

**ORDER OF THE EMERGENCY MANAGER OF THE CITY OF ALLEN PARK,
COUNTY OF WAYNE, STATE OF MICHIGAN
REAPPOINTING TWO MEMBERS TO THE CITY'S RETIREMENT SYSTEM
BOARD OF TRUSTEES.**

ORDER NO. 2013 – 017

WHEREAS, under the Local Government Fiscal Responsibility Act, Act 72, Public Acts of Michigan, 1990, as superseded by the Local Financial Stability and Choice Act, Act 436, Public Acts of Michigan, 2012 (“Act 436”) and a Contract (the “Contract”) between the State of Michigan and Joyce A. Parker, Joyce A. Parker has been appointed as the Emergency Manager (the “EM”) of the City of Allen Park, County of Wayne, Michigan (the “City”); and

WHEREAS, pursuant to Act 436, the EM is charged with the power to take actions with respect to the financial condition of the City and the capacity of the City to provide necessary services essential to the public health, safety, and welfare, including the power to exercise the authority and responsibilities of any officer, employee, department, board, commission, or other similar entity of the City, relating to the operation of the City; and

WHEREAS, Section 12(1)(ff) of Act 436 authorizes the EM to, notwithstanding any City Charter provision to the contrary:

“Remove, replace, appoint, or confirm the appointments to any office, board, commission, authority, or other entity which is within or is a component unit of the local government”;
and

WHEREAS, the EM has determined that it is in the best financial interest of the City and necessary to accomplish the purposes of Act 436, while the City is in receivership under Act 436, to re-evaluate City’s Retirement System Board of Trustees; and

WHEREAS, the City’s pension fund was actuarially funded at a level less than 80%, according to the most recent governmental accounting standards board’s applicable standards, as of the City’s most recent annual financial report, dated June 30, 2012; and

WHEREAS, Section 12(1)(ee) of Act 436 authorizes the EM to, notwithstanding any City Charter provision to the contrary:

“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

WHEREAS, upon re-evaluation, the EM has determined that it is in the best financial interest of the City and necessary to accomplish the purposes of Act 436, to reappoint two members of the City's Retirement System Board of Trustees as a continuation of their previous term in office before the removal from office.

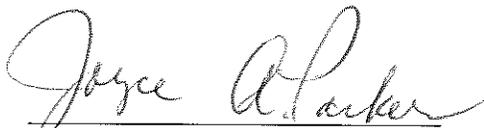
NOW THEREFORE, BE IT ORDERED BY THE EMERGENCY MANAGER OF THE CITY OF ALLEN PARK, PURSUANT TO ACT 436 AND THE CONTRACT, THAT:

1. **Reappointment** of the following trustees of the City's Retirement System Board of Trustees (the "Board") to serve the remainder of their terms (effective immediately):

James Wilkewitz
Marie Adamisin

2. **Repeal.** All orders of the EM, resolutions of the City Council of the City, and parts of resolutions or orders in conflict with this Order are hereby repealed to the extent of such conflict.

SO ORDERED this 7th day of May, 2013.



Joyce A. Parker
Emergency Manager
City of Allen Park