

## CITY COUNCIL REPORT

TO: Members of the Troy City Council

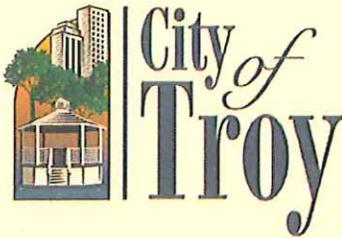
FROM: John Szerlag, City Manager  
Lori Grigg Bluhm, City Attorney  
Tonni L. Bartholomew, City Clerk

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

### Background:

- State law provides for voter submitted petitions for an Act 164 free library.
  - 397.210a 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.
    - Sec. 10a.
 

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 second petition on Monday, August 2, 2010 and two additional petitions on Wednesday, August 4, 2010. All three petitions appear to meet 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. Once available, ballot language will be forwarded to the City Council as an Agenda Report and Communication.
- Ballot language will mirror the petition language as closely as possible and will meet all statutory requirements. The language as indicated on the petitions are attached.



# AFFIDAVIT OF RECEIPT PETITION FILING

TYPE OF PETITION: Millage Proposal  
FILER'S NAME: William Redfield  
(Print or Type)

E-Mail: \_\_\_\_\_  
 Estimated  
 Actual  
Number of Signatures: 70

By signing this affidavit, I hereby swear that the statements made above are true and complete.

SIGNATURE OF PERSON FILING PETITIONS: By William M. Redfield, Millage Proposal Deserved w/o Prej  
JCC1-308

Subscribed and sworn to before me this \_\_\_\_\_ Name of Notary: MAileen Bittner  
2 day of August, 2010 County: Oakland  
MAileen Bittner Comm. Expires: January 22, 2014  
(Signature of Notary)

**FOR OFFICE USE ONLY**  
DATE OF FILING: August 2 2010 ✓ 20081  
RECEIVED BY: MAileen Bittner  
Minimum # of Valid Signatures Required: 50  
Number of Petition Sheets Included in the Filing: 6  
\*Number of Signatures Included in the Filing: 70  
**\*Note:** Use actual count of number of signatures included in filing if possible. If an actual count is not used; use estimate provided by the filer.  
**ALL candidate filings are public information as soon as they are submitted.**

8/2/2010 9:24am  
J. Barton  
**DATE STAMP**

- Instructions for distribution of copies:**
- Return original affidavit to filer
  - Retain copy of affidavit for Clerk's file.

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 .9585 mill (\$.9585 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 \$ 4,150,000. 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

# COUNTY/LOCAL PROPOSAL PETITION

216

City  
 Township  
 Village of  
 Troy

We, the undersigned qualified and registered electors, residents in the \_\_\_\_\_ in the County of, Oakland, State of Michigan, respectively petition for:

a vote on the question of whether a tax of .9585 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 10a of the City, Village and Township Libraries Act, 1877 PA 164.

**WARNING - A PERSON WHO KNOWINGLY SIGNS THIS PETITION MORE THAN ONCE, SIGNS A NAME OTHER THAN HIS OR HER OWN, SIGNS WHEN NOT A QUALIFIED AND REGISTERED ELECTOR, OR SETS OPPOSITE HIS OR HER SIGNATURE ON A PETITION, A DATE OTHER THAN THE ACTUAL DATE THE SIGNATURE WAS AFFIXED, IS VIOLATING THE PROVISIONS OF THE MICHIGAN ELECTION LAW.**

Signature	Printed Name	Street Address or Rural Route	Zip Code	DATE OF SIGNING		
				Month	Day	Year
✓ 1 <i>Kathleen A. Kalman</i>	Kathleen A. Kalman	250 Habrand	48098	8	1	10
2 <i>D. J. M. L.</i>	DANIEL MURPHY	1185 HARTWIG DR	48085	8	1	10
✓ 3 <i>Deborah Taylor</i>	Deborah Taylor	817 Randale Dr.	48085	8	1	10
✓ 4 <i>Brian Taylor</i>	Brian Taylor	817 Randale Dr.	48085	8	1	10
✓ 5 <i>Priscilla Bowen</i>	Priscilla Bowen	5315 Church Hill	48085	8	1	10
✓ 6 <i>Calvin Bowen</i>	Calvin Bowen	5315 Church Hill	48085	8	1	10
✓ 7 <i>Karen Woodgate</i>	Karen Woodgate	309 Paragon	48098	8	1	10
✓ 8 <i>Roberta Wishart</i>	ROBERTA WISHART	6437 MALVERN	48098	8	1	10
✓ 9 <i>Timothy M. Draylin</i>	Timothy M. Draylin	2224 Atlas Dr.	48083	8	1	10
✓ 10 <i>Patti Cooper-Koerner</i>	Patti Cooper-Koerner	2780 Shirley Dr Troy MI	48085	8	1	10
✓ 11 <i>L. Pagnucco</i>	L. PAGNUCCO	2232 RUSHMORE DR	48083	8	1	10

**CERTIFICATE OF CIRCULATOR**

The undersigned circulator of the above petition asserts that he or she is qualified to circulate this petition and that each signature on the petition was signed in his or her presence; and that, to his or her best knowledge and belief, each signature is the genuine signature of the person purporting to sign the petition, the person signing the petition was at the time of signing a qualified registered elector of the City, Township or Village listed in the heading of the petition, and the elector was qualified to sign the petition.

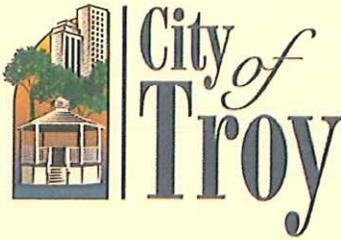
**WARNING - A CIRCULATOR KNOWINGLY MAKING A FALSE STATEMENT IN THE ABOVE CERTIFICATE, A PERSON NOT A CIRCULATOR WHO SIGNS AS A CIRCULATOR, OR A PERSON WHO SIGNS A NAME OTHER THAN HIS OR HER OWN AS CIRCULATOR IS GUILTY OF A MISDEMEANOR.**

**CIRCULATOR - DO NOT SIGN OR DATE**

**CERTIFICATE UNTIL AFTER CIRCULATING PETITION.**

By: *William M. Redfield* All Rights Reserved w/o Prejudice 8 / 1 / 10  
 (Signature of Circulator)  
 WILLIAM M REDFIELD  
 (Printed Name of Circulator)  
 TROY  
 (City, Township or Village Where Registered)  
 4451 Cypress Drive  
 Complete Residence Address (Street and Number or Rural Route) 48085  
 (Zip Code)





# AFFIDAVIT OF RECEIPT PETITION FILING

TYPE OF PETITION: millage Proposal

FILER'S NAME: Kathleen O'Laughlin  
(Print or Type)

E-Mail: \_\_\_\_\_  Estimated  Actual Number of Signatures: 69

By signing this affidavit, I hereby swear that the statements made above are true and complete.

SIGNATURE OF PERSON FILING PETITIONS: Kathleen O'Laughlin

Subscribed and sworn to before me this \_\_\_\_\_ Name of Notary: Cheryl A. Stewart  
4th day of August, 2010 County: Oakland  
Cheryl Stewart Comm. Expires: May 3, 2010  
(Signature of Notary)

**FOR OFFICE USE ONLY**

DATE OF FILING: August 4, 2010 ~~2008~~

RECEIVED BY: Cheryl Stewart

Minimum # of Valid Signatures Required: 50

Number of Petition Sheets Included in the Filing: 7

\*Number of Signatures Included in the Filing: 69

**\*Note:** Use actual count of number of signatures included in filing if possible. If an actual count is not used; use estimate provided by the filer.

**ALL candidate filings are public information as soon as they are submitted.**

2010 AUG 4 AM 9:09

DATE STAMP

- Instructions for distribution of copies:**
- Return original affidavit to filer
  - Retain copy of affidavit for Clerk's file.

2010 AUG 4 AM 9:09

# COUNTY/LOCAL PROPOSAL PETITION

## INSTRUCTIONS ON REVERSE SIDE

We, the undersigned qualified and registered electors, residents in the (check one)  City  Township  Village of Troy, in the County of Oakland

State of Michigan, respectively petition for: \_\_\_\_\_

a vote on the question of whether a tax of 0.9855 mill for a period of three (3) years (beginning in 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 10a of the City, Village and Township Libraries Act, 1877 PA 164.

**WARNING - A PERSON WHO KNOWINGLY SIGNS THIS PETITION MORE THAN ONCE, SIGNS A NAME OTHER THAN HIS OR HER OWN, SIGNS WHEN NOT A QUALIFIED AND REGISTERED ELECTOR, OR SETS OPPOSITE HIS OR HER SIGNATURE ON A PETITION, A DATE OTHER THAN THE ACTUAL DATE THE SIGNATURE WAS AFFIXED, IS VIOLATING THE PROVISIONS OF THE MICHIGAN ELECTION LAW.**

	SIGNATURE	PRINTED NAME	STREET ADDRESS OR RURAL ROUTE	POST OFFICE	DATE OF SIGNING		
					MONTH	DAY	YEAR
1.	<del>[Signature]</del>	<del>[Name]</del>	<del>[Address]</del>	<del>[Post Office]</del>	<del>[Month]</del>	<del>[Day]</del>	<del>[Year]</del>
✓ 2.	[Signature]	Beth Winters	4075 Washington Cres.	Troy MI 48085	8	2	2010
✓ 3.	[Signature]	BRIAN WATTLES	3864 LIVERNOIS	TROY MI 48083	8	2	2010
✓ 4.	[Signature]	Roxane DAYA	2541 MARCUS	TROY MI 48083	8	2	2010
✓ 5.	[Signature]	TIM EMMITT	4430 GREENSBORO	TROY MI 48085	8	2	2010
✓ 6.	[Signature]	Stephen Jaffe	1417 Madison Dr	Troy MI 48083	8	2	10
✓ 7.	[Signature]	Chris Hill	4970 Foxcroft	Troy MI 48085	8	2	10
NR 8.	[Signature]	MAREK ZYGADLO	1174 BOYD ST	Troy MI 48083	8	2	10
✓ 9.	[Signature]	Tom Horne	1878 CRIMSON	Troy MI 48083	8	2	10
NR 10.	[Signature]	BHUPAL REDDPALETY	2772 Charterdrive TROY MI	TROY MI 48083	08	02	10
✓ 11.	[Signature]	Mital MLOY.	4071 Keats Dr	TROY MI 48085	8	2	10
✓ 12.	[Signature]	Chris Kaley	9462 Holly Dr	Troy MI 48085	8	2	10

### CERTIFICATE OF CIRCULATOR

The undersigned circulator of the above petition asserts that he or she is qualified to circulate this petition and that each signature on the petition was signed in his or her presence; and that, to his or her best knowledge and belief, each signature is the genuine signature of the person purporting to sign the petition, the person signing the petition was at the time of signing a qualified registered elector of the City, Township or Village listed in the heading of the petition, and the elector was qualified to sign the petition.

**WARNING - A CIRCULATOR KNOWINGLY MAKING A FALSE STATEMENT IN THE ABOVE CERTIFICATE, A PERSON NOT A CIRCULATOR WHO SIGNS AS A CIRCULATOR, OR A PERSON WHO SIGNS A NAME OTHER THAN HIS OR HER OWN AS CIRCULATOR IS GUILTY OF A MISDEMEANOR.**

### CIRCULATOR - DO NOT SIGN OR DATE CERTIFICATE UNTIL AFTER CIRCULATING PETITION

Kathleen O'Loughlin \_\_\_\_\_ 8, 3, 10  
 (Signature of Circulator) (Date)

Kathleen O'Loughlin \_\_\_\_\_  
 (Printed Name of Circulator)

Troy \_\_\_\_\_  
 (City, Township or Village Where Registered)

2193 Isobell \_\_\_\_\_ 48083  
 Complete Address (Street and Number or Rural Route) (Post Office)

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 .9855 mill (\$.9855 on each \$ 1,000 of taxable value) for a period of three (3) 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 \$ 4,267,000? 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



# AFFIDAVIT OF RECEIPT PETITION FILING

TYPE OF PETITION: Millage Proposal

FILER'S NAME: Robert D. Outland  
(Print or Type)

E-Mail: \_\_\_\_\_

Estimated  
 Actual

Number of Signatures: 71

By signing this affidavit, I hereby swear that the statements made above are true and complete.

SIGNATURE OF PERSON FILING PETITIONS: Robert D. Outland

Subscribed and sworn to before me this \_\_\_\_\_ Name of Notary: Cheryl A. Stewart  
4th day of August, 2010 County: Oakland  
Cheryl Stewart Comm. Expires: May 3, 2012  
(Signature of Notary)

**FOR OFFICE USE ONLY**

DATE OF FILING: August 4, ~~2008~~ 2010

RECEIVED BY: Cheryl Stewart

Minimum # of Valid Signatures Required: 50

Number of Petition Sheets Included in the Filing: 6

\*Number of Signatures Included in the Filing: 71

**\*Note: Use actual count of number of signatures included in filing if possible. If an actual count is not used; use estimate provided by the filer.**

**ALL candidate filings are public information as soon as they are submitted.**

2010 AUG 4 AM 9:20  
  
**DATE STAMP**

**Instructions for distribution of copies:**

- Return original affidavit to filer
- Retain copy of affidavit for Clerk's file.

## **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 .9995 mill (\$ .9995 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 \$ 4,330,000? 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**

# COUNTY/LOCAL PROPOSAL PETITION

## INSTRUCTIONS ON REVERSE SIDE

We, the undersigned qualified and registered electors, residents in the (check one)  City } Troy, in the County of Oakland  
 Township }  
 Village of }

State of Michigan, respectively petition for: \_\_\_\_\_

**a vote on the question of whether a tax of .9995 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 10a of the City, Village and Township Libraries Act, 1877 PA 164.**

**WARNING - A PERSON WHO KNOWINGLY SIGNS THIS PETITION MORE THAN ONCE, SIGNS A NAME OTHER THAN HIS OR HER OWN, SIGNS WHEN NOT A QUALIFIED AND REGISTERED ELECTOR, OR SETS OPPOSITE HIS OR HER SIGNATURE ON A PETITION, A DATE OTHER THAN THE ACTUAL DATE THE SIGNATURE WAS AFFIXED, IS VIOLATING THE PROVISIONS OF THE MICHIGAN ELECTION LAW.**

	SIGNATURE	PRINTED NAME	STREET ADDRESS OR RURAL ROUTE	POST OFFICE	DATE OF SIGNING		
					MONTH	DAY	YEAR
1.	<i>[Signature]</i>	THOMAS E. NICKERSON	399 SCOTTSDALE TROY MI <del>48084</del>	48084	08	03	2010
2.	<i>[Signature]</i>	misty nickerson	399 Scottsdale Troy	48084	08	03	2010
3.	<i>[Signature]</i>	Jess Fogot	146 Minnie Troy	48084	08	03	10
4.	<i>[Signature]</i>	Karen Crusse	55 Timberview Dr	Troy 48084	08	03	2010
5.	<del><i>[Signature]</i></del>	<del>Kathleen Davis</del>	<del>3940 Lawson</del>	<del>Troy 48084</del>	<del>08</del>	<del>03</del>	<del>2010</del>
6.	<i>[Signature]</i>	Kathleen Davis	3940 Lawson	Troy 48084	08	03	2010
7.	<i>[Signature]</i>	Ydia Willis	125 HART	Troy 48098	8	3	2010
8.	<i>[Signature]</i>	Ross J PARPART	358 Ivy Ln Troy	48098	8	3	2010
9.	<i>[Signature]</i>	Jane Parpart	358 Ivy Lane Troy	48098	8	3	2010
10.	<i>[Signature]</i>	RANDY GREENWOOD	112 Kirk Ln Troy	48084	8	3	2010
11.	<i>[Signature]</i>	Sue Greenwood	112 Kirk Ln Troy	48084	08	03	2010
12.	<i>[Signature]</i>	ROBERT D. OUTLAND	38 TIMBERVIEW DR	Troy 48084	8	3	2010

### CERTIFICATE OF CIRCULATOR

The undersigned circulator of the above petition asserts that he or she is qualified to circulate this petition and that each signature on the petition was signed in his or her presence; and that, to his or her best knowledge and belief, each signature is the genuine signature of the person purporting to sign the petition, the person signing the petition was at the time of signing a qualified registered elector of the City, Township or Village listed in the heading of the petition, and the elector was qualified to sign the petition.

**WARNING - A CIRCULATOR KNOWINGLY MAKING A FALSE STATEMENT IN THE ABOVE CERTIFICATE, A PERSON NOT A CIRCULATOR WHO SIGNS AS A CIRCULATOR, OR A PERSON WHO SIGNS A NAME OTHER THAN HIS OR HER OWN AS CIRCULATOR IS GUILTY OF A MISDEMEANOR.**

### CIRCULATOR - DO NOT SIGN OR DATE CERTIFICATE UNTIL AFTER CIRCULATING PETITION

Robert D. Outland \_\_\_\_\_ 8.3.10 \_\_\_\_\_  
(Signature of Circulator) (Date)

ROBERT D. OUTLAND \_\_\_\_\_  
(Printed Name of Circulator)

Troy \_\_\_\_\_  
(City, Township or Village Where Registered)

38 TIMBERVIEW DR \_\_\_\_\_ 48084 \_\_\_\_\_  
Complete Address (Street and Number or Rural Route) (Post Office)