



CITY COUNCIL REPORT

TO: Members of the Troy City Council

FROM: John Szerlag, City Manager
Lori Grigg Bluhm, City Attorney
Tonni L. Bartholomew, City Clerk

SUBJECT: Act 164 Library – 11/02/10 General Election Ballot Question

Background:

- State law provides for voter submitted petitions to establish an independent library, under 1877 PA 164. MCL 397.201a provides:

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Free public library in city; establishment; petition for tax; notice; form of ballot; library fund; preparing and reporting estimate of money necessary for support and maintenance; tax additional to tax limitation.

Fifty voters of a city may present to the clerk of the city a petition asking that a tax be levied for the establishment of a free public library in that city and specifying a rate of taxation not to exceed 2 mills on the dollar. The tax may be of unlimited duration or the petition may specify the number of years for which the tax shall be levied. The clerk, in the next legal notice of the regular election in that city, shall give notice that at the election every voter may vote upon the proposition. The notice shall specify the rate and any duration of taxation mentioned in the petition.

- The City Clerk received a petition on Friday, July 16, 2010 which satisfies the above referenced statutory provision.
- The deadline for voter initiated petitions for November 2, 2010 General Election ballot question submittals is August 10, 2010.
- As required by State Statute, the Clerk shall file ballot language with the County Clerk on or before August 24, 2010.
- The language as indicated on the petition is as follows:

“We, the undersigned qualified and registered electors, residents in the City of Troy in the County of Oakland, State of Michigan, respectively petition for: a vote

on the question of whether a tax of .9885 mill for a period of ten (10) years (beginning in the year 2011) should be levied in the City of Troy for the establishment of a public library in the City of Troy pursuant to Section 10.a of the City, Village and Township Libraries Act, 1877 PA164.

- The petitioner has also submitted ballot language to the City, which will be forwarded to the Oakland County Clerk, as required by statute. It is as follows:

**CITY OF TROY
LIBRARY MILLAGE PROPOSAL**

Shall the tax limitation imposed on all taxable real and tangible personal property within the City of Troy, Oakland County, Michigan, be increased for said City in an amount not to exceed .9885 mill (\$.9885 on each \$1,000 of taxable value) for a period of ten (10) years, 2011 to 2020 inclusive, to provide funds for establishing, operating, and equipping a public library in the City of Troy pursuant to Section 10a of 1877 PA 164 and for all other library purposes authorized by law; and shall the City levy such new additional millage for said purpose; the estimate of the revenue the City will collect if the millage is approved and levied in the 2011 calendar year is approximately \$4,280,000? As required by law, revenue from this millage will be disbursed into a dedicated library fund that is under the exclusive control of an independent public library board.

Yes

No