

**Village of Vicksburg
Ordinance No. 293**

**ORDINANCE TO APPOINT THE VILLAGE OF VICKSBURG PLANNING
COMMISSION AS THE DOWNTOWN DEVELOPMENT AUTHORITY**

SECTION 1. The Village of Vicksburg Planning Commission (hereinafter referred to as the "Planning Commission") was previously constituted pursuant to the *Michigan Zoning Enabling Act*, Public Act 110 of 2006, as amended, MCL 125.3101 *et seq.* and the *Planning Enabling Act*, Public Act 33 of 2008, as amended, MCL 125.3801 *et seq.*

SECTION 2. The Planning Commission shall henceforth serve as the Board of the Village of Vicksburg Downtown Development Authority (hereinafter referred to as "DDA"), pursuant to MCL 125.4204(8). The term of each DDA member shall be the same as their term in office as a member of the Planning Commission. A DDA member may be removed under the procedure proscribed for removing a Planning Commission member.

SECTION 3. The Village President shall appoint the nine (9) members of the Planning Commission/DDA, subject to approval by a majority vote of the members of the Village Council. The Planning Commission and DDA shall be comprised of members of the community or surrounding communities as regulated by the *Planning Enabling Act*, Public Act 33 of 2008, as amended, MCL 125.3801 *et seq.*

SECTION 4. The Chairperson and all officers of the Planning Commission shall hold the same titles on the DDA. The Planning Commission and DDA shall hold at least one regular meeting in each quarter of the year or special meeting as needed. It shall adopt rules for the transaction of business and shall keep a record of its resolutions, transactions, findings, and determinations, which record shall be a public record. All meetings shall be noticed and recorded in accordance with the *Open Meetings Act*, Public Act No. 267 of 1976, as amended.

SECTION 5. Members of the DDA shall serve without compensation, but may be reimbursed for actual and necessary expenses in an amount and manner as proscribed by the Village Council. Members of the Planning Commission shall be compensated as outlined by resolution of the Village Council.

SECTION 6. The DDA shall have such powers and duties as are granted to the Village DDA by the statutes of the State of Michigan and any Ordinance of the Village including, but not limited to, those powers and duties provided in the Recodified Tax Increment Financing Act, Act 57 of 2018, being MCL 125.4101 *et seq.*

SECTION 7. If any section, subsection, sentence, clause or phrase of this Ordinance is, for any reason, held to be invalid or unconstitutional, such decision shall not affect the validity or constitutionality of the remaining portions of this Ordinance. The Village of Vicksburg declares that it would have passed this Ordinance and each section,

subsection, clause, or phrase hereof, irrespective of the fact that any one or more section, subsections, sentences, clauses, or phrases be declared unconstitutional.

SECTION 8. That this Ordinance and the related rules, regulations, provisions, requirements, orders and matters established shall take effect immediately upon publication, except any penalty provisions which shall take effect 20 days after publication, pursuant to MCL 66.1; MSA 5.1271.

SECTION 9. Repealer – All prior Ordinances, or parts of Ordinances, in conflict with this Ordinance are repealed only to the extent necessary to give all provisions of this Ordinance full effect.

SECTION 10. Notice – Within 14 days of the adoption of this Ordinance, the Village Clerk shall transmit a copy of this Ordinance to the Michigan Secretary of State's Office of the Great Seal.