

## CHAPTER 32: DEPARTMENTS, BOARDS, AND COMMISSIONS

### Section

#### *Fire Department*

- 32.1 Members of Fire Department
- 32.2 Fire Chief
- 32.3 Duties of Fire Chief
- 32.4 Duties of Fire Department

#### *Police Department*

- 32.15 Members of Police Department
- 32.16 Mayor in charge of Department
- 32.17 Enforcement of law and order

#### *Department of Public Works*

- 32.30 Members of Department of Public Works
- 32.31 Director of Public Works
- 32.32 Duties of Public Works Department

#### *City Planning Commission*

- 32.40 Definitions
- 32.41 Determination of necessity
- 32.42 Establishment of Commission
- 32.43 Description of master plan
- 32.44 Members, appointments, terms, removal, vacancy
- 32.45 Compensation
- 32.46 Powers of the Commission
- 32.47 Fiscal year
- 32.48 Employees, contracts for services, expenditures



## **Departments. Boards, and Commissions**

### ***FIRE DEPARTMENT***

#### **§32.01 MEMBERS OF FIRE DEPARTMENT.**

The Fire Department shall consist of a Fire Chief, a First Assistant Chief, a Second Assistant Chief, and such firefighters as necessary, subject to the approval of the Council. C69 Code, §2102.1)

#### **§32.02 FIRE CHIEF.**

(A) A Fire Chief shall be appointed by the Mayor, subject to the approval of the Council.

(B) The Fire Department shall be under the jurisdiction of the Fire Chief.  
(‘69 Code, §2102.2 (part))

#### **§32.03 DUTIES OF FIRE CHIEF.**

(A) The Fire Chief shall appoint the First and Second Assistant Chiefs.

(B) The Fire Chief shall issue such regulations relative to the conduct of the Department as he or she shall deem necessary, provided that such regulations shall include the establishment of the successive order of command among officers and firefighters to the end that some person will be in command at all times.  
(‘69 Code, §2102.2 (part))

#### **§ 32.04 DUTIES OF FIRE DEPARTMENT.**

The Fire Department is charged with the prevention and extinguishment of fires, the protection of life and property against fire, and the removal of fire hazards. (‘69 Code, §2102.3)

### ***POLICE DEPARTMENT***

#### **§32.15 MEMBERS OF POLICE DEPARTMENT.**

The Police Department shall consist of a Police Chief and such officers and police officers as necessary, subject to the approval of the Council. (‘69 Code, §2103.1)

## **Lake City-Administration**

### **§ 32.16 MAYOR IN CHARGE OF DEPARTMENT.**

The Police Department shall be under the jurisdiction of the Mayor who shall be Police Chief, except as otherwise provided. The Mayor shall issue such regulations relative to the conduct of the Department as he or she shall deem necessary. ('69 Code, §2103.2)

### **§ 32.17 ENFORCEMENT OF LAW AND ORDER.**

The Police Department shall be charged with the police work of the city and be responsible for the enforcement of law and order and the ordinances of the city. ('69 Code, §2103.3)

## ***DEPARTMENT OF PUBLIC WORKS***

### **§ 32.30 MEMBERS OF DEPARTMENT OF PUBLIC WORKS.**

The Department of Public Works shall consist of a Director and such employees as the superintendent, subject to the approval of the Council, shall deem necessary. ('69 Code, §2104.1)

### **§ 32.31 DIRECTOR OF PUBLIC WORKS.**

The Department of Public Works shall be under the jurisdiction of the Superintendent, who shall be Director, except as otherwise provided. ('69 Code, §2104.2)

### **§ 32.32 DUTIES OF PUBLIC WORKS DEPARTMENT.**

(A) The Department of Public Works shall be charged with responsibility for all matters relating to construction, management, maintenance, and operation of the physical properties of the city, except as otherwise provided.

(B) The Department shall be responsible for the streets, alleys, sidewalks, park, sewers, sewage treatment plant, drain, control and regulation of the planting and removal of trees, and shall be charged with the responsibility for the management, operation, and maintenance of the city water works system and all similar and related activities.  
( '69 Code, §2104.3)

## Departments. Boards, and Commissions

### *CITY PLANNING COMMISSION*

#### § 32.40 DEFINITIONS.

For the purpose of this subchapter, the following definitions shall apply unless the context clearly indicates or requires a different meaning.

*ACT285.* Public Act 285 of 1931, being M.C.L.A. §§ 125.31 through 125.45, as amended, now and hereinafter amended.

*COMMISSION.* The City of Lake City Planning Commission.

*COMMISSION MEMBER* or *COMMISSIONERS.* The members of the City Planning Commission.

*COUNCIL* or *CITY COUNCIL.* The chief legislative body of the city.

*COUNTY COMMISSIONERS.* The chief administrative or legislative body or board of the County of Missaukee.

*EX OFFICIO.* Because of their office.

*MAYOR.* The chief executive officer of the municipality whether the official designation of his or her office by Mayor, Manager, or otherwise.

*PLAN.* The master plan designated by Public Act 285 of 1931, being M.C.L.A. §§ 125.31 through 125.45 as now existing or hereinafter amended.

*STREETS.* Includes streets, avenues, boulevards, roads, lanes, alleys, viaducts, and other ways. (Ord. A-28, passed 12-17-87)

#### § 32.41 DETERMINATION OF NECESSITY.

The City Council determines that it is necessary for the best interests of the city to provide for municipal planning; the regulation and subdivision of the land; adopt, amend, extend, add to or carry out a municipal plan; and to provide penalties for violation of the provisions of this Act by establishing a City Planning Commission pursuant to Public Act 285 of 1931, being M.C.L.A. §§ 125.31 through 125.45 as amended. (Ord. A-28, passed 12-17-87)

## **Lake City-Administration**

### **§ 32.42 ESTABLISHMENT OF COMMISSION.**

There is established according to Public Act 285 of 1931, being M.C.L.A. §§ 125.31 through 125.45, a City Planning Commission for the city. The Commission shall be a public body and shall be known and exercise its powers under the title of "City of Lake City Planning Commission." The Commission shall adopt rules for the transaction of business and shall keep a record of its resolutions, transactions, findings, and determinations which record shall be a public record. (Ord. A-28, passed 12-17-87)

### **§32.43 DESCRIPTION OF MASTER PLAN.**

The Commission shall make and adopt a master plan for the physical development of the community, including any areas outside of its boundaries which, in the Commission's judgement, bear relation to the planning of the municipality. The plan, with the accompanying maps, plans, charts, and descriptive matter shall show the Commission recommendations for the development of the territory, including among other things, the general location, character, and extent of streets, viaducts, subways, bridges, waterways, flood plains, water fronts, boulevards, parkways, playgrounds, and open spaces, the general location of public buildings and other public property, and the general location and extent of public utilities and terminals, whether publicly or privately owned or operated for water, light, sanitation, transportation, communication; power and other purposes; also the removal, relocation, widening, narrowing, vacating, abandonment, change or use or extension of any of the foregoing ways, grounds, open spaces, buildings, property, utilities, or terminals; the general location, character, layout, and extent of community centers and neighborhood units; and the general character, layout, extent, or the replanning and redevelopment of blighted districts and slum areas; as well as a zoning plan for the control of the height, area, bulk, location, and use of buildings and premises. As the work of the making of the master plan progresses, the Commission from time to time may adopt and publish parts thereof, any such part to cover one or more major sections or divisions of the municipality or one or more of the aforesaid or other functional matters to be included in the plan. The Commission from time to time may amend, extend, or add to the plan. (Ord. A-28, passed 12-17-87)

### **§ 32.44 MEMBERS, APPOINTMENTS, TERMS, REMOVAL, VACANCY.**

(A) The Commission shall consist of nine members, six of whom shall represent, insofar as it is possible, different professions or occupations and who shall be appointed by the Mayor, subject to the approval by a majority vote of the members elect of the legislative body.

(B) Composition of the members of the Commission shall consist of the Mayor, one of the administrative officials of the municipality selected by the Mayor, and one member of the Council to be elected by its members ex officio and six persons who shall be appointed by the Mayor as provided in this section.

## **Departments. Boards, and Commissions**

(C) The appointed members shall hold no other municipal office except that one of the appointed members may be a member of the Zoning Board of Appeals or a member of a Joint Fire Administrative Board.

(D) The terms of ex officio members shall correspond to their respective official tenure, except that the term of the administrative official selected by the Mayor shall terminate with the term of the Mayor.

(E) The term of each appointed member shall be three years or until his or her successor takes office, except that the respective terms of two of the members first appointed shall be for one year and two for two years.

(F) (1) Members other than the member selected by the Council may, after a public hearing, be removed by the Mayor for inefficiency, neglect of duty, or malfeasance in office.

(2) Council may for like cause remove the member selected by it.

(G) Vacancies occurring otherwise than through expiration of term shall be filled for the unexpired term by the Mayor in the case of members selected by the Mayor and by the Council in the case of the member selected.

(Ord. A-28, passed 12-17-87)

### **§32.45 COMPENSATION.**

All appointed members of the Commission shall be compensated at a rate to be determined by the legislative body. (Ord. A-28, passed 12-17-87)

### **§ 32.46 POWERS OF THE COMMISSION.**

Except as specifically otherwise provided in this chapter, the Commission shall have all powers provided by law subject to the limitations imposed by law and herein. (Ord. A-28, passed 12-17-87)

### **§ 32.47 FISCAL YEAR.**

(A) The fiscal year of the Commission shall be the same as that used by the city, or such other fiscal year as may hereafter be adopted by the city.

(B) The Commission shall annually prepare a budget, and shall submit it to the Council on the same date that the proposed budget for the city is submitted to the Council. The Commission shall not finally

## Lake City-Administration

adopt a budget for any fiscal year until the budget has been approved by the City Council.  
(Ord. A-28, passed 12-17-87)

### **§ 32.48 EMPLOYEES, CONTRACTS FOR SERVICES, EXPENDITURES.**

(A) The Commission may appoint such employees as it may deem necessary for its work, whose appointment, promotion, demotion, and removal shall be subject to the same provisions of law as govern other corresponding civil employees of the municipality.

(B) The Commission may also contract with City Planners, engineers, architects, and other consultants for such services as it may require.

(C) The expenditures of the Commission, exclusive of gifts, shall be within the amounts appropriated for the purpose by the Council, which shall provide the funds, equipment, and accommodations for the Commission's work.

(Ord. A-28, passed 12-17-8