

CITY OF HAMTRAMCK
OFFICE OF THE EMERGENCY MANAGER

CATHY L. SQUARE

3401 Evaline

Hamtramck, MI 48212

Telephone: (313) 876-7700

Dated: June 24, 2014

ORDER NO. S-010

RE: Submission of a 5-Year Budget

**TO: City Clerk
Mayor
City Council
Department Heads**

The Local Financial Stability and Choice Act (Act 436 of 2012/MCL 141.1541, et. seq.) in Section **10(1)** states that “[a]n emergency manager shall issue orders to the appropriate local elected and appointed officials and employees, agents, and contractors of the local government the orders the emergency manager considers necessary to accomplish the purposes of [the] act, including, but not limited to, orders for the timely and satisfactory implementation of a financial and operating plan... or to take actions, or refrain from taking actions, to enable the orderly accomplishment of the financial and operating plan.” Any such orders are binding on the local elected and appointed officials and employees, agents, and contractors of the local government to whom they are issued.

Section 12(1) provides that an Emergency Manager may take one or more of the following actions: **(a)** Analyze factors and circumstances contributing to the financial emergency of the local government and initiate steps to correct the condition; **(b)** Amend, revise, approve, or disapprove the budget of the local government, and limit the total amount appropriated or expended; and **(d)** Require and approve or disapprove, or amend or revise, a plan for paying all outstanding obligations of the local government. Further, **Section 21(1)** requires an Emergency manager to adopt and implement a budget plan, including all contractual and employment agreements, for the local government commencing with the termination of receivership.

WHEREAS, a financial emergency exists with respect to the City, and the Emergency Manager has been appointed by the State of Michigan with the power and authority to oversee the financial condition of the City; and

WHEREAS, the Emergency Manager is authorized under Public Act 436 to issue the orders the manage considers necessary to accomplish the purposes of the Public Act 436, including, but not limited to, orders for the timely and satisfactory implementation of a financial plan developed pursuant to Public Act 436; and

WHEREAS, the City of Hamtramck's General Fund had a deficit of over \$948,716 on June 30, 2013; and

WHEREAS, Act 275 of the Public Acts of 1980 requires that a Deficit Elimination Plan be formulated by the local unit of government and filed with the Michigan Department of Treasury.

NOW, THEREFORE, BE IT ORDERED AND RESOLVED, by the Emergency Manager of the City of Hamtramck, that

1. The Emergency Manager hereby approves and orders the adoption of the City of Hamtramck, General Fund Deficit Elimination Plan for Fiscal Year Ending June 30, 2013, (the "Deficit Elimination Plan"), attached hereto and incorporated herein by reference:
2. The Hamtramck Emergency Manager shall submit the Deficit Elimination Plan to the Michigan Department of Treasury for certification; and
3. To the extent required by State law or local ordinance, or as may be needed to effectuate this Order to the fullest extent possible, this Order shall be deemed a Resolution of the City.

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 effective as indicated and is necessary to carry out the duties and responsibilities required of the Emergency Manager as set forth in the Local Financial Stability and Choice Act (Act 436 of 2012/MCL 141.15411, et. seq.) and the contract between the Local Emergency Financial Assistance Loan Board and the Emergency Manager.



Cathy Square
City of Hamtramck
Emergency Manager

cc: State of Michigan Department of Treasury