

DETROIT CHARTER REVISION COMMISSION

PROPOSAL/ISSUE REVIEW SUMMARY

ISSUE NUMBER: GOS 206

ISSUE CATEGORY: Government Operations & Structure

SOURCE: Mayor Bing Administration

RELATED CHARTER SECTIONS: §3-107 (Nominating Petitions)

Letter, Rec'd December 21, 2010

RELEVANT ORDINANCE SECTION:

RELEVANT LAW(S): Home Rule City Act, MCL 117.3(b); Michigan

Election Law, MCL 168.544a

ISSUE/PROPOSAL STATEMENT: Re-number section 3-107 and make several grammatical and substantive changes regarding number of signatures needed on a candidate's petition in accordance with State law.

Sec. ~~3-107~~ 3-109. Nominating petitions.

A candidate for nomination to an elective City office shall file with the City Clerk a non-partisan nominating petition consisting of one (1) or more petition forms.

The candidate's petition shall be signed by a number of voters of the City equal to not more than one percent (1%) nor less than one-fourth percent (¼%) of the total number of votes cast in the preceding Regular City General Election for the office which the candidate seeks.

Where a candidate is seeking nomination to the office of City Council at-large member, the candidate's petition shall be signed by a number of voters of the City equal to not more than one percent (1%) nor less than one-fourth percent (¼%) of the number resulting when the total number of votes cast at the preceding Regular City General Election for all offices of City Council members is divided by nine (9).

~~Were~~ Where a candidate is seeking nomination to the office of City Council district member, the candidate's petition shall be signed by a number of voters of the district equal to not more than one percent (1%) nor less than one-fourth percent (¼%) of the number resulting when the total number of votes cast at the preceding Regular City General Election for all offices of the City Council members is divided by nine (9).

RATIONALE: "Section 3(b) of the Michigan Home Rule City Act, MCL 117.3(b), requires that our City Charter prescribe requirements for the nomination of elective officers. Section 168.544a of Michigan Election Law, MCL 168.544a, prescribes requirements concerning nonpartisan nominating petitions. The changes in this section correct grammatical errors that were contained on the petition, which resulted in the adoption of this section by the People of the City of Detroit on November 3, 2009."-Mayor Bing Administration, Letter, Rec'd December 21, 2010.

ANALYSIS:

DISPOSITION/COMMISSION ACTION:

NOTES: