



STATE OF MICHIGAN  
DEPARTMENT OF TREASURY  
LANSING

RICK SNYDER  
GOVERNOR

NICK A. KHOURI  
STATE TREASURER

Amendment to City of Pontiac Emergency Manager Order S-331 as amended December 08, 2015:


1. **Recommended Change to EM Order** – The Mayor and City Administrator request that EM Order S-331 be amended to allow the City to provide wireless access cards for the computers to City Council member.
2. **Justification for Recommendation** – The purpose of this amendment is to allow the City to eliminate paper agenda packets. Each City Council member has agreed to a paperless environment if wireless access cards are issued.

State Treasurer Approval:

I, Nick A. Khouri, State Treasurer for the State of Michigan, pursuant to the authority assigned by the Governor of the State of Michigan at the time of appointment of the Receivership Transition Advisory Board, do hereby:

Approve Submitted Recommendation

Deny Submitted Recommendation

  
\_\_\_\_\_  
N. A. Khouri, State Treasurer  
Michigan Department of Treasury

\_\_\_\_\_  
Date 3/21/16



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

47450 Woodward Avenue  
Pontiac, Michigan 48342  
Telephone: (248) 758-3133  
Fax: (248) 758-3292

**Dated: August 16, 2013**  
**Amended Date: December 08, 2015**  
**Amended Date: March 21, 2016**

**ORDER NO. S-331**

**RE: Cellular Phones**  
**TO: Sherikia Hawkins, City Clerk**

The Local Financial Stability and Choice Act, 2012 PA 436, MCL 141.1541 to 141.1575 (“Act 436”) in Section 10(1) states that “[a]n emergency manager shall issue orders to the appropriate local elected and appointed officials and employees, agents, and contractors of the local government the orders the emergency manager considers necessary to accomplish the purposes of [the] act, including, but not limited to, orders for the timely and satisfactory implementation of a financial and operating plan... or to take actions, or refrain from taking actions, to enable the orderly accomplishment of the financial and operating plan.” Any such orders are binding on the local elected and appointed officials and employees, agents, and contractors of the local government to whom they are issued.

Section 12(1) of the Act provides that “[a]n emergency manager may take 1 or more of the following additional actions with respect to a local government that is in receivership, notwithstanding any charter provision to the contrary: (ee) [t]ake 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.”

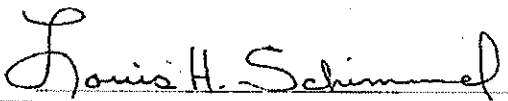
**It is hereby ordered:**

1. The only cellular phones that the City may issue are to election workers to assist the City Clerk on Election Day. The City Clerk shall insure that all phones are returned at the close of the election.
2. For consideration of an employee using a cell phone or other electronic communication device for City business, the City shall pay a fifty dollar (\$50.00) per month stipend under the IRS non-accountable plan to employees who hold the following positions on the first paycheck issued each month beginning December 1, 2015:

- a. Public Works Director
  - b. City Engineer
  - c. City Clerk
  - d. Deputy Mayor
  - e. Building Superintendent
  - f. Right-of-Way Inspector
  - g. DPW Assistant (full-time)
  - h. DPW Assistant (part-time, minimum 1,200 hours per year)
3. The City may provide a cellular phone and service for the Mayor at a cost not to exceed \$60.00 per month. The phone shall be used for City business only. The Mayor shall reimburse the City for any personal calls.
  4. The City may provide all City Council members with a wireless card that will be used in conjunction with a portable computer so that City Council can implement a paperless agenda packet.

**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 FOIA and subject to applicable or available FOIA exemptions. This order is effective as indicated and is necessary to carry out the duties and responsibilities required of the Emergency Manager under Act 436 and the contract between the Local Emergency Financial Assistance Loan Board 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

**Dated: August 16, 2013**  
**Amended Date: December 08, 2015**  
**Amended Date: March 21, 2016**