

SENATE BILL No. 205

March 7, 1989, Introduced by Senators CARL, GEAKE, WELBORN, SHINKLE, CROPSEY, POSTHUMUS, SCHWARZ and FAUST and referred to the Committee on Economic Development.

A bill to amend section 4e of Act No. 279 of the Public Acts of 1909, entitled as amended

"An act to provide for the incorporation of cities and for revising and amending their charters; to provide for certain powers and duties; to provide for the levy and collection of taxes by cities, borrowing of money, and issuance of bonds or other evidences of indebtedness; to validate actions taken, bonds issued, and obligations heretofore incurred; and to repeal certain acts and parts of acts on specific dates,"

being section 117.4e of the Michigan Compiled Laws.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Section 4e of Act No. 279 of the Public Acts of
2 1909, being section 117.4e of the Michigan Compiled Laws, is
3 amended to read as follows:

4 Sec. 4e. Each city may in its charter provide FOR ANY OR
5 ALL OF THE FOLLOWING:

6 (A) ~~—(1)—~~For THE the acquisition by purchase, gift,
7 condemnation, lease, construction or otherwise, either within or

1 without its corporate limits and either within or without the
 2 corporate limits of the county in which it is located, of the
 3 following improvements including ~~the~~ ANY necessary lands
 4 ~~therefor, viz.:~~ ~~City~~ CITY hall, police stations, fire sta-
 5 tions, boulevards, streets, alleys, public parks, recreation
 6 grounds, municipal camps, public grounds, zoological gardens,
 7 museums, libraries, airports, cemeteries, public wharves and
 8 landings upon navigable waters, levees and embankments,
 9 watch-houses, city prisons and work houses, penal farms, institu-
 10 tions, hospitals, quarantine grounds, electric light and power
 11 plants and systems, gas plants and systems, waterworks plants and
 12 systems, sewage disposal plants and systems, market houses and
 13 market places, office buildings for city officers and employees,
 14 public works, and public buildings of all kinds; and for the
 15 costs and expenses thereof. ~~—~~

16 (B) ~~(2)~~ For the acquisition by purchase, gift, condemna-
 17 tion, lease, or otherwise of private property, either within or
 18 without its corporate limits and either within or without the
 19 corporate limits of the county in which it is located, for any
 20 public use or purpose within the scope of its powers, whether
 21 herein specifically mentioned or not. If condemnation proceed-
 22 ings are resorted to for the acquisition of private property out-
 23 side the corporate limits of such city, such condemnation pro-
 24 ceedings may be brought under the provisions of Act No. 149 of
 25 the Public Acts of 1911, as amended or as may be amended,
 26 ~~entitled "An act to provide for the condemnation by state~~
 27 ~~agencies and public corporations of private property for the use~~

1 ~~or benefit of the public and to define the terms 'public~~
 2 ~~corporations', 'state agencies' and 'private property' as used~~
 3 ~~herein," being sections 353 to 373 inclusive~~ 213.21 TO 213.25
 4 of the MICHIGAN Compiled Laws, ~~of 1915,~~ or ~~such other appro-~~
 5 ~~priate provisions therefor as exist or shall be made~~ AS OTHER-
 6 WISE PROVIDED by law. ~~—~~

7 (C) ~~—(e)—~~ For the maintenance, development, AND operation
 8 ~~—,~~ of its property and, upon the discontinuance thereof, to
 9 lease, sell, or dispose of ~~the same~~ ITS PROPERTY subject to any
 10 restrictions ~~placed thereupon~~ PROVIDED by law, ~~—:—~~ ~~Provided,~~
 11 ~~That~~ EXCEPT THAT on the sale of any capital asset of a munici-
 12 pally owned utility the money received shall be used in procuring
 13 a similar capital asset, or placed in the sinking fund to retire
 14 bonds issued for ~~said~~ THE utility.

15 (D) FOR THE PROVISION OF A CITY JAIL BY MEANS OF A CONTRACT
 16 WITH A PRIVATE ENTITY BY WHICH THE PRIVATE ENTITY ESTABLISHES AND
 17 OPERATES A JAIL FOR THE USE OF THE CITY PURSUANT TO THE ALTERNA-
 18 TIVE JAILS ACT.

19 Section 2. This amendatory act shall not take effect unless
 20 Senate Bill No. 216
 21 of the 85th Legislature is enacted into law.