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STATE OF MICHIGAN
DEPARTMENT OF ATTORNEY GENERAL



BILL SCHUETTE
ATTORNEY GENERAL

P.O. Box 30754
LANSING, MICHIGAN 48909

August 23, 2011

Honorable Richard D. Snyder
Governor, State of Michigan
George Romney Building
Lansing, MI 48909

Attention: Michael F. Gadola
Legal Counsel to the Governor

Dear Governor Snyder:

Re: City of Ann Arbor – proposed charter amendments

Section 8.20 – authorizes the annual levy, in 2012 through 2016, of 2 mills for street and bridge reconstruction and resurfacing as a replacement of the previously authorized 2 mill annual levy for street reconstruction and resurfacing for 2007 through 2011 (Proposal 1) (If Proposal 1 is adopted by the voters and Proposal 2 is rejected by the voters, then this proposed amendment will be effective.)

Section 8.20 – authorizes the annual levy, in 2012 through 2016, of 2.125 mills for street and bridge reconstruction and resurfacing and for sidewalk repair (Proposal 2) (This proposed amendment will take effect only if the voters adopt both Proposals 1 and 2 at this election.)

You have referred to this office for examination the proposed charter amendments adopted by resolutions of the Ann Arbor City Council at its meeting held on August 8, 2011.

If only Proposal 1 is adopted, there will be an authorization for 5 years for the levy of 2 mills annually for street and bridge reconstruction and resurfacing. However, if only Proposal 2 passes, there will be no millage authorization at this election because the city council has conditioned the effectiveness of Proposal 2 on the voters' adoption of Proposal 1. Finally, if both Proposals 1 and 2 are adopted by the voters, then there will be an authorization for 5 years for the levy of 2.125 mills annually for street and bridge reconstruction and resurfacing and for sidewalk repair.

I have examined the proposed amendments in light of the Home Rule City Act (HRCA), 1909 PA 279, MCL 117.1 *et seq*, and conclude that the amendments are consistent with the HRCA.

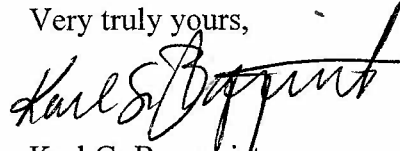
Hon. Richard D. Snyder

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The Attorney General has a separate responsibility to review the proposed ballot language for compliance with the requirements of Section 21 of the HRCA. I have examined the ballot language for the proposed amendments as set forth in the City Council's resolutions, and conclude that the ballot language conforms to the requirements of Section 21 of the HRCA.

Very truly yours,



Karl G. Borgquist
Assistant Attorney General
Finance Division
Phone: (517) 373-1130

KGB/sh

Enc.

c: ✓ Jacqueline Beaudry, City Clerk (w/o enc.)
Abigail Elias, Attorney (w/o enc.)

2011-0017876-A/Ann Arbor Charter/ Gov's letter