



RICK SNYDER
GOVERNOR

STATE OF MICHIGAN
DEPARTMENT OF TREASURY
LANSING

NICK A. KHOURI
STATE TREASURER

**RECEIVERSHIP TRANSITION ADVISORY BOARD
FOR
THE CITY OF FLINT**

RESOLUTION 2016-4

AMENDING EMERGENCY MANAGER AMBROSE ORDER No. 3

WHEREAS, Section 23(1) of Public Act 436 of 2012, the Local Financial Stability and Choice Act (the "Act"), provides that “[b]efore removing a local government from receivership, the governor may appoint a receivership transition advisory board to monitor the affairs of the local government until the receivership is terminated”; And

WHEREAS, Section 23(2) of the Act provides that “[a] receivership transition advisory board shall consist of the state treasurer or his or her designee, the director of the department of technology, management, and budget or his or her designee, and, if the local government is a school district, the superintendent of public instruction or his or her designee. The governor also may appoint to a receivership transition advisory board 1 or more other individuals with relevant professional experience, including 1 or more residents of the local government”; And

WHEREAS, Section 23(5)(h) of the Act authorizes a receivership transition advisory board to perform, in addition to duties specified in the Act, “any other duties assigned by the governor at the time the receivership transition advisory board is appointed”; And

WHEREAS, on April 29, 2015, the Governor appointed a Receivership Transition Advisory Board for the City of Flint (the “Board”). The Governor’s appointment letter authorized the Board to, among other things, “[r]ecommend amendments, modifications, repeal, or termination

of Emergency Manager Order No. 20, or any other Flint Emergency Manager orders, to the State Treasurer.”

NOW THEREFORE, be it resolved by the Board as follows:

1. That it be recommended to the State Treasurer that Flint Emergency Manager Ambrose Order No. 3 be amended to add a Paragraph 34 to read as follows:

34. (1) Notwithstanding any other provision of this Order to the contrary that concerns the authority, duties, and responsibilities of the City Administrator, the City Council is authorized to exercise the authority, duties, and responsibilities vested in the City Council by the City’s charter, subject to any limitations contained in the City’s charter, including Section 3-207, and subject to approval by the Board pursuant to the Act or Flint Emergency Manager Ambrose Order No. 20.
2. That Paragraph 5 of Flint Emergency Manager Ambrose Order No. 3 regarding the authority, duties, and responsibilities of the City Administrator be amended to read as follows:

“Direct City department heads ~~in carrying out the daily activities of the City,~~ in the assembly of financial and management information; and in the gathering and assembly of pertinent data and information and recommendations for the Mayor and City Council’s consideration in making executive determinations and policy.”
3. That Paragraphs 2, 3, 25, 27, and 31 of Flint Emergency Manager Ambrose Order No. 3 be repealed.
4. That the continuing effect of the amendments to Flint Emergency Manager Ambrose Order No. 3 contained in this Resolution are subject to disapproval and rescission by the Board within 90 days after the effective date of this Resolution.
5. That the minutes of the Board meeting at which this Resolution is adopted take notice of the adoption of this Resolution.

6. The State Treasurer may approve this Resolution by executing a counterpart copy separate from that approved by the Board, each of which copies when executed shall be deemed an original, but all of which when taken together shall constitute one and the same Resolution.
7. This Resolution shall have immediate effect.

IN WITNESS WHEREOF, the members of the Receivership Transition Advisory Board for the City of Flint, or their designees, have signed and adopted this Resolution.

FLINT RECEIVERSHIP TRANSITION ADVISORY BOARD

By Frederick Headen
Frederick Headen, Chairperson

By Joel Ferguson
Joel Ferguson, Board Member

By Michael A. Finney
Michael A. Finney, Board Member

By /S/Michael Townsend
Michael A. Townsend, Board Member

Date: 5-26-16
Flint, Michigan

Approved pursuant to the Governor's April 29, 2015, letter appointing the Receivership Transition Advisory Board for the City of Flint.

By N.A. Khouri
N.A. Khouri, State Treasurer

Date: 7/7/16
Lansing, Michigan