the neuter;
- (3) The word "Person" may extend and be applied to bodies politic and corporate and to partnerships as well as to individuals;
- (4) The words "printed" and "printing" shall include reproductions by printing, engraving, stencil duplicating, lithographing or any similar method;
- (5) Except in reference to signatures, the words "written" and "in writing" shall include printing and typewriting;
- (6) The word "Village" shall mean the municipal corporation of Grosse Pointe Farms as it existed prior to the effective date of this charter including the period from and after its incorporation as a city and until such effective date;
- (7) The word "officer" shall include the members of the Council, the administrative officers and the Justice of the Peace;

CHARTER

- (8) All references to statutes shall be considered to be references to such statutes as amended;
- (9) All references to section numbers shall refer to section numbers of this charter.

Penalties for Violations of Charter.

Section 18.11. Any officer of the city found guilty by a court of competent jurisdiction of any act declared by this charter to constitute misconduct in office may be punished by a fine of not to exceed five hundred dollars or imprisonment for not to exceed ninety days or both in the discretion of the court. The punishment provided in this section shall be in addition to that of having the office declared vacant as provided in Section 5.2.

Amendments.

Section 18.12. This charter may be amended at any time in the manner provided by statute. Should two or more amendments adopted at the same election have conflicting provisions, the provisions in the amendment receiving the highest number of affirmative votes shall govern.

Severability of Charter Provisions.

Section 18.13. If any provision, section, article or clause of this charter or the application thereof to any person or circumstances shall be found to be invalid by a court, such invalidity shall not affect any remaining portion or application of the charter which can be given effect without the invalid portion or application, provided such remaining portions are not determined by the court to be inoperable, and to this end this charter is declared to be severable.

Chapter 19

SCHEDULE

Election on Adoption of Charter.

Section 19.1.

(1) *Date.* This charter shall be submitted to a vote of the registered electors of the City of Grosse Pointe Farms at a special election to be held on Monday, December 12, 1949. At the same special election the elective officers provided for in this charter shall also be elected as hereinafter provided. The charter shall be adopted if a majority of the ballots cast thereon are in favor of adoption.

GROSSE POINTE FARMS, MICHIGAN

(2) *Form of Ballot.* The form of the ballot for the submission of this charter shall be as follows:

Instruction: A cross (X) in the square before the word "Yes" is in favor of the proposed charter, and a cross (X) in the square before the word "No" is against the proposed charter.

Shall the proposed charter for the City of Grosse Pointe Farms drafted by the Charter Commission elected on March 14, 1949, be adopted?

Yes
 No

(3) *Precincts.* For the purpose of this election the entire city shall constitute one voting precinct, notwithstanding other provisions of this charter. The polling place for such precinct shall be the municipal building of the Village and city located at 90 Kerby Road.

(4) *Election Commission.* The Election Commission shall consist of the following qualified electors of the city: Paul H. Deming, Joseph W. Snay, and James K. Watkins. The Commission shall elect its own Chairman, and the Village Clerk shall act as secretary of the Commission and shall perform such duties in connection with the work of the Commission as are prescribed by the Commission and this charter.

(5) *Inspectors of Election.* The inspectors of election for this election shall be those persons designated by the Charter Commission in its meeting on November 3, 1949.

(6) *Board of Canvassers.* The board of canvassers for this election shall be the Village Clerk, Village Treasurer and Village Attorney of Grosse Pointe Farms. The board shall meet in the municipal building of the Village and city at 8 P.M., Tuesday, December 13, 1949, to canvass the results of such election.

(7) *Registration.* The persons designated to act as inspectors of this election shall constitute a board of registration for the purpose of making the first registration of qualified voters in the city. Said board shall be authorized to procure the necessary books or files and forms to conduct such registration. The last day for registration shall be the twentieth day preceding the election.

The board of registration shall on such last day for registration procure from the Village Clerk the records of the Clerk of the persons who are the registered Village electors and shall incorporate such records with their records and shall cause all such persons to be registered as city electors in the same manner as though such persons had then and there applied for registration and all such persons shall be deemed to be registered as city electors. Subsequent to the election, the registration records shall be delivered to the Clerk.

CHARTER

(8) *Notice of Registration.* The Village Clerk shall give notice for the board of registration of the days, hours and place that the registration will be conducted by publishing the same in the Grosse Pointe News and Grosse Pointe Review on November 10 and November 17, 1949, said first publication being not less than ten days prior to the last day of receiving registration.

(9) *Notice of Election.* The Secretary of the Election Commission shall cause to be published with the publication of this charter and on December 8, 1949, a notice of this election, the location of the polling place, that on the date fixed therefor the question of adopting such proposed charter will be voted on and that the elective officers provided for in the charter will be elected on the same date. He shall also post such notice in at least ten public places within the city not less than ten days prior to such election.

(10) *Procedure Governing Election.* In all respects not otherwise provided for in Chapter 19 of this charter, the election procedure shall be in accordance with the provisions of the other chapters of this charter.

First Election of City Officers.

Section 19.2.

(1) *Election.* The first election of officers provided for in this charter shall be held on Monday, December 12, 1949, in conjunction with the election on the adoption of this charter. At this election the voters shall be entitled to vote for not more than seven candidates for the Council and not more than one candidate for Justice of the Peace. The names of all qualified candidates for each office shall be listed under a separate heading and shall be rotated systematically on the ballot in the manner prescribed by statute.

(2) *Terms.* The three candidates for Council who receive the three highest numbers of votes shall be declared elected for a term beginning on Thursday, December 15, 1949, and ending on the Monday next following the date of the regular city election in 1953. The four candidates for Council who receive the fourth, fifth, sixth and seventh highest numbers of votes shall be declared elected for a term beginning on Thursday, December 15, 1949, and ending on the Monday next following the date of the regular city election in 1951. The candidate for Justice of the Peace who receives the highest number of votes shall be declared elected for a term beginning on Thursday, December 15, 1949, and ending on the fourth day of July, 1953. After this election the provisions contained in this charter relating to elections and terms of elective officers shall govern.

(3) *Nomination.* There shall be no primary election for the first election of city officers. Candidates shall be nominated by petition in a manner identical to that provided for in Sections 3.10 to 3.13 inclusive, except that (1) petitions shall be filed with the secretary of the

GROSSE POINTE FARMS, MICHIGAN

Election Commission who shall perform all the duties in connection with such nomination petitions as are required by this charter of the Clerk, and (2) nomination petitions shall be filed at least fourteen and not more than thirty days prior to December 12, 1949. The secretary of the Election Commission shall on or before November 10, 1949, make available a supply of official petition forms as required by Section 3.11. The names of those candidates who file valid and sufficient nomination petitions and have the qualifications required for their respective offices shall be certified to the Election Commission to be placed on the ballot.

(4) *Other Election Procedure.* In all respects not otherwise provided for in this section, the procedure for the election of officers shall be in accordance with the provisions of Section 19.1.

Effective Date of Charter.

Section 19.3. For the purpose of initiating the procedure for the election on the adoption of this charter and for nominating and electing the first city officers this charter shall take effect on November 10, 1949. For all other purposes this charter shall take effect on Thursday, December 15, 1949, at 8 P. M. Eastern Standard Time. At such time the officers first elected under this charter shall assemble in the municipal council chambers at 90 Kerby Road. The meeting shall be called to order by a member of the Charter Commission designated by it for the purpose. Each elective officer shall take and subscribe to his oath of office and shall thereupon be qualified for, and shall assume the duties of, his office.

At the time the elective officers of the city assume the duties of their respective offices, the Village Council shall cease to be and the office of each and every member thereof shall terminate, and all other elective Village offices shall thereupon cease to be and all such offices shall terminate. The control of such Village Council and Village officers and of the officers of the Township of Grosse Pointe over that territory which was formerly the Village shall cease and be superseded by that of the Council and officers of the City of Grosse Pointe Farms.

Continuation of Appointed Officers and Employees.

Section 19.4. After the effective date of this charter all appointive officers and all employees of the Village shall continue in that city office or employment which corresponds to the Village office or employment which they held prior to the effective date of the charter as though they had been appointed or employed in the manner provided in this charter, and they shall in all respects be subject to the provisions of this charter; except that the terms of office of all members of the Village Board of Review shall terminate on December 15, 1949, and except that any officer or employee who holds a position which this charter provides be held at the pleasure of the appointing officer or body shall hold such position only at such pleasure regardless of the term for which originally appointed.

First Board of Review.

CHARTER

Section 19.5. Before February 1, 1950, the Council shall appoint a Board of Review of three freeholders who meet the qualifications for such office as provided in this charter, and shall fix their compensation. One such member shall be designated to serve for a term expiring in January, 1951, one for a term expiring in January, 1952, and one for a term expiring in January, 1953.

Interim Financial Provisions.

Section 19.6. The Council shall, at its first meeting on December 15, 1949, by resolution continue as city appropriations the unencumbered balances of the appropriations made by the previous Village Council of Grosse Pointe Farms for the fiscal year ending February 28, 1950, and these appropriations shall then be deemed to be city appropriations and the fiscal year of the Village shall be completed by the city as though no governmental change had been made. On February 28, 1950, the balances of all appropriations not then encumbered shall revert to the general fund.

The period from March 1, 1950, to June 30, 1950, inclusive, shall constitute a special fiscal period to accomplish the transition from the previously existing fiscal period. A budget for such special fiscal period shall be prepared and adopted and administered in accordance with Sections 8.2 to 8.5 inclusive, except that the original estimates shall be submitted to the Budget Officer on or before January 15, 1950, the Budget Officer shall submit a budget document to the Council on or before its first regular meeting in February, and the budget shall be adopted not later than February 28, 1950.

Township Assets and Liabilities.

Section 19.7. As soon as practicable the Council shall take all necessary and proper action to obtain the division between the city and the Township of Grosse Pointe of the assets and liabilities of such township.

Status of Schedule Chapter.

Section 19.8. The purpose of this schedule chapter is to inaugurate the government of the city under this charter and to accomplish the transition from village to city government and it shall constitute a part of this charter only to the extent and for the time required to accomplish this end.

RESOLUTION OF ADOPTION

At a regular meeting of the Charter Commission of the City of Grosse Pointe Farms held on the fourth day of November, 1949, the following resolution was offered by Commissioner Van Zile:

GROSSE POINTE FARMS, MICHIGAN

RESOLVED, that the Charter Commission of the City of Grosse Pointe Farms does hereby adopt the foregoing proposed charter for the City of Grosse Pointe Farms, and the Secretary of this Commission is directed to transmit a copy of this charter to the Governor of the State of Michigan for his approval in accordance with statute, and to cause this proposed charter to be published in the Grosse Pointe News on November 17, 1949.

The resolution was seconded by Commissioner Thomas and adopted by the following vote:

YES: Commissioners: Goodenough, Goodrich, Heenan, Jensen, Miller, Parker, Thomas, Van Zile and Virheat.

NO: None.

ABSENT: None.

The Chairman declared the foregoing resolution carried unanimously and requested the members of the Charter Commission to authenticate said resolution and also the copy of the charter to be presented to the Governor. The members thereupon authenticated said resolution and the copy of the charter to be presented to the Governor by subscribing their names as follows:

DANIEL GOODENOUGH

EDWARD GOODRICH

EARL HEENAN

WALLACE JENSEN

JOHN J. MILLER

JOSEPH R. PARKER

BYRON R. THOMAS

PHILIP T. VANZILE

RENVILLE WHEAT

The meeting then adjourned subject to the call of the Chairman.

STATE OF MICHIGAN,
COUNTY OF WAYNE ss.

CHARTER

Joseph R. Parker, Secretary of the Charter Commission of the City of Grosse Pointe Farms, being duly sworn, says that at an election duly called and held in the Village of Grosse Pointe Farms on the 14th day of March, 1949, the following named persons were duly elected as the Charter Commission to frame a charter for the city, namely: Daniel Goodenough, Edward Goodrich, Earl Heenan, Wallace Jensen, John J. Miller, Joseph R. Parker, Byron R. Thomas, Philip T. Van Zile and Renville Wheat, and that the annexed and foregoing charter was duly adopted by said Charter Commission by the foregoing resolution which is a true and correct copy thereof, and that the said Charter Commission directed that said charter be presented to the electors of the City of Grosse Pointe Farms in accordance with the requirements of this charter and the laws of the State of Michigan. Further deponent says not.

JOSEPH R. PARKER
Secretary of the Charter Commission of the
City of Grosse Pointe Farms

Dated November 4, 1949

Subscribed and sworn to before me this 4th day of November, 1949.

HARRY A. FURTON
Notary Public, Wayne County, Michigan.
My Commission expires September 2, 1952

I do hereby approve the above and foregoing charter of the City of Grosse Pointe Farms.

APPROVED: G. MENNEN WILLIAMS
Governor of the State of Michigan.

Dated: November 7, 1949

OFFICIAL PUBLICATION.

JOSEPH R. PARKER
Secretary of the Charter Commission.

Published Grosse Pointe News November 17, 1949.

TABLE OF AMENDMENTS

This table contains the amendments adopted by the electors subsequent to the adoption of the Charter on December 12, 1949.

Date of Amendment	Section of Charter
8- 7-56	4.3
4- 1-57	3.10
11- 4-75	9.16
11- 8-77	15.3, 15.14
11-2003	3.5, 4.4, 4.5, 5.4

CHARTER INDEX

A

	Section
Abatement of nuisances and hazards, assessments for	11.9
Absences, excessive, councilmen	5.2
Account for special assessments	11.8
Accounting, maintenance of, system of	4.7
Accounts, utility	12.6
Action, form of official	7.2
Adjournment of council meetings	6.5
Administrative officers	4.6
Appointment of	4.6
Discharge of	4.6
Administrative service	4.6
Adoption of budget	8.4
Adoption of charter, election	19.1(1)
Adoption, resolution of, following	19.8
Airports, regulation	2.20
Amendment of charter	18.12
Amendment of ordinances	7.3
Amusements, regulation	2.2(k)
Annexation of territory	1.1
Annual report	8.7
Annual report of utilities	12.6
Appointed officers, continuation of	19.4
Appointment of administrative officers	4.6
Appointment of supervisors	14.2
Assessment roll	
Duty of assessor	4.9
Endorsement of	9.10
Preparation of	9.5
Assessment, collection of	4.8
Assessments, contested	11.6
Assessments, special – see Special Assessments	
Assessor, functions and duties	4.9
Assets of township	19.7
Attorney, compensation	4.11
Attorney, functions and duties	4.10
Audit, independent	8.7

GROSSE POINTE FARMS, MICHIGAN

	Section
B	
Ballots, form of	3.15
Billboards, regulation	2.2(n)
Board of canvassers, duties	3.16
Board of health, powers and composition	6.8
Board of review	
Appointment of	19.5
Duties and functions	9.9
Meetings	9.7
Membership	9.6
Notice of meetings	9.8
Boards, filling vacancies in appointive	18.5
Bond issues, qualification of electors to vote	10.2
Bond, requirement of	5.6
Bonds	
Approval of electors	10.2
Mortgage	10.1
Preparation of	10.4
Record of	10.4
Refunding	10.1
Revenue	10.1
Special assessment	10.1
Types of issues authorized	10.1
Unissued	10.5
Borrowing, grant of authority	10.1
Borrowing power, in general	10.1 et seq.
Borrowing power, limits	10.3
Boundaries	1.1
Budget, adoption of	8.4
Budget control	8.5
Budget hearings	8.3
Budget officer, duties and functions	8.2
Budget officers, designation	8.2
Budget procedures	8.2
Budget, reporting to council on	8.5
C	
Canvass of votes	3.16
Cases, transfer of in justice court	15.9
Certification of tax levy, duty of clerk	9.11

CHARTER INDEX

	Section
Charges, service, recording of	12.6
Charter amendment	18.12
Charter, effective date of	19.3
Chapters, not part of charter	18.9
Charter provisions, severability	18.13
Charter violations, penalties	18.11
City manager, provision for	4.6
City seal, custodian of	4.7(b)
Claims against city, procedure required	18.1
Claims, provision for	18.1
Clerk, functions and duties	4.7
Codes by reference, enactment of	7.7
Codification of ordinances	7.9
Collection of fines, licenses, fees, taxes, assessments	4.8
Collection of municipal utilities charges	12.4
Combination of administrative officers	4.6
Commissions, filling vacancies in appointive	18.5
Compensation, attorney	4.11
Compensation, limits	5.10
Compensation, no change of	5.5
Compensation of councilmen	4.3
Compensation of employees and officers	5.10
Compensation of mayor	4.3
Compensation of supervisors	14.4
Compulsory attendance, council meetings	6.6
Condemnation	2.2(a)
Conditions of public utility franchises	13.3
Conduct of council meeting	6.6
Constables, appointment of	15.13
Constables, powers of	15.13
Contestment of special assessments	11.6
Continuation of village rights	18.3
Contracts	
Amendment	13.6
Compensation for	13.6
Continued effect	13.1
Determination of legality	13.6
In general	13.1 et seq.
Intergovernmental	2.3
Limitations	13.6
Procedures	13.6
Control of budget	8.5

GROSSE POINTE FARMS, MICHIGAN

	Section
Council, defined	4.1
Council meetings	
Adjournment	6.5
Compulsory attendance	6.6
Conduct of	6.6
Open to public	6.4
Regular	6.1
Special	6.2
Special, business of	6.3
Council, powers and duties, in general	6.1 et seq.
Council, procedure, in general	6.1 et seq.
Council procedure on initiatory and referendary petitions	7.12
Council proceedings, publication of	6.7
Councilmen	
Compensation of	4.3
Excessive absence	5.2
Number	4.1
Qualification for office	4.2
County taxes, city's responsibility	9.19
County treasurer, delinquent tax roll to	9.18
Custody of city moneys	4.8
cy pres doctrine	18.4

D

Damages, procedure for securing	18.1
Damages, provisions for	18.1
Delinquent tax roll	9.18
Delivery of office	5.8
Departments, establishment of	4.6
Depository, designation of	8.6
Detachment of territory	1.1
Discharge of administrative officers	4.6
Discharge of city employees	4.6
Disposal of property	12.5
Disposal of utility plants	12.5
Docket, keeping of	15.11
Docking facilities, acquisition and operation	2.2(h)
Due date, taxes	9.15
Duties of supervisors	14.3

CHARTER INDEX

	Section
E	
Effective date of charter	19.3
Effective date, ordinances	7.3
Election commission	
Appointment	3.14
Duties	3.14
Membership	3.14
Elections	
Adoption of charter	19.1(1)
Board of canvassers	3.16
Date of	3.4
Elective officers	3.5
In general	3.1 et seq.
Of first officers of city	19.2
Procedure	3.2
Primary	3.6
Recall	3.18
Recount	3.17
Electors, qualification for voting on bond issues	10.2
Electors, qualification of	3.1
Eligibility for office	5.1
Emergency loans	10.1
Emergency loans, limit of	10.3
Employees, compensation	5.10
Employees of city	4.6
Enactment of ordinances	7.3
Endorsement of assessment roll	9.10
Estoppel	18.2
Exemptions from taxation	9.3
Extended jurisdiction, justice court	15.6

F

Failure to pay taxes, procedure	9.7
Fees, payment by justice of the peace	15.10
Fees, tax collections	9.16
Filling stations, regulation	2.2(i)
Finance, in general	8.1 et seq.
Financial interest, prohibitions	5.9
Financial interest, responsibility of officers	5.9(d)
Financial provisions, interim	19.6

GROSSE POINTE FARMS, MICHIGAN

	Section
Fines, collection of	4.8
Fines, payment by justice of the peace	15.10
Fiscal year	8.1
Forfeitures, payment by justice of the peace	15.10
Franchises	
Continued effect	13.1
In general	13.1 et seq.
Ordinances	13.2
Utilities, condition of	13.3
Utilities, granting of	13.2
Utilities, voting on	13.2

G

Gasoline stations, regulation	2.2(i)
-------------------------------------	--------

H

Hazards, abatement	2.2(r)
Health, board of, powers and composition	6.8
Health, council responsibility for	6.8
Hearings on budget	8.3
Holidays, action on	18.8
House trailers, regulation	2.2(p)

I

Indebtedness, approval of electors	10.2
Indebtedness, types authorized	10.2
Initial retirement commission	16.4
Initiative	7.10
Initiatory petitions	7.11
Council procedure on	7.12
Miscellaneous	7.14
Submission to electors	7.13
Inspection of records by public	18.6
Interim financial provisions	19.6
Interpretation of words	18.10
Investigation, power of council	6.9

CHARTER INDEX

	Section
J	
Journal of counsel proceedings	6.7
Jurisdiction in charter of justice of the peace	15.5
Jurisdiction in ordinance cases of justices of the peace	15.5
Jurisdiction of justice of the peace	15.4
Jurisdiction of justice of the peace extended	15.6
Justice court	
Conduct of	15.8
Establishment of	15.1
Fees	15.10
Fines	15.10
In general	15.1 et seq.
Place of	15.8
Procedure in	15.7
Prosecution of state penal cases	15.10
Transfer of cases	15.9
Justice of the peace	
Election	3.5
Jurisdiction	15.4
Jurisdiction in charter	15.5
Jurisdiction in ordinance	15.5
Powers	15.4
Qualification of	15.2
Vacancy in the office of	5.4
L	
Leases	
Continued effect	13.1
In general	13.1 et seq.
Procedure	13.7
Voting on	13.7
Legal counsel, retention of special	4.10(f)
Legislation, in general	7.1 et seq.
Liabilities of township	19.7
Liability of city	18.1
Licenses, fees, collection of	4.8
Licensing power	2.2(h)(m)(n)
Lien, special assessments	11.7
Lien, tax	9.14
Limit of taxation	9.1

GROSSE POINTE FARMS, MICHIGAN

	Section
Limits of borrowing power	10.3
Loans, emergency	10.1

M

Mayor	
Compensation of	4.3
Duties of	4.5
Election of	4.4
Mayor pro tem, duties of	4.5(e)
Mayor pro tem, election of	4.4
Meetings, council, regular	6.1
Meetings of board of review	9.7
Meetings of council, special	6.2
Misconduct, notice of hearing for	5.2
Mortgage bonds	10.1
Municipal judge	
Clerks for	15.14
Compensation of	15.3

N

Name of city	1.1
Nomination, method of	3.10
Non-partisan elections	3.2
Notes, tax anticipation	10.1
Notice of elections	3.8
Notices, mailing of	18.7
Notification of taxes due	9.15
Nuisances, abatement	2.2(r)
Number of supervisors	14.1

O

Oath of office, requirement of	5.6
Oaths of office, administration	4.7(f)
Objections to vacating public laces, method of	7.6
Occupations, regulation	2.2(k)
Officers, appointed, continuation of	19.4
Officers, compensation	5.10
Officers of city, first election of	19.2
Oil stations, regulation	2.2(i)

CHARTER INDEX

	Section
Order of business, council	6.7
Ordinance book, requirements for	7.5
Ordinances	
Amendment	7.3
Codification	7.9
Effective date of	7.3
Enactment	7.3
Prior force of	7.1
Provision for emergency	7.3
Publication of	7.3, 7.5
Recording of	7.5
Repeal of	7.3
Requirements of	7.2
Review by attorney	4.10(c)
Revision by	7.3
Severability	7.8
Style of	7.2
Suspension of	7.14
Vote requirements for certain of	7.3
Ordinance violation, penalties	7.4
Organization of government, in general	4.1 et seq.

P

Parking facilities, acquisition and operation	2.2(g)
Penalties for charter violations	18.11
Penalties for violating ordinances	7.4
Penalties, payment by justice of the peace	15.10
Petitions	
Confirmation of validity	3.12
Initiatory	7.11
Initiatory, council procedure on	7.12
Initiatory, provisions	7.14
Initiatory, submission to electors	7.13
Nominating	3.10
Nominating, approval of	3.12
Nominating, form of	3.11
Public inspection	3.13
Referendary	7.11
Referendary, council procedure on	7.12
Referendary, provisions	7.14
Referendary, submission to electors	7.12

GROSSE POINTE FARMS, MICHIGAN

	Section
Powers, exercise of	2.4
Powers, general statement of	2.1
Powers of justice of the peace	15.4
Powers, municipal	2.1, 2.2
Power to tax	9.1
Precincts	3.3
Primary elections	3.6
Procedures of council, in general	6.1 et seq.
Proceedings of council, journal of	6.7
Property, disposal of	12.5
Property, purchase of	8.8
Property, sale of	8.8
Prosecution of state penal cases	15.10
Public places, use of by utilities	13.5
Publication, defined	18.7
Publication of council proceedings	6.7
Publication of ordinances	7.3
Publication of ordinances, time of	7.5
Publication, requirements of	18.7
Purchase of property	8.8
Purchasing agent, responsibilities of	8.8

Q

Quorum of council	6.5
-------------------------	-----

R

Rates of municipal utilities	12.3
Rates, regulation of	13.4
Recall	3.18
Recording of ordinances	7.5
Records, public	18.6
Recount	3.17
Referendary petition, provisions	7.14
Referendary petitions	7.11
Referendary petitions, council procedure on	7.12
Referendary petitions, submission to electors	7.13
Referendum	7.10
Refunding bonds	10.1
Refusal to pay taxes, procedure	9.17
Regulation of utility rates	13.4

CHARTER INDEX

	Section
Removal for misconduct	5.2(d)
Repeal of ordinances	7.3
Report, annual	8.7
Resignation, procedure for	5.3
Resolution of adoption following	19.8
Resolution, prior force of	7.1
Resolutions, requirements of	7.2
Retirement system (Secs. 16.1 and 17.1 et seq., pertaining to retirement system, not printed; copy available in office of city clerk.)	
Revenue bonds	10.1
Rules of council	6.7

S

Safety, council responsibility for	6.8
Sale of property	8.8
Schedule chapter, purpose of	19.8
Schedule chapter, status of	19.8
Schedule of adoption, in general	19.1 et seq.
School taxes, city's responsibility	9.19
Section headings, not part of charter	18.9
Seizure, property taxes	9.17
Service charges, recording of	12.6
Severability of charter provisions	18.13
Severability of ordinances	7.8
Sidewalks, assessments for	11.9
Sidewalks, requiring, maintenance and construction	2.2(q)
Special assessment accounts	11.8
Special assessment bonds	10.1
Special assessment bonds, limits of issue	10.3
Special assessments	2.2(b)
Collection of	11.7
Contesting provisions	11.6
Disposition of excessive	11.4
Failing to receive notice	11.10
For abatement of nuisances and hazards	11.9
For sidewalks	11.9
General power, relative to	11.1
In general	11.1 et seq.
Installments	11.3
Invalid, correction of	11.5

GROSSE POINTE FARMS, MICHIGAN

	Section
Procedural prescription	11.2
Restrictions	11.2
Specific powers	11.3
Special elections	3.7
Special meetings, business	6.3
Standing committees, composition	6.7
State penal cases, prosecution of in justice court	15.10
State taxes, city’s responsibility	9.19
Streams and water courses, use, control and regulation	2.2(f)
Streets, alleys, etc. – use, control of, regular	2.2(c)-(d)
Streets and alleys, plans of	2.2(e)
Style of ordinances	7.2
Sundays, actions on	18.8
Supervisors	
Appointment of	1.42
Compensation of	14.4
Duties of	14.3
In general	14.1 et seq.
Number of	14.1
Surety bonds, form of	5.7
Surety bonds, premium payments	5.7
Surety bonds, requirements for	5.7

T

Tax, anticipation notes	10.1
Tax collection, fees	9.16
Tax day	9.4
Tax lien	9.14
Tax limit	9.1
Tax, power to	9.1
Tax roll, certificate for collection	9.13
Tax roll, city	9.12
Tax roll ,delinquent	9.18
Taxation, exemptions	9.3
Taxation, in general	9.1 et seq.
Taxation, subjects of	9.2
Taxes, collection of	4.8
Taxes, county, city’s responsibility	9.19
Taxes due, notification	9.15
Taxes, state, city’s responsibility	9.19
Term of office, no extension of	5.5

CHARTER INDEX

	Section
Terms, elective officers	3.5
Title of ordinance, amendment by	7.3
Title of ordinance, revision by	7.3
Township, assets and liabilities	19.7
Trades, regulation	2.2(k)
Traffic violations bureau	15.12
Traffic violations, handling of	15.12
Trailers, house, regulations	2.2(p)
Treasurer, functions and duties	4.8
Trusts, provision for	18.4

U

Unissued bonds	10.5
Utilities, annual report	12.6
Utilities, management of municipal	12.2
Utilities, municipal, collection of charges	12.4
Utilities, municipal, rates	12.3
Utilities, municipally owned, in general	12.1 et seq.
Utilities, power to acquire municipal	12.1
Utilities, regulation of, in general	13.1 et seq.
Utilities, use of public places by	13.5
Utility accounts	12.6
Utility franchise ordinance	13.2
Utility franchises, condition of	13.3
Utility franchises, granting of	13.2
Utility franchises, voting on	13.2
Utility plants, disposal of	12.5
Utility rates, regulation of	13.4

V

Vacancies	
Determination of	5.2
Filling elective office	5.4
Method of filling	5.4
Special elections, effect of	5.4
Vacating of public places	7.6
Village rights, continued	18.3
Violation of charter, penalties	18.11
Violation of ordinances, penalties	7.4
Violations bureau	15.12

GROSSE POINTE FARMS, MICHIGAN

Vote required for certain ordinances	Section 7.3
Voting at meetings, councilmanic disqualification	6.7(c)
Voting hours	3.9

W

Wards	3.3
Words, interpretation of	18.10

Z

Zoning, power	2.2(j)
---------------------	--------