

DETROIT CHARTER REVISION COMMISSION

PROPOSAL/ISSUE REVIEW SUMMARY

ISSUE NUMBER: GOS 191

ISSUE CATEGORY: Government Operations & Structure

SOURCE: Mayor Bing Administration

RELATED CHARTER SECTIONS: §2-101 (Qualifications for Elective

Letter, Rec'd December 21, 2010

and Appointive Officers)

RELEVANT ORDINANCE SECTION:

RELEVANT LAW(S): MCL 117.3(d); Public Act 212 of 1999

ISSUE/PROPOSAL STATEMENT: Residency requirement for City Council members from districts. Remove residency requirement for appointees.

Sec. 2-101. Qualifications for elective officers and appointive officers.

A person must be a citizen of the United States, a resident and a qualified and registered voter of Detroit, at the time of filing for, and while holding, any elective City office. In addition, a person who represents a City Council district must be a resident and a qualified and registered voter of the district, at the time of filing for, and while holding, the position of an elective member of the City Council.

~~A person must be a citizen of the United States, a resident and a qualified and registered voter of Detroit, at the time of assuming the duties of, and while holding, any appointive city office. However, this requirement does not preclude an appointive officer who is assigned to a work location outside the city from using a residence outside of the city.~~

RATIONALE: *“The recommended change in this section clarifies requirements for City elective officers and City appointees. In particular, this section requires that a candidate for City Council who is running from a district be required to be a qualified and registered voter from the district where he or she seeks office.*

Section 3(d) of the Michigan Home Rule City Act, MCL 117.3(d), requires that our City Charter prescribe the qualifications of elective and appointive officers. However, Public Act 212 of 1999, which became effective on March 10, 2000, precludes the City of Detroit from requiring that appointive officers be City residents as a condition of employment or promotion.”-Bing Administration, Letter, December 21, 2010.

ANALYSIS:

DISPOSITION/COMMISSION ACTION:

NOTES: