



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

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Dated: August 6, 2012

ORDER NO. S-232

**RE: Pontiac Housing Commission**

**TO: John Naglick, Acting Finance Director**  
**Sheryl Stubblefield, Acting Treasurer**  
**Carl Johnson, Controller (Plante & Moran)**  
**Cathy Square, Human Resources Director**

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: **(f)** Examine all records and books of account, and require under the procedures of the uniform budgeting and accounting act, 1968 PA 2, MCL 141.421 to 141.440a, or 1919 PA 71, MCL 21.41 to 21.55, or both, the attendance of witnesses and the production of books, papers, contracts, and other documents relevant to an analysis of the financial condition of the unit of local government; **(g)** Make, approve or disapprove any appropriation, contract, expenditure...; **(y)** enter into agreements with other local governments, public bodies, or entities for the provision of services, the joint exercise of power, or the transfer of functions and responsibilities; **(z)** entering into agreements with other units of local government to transfer property of the municipal government...or as otherwise provided by law...; **(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.

The Pontiac Housing Commission was established in accordance with Section 3 of Act 18 of the Public Acts of 1933, Extra Session ("Act 18") being MCLA 125.861, et seq.

The City has provided certain administrative and other services to the Pontiac Housing Commission and the Pontiac Housing Commission has utilized certain City real and personal property to provide administrative services in the City of Pontiac. However, in an effort to streamline the City's governmental activities and provide more efficiency for the Pontiac Housing Commission, both parties desire to separate their respective functions and operations to the extent permitted by law.

In order to fully accomplish the mutual objectives, the City shall cease providing administrative services and the Pontiac Housing Commission shall cease compensating the City for future administrative services.

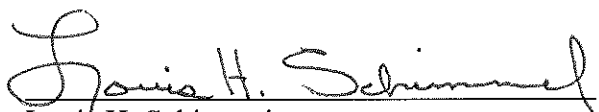
**It is hereby ordered:**

The City agrees to enter into and execute an Agreement with the Pontiac Housing Commission ("Agreement").

**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  
Emergency Manager

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