

STATE OF MICHIGAN  
DEPARTMENT OF ATTORNEY GENERAL



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**BILL SCHUETTE**  
ATTORNEY GENERAL

August 8, 2014

CITY OF ANN ARBOR  
CITY CLERK

AUG 12 2014

Honorable Richard D. Snyder  
Governor, State of Michigan  
The George Romney Building  
Lansing, MI 48909

TIME: \_\_\_\_\_

Attention: Michael F. Gadola  
Legal Counsel to the Governor

**Re: City of Ann Arbor – Proposed Charter Amendments**

**Section 12.2** – deletes the requirement for elected City officials to be residents of the City or ward for at least one year before their election, and replaces it with a requirement for elected City officials to be registered electors of the City or ward as of the date of their election or appointment to fill a vacant elected office

**Section 12.2** – deletes the requirement for appointed City officials to be residents of the City for at least one year before their appointment, and replaces it with language acknowledging State law residency requirements for paid appointed officials while requiring unpaid appointed officials to be registered electors of the City on the date of their appointment, unless that residency requirement is waived by a resolution passed by not less than seven members of the City Council

Dear Governor Snyder:

You have referred two proposed charter amendments to this office. The amendments are set forth in a resolution adopted by the City Council on July 21, 2014 and received by this office on July 29, 2014.

I have reviewed the proposed amendments to the Charter of the City of Ann Arbor in light of the Home Rule City Act (HRCA), 1909 PA 279, MCL 117.1 *et seq.* and conclude that the proposed amendments are consistent with the HRCA.

Honorable Richard D. Snyder

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The Attorney General has a separate responsibility to review proposed ballot language for compliance with the requirements of Section 21 of the HRCA, MCL 117.21. I have examined the ballot language for the proposed amendments as set forth in the City Council's resolution and conclude that the ballot language for each conforms to the requirements of Section 21 of the HRCA.

Sincerely,



James J. Kelly  
Assistant Attorney General  
State Operations Division  
(517) 373-1162

JJK/llw

Enc.

cc: ✓ Jacqueline Beaudry, City Clerk  
Mary Joan Fales, City Attorney