

**DETROIT CHARTER REVISION COMMISSION**  
**PROPOSAL/ISSUE REVIEW SUMMARY**

**ISSUE NUMBER:** BF 28

**ISSUE CATEGORY:** Budget & Finance

**SOURCE:** City Council

**RELATED CHARTER SECTIONS:** §8-202 (Capital Agenda)

Letter dated 12/2/10

**RELEVANT ORDINANCE SECTION:**

**RELEVANT LAW(S):**

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**ISSUE/PROPOSAL STATEMENT:** Require capital agenda be submitted by November 1.

Sec. 8-202. Capital agenda.

1. On or before ~~November first (1st) each even numbered year, the mayor shall submit a proposed capital agenda for the next five (5) fiscal years to the city council.~~

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2. The capital agenda shall state:

A. All physical improvements and related studies and surveys, all property of a permanent nature, and all equipment for any improvement when first (1st) erected or acquired, to be financed during the next five (5) fiscal years in whole or in part from funds subject to control or appropriation by the city, along with information as to the necessity for these facilities;

B. Capital expenditures which are planned for each of the next five (5) fiscal years;

C. The estimated annual cost of operating the facilities to be constructed or acquired; and

D. Other information pertinent to the evaluation of the capital agenda.

For each separate purpose, project, facility, or other property there shall be shown the amount and the source of any money that has been spent or encumbered, or is intended to be spent or encumbered before the beginning of the next fiscal year and also the amount and the source of any money that is intended to be spent during each of the next five (5) years. This information may be revised and extended each year for capital improvements still pending or in process of construction or acquisition.

The city council may delete projects from the capital agenda as submitted to it, but it may not otherwise amend the capital agenda until it has requested the recommendations of the planning director. The city council shall not be bound by those recommendations and may act without them if they are not received within thirty (30) days from the date requested.

3. The city council shall publish in one (1) or more daily newspapers of general circulation in the city a general summary of the capital agenda and a notice stating:

A. The time and places where copies of the proposed capital agenda are available for public inspection; and

B. The time and place, not less than two (2) weeks after the publication, for a public hearing on the proposed capital agenda.

The head of any agency has the right, and it shall be a duty when requested by the city council, to appear and be heard.

4. At the conclusion of its deliberation, but not later than March first (1st) of the following year, the city council shall approve a five (5) year capital agenda for the city. If the city council fails to take action by March first (1st), the proposed capital agenda shall be deemed approved.

**RATIONALE:** "The proposed language changes the date on which the Mayor shall submit the proposed capital agenda to the City Council, to allow adequate time for Council to review the voluminous and complex document."-*City Council Rationale, Letter, dated December 13, 2010.*

"Two years ago, time ran out on Council, which was unable to implement its proposed changes to the Capital Agenda. The Proposed Capital Agenda, circulated on December 1, 2010, is 458 pages long and arrives during City Council recess and the holiday season. Too little time remains for careful review by the City Planning Commissioners and City Council Members."- Supplemental Rationale from Marcell Todd, Director, Planning Department, Email dated December 13, 2010.

**ANALYSIS:**

**DISPOSITION/COMMISSION ACTION:**

**NOTES:**