ordinance adopted by the electorate through initialory proceedings may not be amended or repealed by the Council for a period of one (1) year after the date of the election at which it was adopted, and an ordinance repealed by the electorate may not be re-enacted by the Council for a period of one (1) year after the date of the election at which it was repealed. Any ordinance may be adopted; amended, or-repealed at any

which it was repealed. Any ordinance may be adopted; amended, or-repealed at any time by appropriate initiatory or referendum procedure in accordance with the provisions of this Charter if submitted to the electorate by the Council on its own motion. Section 4.16, Prior Township and Village Legislation.

All ordinances, rules, regulations and resolutions of the Township of Farmington, and the zoning ordinances of the Villages of Wood Creek Farms and Quakertown, in force at the time this Charter takes effect, and not inconsistent with the provisions of this Charter, shall remain in full force and effect after the adoption of this Charter, and are hereby declared to be re-enacted by virtue of and under the powers conferred by this Charter until altered, amended, or repealed by the Chincil. The zoning ordinances of the Township and of the Villages shall annot to those areas formerly worther the invidence. the Township and of the Villages shall apply to those areas formerly under the jurisdic-tion of the Township and Villages and to which those ordinances specifically pertained. All other ordinances, rules, regulations and resolutions of the Township shall apply throughout the City.

ARTICLE V GOVERNMENTAL ORGANIZATION AND ADMINISTRATIVE DEPARTMENTS

5.01. Administrative Departments

All recoultive and administrative offices, agencies and instrumentalities of the City and their respective powers and dutles, except as otherwise provided by law or this Charter, shall be allocated among and within the following five (5) principal departments. The Council may create or abolish department divisions, make changes in the assignment of functions among the departments, or add to, or subtract from the functions allocated to any one department, or suspend the operation of any department or division thereof when it considers such change necessary for the efficient adminis-

trailion of City government.

Section 5.02. Department Directors: Appointment, Removal, Powers and Duties
Subject to the approval of the Coucell, the City Manager shall appoint and may remove all department directors. The department director shall be the head of his respective department and shall have direct supervision over all personnel within his department. Subject to such general rules and regulations as may be established by the Coun-cil and the City Manager, the department director shall appoint and may remove em playees within his department and he shall assign the duties and responsibilities of all personnel under his jurisdiction. Department directors shall be appointed solely on the basis of executive and administrative qualifications with special emphasis upon the spe-cialized training and background necessary for the proper functioning and administration of each porticular department. Section 5.01. Department of Finance

There shall be a Department of Finance, the head of which shall be the Director of inance - City Treasurer.

A. With the objective that the financial interests of the City shall at all times be pro-

tected, the Department of Finance shall be responsible for the keeping of the accounts and financial records, the assessment and collection of taxes, special assessments and other revenues, the custody and distairsement of Otly funds and money, the control over expenditures and such other powers and duties as may be required by ordinance or res-olution of the Council. Accounts shall be kept by the Department of Finance showing the financial transactions of all funds and activities of the City in accordance with the uniform system of accounts prescribed by the statutes and regulations of the State of Michigan. Financial reports shall be prepared for each quarter and for each fiscal year or more often as may be required by the City Manager or Ouncil. Subject to the approval of the City Manager, the Director of Finance may perform the duties of any of-

proval or the City Manager, the intercer of Finance may perform the duties and carry office under his supervision and may consolidate one or more such offices under one person, provided the Director of Finance - City Treasurer shall not also be the Assessor.

B. The Assessor shall be appointed by the Director of Finance - City Treasurer. The Assessor shall have the powers and duties Imposed by law on such officers and shall have such other powers and duties as the Council may prescribe.

Section 5.04. Department of Public Safety

There shall be a Department of Public Safety, the head of which shall be the Director of Public Safety.

of Public Safety.

The Department of Public Safety shall be responsible for the enforcement of law and order, protection, safety and well being of the City. The department shall consist of the Division of Police, the Division of Piole and the Division of Police and Public Public Safety and Safety

B. Division of Fire. There shall be a Division of Fire organized of such ranks and B. Division of Fire. After Stall to a Division of Fire organized or such ranks and grades as the Causeil may determine. The Division of Fire shall be responsible for the extinguishment and prevention of fire within the City. Although It is the intent of this Charter that fire protection continue to be provided by the volunteer companies, the Council may, at its discretion, establish additional volunteer companies, make provisions for a full time fire division, or a combinating of volunteer and full time personnel.

C. Division of Human Rescue. There shall be a Division of Human Rescue, respon-

sible for the preservation of life in emergency situations or natural catastrophies. Section 5.05. Department of Public Services

There shall be a Department of Public Services the head of which shall be the Direc tor of Public Services

The Department of Public Services shall be responsible for those municipal services necessary to protect and maintain the physical properties of the City, to protect and maintain the physical properties of the City, to protect and maintain the environment of the City and the health, safety and general welfare of its inhabitants and to provide necessary public utilities. The Department shall consist of the Division of Public Works, the Division of Zoning and Building Inspectors, and such

other Divisions as may be authorized by the Council. A. Division of Public Works. The Division of Public Works shall be responsible for the following functions:

g functions:

1. All engineering work of the city.

2. The manning surveying, construction, reconstruction, altering, paving, re
2. The manning surveying, construction, reconstruction of highways, sidewalks The planning, surveying, construction, reconstruction, altering, paving, re-pairing, maintaining, cleaning, lighting and impection of highways, sidewalks

e operation and maintenance of public sanitary sewerage system, sewage ial, storm water drains and also private storm water drains under contractual arrangement.

4. The operation and maintenance of public water systems and private water

The preservation, care and removal of trees and shrubs within high rights of way or public places.

Collection and disposal of garbage, rubbish and trash as required.

6. Collection and disposal of gardage, rusosan and reash as required.
7. Maintenance of City owned buildings, property and public places.
The division shall have such other powers and duties as the Council may prescribe.
B. Division of Zonlag and Building Inspection. The Division of Zonlag and Building Inspection shall be responsible for the enforcement of the Zonlag and Building Codes of the City, the housing code and environmental health and safety ordinances and ordinances. nances providing for the regulation and abatement of nuisances. This division shall have such other duties as may be prescribed by the Osunell. Section 5.06. Department of Planning.

There may be a Department of Planning which can be established at the discretion of

the Council. It is the inlent of this Charter that the City shall continue to use the ser vices of professional planning consultants until such time as cost and expediency dictate otherwise. When such a department is created, the Director of Planning shall be responsible for the Department of Planning. He shall have the duty of assisting and addising the City Manager, the Council and the Planning Commission of the City on City. planning, and he shall maintain a comprehensive plan of development and land use. The Department of Planning shall also assist and advise the Division of Zoning and Bullding Inspection on matters involved in the enforcement of the Zoning Ordinance of the City and shall also advise any other department, commission or agency of the City concerning the effect that any action such department, commission or agency may have n the plan of development.

Section 5.07. Department of Special Services

There may be a Department of Special Services which can be established at the discretion of the Council. The Director of Special Services shall be responsible for the aucretion of the Council. The Director of Special Services shall be responsible for the a pervision and direction of such City functions and operations as may be assigned fro time to time to the Department of Special Services by the Council. The Department of time to direct on the Department of special services by the Counter. He Department of Special Services shall be responsible for those muticipal services designed primarily toward the advancement of the physical and intellectual confort and well-being of the inhabitants of the City, cultural sativities, and the improvement and beautification of the environment of the City. Within the Department of Special Services there may be services used as, but not limited to, parks, ercreation, theory, Councel of the Arta, senior citizen housing, youth services, beautification, ecology and public health. Section 5 02 Interim Linkson

The functions of the Department of Planning and the Department of Special Services will be the responsibility of the City Manager until these departments are created.

ARTICLE VI GENERAL FINANCE : =

The fiscal year of the City shall begin on the first (1st) day of July and end on the thirtieth (30th) day of June of the following year. Such year shall constitute the budget year of the City government. Section 6.02. Budget Procedure As remuted by the City.

As required by the City Manager, each City officer shall submit to the City-Manager an itemized estimate of the expenditures for the text fiscal year, for the department of activities under his direction. The City Manager shall prepare a complete itemized budget proposal for the next fiscal year and shall submit it to the Council not later than its first meeting in May.

Section 6.03. Budget Document

The budget document shall present a complete financial plan for the ensuing fiscal year. It shall include at least the following information:

A Detailed estimates of all anticipated revenue of the City from sources other than laxes and borrowing, with a comparative statement of the amounts received by the City from each of the same or similar sources for the last preceding and current fiscal

B. An estimate of the amount of money to be raised from current and delinquent taxes which, together with income from other sources, will be necessary to meet the proposed expenditures and commitments of the City government during the ensuing year:

C. Detailed estimates of all proposed expenditures for each department and office of the City showing the expenditures for corresponding items for the current and last pre-ceding fiscal year, with reasons for increases and decreases recommended, as compared with appropriations for the current year,

D. A statement of the estimated balance for the end of the current fiscal year;

E. Statements of the bonded and other indebtedness of the City showing the debt redemption and interest requirements, the debt authorized and unissued, and the amount to be raised from bond issues:

F. Funds established for special purposes by a vote of the electorate either as a special assessment or as an <u>ad-valorem</u> tax shown separately in the budget document both as to expenditure and as to source of revenue; and

G. Such other supporting schedules as the Council may deem necessary

Section 6.01. Budget Hearing

A copy of the hudget proposal shall be on file and available to the public during office bours in the office of the City Clerk for a period of not less than one (i) week prior to the public hearing on the adoption of the budget by the Council. Notice that the pro-posed budget is on file with the City Clerk and notice of the time and place of the public hearing thereon shall be published by the City Clerk according to law. In a newspaper of general circulation in the City: pravided, however, that failure to give such notice shall not invalidate the adoption of any budget. Said public hearing shall be held on or before the first meeting of the Council in June.

before the first meeting of the Council in June.

Section 6.05. Adoption of Budget

After the public hearing and not later than the first meeting in June, the Council shall, by resolution, adopt the budget for the next listed year and shall in such resolution make an appropriation of the money needed for municipal purposes during the ensuing fiscal year of the City and provide for a levy of the amount necessary to be raised by taxes upon real and personal property for municipal purposes, which levy shall not exceed the stated Charter tax rate limit.

Section 6.06. Changes in Budget Appropriations

Section 5.06. Changes in Budget Appropriations
The Conneil may make additional appropriations during the fiscal year for unanticipated expenditures required of the City but such additional appropriations shall not exceed the amount by which actual and anticipated revenues of the year are exceeding the revenues as estimated in the budget unless the appropriations are necessary to re-lieve an emergency endangering the public health, peace or safety. The Council may appropriate funds in the hands of the Treasurer, providing that funds raised or collected by ad valurem tax for special purposes by a vote of the electorate or as a special assessment may not be transferred for another use.

Section 5.0. Thirty Council Section 6.07. Budget Control

At the beginning of each quarterly period during the fiscal year, and more often if required by the Council, the City Manager shall submit to the Council data showing the relation between the estimated and actual revenues and expenses to date; and if it shall appear that the revenues are less than anticipated, the Council shall reduce appropriations, except amounts required for debt and interest charges, to such a degree be necessary to keep expenditures within the reasonable revenues anticipated. It is the intent that in any fiscal year expenditures shall not exceed revenues plus unappropriated Surplus from previous years. The balance in any budget appropriation which has not been encumbered at the end of the fiscal year shall revert to the unappro-

printed surplus of the city.

Section 6.08. Capital Expenditure Projections

The City Manager shall submit to the Council at its first meeting in November, a five 631 year projection in such detail as the Council may require any offine major capital

expenditures or projects that are planned for the city.
Section 6.09. Depository
The Council shall designate the depository or depositories for provide for the regular deposit of all City money. The Council shall provide for su-security for City deposits as is authorized or permitted by the general laws of the state. n 6.19. Independent Audit

An independent audit shall be made of all accounts of the City in accordance with Section 2.11 of this Charter.

ARTICLE VII TAXATION

Section 7.01. Power to Tax and Secure Revenue

In order to carry out the purposes, powers and duties of City government established by this Charler, the City may assess, levy and collect taxes, rents, tolls, and excise or specific taxes.

Section 7.02. Charter Tax State Limit - Annual Tax Levy

The City shall levy an annual ad valorem tax in the manner set forth in this Article. Exclusive of any levies authorized by taw to be made beyond charter tax rate limita-tions, the annual ad valorem tax levy shall not exceed the following percentages of the slate equalized value of all real and personal property subject to taxation in the City.

Fiscal Year		Maxii	Maximum Tax Levy	
	1973-74		چېر د 16 mills کا ک	
	1974-75	-' 	M-17 miller - G EG	
	1975-76	0.7	r, (7 mills)	
	1976-77	. 0.1	3°r (8 mills)	
•	1977-78	0.1	re (8 mills)	
	1978-79	0.9	Yr (9 mills)	
	1979-80	, 0.9	9'r 19 mills)	
1980.81 and thereafter		. 10	C. (10 mills)	

A. Amending Charter Tax Rote Limit. The Charter tax rate limit may be incre only, by Charler amendment approved by a implority vote of the electors of the City voting at a general election or a special election colled for said purpose. Such Charler amendment may be made for general purposes or for any specially designated purpose.

providing that each specially designated purpose shall consist of a separate ballot ques-tion stating the nature of such purpose and the amount of ad valorem tax to be raised

to fund such purpose, except as provided by law.

13. Restrictions. Restrictions on use of funds collected for special purposes. Where any special tax levy shall be approved by Charter amendment by the electorate for a special tax levy shall be approved by Charter amendment by the electorate for a special flux levy shall be approved by Charter amendment by the electorate for a special flux levy shall be prohibited to use the funds so collected for other

tion) using more purpose in the state of the 4.09 of this Charter.

Section 1,004 Subjects of BARBOON The subjects of a state of the subjects of ad valorer taxation for municipal purposes shall be the same as for state, county, and school purposes under the general law. Except as otherwise provided by this Charter. City taxes shall be levied, collected, and returned in the manner provided by state law. The Giv shall likewise levy, collect and return state, county and school taxes as provided in the general laws of the State of Michigan. Section 7.04. Tax Day

Subject to the exceptions provided by and permitted by law, the taxable status of persorts and property shall be determined as of the thirty-first 131st day of December or such other date as may subsequently be provided by law, which day shall be deemed

section 7.05. Time for Making Assessment Rolls

The Assessor shall make and complete an assessment roll of the City to manner and form provided in the general lax law of the state, not later than the last working day in February of each year, On the first working day in March the Assessor shall lurn such assessment roll over to the Board of Review.

Section 7.06. Board of Review

Section 2.66. Board of Review

A Appointment and Qualifications. The Board of Review shall be appointed by the
Mayor, subject to the approval of the Council and shall be composed of three (3) persors having the qualifications required by this Charter for officers of the City, who are
taxpayers of the City and have been residents of the City for not less than three (3)
years, and who during their term of office shall not be City officers, employees, or appointees, or be nominees or candidates for elective City offices. The filing by a member of the Board of Review of his nomination petition for an elective City office or the fiting in the polar in review of its numbers per construction of a consent interest shall constitute a resignation from the Board of Review. The appointment of members of such Board shall be based upon their knowledge and experience in property valuation. The Council shall designate three [31] year staggered terms and each term shall commence January 1. Compensation of the members of the Board of Review shall be fixed by the Council. The members of said Board shall take the constitutional outh of office which shall be fitled with the Cuty Clerk.

B. Meetings of the Board of Review. The Board of Review shall convene during the

the constitutional data of other which shall be first with the city clerk.

B. Meetings of the Board of Review. The Board of Review shall convene during the list week in March of each year for the purpose of considering and correcting the roll. One (1) week after the first working day in March of each year, the assessment roll, as One 11) week after the first working day in March of each year, the assessment roll, as corrected, shall be open for public inspection. Notification shall be given by first class mail on or about one 11) week before the meeting of the Board of Review to owners of property according to the names of such owners and their addresses upon the tax roll, when their assessed valuation is increased by the Assessor or the Board of Review by five 15s percent or more over the state equalized valuation for said property as about notice or of the owner to receive it shall not invalidate any assessment roll or assess-ment thereon. The Board shall convene two 12s weeks after the first working day in March of each year, for the purpose of hearing the public, and shall continue in session for these OL consecutive working days, movided that on the third day, the Board shall for three GI consecutive working days, provided that on the third day, the Board shall remain in session until nine (9:00) o'clock P.M., and shall remain in session as many days thereafter as may be equivered for the completion of its dutles.

C. Organization and Functions of the Board of Review. On the first day of its meeting

in each year, the Board of Review shall elect one of its members chairman. The Asset in each year, the Board of review and refect one in smearines contributed to soon shall be Secretary of the Board and shall attend its meeting with the privilege of participating therein, but-without the right to vote upon any decision of the Board. It shall be the duty of the Assessor to keep a permanent record of all proceedings, and to enter therein all resolutions and decisions of the Board. Such record shall be filed with enter therein all resolutions and decisions of the Board. Such record shall be filed with, the City Clerk within thirty 1001 days after the adjournment of the Board. A majority of the incenters of the lixard shall constitute a quorum. For the purpose of reviewing and correcting assessments, the Board of Review shall have the same powers and perform like duties in all respects as are by the general tax law conferred upon and required of boards of review in townships. It shall hear the complaints of all persons considering themselves aggreed by fassessments, and if it shall appear that any person or property has been wrongfully assessed, or omitted from the roll, the Board shall correct the roll in such manner as it shall deem just. In all cases, the assessment roll shall be reviewed according to the facts existing on Tax Day and no change of the status of any property after said day shall be considered by the Board in making its decisions. Except as otherwise provided by law, no person other than the Board of Review shall make or authorize any change upon or additions or corrections to the assessment roll.

Section 2.02 Endorsement of Roll - Validity

make or authorize any change upon or additions or corrections to the assessment roil.

Section 7.07 Endorsement of Roil- Validity
After the floard of Review shall complete its review of the assessment roil, and on or before the first Monday in April in each year, a majority of its members shall endorse and sign a statement to the effect that the same is the assessment roil of the City for the year in which it has been prepared. The omission of such endorsement shall not night following the last day of the meeting of the Board of Review, the same shall be the assessment roil of the City for City taxes or real and personal property that may be authorized by law and under the provisions of this Charter and shall be conclusively unthorized by law and under the provisions of this Charter and shall be conclusively presumed by all courts and tribunals to be valid and shall not be set aside except for causes set forth in the general laws of the State.

Section 7.08. City Clerk to Certify Tax Levy
Within three (3) days after the Council has adopted the budget for the ensuing year. the City Clerk shall certify to the Assessor the total amount which the Council deter-mines shall be raised by general tax and all amounts of special assessments which the Council required to be assessed or reassessed upon any property or against any person

on 7 09. City Tax Itali

After the last day for the meeting of the Board of Review, the Assessor shall, upon receiving the certification of the several amounts to be raised, as provided in the preceding section, proceed forthwith to spread upon the assessment roll the several amounts determined by the Council to be charged, assessed, or reassessed against persons or property: and shall also proceed to spread the amounts of the general City lax according to and in proportion to the several valuations set forth in said assessment roll. For the purpose of avoiding fractions in computation, the Assessor may add to the amount of the several taxes to be raised not more than one (1) percent; said excess

shall belong in the City. Section 7.10. City Tax Roli Certified for Collection

After extending the taxes aforesaid and not later than the first day of June in each year, the Assessor shall certify said tax roll, and the Mayor shall annex his warrant thereto, directing and requiring the Treasurer Director of Finance - City to collect from the several persons named in the said roll the several sums mentioned therein opposit their respective names as a tax or assessment, and granting to him, for the purpose of collecting the taxes, assessments, and charges on such roll, all the power and immunities possessed by city treasurers for the collection of taxes under the general laws of the state.

Section 7.11. Tax Lirns on Property

Section 7.11. Tax Liens on Property
The City traces that suscessed shall become at once a debt due to the City from the
persons to whom they are assessed, and the amounts assessed on any interest in real
property shall on the first day of July become a lien upon such real property, and the
lien for such amounts and for all interest and other charges thereon shall continue until
payment thereof. All personal taxes shall also be a first lien, prior, superior, and paramount, upon all personal property of the persons so assessed from and after the lirst
day of July in each year and shall so remain until paid, which sald tax liens shall take
proceedings over all offect claims, engumbrances and liens upon said personal property precedence over all other claims, encumbrances and liens upon said personal property wholsoever, whether created by chaltel mortgage, execution, levy, judgment, or other wise, and whether arising before or after the assessment of said personal taxes, and no transfer of personal property assessed for taxes thereon shall operate to divest or destruy such lien except where such personal property is actually sold in the regular. course of retail trade. بالأعفقة فالماء المعافق بهيدتها