

**CITY OF JONESVILLE
ORDINANCE NO. 223**

AN ORDINANCE TO AMEND CHAPTER 2, ARTICLE V, OF THE CODE OF ORDINANCES TO ADDRESS THE PURCHASE, SALE, AND LEASE OF PROPERTY.

THE CITY OF JONESVILLE ORDAINS:

Section 1. Chapter 2, Article V of the Code of Ordinances, Finance, shall be amended to read as follows:

ARTICLE V. FINANCE

DIVISION 1. GENERALLY

Secs. 2-121 – 2-140. Reserved.

DIVISION 2. PURCHASES, SALES, AND LEASES

Sec. 2-140. Manager as purchasing agent.

The city manager shall act as purchasing agent for all city offices and departments. The manager may delegate some or all of the duties as purchasing agent to another officer or employee provided that such delegation shall not relieve the manager of the responsibility of the proper conduct of those duties.

Sec. 2-141. Purchase of personal property and contractual services.

Purchases of personal property such as supplies, materials, or equipment, or of contractual services shall be made in accordance with a policy established by resolution of the city council, as well as the requirements of Chapter 13 of the Charter.

Sec. 2-142. Inspection and acceptance of materials.

The responsibility for the inspection and acceptance of all materials, supplies, and equipment shall rest with the ordering department.

Sec. 2-143. Disposition of personal property.

Surplus or excess personal property shall be disposed of in accordance with a policy established by resolution of the city council.

Sec 2-144. Purchase, sale, and lease of real property.

The city council shall establish the procedures for the purchase, sale, or lease of real property by resolution in accordance with the requirements of Chapter 13 of the Charter. The purchase, sale, or lease of real property shall not occur without competitive bids, except in the following circumstances:

- (1) The city council may acquire real property for governmental purposes by purchase or lease within the negotiated fair market value, or by acceptance of a donation of real property at no or nominal cost. Acquisition shall require the affirmative vote of the city council. Acquisition by eminent domain shall be in accordance with the appropriate sections of the Charter and state statute.
- (2) The sale of city owned real property conducted pursuant to the Declaration of Restrictions for the Jonesville Industrial Park.
- (3) City owned real property that is zoned primarily for residential use may be sold to the first person/entity offering to purchase the property at a price which the city council determines acceptable given market forces. Said property shall be publicly advertised for sale, in accordance with the policy of the city council.
- (4) City owned real property that does not have the size, access, or topography to accommodate development may be sold to owners of adjacent properties where the development potential and/or value of the adjoining property will be increased. Said sale may be by direct solicitation to an adjoining owner or by an unsolicited offer to the city.
- (5) Sale or lease of a city owned real property intended to accomplish a stated economic or community development objective may be completed by a process determined by the city council that is consistent with established policy.

Sec. 2-145. Limitations on powers to sell or lease property.

(a) City owned real property shall not be sold or disposed of without the city council first holding a public hearing nor without five (5) affirmative council votes, in accordance with Chapter 13 of the Charter.

(b) The city may not sell any park or cemetery or any part thereof unless the sale is permitted by the affirmative vote of five (5) persons on council and a majority of city electors voting on the proposed sale.

(c) The establishment, transfer, or assignment of any renting or leasing of city owned real property may be made only upon the approval of the city council, but said approval shall not be subject to referendum.

Section 2. Sec. 2-71. Purchasing Responsibilities, is hereby repealed in its entirety.

Section 3. Publication and Effective Date

This ordinance shall be in force and effect seven (7) days after its publication in a newspaper of general circulation within the City.

YEAS: Dean Adair II, Chris Grider, Brenda Guyse, George Humphries Jr., Andy Penrose, Annette Sands and Gerry Arno.

NAYS: None.

ABSENT: None.

ORDINANCE DECLARED ADOPTED ON DECEMBER 18, 2024.


Gerald E. Arno, Mayor

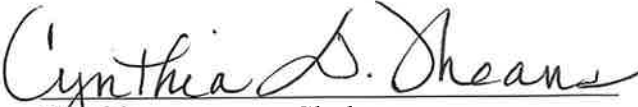

Cynthia D. Means, Clerk

CERTIFICATION

I, Cynthia D. Means, being the Clerk of the City of Jonesville, do hereby certify that the foregoing is a true and correct copy of the City of Jonesville Ordinance No. 223, passed on the 18th day of December, 2024. Further, I certify I caused the same to be published in a newspaper of general circulation within fifteen (15) days after adoption by the City Council of the City of Jonesville, County of Hillsdale and State of Michigan.

IN WITNESS WHEREOF, I have hereunto set my hand and seal this 23rd day of December, 2024.




Cynthia D. Means, Clerk