

CHARTER REVISION COMMITTEE MINUTES - Draft**June 30, 2008**

A meeting of the Troy Charter Revision Committee was held June 30, 2008, at City Hall, 500 W. Big Beaver Road. Chairman Daniel Bliss called the Meeting to order at 3:03 PM.

ROLL CALL:

PRESENT: Lillian Barno, Maryann Bernardi, Daniel Bliss, Jerry E. Bloom, Shirley Kanoza, Cynthia A. Wilsher
ABSENT: Mark Solomon
ALSO PRESENT: City Attorney Lori Bluhm, City Clerk Tonni Bartholomew, Deputy City Clerk Barbara Pallotta

RESOLUTION TO EXCUSE MEMBER:

Resolution #CR-2008-06-006
 Moved by Kanoza
 Seconded by Wilsher

RESOLVED, That Member Solomon be **EXCUSED** from the meeting of June 30, 2008.

Yes: Barno, Bernardi, Bliss, Bloom, Kanoza, Wilsher
 No: None
 Absent: Solomon

MOTION CARRIED**APPROVAL OF MINUTES: May 22, 2007**

Resolution #CR-2008-06-007
 Moved by Kanoza
 Seconded by Barno

RESOLVED, That the Charter Revision Committee Minutes of May 22, 2008 are hereby **APPROVED** as presented.

Yes: Barno, Bernardi, Bliss, Bloom, Kanoza, Wilsher
 No: None
 Absent: Solomon

MOTION CARRIED**PROPOSED CHARTER AMENDMENTS:****SECTION 6.2(g) –VACANCIES IN ELECTED OFFICE**

Member Bernardi sees a contradiction in the proposed ballot language that was previously approved by the Committee.

Chair Bliss briefly reviewed the committee review process.

Proposed Resolution to Approve Proposed Ballot Language to Amend Section 6.2(g) – Vacancies in Elected Office – Troy City Charter

Resolution
Moved by Bliss
Seconded by Kanoza

RESOLVED, That the Charter Revision Committee hereby **RECOMMENDS** the proposed ballot language to amend Section 6.2(g) – Vacancies In Elected Office of the Troy City Charter for referral to City Council as follows:

A PROPOSAL TO AMEND THE TROY CITY CHARTER SECTION 6.2 – VACANCIES IN ELECTIVE OFFICE

Shall Section 6.2 of the Troy Charter, which discusses vacancies in elective office, be revised to allow members of Council, whose terms are expiring at the next municipal election, to file for an office other than their own without resigning from Council by deleting the wording of the current Section 6.2(g) in its entirety and inserting “Any member of City Council whose term is not expiring at the next municipal election, filing a petition for any City elective office, except to succeed oneself, shall resign from their current Council position prior to the filing deadline of the municipal election.”?

YES ___ NO ___

A brief discussion continued on the proposed wording.

Vote on Resolution to Approve Proposed Ballot Language to Amend Section 6.2(g) – Vacancies in Elected Office – Troy City Charter

Resolution #CR-2008-06-008
Moved by Bliss
Seconded by Kanoza

RESOLVED, That the Charter Revision Committee hereby **RECOMMENDS** the proposed ballot language to amend Section 6.2(g) – Vacancies In Elected Office of the Troy City Charter for referral to City Council as follows:

A PROPOSAL TO AMEND THE TROY CITY CHARTER SECTION 6.2 – VACANCIES IN ELECTIVE OFFICE

Shall Section 6.2 of the Troy Charter, which discusses vacancies in elective office, be revised to allow members of Council, whose terms are expiring at the next municipal election, to file for an office other than their own without resigning from Council by deleting the wording of the current Section 6.2(g) in its entirety and inserting “Any member of City Council whose term is not expiring at the next municipal election, filing a petition for any City elective office, except to succeed oneself, shall resign from

their current Council position prior to the filing deadline of the municipal election.”?

YES ___ NO ___

Yes: Barno, Bliss, Bloom, Wilsher
No: Bernardi, Bloom
Absent: Solomon

MOTION CARRIED

SECTION 9.16.5 – MILLAGE RATE LEVY LIMITATION

It was explained the reason this item is back before the Committee is due in part because members requested that the entire committee be present to review the proposed language. It was explained that the same initiatory petitions are immediately submitted to the Attorney General for approval upon validation of signatures. However, the Attorney General will only approve ballot language if it is in the form of a question. Four City Council members could approve a modification of the form of the proposed ballot language.

Vote on Resolution to Approve Proposed Ballot Language to Amend Section 9.16.5 – Millage Rate Levy Limitation – Troy City Charter

Resolution #CR-2008-06-009
Moved by Bloom
Seconded by Barno

RESOLVED, That the Charter Revision Committee hereby **RECOMMENDS** the modification of the form of proposed ballot language to amend Section 9.16.5 – Millage Rate Levy Limitation of the Troy City Charter for referral to City Council proposed by City Administration as follows:

A PROPOSAL TO AMEND THE TROY CITY CHARTER BY ADDING SECTION 9.16.5 – MILLAGE RATE LEVY LIMITATION

Shall Section 9.16.5 regarding Millage Rate Levy Limitation, be added to the Troy City Charter as follows:

“Section 9.16.5 – Millage Rate Levy Limitation:

The Council shall not increase the millage rate imposed pursuant to Section 9.16 of this charter above a current rate actually imposed, levied, and collected unless the increased rate shall be first approved by a majority of the City electors voting on the question.”?

YES ___ NO ___

Yes: Barno, Bernardi, Bliss, Bloom, Kanoza, Wilsher
No: None
Absent: Solomon

MOTION CARRIED

PUBLIC COMMENT:

- Robert Gosselin -Questioned the validity of the opinion that the petition must be in the form of a question.
-Disagreed with comments made in regard to the circulation of petitions in an article in the Observer Eccentric.
- Audre Zembrzuski -Discussed the language in Section 6.2(g)-Vacancies In Elected Office of the Troy City Charter and how it impacted a former City Council Member and therefore disagrees with the action taken today in regard to the proposed ballot language.
- Edward Kempen -Expressed his appreciation for the hard work of City Staff and the Charter Revision Committee for being a part of the democratic process in bringing forward the issue from the petition to the voters.
- Frank Howrylak -Expressed his appreciation in the approval of the proposed ballot language for Section 9.16.5 – Millage Rate Levy Limitation.
-Disagreed with comments made in regard to the circulation of petitions in an article in the Observer Eccentric
- John Witt -Discussed the value and legitimacy of petitions as a means to place a question on the ballot.

ADJOURNMENT

Meeting **ADJOURNED** at 3:58 PM.

Daniel Bliss, Chair

Tonni L. Bartholomew, City Clerk