

City of Mackinac Island

City Hall, 7358 Market Street, P.O. Box 455, Mackinac Island, MI 49757-0455

Resolution No. 26-009

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CITY OF MACKINAC ISLAND RESOLUTION MACKINAC ISLAND, MICHIGAN, MACKINAC COUNTY

A RESOLUTION TO CALL A SPECIAL ELECTION AND TO APPROVE BALLOT LANGUAGE FOR SUBMISSION TO THE QUALIFIED ELECTORS OF THE CITY OF MACKINAC ISLAND OF THE QUESTION OF ADOPTION OF 2026 LOCAL ACT 1 (SENATE BILL 304), AMENDING 1899 LOCAL ACT 437 (THE CHARTER OF THE CITY OF MACKINAC ISLAND)

WHEREAS, the City of Mackinac Island (“City”) is a special charter city organized and existing under 1899 Local Act 437, as amended (the “Charter”); and

WHEREAS, on June 3, 2026, Governor Whitmer signed Senate Bill 304 into law, enacted as 2026 Local Act 1 (hereafter “2026 LA 1”), which amends Section 1 of Chapter IX and Section 1 of Chapter XVI of the Charter to grant the City authority to license and regulate all aspects of ferry service to and from the City, including but not limited to the establishment of fares, fees, and related charges; and

WHEREAS, Enacting Section 1 of 2026 LA 1 provides that the amendatory act does not take effect unless approved by a majority of the qualified electors of the City voting on the question, that the question is to be submitted to the qualified electors of the City at the next regular election held not less than sixty (60) days after the effective date of 2026 LA 1, or at a special election called for that purpose, and that, if approved, the amendment takes effect ten (10) days following certification of the election results; and

WHEREAS, 2026 LA 1 prescribes the substantial form of the question to be placed before the electors; and

WHEREAS, the Council has determined that it is in the best interest of the City and its electors to submit the question described herein to the qualified electors of the City at a special election, rather than at the next regular municipal election, and that November 3, 2026 – a regular election date under Section 641 of the Michigan Election Law, MCL 168.641(1) – is available for that purpose and satisfies the sixty (60) day minimum interval prescribed by Enacting Section 1 of 2026 LA 1; and

WHEREAS, the City Clerk has confirmed that certification of the question described herein to the Mackinac County Clerk on or before the date set forth in Section 3 of this Resolution will satisfy the filing deadline of Section 646a of the Michigan Election Law, MCL 168.646a, being not later than 4:00 p.m. on the twelfth Tuesday preceding the special election; and

WHEREAS, the Council desires to call the special election and to approve the ballot language to be submitted to the electors, all as set forth below;

City Clerk: (906) 847-3702
City Treasurer/Assessor: (906) 847-6002

Mayor's Assistant: (906) 847-6556
Building & Zoning: (906) 847-4035
Fax: (906) 847-6430

Police Administration: (906) 847-3345
Fire Administration: (906) 847-8159

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Mackinac Island as follows:

1. **Special Election Called.** Pursuant to Enacting Section 1 of 2026 LA 1 and the Michigan Election Law, 1954 PA 116, MCL 168.1 et seq., the Council hereby calls a special election to be held within the City on Tuesday, November 3, 2026, for the purpose of submitting to the qualified electors of the City the question of adoption of 2026 LA 1, amending Section 1 of Chapter IX and Section 1 of Chapter XVI of the Charter.
2. **Ballot Language Approved.** The Council hereby approves the following ballot question, submitted in substantially the form prescribed by Enacting Section 1 of 2026 LA 1, for placement on the ballot at the special election called in Section 1 of this Resolution:

Local Act 1 of 2026 is an act to amend 1899 LA 437, entitled "An act to vacate the Township of Holmes and Village of Mackinac in Mackinac County, State of Michigan, and to Incorporate the City of Mackinac Island in said Mackinac County," by amending section 1 of chapter IX and section 1 of chapter XVI; and to provide for a referendum.

Local Act 1 of 2026 would:

- Enable the City of Mackinac Island to regulate all aspects of ferry service to and from the city, or from one point of the city to another.
- Authorize the City of Mackinac Island to set all charges and prices for, or in connection with, transportation of people and property by ferry including, but not limited to:
 - Baggage fees;
 - Early or priority boarding fees;
 - Fees and charges for parking vehicles by people accessing ferry services, whether within the city or on the mainland;
 - All other fees and charges in connection with ferry services.
- Not diminish any authority provided by other statutes to any city, village or township.

Shall Local Act 1 of 2026 be adopted:

☐ Yes

☐ No

3. **Certification to County Clerk.** The City Clerk is directed to certify the ballot question set forth in Section 2 of this Resolution to the Mackinac County Clerk not later than 4:00 p.m. on August 11, 2026, being the twelfth Tuesday preceding the special election, in accordance with Section 646a of the Michigan Election Law, MCL 168.646a, and to take all other actions necessary or appropriate to place the question on the ballot, including transmittal of this Resolution and the approved ballot wording to the Michigan Secretary of State, Bureau of Elections, as may be required.

4. **Notice of Election.** The City Clerk is directed to transmit notice of the special election to the Mackinac County Clerk and the Mackinac County Election Commission, as applicable, and to provide the necessary documents to the County Clerk to publish and notice the special election in the manner and within the time required by the Michigan Election Law.
5. **Election Administration.** The special election shall be conducted, and the returns thereof canvassed and certified, in the manner provided by the Michigan Election Law, MCL 168.1 et seq., for special elections in cities, and in accordance with applicable ordinances and procedures of the City.
6. **Effective Date of Charter Amendment.** If a majority of the electors voting on the question at the special election called herein vote in favor of adoption, as determined by the canvass of votes cast, 2026 LA 1 shall take effect ten (10) days following certification of the election results, as provided in Enacting Section 1 of 2026 LA 1.
7. **Authorization.** The Mayor, City Clerk, and City Attorney are each authorized and directed to execute such certificates and documents, and to take such further action, as may be necessary or convenient to carry out the purpose and intent of this Resolution.
8. **Severability.** If any section, clause, or provision of this Resolution is held invalid or unenforceable for any reason, such invalidity shall not affect the remaining sections, clauses, or provisions of this Resolution, which shall remain in full force and effect.
9. **Effective Date of Resolution.** This Resolution shall take effect immediately upon adoption.

ADOPTED by the City Council of the City of Mackinac Island, Michigan, at a regular meeting held on August 5, 2026, at 4:00 pm, at which a quorum was present.

AYES: _____

NAYS: _____

ABSENT: _____

RESOLUTION DECLARED ADOPTED.

I, the undersigned, the duly qualified and acting Clerk of the City of Mackinac Island, Michigan, do hereby certify that the foregoing is a true and complete copy of a resolution adopted by the City Council of the City of Mackinac Island at a meeting held on August 5, 2026, and that public notice of said meeting was given, and said meeting was conducted, in full compliance with the Michigan Open Meetings Act, 1976 PA 267, MCL 15.261 et seq.

Danielle Leach, City Clerk
City of Mackinac Island, Michigan