



AGENDA ITEM SUMMARY FORM

MEETING DATE: 06/12/23

PREPARED BY: Cheryl Rottmann, City Clerk and City Attorney J. Sherman

AGENDA ITEM CONTENT: Proposal No. 2, Officers, Qualifications - Amendment

AGENDA ITEM SECTION: Reports

BUDGETED AMOUNT:

FUNDS REQUESTED:

FUND:

EXECUTIVE SUMMARY:

On May 22, 2023 City Council approved five proposals to be included on the ballot for the November 7, 2023 election. As required, the city submitted the approved resolutions to the State of Michigan's Governor and Attorney General for review and comment. Yesterday, we received comment back from the Attorney General's office that four of the five proposals were approved by their office, the fifth proposal had a minor issue of being over the 100-word minimum ballot language as required by Section 21(2) of the Home Rule City Act. They suggested a text revision which is attached. The changes are minor and do not change the context or meaning of the proposal.

RECOMMENDATION:

Based on the recommendation of the State of Michigan, staff recommends City Council approve a motion to amend CM-23-129 to modify the language to be within 100 words (exclusive of caption) and consistent with requirements of Section 21(2) of the Home Rule City Act, as follows:

(Officers, Qualifications) – Proposal No. 2

Currently, Section 5.1 requires, in order to be eligible to be a candidate for election as mayor or council member, that a candidate for mayor or council must resign from any Madison Heights elective office and from elective office in any other local government unit. The proposed amendment states that no candidate for mayor or city council must resign from their current elected offices in the city or any other local unit until they win election as mayor or city council member. If approved, the revision takes effect with the 2025 regular city election and continues until otherwise amended.

Shall the proposed amendment to Section 5.1 be adopted?