



CITY OF PONTIAC
OFFICE OF THE EMERGENCY MANAGER
LOUIS H. SCHIMMEL

47450 Woodward Avenue
Pontiac, Michigan 48342
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Dated: April 16, 2012

ORDER NO. S-179

RE: Approval of Action to Dissolve the Economic Development Corporation of the City of Pontiac

**TO: Sherikia Hawkins, City Clerk
Lee Todd, Chairman, Economic Development Corporation**

The **Local Government and School District Fiscal Accountability Act (Public Act 4 of 2011)** in **Section 17(1)** empowers an Emergency Manager to issue the orders the Manager considers necessary to accomplish the purposes of the Act and any such orders are binding on the local officials or employees to whom they are issued. **Section 19(1)** provides that an Emergency Manager may take on one or more additional actions with respect to a local government in receivership: **(g)** Make, approve or disapprove any appropriation, contract, expenditure...; **(dd)** Exercise solely, for and on behalf of the local government, all other authority and responsibilities of the local government of the chief administrative officer and governing body concerning the adoption, amendment and enforcement of ordinances or resolutions of the local government...; and **19(2)** ...the authority of the chief administrative officer and governing body to exercise power for and on behalf of the local government under law, charter, and ordinance shall be suspended and vested in the Emergency Manager.

Whereas, on April 10, 2012, the Board of the Economic Development Corporation of the City of Pontiac adopted a resolution containing the following paragraph:

“1. The Economic Development Corporation of the City of Pontiac shall be dissolved on June 30, 2012.”

Accordingly, based on the record of the request of the Board of the Economic Development Corporation of the City of Pontiac, the City will approve the action of the Economic Development Corporation of the City of Pontiac to dissolve the Economic Development Corporation effective June 30, 2012, as required and authorized by Act No. 338 of the Public Acts of Michigan of 1974, as amended.

It is hereby ordered:

1. Whereas, the Board of the Economic Development Corporation of the City of Pontiac pursuant to Act No. 338 of the Public Acts of Michigan of 1974, as amended, has adopted the attached resolution, therefore, the Emergency Manager resolves as follows: The Emergency Manager of the City of Pontiac, Michigan, does hereby approved the action taken by the Board of the Economic Development Corporation to dissolve the Economic Development Corporation on June 30, 2012.
2. The City Clerk take all steps necessary to reflect the above Resolution on the City books and records, including publication of the Resolution.

The Order shall have immediate effect.

Copies of the documents referenced in this Order are to be maintained in the offices of the City Clerk and may be reviewed and/or copies may be obtained upon submission of a written request consistent with the requirements of the Michigan Freedom of Information Act and subject to any exemptions contained in that state statute and subject to any exemptions allowed under that statute (**Public Act 442 of 1976, MCL 15.231, et. seq.**).

This Order is necessary in order to carry out the duties and responsibilities required of the Emergency Manager as set forth in the **Local Government and School District Fiscal Accountability Act (Public Act 4 of 2011)** and the contract between the State of Michigan and the Emergency Manager.



Louis H. Schimmel
City of Pontiac
Emergency Manager

cc: State of Michigan Department of Treasury
Mayor Leon B. Jukowski
Pontiac City Council

**THE ECONOMIC DEVELOPMENT CORPORATION
OF THE CITY OF PONTIAC
Oakland County, Michigan**

**RESOLUTION AUTHORIZING THE DISSOLUTION OF THE ECONOMIC
DEVELOPMENT CORPORATION OF THE CITY OF PONTIAC PURSUANT TO
SECTION 33 OF THE ECONOMIC DEVELOPMENT CORPORATION ACT**

At a regular meeting of the Board of Directors of the Economic Development Corporation of the City of Pontiac, held in Pontiac, Michigan on the 10th day of April, 2012 at 3:00 p.m., Eastern Standard Time, pursuant to notice duly given:

PRESENT: Lon Bone, Kenneth Burch, Leon Jukowski, Arthur Mitchell, John Naglick, Clarence Sevillian, Sheryl Stubblefield and Lee Todd

ABSENT: Tim O'Brien

The following preamble and resolution were offered by Member Jukowski and supported by Member Naglick:

WHEREAS, the purposes for which the Economic Development Corporation of the City of Pontiac (the "EDC") was organized have been completed; and,

WHEREAS, Section 33 of the Economic Development Corporations Act, Act No. 338 of the Michigan Public Acts of 1974, as amended (the "Act"), provides that once these purposes have been completed, a two-thirds majority of the Board of Directors may adopt a Resolution dissolving the EDC.

THEREFORE, be it RESOLVED, as follows:

1. The Economic Development Corporation of the City of Pontiac shall be dissolved on June 30, 2012.
2. All resolution and parts of resolution insofar as they conflict with the provisions of this resolution be and they herby are rescinded.

YEAS: Lon Bone, Leon Jukowski, Arthur Mitchell, John Naglick, Clarence Sevillian, Sheryl Stubblefield, Lee Todd

NAYS: Kenneth Burch

ABSENT: Tim O'Brien


ABSTENTIONS: None

RESOLUTION DECLARED ADOPTED.

STATE OF MICHIGAN)
) SS.
CITY OF PONTIAC)

I, John Naglick, the duly qualified and acting Secretary of the Economic Development Corporation of the City of Pontiac, Michigan, do hereby certify that the foregoing is a true and complete copy of a resolution adopted by the Board of Directors of said Corporation at a meeting held on the 10th day of April 2012, the original of which is on file on my office. Public notice of said meeting was given pursuant to and compliance with Act No. 267 of the Michigan Public Acts of 1978, as amended.

Dated: 4/12/12



Corporate Secretary