

Proposal Number: 4

Name of Proposed Section: Powers of the City

Suggested Article: In General

Introduced by: Commissioner Cherry

Date Introduced: 10/8/2015

Date Reported for Second Reading: 5/12/2016

Date of Second Reading: 5/26/2016

Date Reported for Third Reading:

Date Passed:

Text:

A. The City has comprehensive home rule powers and all other powers conferred by the Michigan Constitution and State law. The City's powers are subject only to the limitations contained in this Charter or State law.

B. TO THE EXTENT ALLOWED BY LAW, THE CITY OF FLINT MAY ESTABLISH, OR ENTER INTO AN AGREEMENT TO ESTABLISH, AS PERMITTED BY LAW, AN INSURANCE SYSTEM TO PROVIDE, SUPPORT, SUPPLEMENT OR OTHERWISE ASSIST IN THE PROVISION OF AUTOMOBILE AND/OR PROPERTY INSURANCE FOR HOME OWNERS AND RENTERS FOR CITY RESIDENTS. NO LESS THAN SIXTY (60) DAYS PRIOR TO ANY LEGISLATIVE ACTION, THE CITY ATTORNEY SHALL ADVISE THE CITY COUNCIL AND MAYOR, IN WRITING, ON THE LEGAL REQUIREMENTS NECESSARY TO IMPLEMENT THE INSURANCE SYSTEMS CONTEMPLATED BY THIS CHAPTER AND WHETHER THERE EXISTS ANY LEGAL PROHIBITION TO IMPLEMENTING THE INSURANCE SYSTEM.

NO INSURANCE SYSTEM SHALL BE IMPLEMENTED WITHOUT THE MAYOR AND CITY COUNCIL JOINTLY COMMISSIONING A FEASIBILITY STUDY THAT MUST DEMONSTRATE THE ABILITY OF THE CITY TO FUND, SUSTAIN AND OPERATE THE INSURANCE SYSTEM IN A FISCALLY RESPONSIBLE MANNER. ANY INSURANCE SYSTEM IMPLEMENTED BY THE CITY SHALL BE DONE PURSUANT TO ORDINANCE ADOPTED NO LESS THAN 30 DAY AFTER INTRODUCTION OF SUCH ORDINANCE AND A PUBLIC HEARING NO LESS THAN 30 PRIOR TO ADOPTION OF SUCH ORDINANCE, AND IN ACCORDANCE WITH APPLICABLE LAWS. ¹

¹ Amended in Committee of the Whole 1/26/2017

CITY COUNCIL MAY, BY ORDINANCE, WITH REASONS STATED THEREIN, DISCONTINUE THE OPERATION OF ANY INSURANCE PROGRAM IMPLEMENTED UNDER THIS SECTION. NOTICE OF PROPOSED DISCONTINUATION SHALL BE MAILED BY FIRST CLASS POSTAGE TO THE PREMISES INSURED OR AS SHOWN ON THE INSURANCE POLICY.