

# HOUSE BILL No. 4118

February 7, 1991, Introduced by Reps. Willis Bullard and Strand  
and referred to the Committee on Towns and Counties.

A bill to amend section 7 of Act No. 359 of the Public Acts  
of 1947, entitled

"An act to authorize the incorporation of charter townships; to  
provide a municipal charter therefor; and to prescribe the powers  
and functions thereof,"

being section 42.7 of the Michigan Compiled Laws.

## THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Section 7 of Act No. 359 of the Public Acts of  
2 1947, being section 42.7 of the Michigan Compiled Laws, is  
3 amended to read as follows:

4 Sec. 7. (1) ~~(a)~~ The township board shall provide by reso-  
5 lution for the time, date, and place of the board's regular meet-  
6 ings, and shall hold at least 1 regular meeting each month. If a  
7 time set for the holding of a regular meeting of the township  
8 board is a holiday, then the regular meeting shall be held at the

1 same time and place on the next ~~secular~~ day ~~which~~ THAT is not  
2 a SATURDAY, SUNDAY, OR holiday.

3       (2) ~~(b)~~ A special meeting of the township board shall be  
4 called by the township clerk PURSUANT TO SUBSECTION (3) on the  
5 written request of the supervisor or of 2 members of the township  
6 board ~~as provided in subdivision (c)~~ and ~~—~~ on at least 24  
7 hours' written notice to each member of the township board. ~~—~~  
8 ~~designating~~ THE NOTICE SHALL DESIGNATE the time, place, and pur-  
9 pose of the meeting and SHALL BE served personally or left at the  
10 member's usual place of residence by the township clerk or some-  
11 one designated by the township clerk.

12       (3) ~~(c)~~ The business ~~which~~ THAT the board may perform  
13 shall be conducted at a public meeting of the board held in com-  
14 pliance with THE OPEN MEETINGS ACT, Act No. 267 of the Public  
15 Acts of 1976, being sections 15.261 to 15.275 of the Michigan  
16 Compiled Laws. Public notice of the time, date, and place of the  
17 meeting shall be given in the manner required by Act No. 267 of  
18 the Public Acts of 1976.

19       (4) ~~(d)~~ Business shall not be transacted at a special  
20 meeting of the township board unless the business has been stated  
21 in the notice of the meeting. However, if all the members of the  
22 board are present at a special meeting, then business ~~which~~  
23 THAT might lawfully come before a regular meeting of the board  
24 may be transacted at the special meeting.

25       (5) ~~(e)~~ Four members of the township board ~~shall be~~ ARE  
26 a quorum for the transaction of business at a meeting, but, in

1 the absence of a quorum, 2 members may adjourn a regular or  
2 special meeting to a later date.

3       (6) ~~(f)~~ The township board shall determine its own rules  
4 and order of business and shall keep a journal of its proceedings  
5 in the English language. ~~which~~ THE JOURNAL shall be signed by  
6 the supervisor and the township clerk. The vote upon the passage  
7 of an ordinance, and upon the adoption of a resolution and ordi-  
8 nance shall be taken by yes and no votes and shall be entered  
9 upon the record, except that ~~where~~ IF the vote is unanimous, it  
10 shall only be necessary to record ~~the vote. Each~~ THAT FACT.  
11 EXCEPT AS OTHERWISE PROVIDED IN THIS SUBSECTION, A member of the  
12 township board who ~~shall be~~ IS recorded as present shall vote  
13 on all questions decided by the board unless excused by the unan-  
14 imous consent of the other members present. IF, AT A MEETING OF  
15 THE TOWNSHIP BOARD, A MEMBER OF THE TOWNSHIP BOARD STATES THAT HE  
16 OR SHE DESIRES TO BE APPOINTED BY THE TOWNSHIP BOARD TO FILL A  
17 VACANCY IN A TOWNSHIP OFFICE, THAT MEMBER MAY ABSTAIN FROM VOTING  
18 ON THE APPOINTMENT TO FILL THE VACANCY.

19       (7) A writing prepared, owned, used, in the possession of,  
20 or retained by the board in the performance of an official func-  
21 tion shall be made available to the public in compliance with THE  
22 FREEDOM OF INFORMATION ACT, Act No. 442 of the Public Acts of  
23 1976, being sections 15.231 to 15.246 of the Michigan Compiled  
24 Laws.

25       (8) ~~(g)~~ The township board, by vote of not less than 2  
26 members, may compel the attendance of board members and other  
27 officers of the township at a regular or special meeting and

1 enforce orderly conduct in the meeting. A member of the board or  
2 any other officer of the township who refuses to attend a meeting  
3 or conduct himself OR HERSELF in an orderly manner ~~shall be~~ IS  
4 guilty of misconduct in office. The township marshal shall serve  
5 as the sergeant-at-arms of the township board in the enforcement  
6 of this section.