



## Legislation Text

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**File #:** 17-0594, **Version:** 1

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### Resolution Establishing Regular City Elections in November of Each Even-Year Commencing With City Election In 2018 **(Roll Call Vote Required)**

Michigan law requires City Council, by operation of law, to move its odd-year City election to and consolidate it with its even-year election after notice and public hearing. It was the intent of Council to take this additional necessary legislative action unless and until the voters approved the proposed amendments to the City Charter lengthening the terms of Mayor and City Council members.

On November 8, 2016, the voters of the City of Ann Arbor approved amendment of the Ann Arbor City Charter to increase the terms of office for the Mayor from a two-year term to a four-year term and City Council members from staggered two-year terms to staggered four-year terms commencing with the regular election in 2018.

The attached Resolution completes the transition to even-year elections.

Notice of Council consideration of consolidation of its odd-year City election with its even-year election was published on April 24, 2017, in the Washtenaw Legal News and posted to the City website. The Notice specifically advised:

- That, consistent with the amendment to Section 13.2 of the Ann Arbor City Charter adopted by the voters on November 8, 2016, a regular City election be held as stated in Section 13.2 of the Charter on the first Tuesday following the first Monday in November in 2017, 2018, and every two years thereafter
- That consistent with the amendment to Section 12.4 of the Ann Arbor City Charter adopted by the voters on November 8, 2016, the term of five (5) Council Members duly elected at the odd-year November election in 2017 shall commence on the Monday next following their election and shall terminate on the Monday following the regular City election held on November 3, 2020.

A public hearing on the matter, as required by Michigan law, was held on May 1, 2017 to receive public comment on the proposed change to even year elections.

Prepared by: Mary Joan Fales, Senior Assistant City Attorney

Sponsored by: Council member Westphal

Whereas, Section 642a(4) of the Michigan Election Code (being MCL §168.642a(4), as added by 2012 PA 523) authorized the City Council of a City that holds annual elections for city officers to change its regular election schedule for future years to even-year city November election by the adoption of a resolution in compliance with the requirements of section 642 of the Michigan Election Code (being MCL §168.642) provided that the terms of the City's elected officers elected at the last annual election held in an odd-year November city election are not shortened and that those terms of elected city officers continue until their successors are elected and qualified at the next regular city election (MCL §168.644g(1));

Whereas, The City Council desires to change the date on which it holds its regular election for all local offices to the November even-year election date consistent with the amendments to the Ann Arbor City Charter approved November 8, 2016 which increased the term of office of the Mayor from two years to four years and Council members from staggered two-year terms to staggered four-year terms;

RESOLVED, That the term of five (5) Council Members duly elected at the odd-year November election in 2017 shall commence on the Monday next following their election and shall terminate on the Monday following the regular City election held on November 3, 2020 consistent with the amendment adopted by the voters of the City of Ann Arbor on November 8, 2016 and the provisions of MCL §168.644g(1); and

RESOLVED, That this Resolution shall not take immediate effect.