



AGENDA - City Council

DATE: July 31, 2023 6:00 PM City Council Chambers

- I. Call to Order
- II. Roll Call
- III. Pledge of Allegiance
- IV. Public Comment (Agenda Items)
- V. New Business
 - I. Council Comment
 - II. Resolution To Propose An Amendment To Charter Section 9.16 – Collection Fees
 - III. Resolution To Propose An Amendment To Charter Section 3.6 and Section 3.10 To Eliminate Primary Elections For City Officers
- VI. Public Comment (Non-Agenda Items)
- VII. Adjournment

Public Comment: Public Comments are limited to three minutes.

Live Stream: The meeting will be livestreamed to the Official City of Grosse Pointe Park YouTube Channel.

RESOLUTION TO PROPOSE AN AMENDMENT TO
CHARTER SECTION 9.16 – COLLECTION FEES

City of Grosse Pointe Park

**At a regular meeting of the City Council for the City of Grosse Pointe Park, Michigan,
held in the City Hall on the 31st day of August, 2023 at 6:00 PM, Eastern Time.**

Present Members:

Absent Members:

**Motion by Councilmember _____, seconded by Councilmember _____ to
adopt the following resolution:**

WHEREAS, MCL 117.21 provides that a legislative body may propose an amendment to its
Charter by 3/5 vote of the members elect;

WHEREAS, MCL 117.21 states that “form in which a proposed charter amendment or
question shall appear on the ballot, unless provided for in the initiatory petition, shall be
determined by resolution of the legislative body”;

WHEREAS, notice of this Council meeting was given in the manner prescribed by the
Open Meetings Act, Act No. 267, Public Acts of Michigan 1976, as amended;

WHEREAS, Chapter 9, Section 9.16, titled “Collection Fees” states as follows:

Section 9.16. Collection fees.

- a) All taxes paid on or before August thirty-first (31st) of each year shall be collected
by the Treasurer without collection fee. On September first (1st) he shall add to all
taxes paid thereafter a collection fee of one per cent (1%) of the amount of said
taxes and on the first (1st) day of October and of each succeeding month he shall
add an additional one-half of one per cent (1/2%) of said taxes as a collection fee.
Such collection fee shall belong to the city and constitute a charge and shall be a
lien against the property to which the taxes themselves apply, collectible in the
same manner as the taxes to which they are added.
- b) It is provided, however, that if delivery of the tax roll to the Treasurer, as provided
in Section 9.13, is delayed for any reason by more than thirty (30) days after June
fifteenth (15th), the application of the schedule of collection fees provided herein
shall be postponed thirty (30) days for the first thirty (30) days of such delay and

shall be postponed an additional thirty (30) days for each additional thirty (30) days, or major fraction thereof, of such delay.

WHEREAS, the City's past practice was to extend the deadline for payment of summer property taxes to September 14th in accordance with the General Property Tax Act.

WHEREAS, the City's past practice was not to collect an additional collection fee of one half of one percent (1/2%) for all past due taxes beginning on October 1st and the first of the month every month thereafter.

NOW THEREFORE BE IT RESOLVED that:

The members-elect of the legislative body of the City of Grosse Pointe Park propose that the following amendment to the City Charter shall appear on the ballot at the next regular election:

Section 9.16. Collection fees.

- a) All summer taxes paid on or before September 14th of each year shall be collected by the Treasurer without collection fee. On September 15th he or she shall add to all taxes paid thereafter a collection fee of one percent (1%) of the amount of said taxes per month during each and every full month or fraction of a month thereafter. Such collection fee shall belong to the city and constitute a charge and shall be a lien against the property to which the taxes themselves apply, collectible in the same manner as the taxes to which they are added.
- b) It is provided, however, that if delivery of the tax roll to the Treasurer, as provided in Section 9.13, is delayed for any reason by more than thirty (30) days after June fifteenth (15th), the application of the schedule of collection fees provided herein shall be postponed thirty (30) days for the first thirty (30) days of such delay and shall be postponed an additional thirty (30) days for each additional thirty (30) days, or major fraction thereof, of such delay.

BE IT FURTHER RESOLVED that all other sections in Chapter 9, Section 9.16., not otherwise amended herein, shall remain in full force and effect; and,

BE IT FURTHER RESOLVED that said Charter Proposition shall be submitted to the voters for approval shall be as follows:

PROPOSAL 1:

A proposed amendment to Section 9.16 (Collection Fees) of the City of Grosse Pointe Park City Charter

The city council proposes that Section 9.16 be amended to provide that summer property taxes paid on or before September 14 shall be collected by the Treasurer without a collection fee, but that, beginning on September 15th, the Treasurer shall add to all taxes paid thereafter a collection fee of

one percent (1%) per month of the amount of said taxes.

Should this proposed amendment be adopted?

☐ Yes

☐ No

BE IT FURTHER RESOLVED, that the city clerk shall transmit a copy of this resolution to the Governor of the State of Michigan for approval of the proposed amendment and a copy of this resolution to the Attorney General of the State of Michigan for approval of proposed ballot language for the proposed amendment, as required by law.

BE IT FURTHER RESOLVED, that said Charter Amendment be submitted to the electors of the City of Grosse Pointe Park for a vote of approval at the election to be held on November 7, 2023; and,

BE IT FURTHER RESOLVED, that the Clerk of the City of Grosse Pointe Park is hereby authorized and directed to cause the notice of submission of said Charter Amendment proposition to be posted and published as a part of the notice of said election in the manner required by law.

At a Council meeting held on August __, 2023, and after discussion, the following roll call vote was taken:

RESOLUTION DECLARED ADOPTED.

YEAS: _____

NAYS: _____

ABSTENTIONS: _____

CERTIFICATION

STATE OF MICHIGAN)
) ss.
COUNTY OF WAYNE)

I hereby certify that the foregoing is a true and complete copy of a Resolution adopted at a regular meeting of the City of Grosse Pointe Park, Wayne County, Michigan, on _____, 2023, the original of which is on file in my office.

IN WITNESS WHEREOF, I have hereunto affixed my official signature this _____ day of _____, 2023.

Meaghan Bachman, City Clerk

City of Grosse Pointe Park

**RESOLUTION TO PROPOSE AN AMENDMENT TO
CHARTER SECTION 3.6 and Section 3.10 to eliminate
primary elections for city officers**

City of Grosse Pointe Park

**At a regular meeting of the City Council for the City of Grosse Pointe Park, Michigan,
held in the City Hall on the 31st day of August, 2023 at 6:00 PM, Eastern Time.**

Present Members:

Absent Members:

**Motion by Councilmember _____, seconded by
Councilmember _____ to adopt the following resolution:**

WHEREAS, MCL 117.21 provides that a legislative body may propose an amendment to its Charter by 3/5 vote of the members elect;

WHEREAS, MCL 117.21 states that “form in which a proposed charter amendment or question shall appear on the ballot, unless provided for in the initiatory petition, shall be determined by resolution of the legislative body”;

WHEREAS, notice of this Council meeting was given in the manner prescribed by the Open Meetings Act, Act No. 267, Public Acts of Michigan 1976, as amended;

WHEREAS, Chapter 3, Section 3.6, titled “Non-Partisan Primary Election” states as follows:

Section 3.6. Non-partisan primary election.

- a) A non-partisan city primary election shall be held on the third Monday in February of each year in which a regular city election is to be held, but if some other date in the months of February, March or April is fixed by law for the holding of the primary for the state biennial spring election, then the city primary election shall be held on the date so fixed.
- b) If, upon the expiration of the time for filing nomination petitions for any elective office, petitions have been filed for no more than twice the number of candidates for such office to be elected at such city election, then no primary election shall be held in respect to such office, and the Clerk shall publish notice of this fact as part of, or at the time provided for, the publication of notices for such primary election. Candidates equal in number to twice the number of persons to be elected to each city office at such election who receive the highest number of votes at any such

primary election shall be declared the nominees for election to the respective offices. The names of such nominees, together with the names of persons for whom petitions have been filed for offices, with respect to which no primary election was held, shall be certified by the Clerk to the Election Commission to be placed upon the ballot for the next subsequent regular city election.

WHEREAS, Chapter 3, Section 3.10, titled “Nominations” states as follows:

Section 3.10. Nominations.

The method of nomination of all candidates for all offices provided for in this Charter which are to be filled by the electors of the city shall be by petition. Such petitions for each candidate shall be signed by not less than twenty-five (25) nor more than fifty (50) registered electors of the city. No person shall sign his name to a greater number of petitions for any one office than there are persons to be elected to said office at said election. Where the signature of any individual appears on more petitions than there are candidates to be elected to said office, the signature of such individual on all such petitions shall be invalidated. Nomination petitions shall be filed with the Clerk at least twenty (20) days and not more than thirty (30) days prior to the date of holding the primary election. The Clerk shall publish notice of the last day permitted for filing nomination petitions and of the number of persons to be elected to each office at least one (1) week and not more than three (3) weeks before such last day.

State law references-Mandatory that Charter provide for nomination, of elective officers, MCL 117.3(b), MSA 5.2073(b); nonpartisan nominating petitions, MCL 168.544(a), MSA 6.1544(1).

WHEREAS, the City would like to eliminate the cost of holding a City specific primary elections.

NOW THEREFORE BE IT RESOLVED that:

The members-elect of the legislative body of the City of Grosse Pointe Park propose that the Section 3.6 and Section 3.10 be amended to state as follows:

Section 3.6. Non-partisan primary election.

- a) The City shall not require a primary election for any elective office within the City.

Section 3.10. Nominations.

The method of nomination of all candidates for all offices provided for in this Charter which are to be filled by the electors of the city shall be by petition. Such petitions for each candidate shall be signed by not less than twenty-five (25) nor more than fifty (50) registered electors of the city. No person shall sign his or her

name to a greater number of petitions for any one office than there are persons to be elected to said office at said election. Where the signature of any individual appears on more petitions than there are candidates to be elected to said office, the signature of such individual on all such petitions shall be invalidated. Nomination petitions shall be filed with the Clerk in accordance with the State deadline for filing petitions. The Clerk shall publish notice of the last day permitted for filing nomination petitions and of the number of persons to be elected to each office at least one (1) week and not more than three (3) weeks before the State deadline for filing petitions.

State law references-Mandatory that Charter provide for nomination, of elective officers, MCL 117.3(b), MSA 5.2073(b); nonpartisan nominating petitions, MCL 168.544(a), MSA 6.1544(1).

BE IT FURTHER RESOLVED that said Charter Proposition shall be submitted to the voters for approval shall be as follows:

PROPOSAL 2:

A proposed amendment to Section 3.6 and Section 3.10 of the City of Grosse Pointe Park City Charter to eliminate the current requirement for primary elections for city officers

Currently, Section 3.6 and Section 3.10 of the City Charter require that the City conduct a primary election for all elective offices within the City. The proposed amendment would eliminate the need for a primary election and would allow residents to consider all nominees for elective office at the City's general election.

Should this proposed amendment be adopted?

☐ Yes

☐ No

BE IT FURTHER RESOLVED, that the city clerk shall transmit a copy of this resolution to the Governor of the State of Michigan for approval of the proposed amendment and a copy of this resolution to the Attorney General of the State of Michigan for approval of proposed ballot language for the proposed amendment, as required by law.

BE IT FURTHER RESOLVED, that said Charter Amendment be submitted to the electors of the City of Grosse Pointe Park for a vote of approval at the election to be held on November 7, 2023; and,

BE IT FURTHER RESOLVED, that the Clerk of the City of Grosse Pointe Park is hereby authorized and directed to cause the notice of submission of said Charter Amendment proposition to be posted and published as a part of the notice of said election in the manner required by law.

At a Council meeting held on August __, 2023, and after discussion, the following roll call vote

was taken:

RESOLUTION DECLARED ADOPTED.

YEAS: _____

NAYS: _____

ABSTENTIONS: _____

CERTIFICATION

[illegible]

I hereby certify that the foregoing is a true and complete copy of a Resolution adopted at a regular meeting of the City of Grosse Pointe Park, Wayne County, Michigan, on _____, 2023, the original of which is on file in my office.

IN WITNESS WHEREOF, I have hereunto affixed my official signature this ____ day of _____, 2023.

Meaghan Bachman, City Clerk
City of Grosse Pointe Park