

**RESOLUTION TO APPROVE ANNOTATION OF THE CITY CHARTER TO REFLECT CHANGES IN STATE OF MICHIGAN ELECTION LAW**

**Resolution No. 171023-05**

**(Carried)**

Motion by Councilmember Gilbert  
Second by Councilmember Florence

**WHEREAS**, the Swartz Creek City Charter, Section 12.6, provides for nominating petitions for regular city council elections in even years, and;

**WHEREAS**, State of Michigan Election Law contains incompatible provisions that supersede the city's charter requirements, and;

**WHEREAS**, the Michigan Municipal League has identified these incompatibilities, recommended solutions, and liaised with the city's codification provider, Municode, and;

**WHEREAS**, the City Council finds the state statute to be valid and not inconsistent with the intent of the charter or the conduct of regular city primaries and elections.

**NOW, BE IT RESOLVED** that the Swartz Creek City Council hereby recognizes provisions of MCL 168.646a(1) as superseding the city charter and affirms appropriate election nominating petition due time of 4:00 p.m. on the 15<sup>th</sup> Tuesday before the August primary.

**NOW, THEREFORE, BE IT RESOLVED**, the City of Swartz Creek City Council hereby directs the city clerk to forward this resolution to the Michigan Municipal League and the Municode codification service provider, with instructions on the appropriate November of even year election petition annotation information.

Discussion Ensued.

YES: Pinkston, Porath, Cramer, Florence, Gilbert, Hicks, Krueger.

NO: None. Motion Declared Carried.