

City of Battle Creek

Blue Ribbon Advisory Committee

Department of Public Works

Multi-Purpose Room

150 South Kendall Street

Battle Creek, MI 49037

Wednesday, March 7, 2018

5:30 pm

AGENDA

Call to Order – Attendance

-

Public Comment

Approval of Minutes: February 21, 2018

Statement of Purpose: Charter – Structure of Government

-

Prior Meeting Business

-

- A. Survey Draft - Comments and Recommendations
- B. Pros & Cons worksheets

New Business

- A. Consideration of Charter Amendments
 1. Selection of Mayor and Vice Mayor
 2. Length of Commission Terms
 3. Gendered Charter Language
 4. Other Relevant Charter Amendments

Committee Discussion

-

Next Meeting: March 21, 2018 at 5:30 pm, DPW Multi-purpose Room

Text Box: PARKING LOT/FUTURE CONSIDERATIONS • Staggered
Commission Terms – Yes or No • Number of and Characteristics of Wards
o One Ward – All At-Large o All Wards – All Ward Council o Combination –
Ward and At-Large

Adjournment

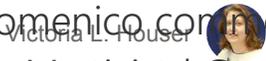
1. 5:30 P.M. 3.7.18
Blue Ribbon Advisory
Committee Documents

Documents:

[DIDOMENICO EMAIL.PDF](#)
[PURPOSE OF CHARTER
3.7.18.PDF](#)

Message sent
Outlook

Fwd: Harry J DiDomenico commented on City of Battle
Creek, Michigan - Municipal Government's link



Multiple suggestions found. Use up/down arrow to navigate items.

Jessica L. Vanderkolk

Wed 2/28/2018 6:05 AM

To: Victoria L. Houser <vlhouser@battlecreekmi.gov>;

Hi Vicki,

I understand you should receive any comments I get for the Blue Ribbon Advisory Committee. This is the only one so far. I'll send you anything I get from social media, or from the PublicInput email address.

Sent from my phone.

----- Forwarded message -----

From: Facebook <update+kjdp3-5d3p3d@facebookmail.com>

Date: Feb 16, 2018 4:58 PM

Subject: Harry J DiDomenico commented on City of Battle Creek, Michigan - Municipal Government's link.

To: "Jessica L. Vanderkolk" <JLVanderkolk@battlecreekmi.gov>

Cc:

Email sent from outside of the City of Battle Creek. Use caution before clicking links/attachments.



Harry J DiDomenico commented on City of Battle Creek, Michigan - Municipal Government's link.



Harry J DiDomenico
February 16 at 4:58pm

Need to go back to the original charter with a elected mayor format! "As is" is not working as is evidenced by our lack of voter turn out during city elections and decline for a half century plus!

 Like
  Comment

[View on Facebook](#)

Reply to this email to comment on this post.

This message was sent to socialmedia@battlecreekmi.gov. If you don't want to receive these emails from Facebook in the future, please [unsubscribe](#).

Facebook, Inc., Attention: Community Support, 1 Hacker Way, Menlo Park, CA 94025

Mission for Battle Creek City Government

To ensure a safe, prosperous and culturally enriched community.

Vision for Battle Creek City Government

We envision Battle Creek as an extraordinary community where people choose to live, work and play.

PURPOSE OF CHARTER

To set out and define
the structure of
government and its
powers.

▶ **A Home Rule City is a
Municipal Corporation**

Decorative white lines consisting of several parallel diagonal strokes in the bottom right corner of the slide.

Municipal Corporation

- ▶ Statutory Authorization:
- ▶ Home Rule City Act
- ▶ Act 279 of 1909
- ▶ “An Act to provide for the incorporation of cities ...”
- ▶ **Charter** is filed with the State of MI

Business Corporation

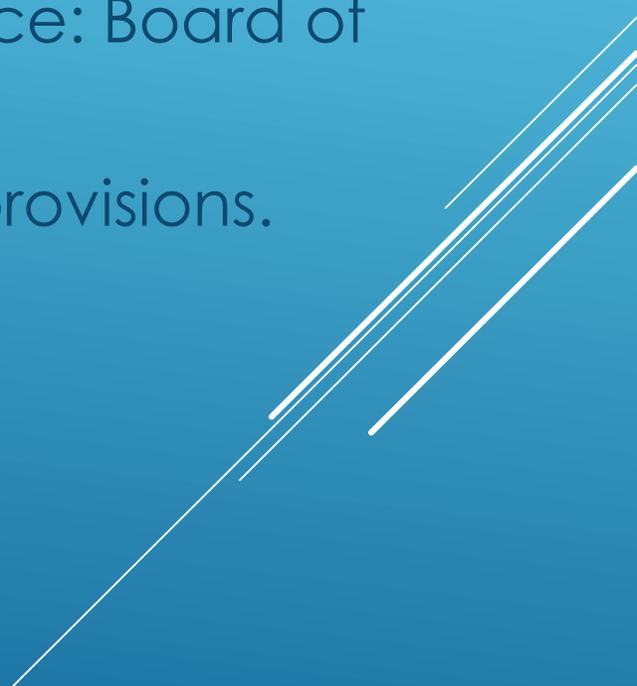
- ▶ Statutory Authorization:
- ▶ Business Corporation Act
- ▶ Act 284 of 1972
- ▶ “An Act to provide for the organization and regulation of corporations.”
- ▶ **Articles of Incorporation** are filed with the State of MI.

COMPARISON FOR CONTEXT

CHARTER

- ▶ Sets out the structure of Municipal Corporations.
- ▶ Sets out governance: An elected council that is led by either Mayor or City Manager.
- ▶ Sets out required provisions, permissive provisions and prohibited provisions to ensure it is consistent with the State Constitution and State Statutes.

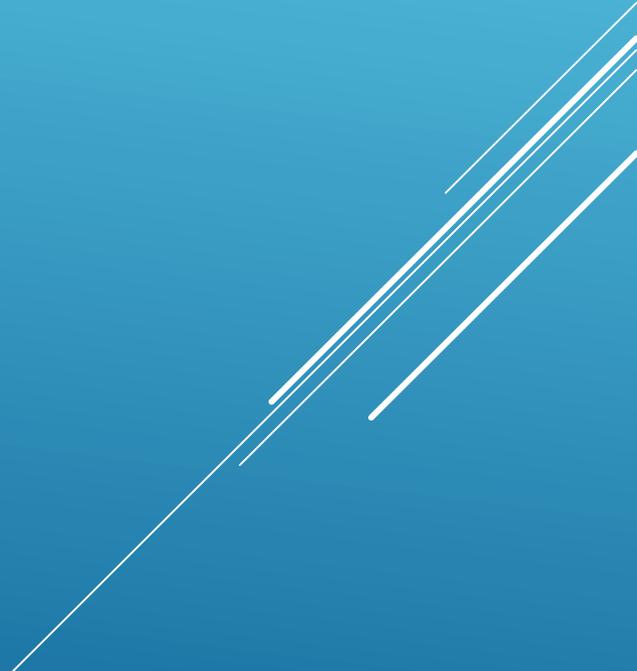
ARTICLES OF INCORPORATION

- ▶ Sets out the structure of Business Corporations.
 - ▶ Sets out governance: Board of Directors
 - ▶ Sets out required provisions.
- 
- A decorative graphic consisting of several parallel white lines of varying lengths, slanted diagonally from the bottom right towards the top right, located in the lower right quadrant of the slide.

STANDARD PROVISIONS MUNICIPAL CORPORATIONS

- Election of governing body
- Terms of Office
- Mayor
- Wards
- Financing: Annual appropriations, borrowing money, bonds.
- Utilities: Sewers, waterworks, lighting.
- City Departments – municipal powers
- Rapid Transit System
- Conduct of Racing Events
- Franchises

ADDITIONAL STANDARD CHARTER PROVISIONS

- Condemnation
 - Transportation Facilities
 - Public Ways
 - Civic, artistic and cultural activities and authorizing use of public funds for the same
 - Blight Ordinances
 - Administrative Hearing Bureaus
 - City Departments and Municipal Powers
 - Annexation and Detachment
 - Adjusting Municipal Boundaries
 - Revising or Amending Charter
- 

SOME PROHIBITED CHARTER POWERS

- Certain rates of taxation.
- Submitting a charter more than every two years.
- More than two special elections per year.
- To make a contract with, or give an official position to, someone who is in default to the city.
- Repudiating a debt by a change in the charter or by consolidation with any other municipality.

PERMISSIBLE CHARTER PROVISIONS:

- Laying and collecting rent and tolls.
 - Regulating/restricting locations of oil and gas stations.
 - Zoning
 - Regulating public nudity
 - Licensing and regulating billboards.
 - Setting up a system of civil service.
 - Compensation system for City employees.
 - Enforcement of police, sanitary and other ordinances and possible/maximum penalties.
- 
- A decorative graphic consisting of several parallel white lines of varying lengths, slanted upwards from left to right, located in the bottom right corner of the slide.

Municipal Corporation

- ▶ Ordinances
- ▶ Resolutions
- ▶ Policies

Business Corporation

- ▶ By Laws
- ▶ Resolutions
- ▶ Policies

**GOVERNANCE NOT FILED WITH STATE
PROVIDING MORE FLEXIBILITY**

