



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

47450 Woodward Avenue
Pontiac, Michigan 48342
Telephone: (248) 758-3133
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Dated: July 16, 2012

ORDER NO. S-223

RE: Extended Sales Permit

TO: Sherikia Hawkins, City Clerk
Captain Tim Atkins, Oakland County Sheriff
Jeffrey Bowdell, Administrator, Wade Trim

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: **(ee)** Take any other action or exercise any power or authority of any officer, employee, department, board, commission, or other similar entity of the local government, whether elected or appointed, relating to the operation of the local government. The power of the emergency manager shall be superior to and supersede the power of any of the foregoing officers or entities...; 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, Eagle Theater Entertainment, LLC, has requested extended hours for dancing/entertainment along with a request for outdoor service on Saginaw Street on Friday, July 20, 2012; and,

Whereas, the Oakland County Sheriff's Office recommends this request; and,

Whereas, the Department of Building Safety recommends approval.

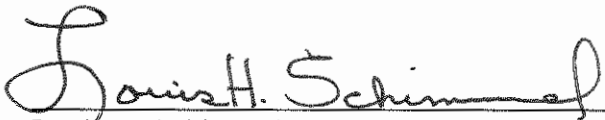
It is hereby ordered:

1. The City Clerk is authorized to sign the temporary extended hours permit application.
2. The Department of Building Safety is authorized to coordinate with the Oakland County Sheriff's Office to insure that all applicable codes, laws, and ordinances will be followed, all required permits and bonds are paid, and all insurance coverage is filed.
3. Should any of the items listed above not meet approval, then the Oakland County Sheriff's Office shall be authorized to close down the event.

The Order shall have immediate effect.

Copies of the documents referenced in this Order are to be maintained in the office 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