

THE FOURTH CLASS CITY ACT (EXCERPT)
Act 215 of 1895

MAYOR.

87.1 Mayor; duties.

Sec. 1. The mayor shall be the chief executive officer of the city. He shall preside at the meetings of the council and shall from time to time give the council information concerning the affairs of the corporation, and recommend such measures as he may deem expedient. It shall be his duty to exercise supervision over the several departments of the city government, see that the laws relating to the city and the ordinances and regulations of the council are enforced.

History: 1895, Act 215, Eff. Aug. 30, 1895;—CL 1897, 3023;—CL 1915, 2939;—CL 1929, 1863;—CL 1948, 87.1.

87.2 Mayor; conservator of peace; limitation.

Sec. 2. The mayor shall be a conservator of the peace, and may exercise within the city the powers conferred upon sheriffs to suppress disorder; and shall have authority to command the assistance of all able bodied citizens to aid in the enforcement of the ordinances of the council, and to suppress riot and disorderly conduct. Unless otherwise provided in the city charter the mayor is not a law enforcement officer within the meaning of section 18 of Act No. 8 of the Public Acts of the extra session of 1933, as amended, being section 436.18 of the Compiled Laws of 1948.

History: 1895, Act 215, Eff. Aug. 30, 1895;—CL 1897, 3024;—CL 1915, 2940;—CL 1929, 1864;—CL 1948, 87.2;—Am. 1969, Act 237, Imd. Eff. Aug. 11, 1969.

87.3 Mayor; suspension of appointed officers, procedure; records, inspection.

Sec. 3. The mayor may suspend any officer appointed by him at any time for neglect of duty, misconduct or other sufficient cause: Provided, That a written complaint under oath shall be preferred against said officer and filed with the city clerk. Said complaint shall be reasonably certain as to time, place and the offense, or offenses, charge therein, and a copy thereof served personally on such person or left with a person of suitable age at the last known place of residence of such suspended person, within 3 days after such suspension. The said officer shall have the privilege of filing answer to said complaint within 5 days after service of copy of said complaint as above provided. The council shall hear such complaint and defense thereto, if any, at the next regular meeting thereof: Provided, Said regular meeting shall occur within a time not less than 10 and not more than 15 days after the date of the filing of said complaint, otherwise a special meeting shall be called for the purpose of such hearing, and within the time herein limited. Should no complaint be filed within the time herein provided, or be not sustained at the hearing thereof, said officer may resume the duties of his office as if such suspension had never been made.

He shall at all times have authority to examine and inspect the books, records and papers of any agent, employe or officer of the corporation, and shall perform generally all such duties as are or may be prescribed by the ordinances of the city.

History: 1895, Act 215, Eff. Aug. 30, 1895;—CL 1897, 3025;—Am. 1899, Act 136, Imd. Eff. June 21, 1899;—CL 1915, 2941;—CL 1929, 1865;—CL 1948, 87.3.

87.4 Mayor; vacancy in office, president pro tem.

Sec. 4. In the absence or disability of the mayor, or in case of any vacancy in his office, the president pro tempore of the council shall perform the duties of mayor during such absence, disability or vacancy.

History: 1895, Act 215, Eff. Aug. 30, 1895;—CL 1897, 3026;—CL 1915, 2942;—CL 1929, 1866;—CL 1948, 87.4.