



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

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**Dated: August 6, 2012**

**ORDER NO. S-233**

**RE: Approval of Property Transfer from Tax Increment Finance Authority**

**TO: Sherikia Hawkins, City Clerk  
Garland Doyle, Executive Director, Tax Increment Finance Authority**

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.

The City of Pontiac received and accepted an offer to purchase parcel 14-29-476-033, commonly known as Parking Lot 4. According to the City's records, the General Building Authority owned the property. The General Building Authority approved the sale of the property at their meeting on March 26, 2012. The General Building Authority obtained title to the property from the Tax Increment Finance Authority in 1993 evidenced by a Property Transfer Affidavit. However, during preparation of the deed for closing, the title company discovered that the Tax Increment Finance Authority did not formally deed the property to the General Building Authority. As of July 1, 2012, the General Building Authority was dissolved, and all property owned by the General Building Authority, by law, is now owned by the City of Pontiac.

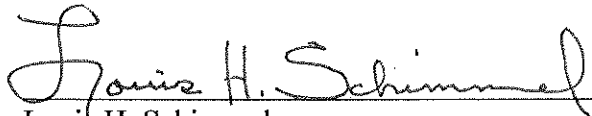
**It is hereby ordered:**

- 1) The Tax Increment Finance Authority hereby approves the transfer of the deed for parcel 14-29-476-033 to the City of Pontiac.
- 2) The Executive Director of the Tax Increment Finance Authority shall prepare the deed to recognize the transfer.

**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