

13-5309

EM SUBMISSION NO.: EM0632013

PRESENTED: 8/19/13

ADOPTED: 8/20/13

BY THE EMERGENCY MANAGER:

**RESOLUTION TO LEAVE 8TH WARD CITY COUNCIL SEAT
VACANT PENDING NOVEMBER 5, 2013 ELECTION**

On Monday, August 5, 2013, 8th Ward City Councilperson Michael Sarginson submitted a letter of resignation; and

Under Public Act 436, the Emergency Manager acts in place of local officials, specifically the Mayor and City Council, unless the Emergency Manager delegates specific authority; and

Under Public Act 436, the Emergency Manager has the power to take any action or exercise any power or authority of any officer, employee, department, board, commission, or other similar entity of local government, whether elected or appointed, relating to the operation of the local government, including the power to remove, replace, appoint or confirm the appointment to any office, board, commission, authority or other entity which is within or is a component of unit of the local government; and

A general election is scheduled on November 5, 2013, which will include election of a councilperson to represent the 8th Ward; and

Under the circumstances, it is not in the best interests of the City of Flint to appoint an 8th Ward councilperson prior to the November 5, 2013 election.

NOW THEREFORE, the 8th Ward City Council seat shall remain vacant pending the November 5, 2013 election.

APPROVED AS TO FORM:


Peter M. Bade, City Attorney

EM DISPOSITION:

ENACT ☒ REFER TO COUNCIL ☐ FAIL ☐


Michael K. Brown, Emergency Manager

DATED: 8-20-13