

Emergency Financial Manager of the City of Ecorse
(Directive No. 058)

**ORDER OF THE EMERGENCY FINANCIAL MANAGER OF
THE CITY OF ECORSE, COUNTY OF WAYNE, STATE OF
MICHIGAN, IMPLEMENTING THE REORGANIZATION
AND PROVISION OF SERVICES OF THE ECORSE FIRE
DEPARTMENT.**

WHEREAS, under the Local Government and School District Fiscal Accountability Act, Act 4, Public Acts of Michigan, 2011, as amended ("Act 4") and a Contract (the "Contract") between the State of Michigan and Joyce A. Parker, dated October 30, 2009, Joyce A. Parker has been appointed as the Emergency Manager (the "EM") of the City of Ecorse, County of Wayne, Michigan (the "City") and charged with the power and authority to take all actions necessary to develop and implement financial and operational plans to regulate expenditures, investments and the provision of services for the City of Ecorse in conformity with and using the powers set forth in Act 4 including the power to exercise the authority and responsibilities of the Mayor, as the Chief Administrative Officer of the City, and of the City Council, as the governing body of the City, concerning the adoption, amendment and enforcement of ordinances or resolutions affecting the financial conditions and operations of the City as provided in the Home Rule City Act, Act 279, Public Acts of Michigan, 1909, as amended ("Act 279");

WHEREAS, Act 4 provides to an EM the broad authority and power necessary to accomplish the financial and operational plans of the City, including, but not limited to, the authority to, among other things, make, approve or disapprove any appropriation, contract, expenditure, or loan, the creation of any new position, or filling a vacant position for the City (Section 19 (g)); consolidate or eliminate departments or transfer functions (Section 19 (n)); enter into agreements with other local governments, public bodies, or entities for the provision of services or the transfer of functions and responsibilities (Section 19 (y)); reject, modify, or terminate 1 or more terms and conditions of an existing collective bargaining agreement (Section 19 (k)); take any other action or exercise any power or authority of any officer, employee, department, board, commission, or other similar entity of the local government relating to the operation of the local government; the power of an emergency manager is superior to and supersedes the power of any officer or employee whether elected or appointed (Section 19 (1) (ee)) and, therefore, allows the Emergency Manager to exercise the power and authority necessary to properly accomplish the work.

WHEREAS, the Fire Department operations have been, over the years, significantly and disproportionately costly to the City due to financial inefficiencies concerning human resources and the delivery of services as set forth, in part, in the City of Ecorse Emergency Financial Plan, December 1, 2009.

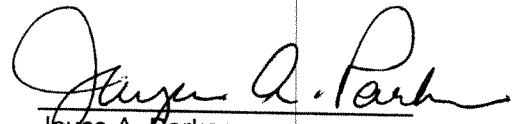
WHEREAS, the implementation of a financially and operationally sound reorganization plan of the Fire Department, which includes the outsourcing or privatization of emergency medical services, the reduction of full time fire fighters and the reassignment to part time employee status of certain fire fighters is critical and necessary to achieve the financial goals of the City and the Emergency Financial Plan. Therefore, an appropriate amendment to the City of Ecorse Emergency Financial Plan, December 1, 2009 will hereby be implemented through this Directive and Order so entered.

This Directive and Order is necessary in order to carry out the duties and responsibilities required of the Emergency Manager as set forth in Public Act 4, the contract between the Local Emergency Financial Assistance Loan Board and the Emergency Financial Manager and, additionally, is considered necessary to implement the financial and operational plans and goals of the City.

RESOLVED, IT IS HEREBY ORDERED BY THE EMERGENCY MANAGER OF THE CITY OF ECORSE, PURSUANT TO PUBLIC ACT 4 AND THE CONTRACT, THAT:

1. The City of Ecorse Emergency Financial Plan, December 1, 2009 is hereby amended through this Directive and Order consistent with the reorganization and other changes to the operations of the Fire Department set forth herein.
2. Effective July 8, 2011, the number of full time Fire Fighters is reduced from 14 to 6.
3. Effective July 8, 2011, those members of the bargaining unit who have less seniority than the six Fire Fighters referenced in paragraph 1 above, are reassigned as part-time employees with the Fire Department.
4. A member of the bargaining unit chooses to accept or decline the reassignment.
5. Effective July 8, 2011, all emergency medical services are performed by a private company.
6. Effective July 8, 2011, shifts are filled with the permanent employees.
7. Repeal. All orders of the EM, filed Emergency Financial Plans, resolutions of the City Council and parts of resolutions or orders in conflict with this Order are hereby repealed to the extent of such conflict.

IT IS SO ORDERED this 8th day of July, 2011.


Joyce A. Parker
Emergency Manager
City of Ecorse