RESOLUTION

RESOLUTION TO APPROVE THE DATE FOR THE FILING OF NOMINATING PETITIONS THAT IS ESABLISHED BY STATE LAW

WHEREAS, at present, Section 4.10(B) of the Rockwood City Charter provides that nominating petitions for City positions must be filed before 4:00 p.m. on the seventh Tuesday prior to the primary election; and

WHEREAS, in 2012 the Michigan legislature adopted a statute, MCL 168.644f(1), which requires that the deadline for filing nominating petitions is before 4:00 pm on the fifteenth Tuesday prior to the odd year primary election; and

WHEREAS, Under the Home Rule Cities Act, MCL 117.3(b)(3), regardless of any Charter provision to the contrary, the City may approve by resolution any election provision which is consistent with Michigan law;

NOW THEREFORE, BE IT RESOLVED that:

1. The City Council hereby approves the state law requirement that nominating petitions for City elected offices must be filed by 4:00 p.m. on the fifteenth Tuesday prior to the odd year primary election; and

2. The City Clerk is directed to contact the Codifier and direct that an annotation be included at the end of Rockwood Charter Section 4.10(B) which provides:

"[NOTE: The charter language pertaining to filing nominating petitions for city elections is superceded by Michigan election law, MCL 168.644f(1). The candidate nomination petition filing deadline is 4:00 p.m. on the fifteenth (15th) Tuesday prior to the odd year primary election."

MOTION BY: Wasner SECONDED BY: Bennett

ROLL CALL:

AYE 7 NAY 0 ABSENT 0

CERTIFICATION

I, Colleen E. Oney, City Clerk of the City of Rockwood, hereby certify that the foregoing is a true and accurate copy of a resolution adopted by the City Council of the City of Rockwood, County of Wayne, at a regular meeting held on the 6th day of December, 2017, and that said meeting was conducted and public notice of said meeting was given pursuant to and in full compliance with the Open Meetings Act, being Act 267, Public Acts of Michigan, 1976, as amended, and that the minutes of said meeting were kept and will be or have been available as required by said Act.

Colleen E. Oney

Colleen E. Oney, City Clerk