

REPRINT

SUBSTITUTE FOR

SENATE BILL NO. 1075

(As passed the Senate February 28, 2002)

A bill to amend 1923 PA 150, entitled

"An act to authorize and empower counties, cities, villages and townships or any combination of them, to singly or jointly acquire by gift, devise or public condemnation a site or sites and/or construct, erect, lease, sub-lease and maintain public buildings for the purpose of housing within the same building or buildings city, county, village or township offices, and/or for any other public uses and purposes, which may include a memorial hall for war veterans of the United States of America and for public assemblage,"

by amending section 5 (MCL 123.925).

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1       Sec. 5. (1) ~~It shall be lawful for a~~ A county, city,  
2   village, or township for itself and any other of ~~said~~ THE units  
3   of government ~~to singly through its proper representatives~~ MAY  
4   acquire, construct, lease, ~~and~~ OR maintain a building or build-  
5   ings ~~for the purpose of housing~~ TO HOUSE any of their offices,  
6   ~~and/or~~ OR facilities for any other public use and purpose of  
7   ~~said~~ THE units of government, ~~and~~ which building may be or

**SB1075, As Passed House, April 25, 2002**

Senate Bill No. 1075

2

1 include a memorial hall for war veterans of the United States of  
2 America and for public assemblage ~~and/or~~ AND to acquire a  
3 site or sites ~~therefor: Provided, however, No~~ FOR THOSE  
4 PURPOSES. HOWEVER, NO county, city, village, or township shall  
5 for ~~such~~ joint purposes and uses acquire a site or sites  
6 ~~and/or~~ OR erect any building or buildings unless ~~and until~~  
7 ~~such~~ THE unit of government ~~shall have~~ HAS entered into a con-  
8 tract or contracts for the rental of a portion of ~~such~~ THE site  
9 or sites ~~and/or~~ AND quarters or space with each of the other  
10 participating units of government in ~~such~~ THE amount or amounts  
11 and for ~~such~~ THE period or periods of time and in ~~such~~ THE  
12 form as will provide revenues from payments to it of a reasonably  
13 proportionate or equitable share of the total cost ~~thereof~~ in  
14 relation to the portion, space, use, and public benefits provided  
15 in ~~such~~ THE contract or contracts for the lessee or lessees.  
16 ~~Such~~ THE contract or contracts shall be executed following  
17 approval ~~and authority therefor~~ by a majority vote of the mem-  
18 bers ~~elect of~~ ELECTED TO AND SERVING IN the legislative body of  
19 each unit of government participating in and a party ~~thereto~~ TO  
20 THE CONTRACT. THE CONTRACT IS NOT SUBJECT TO THE REVISED MUNICI-  
21 PAL FINANCE ACT, 2001 PA 34, MCL 141.2101 TO 141.2821.

22 (2) The county, city, village, or township ~~which~~ THAT  
23 singly acquires a site or sites ~~and/or~~ OR acquires, constructs,  
24 ~~and/or~~ OR leases a building or buildings for the purposes  
25 authorized in this section may obtain funds for ~~such~~ THOSE pur-  
26 poses by gift ~~and/or~~ OR by means of general obligation bonds  
27 ~~and/or~~ OR by the issuance of self-liquidating revenue bonds to

**SB1075, As Passed House, April 25, 2002**

Senate Bill No. 1075

3

1 be paid from the revenues derived in pursuance of a contract or  
2 contracts as ~~above~~ provided IN SUBSECTION (1) and under the  
3 provisions of ~~Act No. 94 of the Public Acts of 1933, as amended~~  
4 THE REVENUE BOND ACT OF 1933, 1933 PA 94, MCL 141.101 TO  
5 141.140. In the event that the revenues to be derived under  
6 ~~such~~ THE contract or contracts shall be only sufficient to  
7 permit the issuance of revenue bonds for a portion of the cost of  
8 the site or sites ~~and/or~~ OR building or buildings, authority is  
9 hereby granted to issue revenue bonds to the extent to which  
10 ~~such~~ THE revenue shall permit. ~~:- Provided, however, The~~  
11 HOWEVER, THE entire improvement or improvements on which ~~such~~  
12 revenue bonds are issued shall be subject to the provisions of  
13 ~~Act No. 94 of the Public Acts of 1933, as amended: Provided~~  
14 ~~further, That~~ THE REVENUE BOND ACT OF 1933, 1933 PA 94,  
15 MCL 141.101 TO 141.140. HOWEVER, as a prerequisite to the lease  
16 or purchase of any property, the lease, purchase, or construction  
17 of any building or buildings ~~and/or~~ OR the issuance of any rev-  
18 enue or general obligation bonds under the provision of this sec-  
19 tion, the board of ~~supervisors~~ COMMISSIONERS of ~~such~~ THE  
20 county involved shall submit the question to the qualified elec-  
21 tors of ~~such~~ THE county at the next general election or at a  
22 special election to be called by the board of ~~supervisors~~  
23 COMMISSIONERS of ~~such~~ THE county. ~~:- Provided further, That~~  
24 HOWEVER, if the majority vote of the qualified electors in the  
25 largest city of ~~such~~ THE county and a majority vote of the  
26 qualified electors in all the rest of ~~such~~ THE county shall  
27 vote in favor ~~thereof~~ OF THE QUESTION, the provisions of this

**SB1075, As Passed House, April 25, 2002**

Senate Bill No. 1075

4

1 section shall then become operative. ~~:- Provided further, That~~  
2 HOWEVER, no self-liquidating revenue bonds shall be sold unless  
3 prior to the sale an advertisement ~~shall be~~ IS made of the date  
4 of the sale, the number and amount of bonds, ~~and/or~~ AND other  
5 matters covering ~~such~~ THE revenue bonds. ~~:- Provided further,~~  
6 ~~That~~ HOWEVER, sealed bids shall be taken on the day of the sale  
7 of ~~such~~ THE bonds from any and all persons who may bid, and  
8 ~~that such~~ THE bonds shall be sold to the highest bidder at  
9 ~~such~~ THE sale. ~~:- Provided further, That the corporation and~~  
10 ~~securities commission of the state of Michigan shall pass upon~~  
11 ~~and approve the form and general provisions of all such bonds~~  
12 ~~before such bonds shall be sold: And provided further, That the~~  
13 THE proceeds derived from the sale of any and all ~~such~~ THE  
14 bonds shall be used only for the purpose of acquiring a site  
15 ~~and/or~~ OR constructing building or buildings, as authorized in  
16 this act, and shall be used for no other purpose.

17 (3) The provisions of this section shall apply only to coun-  
18 ties ~~now~~ having ~~or which may hereafter have~~ a population of  
19 300,000 or over according to the latest federal census. ~~:-~~  
20 ~~Provided, That in any such county~~ HOWEVER, the provisions of  
21 this section shall not apply IN A COUNTY unless and until the  
22 board of supervisors of ~~such~~ THE county shall adopt a resolu-  
23 tion ~~in favor thereof~~ APPROVED by a 2/3 vote of the  
24 ~~members elect of said board~~ MEMBERS ELECTED TO AND SERVING ON  
25 THE BOARD.

**SB1075, As Passed House, April 25, 2002**

Senate Bill No. 1075

5

1           (4) GENERAL OBLIGATION BONDS ISSUED UNDER THIS ACT ARE  
2   SUBJECT TO THE REVISED MUNICIPAL FINANCE ACT, 2001 PA 34,  
3   MCL 141.2101 TO 141.2821.