

SENATE BILL No. 786

March 5, 1992, Introduced by Senators MC MANUS, KOIVISTO, PRIDNIA, DE GROW, FAUST and O'BRIEN and referred to the Committee on Transportation and Tourism.

A bill to amend section 3 of Act No. 99 of the Public Acts of 1954, entitled

"An act authorizing the international bridge authority of Michigan, created by Act No. 237 of the Public Acts of 1935, as amended, being sections 254.201 to 254.216, inclusive, of the Compiled Laws of 1948, to construct, maintain, repair and operate a bridge or tunnel project from the Upper Peninsula of Michigan to the province of Ontario, Canada, and providing for the acquisition and operation of the existing ferry system and buses in connection with such project; defining the powers and duties of the authority; granting to the authority power to acquire necessary real and personal property and to exercise the power of condemnation; providing for financing such project by the issuance of revenue bonds of the authority, payable solely from tolls and other revenues; providing that no debt of the state shall be incurred in the exercise of any such powers; providing for the collection of tolls and other revenues to pay such bonds and the interest thereon and the cost of maintenance, repair and operation of such project; exempting from taxes and assessments such project and such bonds and the income therefrom; authorizing the issuance of revenue refunding bonds; prescribing the rights and remedies of the holders of bonds issued under the provisions of this act; making an appropriation; and repealing certain acts and parts of acts,"

being section 254.223 of the Michigan Compiled Laws.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Section 3 of Act No. 99 of the Public Acts of
2 1954, being section 254.223 of the Michigan Compiled Laws, is
3 amended to read as follows:

4 Sec. 3. The authority is hereby authorized and empowered
5 TO DO THE FOLLOWING:

6 (a) To adopt by-laws for the regulation of its affairs and
7 the conduct of its business. —

8 (b) To adopt an official seal and alter the same at
9 pleasure. —

10 (c) To maintain an office at such place or places within the
11 state as it may designate. —

12 (d) To sue and be sued in its own name, plead and be
13 impleaded. —

14 (e) To elect 1 of the appointed members as ~~vice-chairman~~
15 VICE-CHAIRPERSON, a secretary-treasurer who need not be a member
16 of the authority, and such other officers as it shall determine
17 necessary, all of whom shall serve at the pleasure of the
18 authority. —

19 (f) To determine the location of the project, to determine,
20 in its discretion and without reference to any other provisions
21 of this act or any other law, the design standards and the mate-
22 rials of construction, and to construct, maintain, repair, and
23 operate the ~~same~~ PROJECT.

24 (g) To issue revenue bonds of the authority for any of its
25 corporate purposes, payable solely from the tolls and revenues

1 pledged for their payment, and to refund its bonds, all as
2 provided in this act. —

3 (h) To fix and revise from time to time and charge and col-
4 lect tolls and other charges for the use of the project. —

5 (i) To establish rules and regulations for the use of the
6 project. —

7 (j) To acquire, hold, and dispose of real and personal prop-
8 erty in the exercise of its powers and the performance of its
9 duties under this act. —

10 (k) To acquire the existing ferry system, or any portion
11 thereof, operating between Sault Ste. Marie, Michigan, and Sault
12 Ste. Marie, in the province of Ontario, Canada, and to maintain,
13 repair, and operate ~~such~~ THIS ferry system or portion thereof
14 until the project ~~shall be~~ IS opened for traffic. —

15 (l) To acquire, maintain, repair, and operate buses between
16 Sault Ste. Marie, Michigan, and Sault Ste. Marie in the prov-
17 ince of Ontario, Canada. —

18 (m) To make and enter into all contracts and agreements nec-
19 essary or incidental to the performance of its duties and the
20 execution of its powers under this act. —

21 (n) To employ consulting engineers, attorneys, accountants,
22 construction and financial experts, superintendents, managers,
23 and such other employees and agents as may be necessary in its
24 judgment and to fix their compensation. —

25 (o) To receive and accept from any federal agency grants for
26 or in aid of the construction of the project, and to receive and
27 accept aid or contributions from any source of ~~either~~ money,

1 property, labor, or other things of value, to be held, used, and
2 applied only for the purposes for which such grants and contribu-
3 tions may be made. ~~—, and—~~

4 (P) TO ENTER INTO CONTRACTS AND LEASES TO PROVIDE FOR THE
5 DEVELOPMENT AND USE OF ANY REAL PROPERTY OWNED BY THE AUTHORITY,
6 FOR CUSTOMS BROKERING OR FOR THE SALE OF ARTICLES WHICH ARE FOR
7 EXPORT AND CONSUMPTION OUTSIDE THE UNITED STATES, TO THE EXTENT
8 THAT SUCH USE IS NOT RESTRICTED BY FEDERAL LAW. THE REVENUE FROM
9 THESE CONTRACTS OR LEASES SHALL BE DEPOSITED IN THE FUND CREATED
10 BY SECTION 7.

11 (Q) ~~—(p)—~~ To do all acts and things necessary or convenient
12 to carry out the powers expressly granted in this act.