

**STATE OF MICHIGAN**  
**COURT OF APPEALS**

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LINSEY PORTER,

Plaintiff-Appellee,

v

CITY OF HIGHLAND PARK,

Defendant-Appellant.

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UNPUBLISHED

May 30, 2006

No. 263470

Wayne Circuit Court

LC No. 04-419307-AA

Before: Jansen, P.J., and Neff and Zahra, JJ.

JANSEN, P.J. (*concurring*).

I question the constitutionality of MCL 141.1221(1)(q), which purports to grant emergency financial managers the authority to suspend the salaries of local elected officials. Assuming *arguendo* that MCL 141.1221(1)(q) is constitutional, I also question whether it may be retroactively applied to the actions of the emergency financial manager in this case. However, because I am bound by MCR 7.215(J)(1) to follow this Court's decision in *Attorney General v Flint City Council*, 269 Mich App 209; \_\_\_ NW2d \_\_\_ (2005), I must concur in the result reached by the majority opinion.

/s/ Kathleen Jansen