

## **ORDINANCE NO. 2131**

### **CITY OF MADISON HEIGHTS, OAKLAND COUNTY, MICHIGAN**

#### **AMENDMENT TO THE CODE OF ORDINANCES**

An Ordinance to amend Ordinance No. 571, being an Ordinance codifying and adopting a new Code of Ordinances for the City of Madison Heights by amending Chapter 2, Article X, Sections 2-216 through 2-245 of the Code of Ordinances, City of Madison Heights, Michigan, to set general standards for various boards and commissions in the City to protect the public health, safety and welfare.

#### **THE CITY OF MADISON HEIGHTS ORDAINS:**

##### **SECTION 1. Amendment.**

That Chapter 2, Article X, Sections 2-216 through 2-245 of the Code of Ordinances, City of Madison Heights, Michigan, are hereby amended in their entirety to read as follows:

#### **ARTICLE X. – BOARDS AND COMMISSIONS**

##### **Sec. 2-216. Applicability.**

The following provisions shall apply to all city boards and commissions unless otherwise provided for by the board or commission ordinance or by state law.

##### **Sec. 2-217. Calling of board or commission meetings.**

The meeting of any board or commission established by the Charter of the city or by this Code of Ordinances may be called by any one of the following methods or persons:

- (a) By the chairman of the board or commission;
- (b) By the city clerk; or
- (c) By the written request of any two members of the board or commission.

Sec. 2-218. Removal.

The appointing authority may remove any member of any board or commission for cause. Members may be removed by the mayor and city council for insufficiency, neglect of duty or malfeasance in office. Three or more unexcused absences in a calendar year shall be grounds for removal of a board member for neglect of duty.

Sec. 2-219. Vacancies.

Unless otherwise provided, any vacancy occurring in the membership of any board or commission of this city shall be filled for the remainder of the unexpired term in the manner provided for in the original appointment.

Sec. 2-220. Compensation.

Unless otherwise provided, all members of boards and commissions shall serve without compensation as members thereof.

Sec. 22-221. Terms.

(a) Except as otherwise required by law, beginning with 2019, terms of all members of the following boards and commissions, other than city council and ex-officio administrative staff members, shall terminate on February 28<sup>th</sup> following the dates on which their terms are scheduled to expire. No terms shall be shortened by this provision:

Charter Revision Committee	Tax Board of Review
Civil Service Commission Commission	Environmental Citizens
Historical Commission	Downtown Development Authority
Information Technology Advisory Committee	Brownfield Redevelopment Authority
Park and Recreation Advisory Board	Zoning Board of Appeals
Municipal Building Authority - inactive	

(b) Except as otherwise required by law, beginning with 2019, terms of all members of the following boards and commissions, other than city council and ex-officio administrative staff members, shall terminate on

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August 31 following the dates on which their terms are scheduled to expire. No terms shall be shortened by this provision:

Active Adult Advisory Board	Planning Commission
Arts and Culture Advisory Board	Police/Fire/General Pension Boards
Community Development Block Grant Committee	Construction Board of Appeals
Crime Commission	Economic Development Corporation - inactive
Elected Officials Compensation Commission	Project Directors – proposed inactive
Library Advisory Board	Multicultural Relations Advisory Board

(c) Beginning after February 28, 2019, new terms for board or commission members shall be established so that as nearly as possible, the terms of the same number of members expire each year. Until a proper rotation is established, appointments for shorter terms that provided in the City Code shall be made if necessary.

#### Sec. 2-222. Ex-Officio and alternate members

(a) Except where the composition of the membership is governed by law, all boards and commissions may have one (1) voting ex-officio councilmember and one (1) ex-officio councilmember alternate, with full voting rights in the absence of the regular council delegate.

(b) Except where the composition of membership is governed by state law, all boards and commissions may have ex-officio alternate members. The number of alternate members on each board and commission shall be determined by city council. The alternate member shall have full voting rights in the absence of the regular board or commission member that is absent.

#### Sec. 2-223. Quorum

(a) Attendance by 50% or more of the current membership of the commission shall constitute a quorum for the transaction of business. Any action of the commission shall require a concurrence of the majority of quorum present at the meeting.

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Sec. 2-224 – 2-245. Reserved.

**SECTION 2. Repealer.**

All ordinances, or parts of ordinances, in conflict with this ordinance are repealed only to the extent necessary to give this ordinance full force and effect.

**SECTION 3. Severability.**

Should any section, subdivision, clause, or phrase of this ordinance be declared by the courts to be invalid, the validity of the ordinance as a whole, or in part, shall not be affected other than the part invalidated.

**SECTION 4. Savings.**

All proceedings pending and all rights and liabilities existing, acquired or incurred at the time this ordinance takes effect, are saved and may be consummated according to the law in force when they were commenced.

**SECTION 5. Effective Date.**

This ordinance as ordered shall take effect Ten (10) days after its adoption and upon publication.

**SECTION 6. Inspection.**

A copy of this ordinance may be inspected or purchased at the City Clerk's office between the hours of 8:00 a.m. and 11:30 a.m. and between the hours of 12:30 p.m. and 4:30 p.m. on regular business days.

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Brian C. Hartwell, Mayor

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Cheryl E. Printz, City Clerk

CERTIFICATION:

I, Cheryl E. Printz, the duly appointed City Clerk of the City of Madison Heights, County of Oakland, State of Michigan, do hereby certify that the foregoing is a true and correct copy of an Ordinance adopted by the Madison Heights City Council at their Regular Meeting held on March 11, 2019.

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Cheryl E. Printz, City Clerk

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