

609. Ordinance Number 748 - Final Reading.

Motion by Councilman Claya, supported by Councilman Turchin, to adopt Ordinance Number 748, on second and final reading, as follows:

ORDINANCE NUMBER 748

AN ORDINANCE TO AMEND ORDINANCE NUMBER 571 BEING AN ORDINANCE CODIFYING AND ADOPTING A NEW CODE OF ORDINANCES FOR THE CITY OF MADISON HEIGHTS, BY REPEALING SECTION 9.6 OF THE CHARTER OF THE CITY OF MADISON HEIGHTS AND ESTABLISHING A BOARD OF REVIEW TO BE APPOINTED BY THE MAJORITY OF THE MEMBERS OF THE CITY COUNCIL.

THE CITY OF MADISON HEIGHTS ORDAINS:

SECTION 1. REPEAL OF SECTION 9.6 OF THE CHARTER OF THE CITY OF MADISON HEIGHTS.

Section 9.6 of the Charter of the City of Madison Heights which provides for the election of members of the Board of Review is hereby repealed in accordance with the authority granted to Council by Public Act 149 of Public Acts of 1984.

SECTION 2. APPOINTMENT OF MEMBERS OF THE BOARD OF REVIEW.

Commencing with the effective date of this ordinance, Council by a majority vote, shall appoint three members of the Board of Review, two-thirds of whom shall be property taxpayers in the City. In addition thereto, Council shall appoint one alternate member who shall act in the event any regular member of the Board is unable to attend meetings of said Board.

SECTION 3. TERMS OF OFFICE.

Initially the term of the members of the Board shall be as follows:

one shall be appointed for a period of one year, the second for a period of two years, and the third for a period of three years.

Thereafter, on the expiration of the terms of office of each member of the Board, said members are to be appointed for a period of three years. In addition, thereto, the alternate member of the Board shall be appointed for a term of three years.

SECTION 4. EXPIRATION OF TERM OF OFFICE.

Other than the initial appointments, the terms of each member shall expire on the last day of February of the third year during which the appointment is in effect.

SECTION 5. COMPENSATION.

Compensation for members of the Board and the alternate shall be set from time to time by Council resolution.

SECTION 6. POWERS AND DUTIES.

All of the powers and duties set forth in the Charter of the City of Madison Heights and the statutes of the State of Michigan shall continue to remain in effect and shall govern the conduct and the policy of said Board of Review.

SECTION 7. REMOVAL FROM OFFICE.

Members of the Board shall serve at the pleasure of the Council and may be removed by such members upon a two-thirds vote to that affect.

SECTION 8. All rules and regulations which are promulgated by the Board of Review which are not in contravention of the General Property Tax Laws of the State of Michigan are subject to the approval of Council.

SECTION 9. All ordinances or parts of ordinances in conflict with the provisions herewith are hereby repealed to the extent of such conflict.

SECTION 10. This ordinance shall take effect ten (10) days after its adoption and upon publication as provided for by the Charter of the City of Madison Heights.

Yeas: Ross, Suarez, Turchin, Van Sice,
Claya and McGillivray.

Nays: Mills.

610. Item Removed from Old Business.

Motion by Councilman Ross, supported by Councilman McGillivray, to bring Item H-2 from Old Business to the table for consideration.

Yeas: Suarez, Turchin, Van Sice, Claya,
McGillivray, Mills and Ross.

Nays: None.

611. Board of Review - Proposed Policy and Poverty Exemption Application.

Motion by Councilman Ross, supported by Councilman Claya, that the proposed Policy and Poverty Exemption Application be referred to the newly appointed Board of Review members, created by Ordinance Number 748, for review and recommendation back to Council.

Yeas: Turchin, Van Sice, Claya, McGillivray,
Mills, Ross and Suarez.

Nays: None.

Councilman Ross requested consideration that the Poverty Application should contain a catch-all category for the listing of income by others in the same household.