

SUBSTITUTE FOR
HOUSE BILL NO. 5706

A bill to amend 1929 PA 199, entitled

"An act to authorize and empower villages and townships of this state having a population not exceeding 10,000 inhabitants, to levy a tax for the maintenance or the purchase of lands and maintenance of property for a community center for the benefit of the public, provided the question of such purchase or maintenance, or both purchase and maintenance, as the case may be, is submitted to the duly qualified voters of such villages or townships and is adopted by a majority vote of those participating in said election; and to prescribe penalties and provide remedies,"

by amending sections 3 and 5 (MCL 123.43 and 123.45).

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 3. (1) ~~After any~~ IF A village or township ~~shall~~
2 ~~have voted~~ VOTES to establish a community center, the governing
3 body of ~~such~~ THE village or township shall appoint 6 directors
4 ~~which~~ FOR BOARDS ESTABLISHED BEFORE THE EFFECTIVE DATE OF THE
5 AMENDATORY ACT THAT ADDED SUBSECTION (2) AND 7 DIRECTORS FOR
6 BOARDS ESTABLISHED ON OR AFTER THE EFFECTIVE DATE OF THE
7 AMENDATORY ACT THAT ADDED SUBSECTION (2) WHO shall hold office

1 until their successors are elected and qualified. ~~and at~~ FOR
2 BOARDS ESTABLISHED BEFORE THE EFFECTIVE DATE OF THE AMENDATORY
3 ACT THAT ADDED SUBSECTION (2), THE GOVERNING BODY OF THE VILLAGE
4 OR TOWNSHIP SHALL APPOINT 1 ADDITIONAL DIRECTOR WHO SHALL HOLD
5 OFFICE UNTIL HIS OR HER SUCCESSOR IS ELECTED AND QUALIFIED. AT
6 the next regular election there shall be elected a community
7 board of ~~6~~ 7 directors, 2 for 1 year, 2 for 2 years, and ~~2~~ 3
8 for 3 years, ~~and~~ and THEN annually ~~thereafter~~ there shall be
9 elected ~~2~~ THE NUMBER OF directors WHOSE TERMS HAVE EXPIRED, who
10 shall hold ~~their~~ office for 3 years or until their successors
11 are elected and qualified. ALTERNATIVELY, THE GOVERNING BODY OF
12 A VILLAGE OR TOWNSHIP MAY BY RESOLUTION PROVIDE THAT AT THE NEXT
13 REGULAR ELECTION, AND THEN EVERY 2 YEARS, THERE SHALL BE ELECTED
14 A COMMUNITY BOARD OF 7 DIRECTORS, WHO SHALL HOLD OFFICE FOR 2
15 YEARS OR UNTIL THEIR SUCCESSORS ARE ELECTED AND QUALIFIED.

16 (2) IF A VILLAGE OR TOWNSHIP INITIALLY ELECTED DIRECTORS FOR
17 3-YEAR TERMS AS DESCRIBED IN SUBSECTION (1), ITS GOVERNING BODY
18 MAY SUBSEQUENTLY ADOPT A RESOLUTION PROVIDING FOR THE ELECTION
19 EVERY 2 YEARS OF DIRECTORS FOR 2-YEAR TERMS. THE RESOLUTION
20 SHALL PROVIDE FOR THE TRANSITION OF THE ELECTIVE TERMS FROM 3 TO
21 2 YEARS AS FOLLOWS:

22 (A) THE OFFICES OF THOSE DIRECTORS WHOSE TERMS FIRST EXPIRE
23 AFTER THE ADOPTION OF THE RESOLUTION SHALL BE FILLED AT THE NEXT
24 SCHEDULED LOCAL, STATE, OR FEDERAL ELECTION BY THE ELECTION OF
25 THAT NUMBER OF DIRECTORS WHO SHALL HOLD OFFICE FOR 2 YEARS, AND
26 THEN EVERY 2 YEARS FOR 2 YEARS OR UNTIL THEIR SUCCESSORS ARE
27 ELECTED AND QUALIFIED.

1 (B) THE OFFICES OF THOSE DIRECTORS WHOSE TERMS NEXT EXPIRE
2 AFTER THE ADOPTION OF THE RESOLUTION SHALL BE FILLED IN THE YEAR
3 FOLLOWING THE ELECTION IN SUBDIVISION (A) BY THE ELECTION OF THAT
4 NUMBER OF DIRECTORS WHO SHALL HOLD OFFICE FOR 1 YEAR, AND THEN
5 EVERY 2 YEARS FOR 2 YEARS OR UNTIL THEIR SUCCESSORS ARE ELECTED
6 AND QUALIFIED.

7 (C) THE OFFICES OF THOSE DIRECTORS WHOSE TERMS LAST EXPIRE
8 AFTER THE ADOPTION OF THE RESOLUTION SHALL BE FILLED AS DESCRIBED
9 IN SUBDIVISION (A).

10 (3) The ~~said~~ directors shall ~~receive no~~ SERVE WITHOUT
11 compensation. ~~as such. Vacancies~~ A VACANCY in the board of
12 directors occasioned by ~~removals~~ A REMOVAL, ~~resignations~~ A
13 RESIGNATION, or otherwise ~~,~~ shall be reported to the governing
14 body of the village or township, ~~who~~ WHICH shall proceed to
15 appoint a director to fill ~~said~~ THE vacancy.

16 Sec. 5. Every community center established under this act
17 shall be ~~free to the use of the inhabitants where located,~~
18 ~~always~~ subject to such reasonable rules and regulations as the
19 community board may adopt. ~~;~~ ~~and said~~ THE board may exclude
20 from the use of ~~said~~ THE community building and grounds any
21 ~~and all persons who shall wilfully~~ INDIVIDUALS WHO WILLFULLY
22 violate ~~such~~ THESE rules.