

**ORDER OF THE EMERGENCY MANAGER OF THE CITY OF ALLEN PARK,  
COUNTY OF WAYNE, STATE OF MICHIGAN  
REMOVING MEMBERS FROM CERTAIN BOARDS AND COMMISSIONS**

**ORDER NO. 2013 - 016**

WHEREAS, under the Local Government Fiscal Responsibility Act, Act 72, Public Acts of Michigan, 1990, as superseded by the Local Financial Stability and Choice Act, Act 436, Public Acts of Michigan, 2012 ("Act 436") and a Contract (the "Contract") between the State of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, Section 12(1)(m) of Act 436 provides, in relevant part, notwithstanding any City Charter provision to the contrary:

"If a municipal government's pension fund is not actuarially funded at a level of 80% or more, according to the most recent governmental accounting standards board's applicable standards, at the time the most recent comprehensive annual financial report for the municipal government or its pension fund was due, the emergency manager may remove 1 or more of the serving trustees of the local pension board"; 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, 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 remove the appointed and serving members of the City's Public Safety Commission, the Fire and Police Civil Service Commission, the General Employees Civil Service

Commission, the Allen Park Housing Commission and the Allen Park Downtown Development Authority, with the intent of allowing such members to re-apply for positions on said commissions; 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, 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 remove certain serving trustees of the City's Retirement System Board of Trustees.

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

1. Removal of Members of Commissions. The EM hereby determines that it is necessary and in the best financial interests of the City to remove all appointed and serving members of the Public Safety Commission, the Fire and Police Civil Service Commission, the General Employees Civil Service Commission, the Allen Park Housing Commission and the Allen Park Downtown Development Authority (collectively, the "Commissions"). Pursuant to the authority granted her under Act 436 and the Contract, the EM hereby removes the appointed and serving members of the Commissions. Following removal, each member of the Commissions removed by this Order may apply to the EM for reappointment to their respective prior Commissions, pursuant to the EM's authority under Act 436.

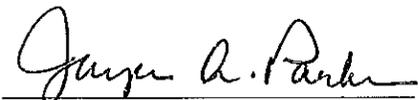
2. Removal of Trustees. The EM hereby determines that it is necessary and in the best financial interests of the City to remove the following serving trustees of the City's Retirement System Board of Trustees (the "Board"):

James Wilkewitz  
Marie Adamisin

Pursuant to the authority granted her under Act 436 and the Contract, the EM hereby removes the above-named serving trustees of the Board.

3. 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 23<sup>rd</sup> day of April, 2013.



Joyce A. Parker  
Emergency Manager  
City of Allen Park  
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