

HOUSE BILL No. 5529

December 29, 2005, Introduced by Rep. Jones and referred to the Committee on Local Government and Urban Policy.

A bill to amend 1951 PA 33, entitled

"An act to provide police and fire protection for townships and for certain areas in townships, certain incorporated villages, and certain cities; to authorize contracting for fire and police protection; to authorize the purchase of fire and police equipment, and the maintenance and operation of the equipment; to provide for defraying the cost of the equipment; to authorize the creation of special assessment districts and the levying and collecting of special assessments; to authorize the issuance of special assessment bonds in anticipation of the collection of special assessments and the advancement of the amount necessary to pay such bonds, and to provide for reimbursement for such advances by reassessment if necessary; to authorize the collection of fees for certain emergency services in townships and other municipalities; to authorize the creation of administrative boards and to prescribe their powers and duties; to provide for the appointment of traffic officers and to prescribe their powers and duties; and to repeal acts and parts of acts,"

by amending section 11 (MCL 41.811), as amended by 2004 PA 464.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 11. (1) The governing bodies of 2 or more contiguous
2 townships, villages, or qualified cities may, acting jointly,
3 create a joint police administrative board, fire administrative
4 board, or police and fire administrative board. A joint
5 administrative board shall consist of 2 members from each
6 participating township, village, or qualified city. The members of
7 a joint administrative board shall be appointed by their respective
8 governing bodies for terms of 6 years. ~~However, of~~ **OF** the first
9 members appointed, 1 member from each participating township,
10 village, or qualified city shall be appointed for a term of 4
11 years. A member of a joint administrative board shall not be an
12 employee of a police or fire department of a participating
13 township, village, or qualified city. A member of a joint
14 administrative board may be compensated for each meeting, not to
15 exceed 52 per year, at a rate ~~not to exceed \$30.00 by the joint~~
16 ~~administrative board~~ **ESTABLISHED BY THE PARTICIPATING GOVERNING**
17 **BODIES** for each meeting the member attends and shall be reimbursed
18 for actual and necessary expenses incurred in the performance of
19 board duties. A vacancy on a joint administrative board shall be
20 filled by the original appointing governing body for the remainder
21 of the unexpired term.

22 (2) At its first meeting, a joint administrative board shall,
23 by resolution approved by a majority of its members, select an
24 additional member who shall be a resident of a participating
25 township, village, or qualified city. The members shall annually
26 elect a chairperson and a vice-chairperson from the board
27 membership. A joint administrative board shall hold 4 regular

1 quarterly meetings a year and special meetings as necessary at
2 times as it determines. A joint administrative board shall adopt
3 its own rules of procedure and shall keep a record of its
4 proceedings. A majority of the members constitute a quorum for the
5 transaction of business and the affirmative vote of a majority of
6 all the members is necessary for the adoption of a motion or
7 resolution. The members of a joint administrative board shall be
8 residents of the townships, villages, or qualified cities from
9 which they were appointed. The members of a joint administrative
10 board may be removed by the appointing governing body.

11 (3) A joint administrative board created ~~pursuant to~~ **UNDER**
12 this section shall prepare an annual police department budget or
13 fire department budget, or both, for the police department, fire
14 department, or police and fire departments of each participating
15 township, village, or qualified city. The proposed budgets shall be
16 submitted to and reviewed by the respective governing bodies and
17 may be amended, adopted, or rejected by them. A joint
18 administrative board shall have other powers and duties as
19 considered necessary by the participating governing bodies. A joint
20 administrative board, if authorized to employ and appoint a police
21 chief, fire chief, or other police or fire officers, including
22 detectives, shall only employ and appoint such officers on behalf
23 of an individual township, qualified city, or village and does not
24 constitute a new employer.

25 (4) The business that a joint administrative board may perform
26 shall be conducted at a public meeting of the board held in
27 compliance with the open meetings act, 1976 PA 267, MCL 15.261 to

1 15.275. Public notice of the time, date, and place of the meeting
2 shall be given in the manner required by the open meetings act,
3 1976 PA 267, MCL 15.261 to 15.275.

4 (5) A writing prepared, owned, used, in the possession of, or
5 retained by the board in the performance of an official function
6 shall be made available to the public in compliance with the
7 freedom of information act, 1976 PA 442, MCL 15.231 to 15.246.

8 (6) As used in this section, "governing body" means the body
9 in which the legislative powers of a township, village, or
10 qualified city are vested.