

HOUSE BILL No. 5900

April 16, 2002, Introduced by Rep. Switalski and referred to the Committee on Local Government and Urban Policy.

A bill to amend 1965 PA 261, entitled

"An act to authorize the creation and to prescribe the powers and duties of county and regional parks and recreation commissions; and to prescribe the powers and duties of county boards of commissioners with respect to county and regional parks and recreation commissions,"

by amending section 1 (MCL 46.351), as amended by 2000 PA 496.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 1. (1) The county board of commissioners of a county,
2 by resolution adopted by a 2/3 vote of all its members, may
3 create a county parks and recreation commission, which shall be
4 under the general control of the board of commissioners.

5 (2) The county parks and recreation commission shall consist
6 of the following ~~10~~ members:

7 (a) The chairperson of the county road commission or another
8 road commissioner designated by the board of county road
9 commissioners.

1 (b) The county drain commissioner.

2 (C) THE CHIEF ELECTED OFFICIAL OF EACH CITY, VILLAGE, OR
3 TOWNSHIP IN WHICH A PARK IS LOCATED. IF A PARK IS LOCATED IN
4 MORE THAN 1 CITY, VILLAGE, OR TOWNSHIP, THEN EACH OF THE RESPEC-
5 TIVE CHIEF ELECTED OFFICIALS SHALL BE MEMBERS OF THE COUNTY PARKS
6 AND RECREATION COMMISSION.

7 (D) ~~(c)~~ One of the following:

8 (i) In a county that elects a county executive under section
9 9 of 1973 PA 139, MCL 45.559, the county executive or a designee
10 of the county executive.

11 (ii) In a county with a population of 1,000,000 or less, the
12 chairperson of the county planning commission or another member
13 of the county planning commission designated by the county plan-
14 ning commission. In a county that does not have a county plan-
15 ning commission, the chairperson of the regional planning commis-
16 sion shall serve on the county parks and recreation commission if
17 that person is a resident of that county. If the chairperson of
18 the regional planning commission is not a resident of that
19 county, then the board shall, by a 2/3 vote, appoint a member of
20 the regional planning commission who is a resident of that county
21 to serve on the county parks and recreation commission.

22 (E) ~~(d)~~ Seven members appointed by the county board of
23 commissioners, not less than 1 and not more than 3 of whom shall
24 be members of the board of commissioners. AT LEAST 1 OF THE 7
25 MEMBERS APPOINTED UNDER THIS SUBDIVISION SHALL BE A RESIDENT OF A
26 CITY, VILLAGE, OR TOWNSHIP IN WHICH A PARK IS LOCATED.

1 (3) Of the members first appointed by the county board of
2 commissioners, 2 shall be appointed for a term ending 1 year from
3 the following January 1, 2 for a term ending 2 years from the
4 following January 1, and 3 for a term ending 3 years from the
5 following January 1. From then on, each appointed member shall
6 be appointed for a term of 3 years and until his or her successor
7 is appointed and qualified. Each term shall expire at noon on
8 January 1. A vacancy shall be filled by the county board of com-
9 missioners for the unexpired term.

10 (4) The county parks and recreation commission is an agency
11 of the county. The county board of commissioners may make rules
12 and regulations with respect to the county parks and recreation
13 commission as the board of commissioners considers advisable.
14 The members of the county parks and recreation commission are not
15 full-time officers, and the board of commissioners shall fix the
16 compensation of the members.

17 (5) "CHIEF ELECTED OFFICIAL" MEANS THE MAYOR OF A CITY, THE
18 PRESIDENT OF A VILLAGE, THE SUPERVISOR OF A TOWNSHIP, OR HIS OR
19 HER DESIGNEE.