

HOUSE BILL No. 5708

May 3, 1990, Introduced by Rep. Willis Bullard and referred to the Committee on Towns and Counties.

A bill to amend section 2 of chapter 16 of the Revised Statutes of 1846, entitled

"Of the powers and duties of townships, and elections and duties of township officers,"

as amended by Act No. 117 of the Public Acts of 1988, being section 41.2 of the Michigan Compiled Laws.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Section 2 of chapter 16 of the Revised Statutes
2 of 1846, as amended by Act No. 117 of the Public Acts of 1988,
3 being section 41.2 of the Michigan Compiled Laws, is amended to
4 read as follows:

5 Sec. 2. (1) The inhabitants of an organized township are a
6 body corporate and ~~shall~~ have, in addition to other powers that
7 are conferred, BOTH OF the following powers and duties:

1 (a) To sue and be sued and ~~may~~ appoint ~~all~~ necessary
2 agents and attorneys for that purpose.

3 ~~(b) To purchase and hold real and personal property for the~~
4 ~~public use of the inhabitants and to convey, alienate, and dis-~~
5 ~~pose of the real and personal property.~~

6 (B) ~~(c)~~ To make ~~all~~ contracts that may be necessary and
7 convenient for the exercise of their corporate powers.

8 ~~(d) To order the disposal of their corporate property that~~
9 ~~they may judge expedient.~~

10 (2) The township board ~~shall have~~ MAY, in addition to
11 other powers that are conferred, ~~the power to~~ investigate any
12 matter that may come under the jurisdiction of the township and
13 is pursuant to the authority vested in the township or ~~any~~ AN
14 officer under this act. The supervisor or the township board, by
15 majority consent of the township board members serving, ~~is~~
16 ~~empowered to~~ MAY serve upon a person a subpoena that has been
17 authorized by a court of proper jurisdiction in the county in
18 which the township is situated compelling the person to appear
19 before the board or ~~any~~ A committee of the board to be examined
20 under oath or to produce a document or object for inspection or
21 copying. If a person objects to or otherwise fails to comply
22 with the subpoena served upon him or her, the supervisor or the
23 township board, by majority consent of the township board mem-
24 bers, may file in that court an action to enforce the notice.
25 The court may issue an order requiring the person to appear to be
26 examined or to produce a document or object for inspection or

1 copying. Failure to obey the order of the court is punishable by
2 the court as a contempt.

3 (3) BY RESOLUTION APPROVED BY THE TOWNSHIP BOARD, A MAJORITY
4 OF THE MEMBERS SERVING MAY ACQUIRE PROPERTY FOR PUBLIC PURPOSES
5 BY PURCHASE, GIFT, CONDEMNATION, LEASE, CONSTRUCTION, OR OTHER-
6 WISE AND MAY CONVEY OR LEASE THAT PROPERTY OR PART OF THAT PROP-
7 ERTY NOT NEEDED FOR PUBLIC PURPOSES.