



Resolution No. 2014-193  
August 7, 2014

Resolution to Amend the City Charter to allow City Council to remove members of City boards and commissions for cause with a 2/3 affirmative vote

**RESOLVED BY THE COUNCIL OF THE CITY OF YPSILANTI** that:

WHEREAS, Section 21(1) of the Home Rule City Act (HRCA), MCL 117.21(1), authorizes a city council to adopt a resolution proposing to amend the city charter by a three-fifths vote of its members-elect, and the resolution proposing to amend the city charter must set forth the exact wording of the proposed amendment to be submitted to the city voters for approval at a regular or special election, and;

WHEREAS, The resolution must set forth the ballot language for the proposed charter amendment—with each proposal being limited to a single subject, and if the subject of a proposal includes more than one related proposition, each proposition shall be separately stated as a ballot proposal to afford an opportunity for a separate vote of the city voters for or against each proposition, and

WHEREAS, Section 21(2) of the HRCA, MCL 117.21(2), requires that the ballot language for the submission to the city voters of each proposed amendment shall be limited to 100 words, exclusive of caption, shall be a true and impartial statement of the purpose of the amendment, and shall not create prejudice for or against the proposed amendment,

NOW THEREFORE BE IT RESOLVED that Article IX, Section 9.03 of the Ypsilanti City Charter shall be amended to add a new third paragraph as follows:

In addition to those reasons and limitations set forth in the ordinances creating the board or commission, members of City boards and commissions appointed under this Section may be removed from office upon a 2/3 affirmative vote of City Council for misfeasance, malfeasance, or nonfeasance in office, or as otherwise authorized by statute.

The current charter section(s) being altered by this amendment provides as follows:

Article IX, Section 9.03 of the Ypsilanti City Charter does not currently contain a third paragraph.

BE IT FURTHER RESOLVED that the ballot language for the proposed amendment shall be as follows:

Shall Article IX, Section 9.03 of the Ypsilanti City Charter be amended to add a third paragraph to allow City Council to remove members of City boards and commissions for misfeasance, malfeasance, or nonfeasance in office, or as otherwise authorized by statute with a 2/3 affirmative vote?

Yes \_\_\_\_ No \_\_\_\_

BE IT FURTHER RESOLVED that the City Clerk shall transmit a certified copy of this resolution to the Governor of the State of Michigan for approval of the proposed amendment (MCL 117.22) and transmit a certified copy of this resolution to the Attorney General of the State of Michigan for approval of the proposed ballot language for the proposed amendment (MCL 117.21).

BE IT FURTHER RESOLVED that the proposed amendment shall be submitted to the qualified electors of the City of Ypsilanti at the general election to be held in the City on November 4, 2014, and the City Clerk is directed to give notice of the election and notice of registration in a manner prescribed by law and to do all things and to provide all supplies necessary to submit the Charter amendment to a vote of the electors as required by law.

BE IT FURTHER RESOLVED that the proposed charter amendment shall be published in full, together with the existing charter provision amended as required by law.

BE IT FURTHER RESOLVED that this proposed charter amendment must be posted, in full, in a conspicuous place in each polling location.

OFFERED BY: Council Member Murdock

SUPPORTED BY: Council Member Vogt

YES: 6      NO: 0      ABSENT: 1      VOTE: CARRIED  
Schreiber

I do hereby certify that the above resolution is a true and correct copy of Resolution 2014-193 as passed by the Ypsilanti City Council, at their meeting held on August 7, 2014.

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Frances McMullan, City Clerk

