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A REFERENDUM ON PUBLIC ACT 4 OF 2011 - THE EMERGENCY MANAGER LAW

Public Act 4 of 2011 would:

- Establish criteria to assess the financial condition of local government units, including school districts.
- Authorize Governor to appoint an emergency manager (EM) upon state finding of a financial emergency, and allow the EM to act in place of local government officials.
- Require EM to develop financial and operating plans, which may include modification or termination of contracts, reorganization of government, and determination of expenditures, services, and use of assets until the emergency is resolved.
- Alternatively, authorize state-appointed review team to enter into a local government approved consent decree.

Should this law be approved?

A PROPOSAL TO AMEND THE STATE CONSTITUTION REGARDING COLLECTIVE BARGAINING

This proposal would:

- Grant public and private employees the constitutional right to organize and bargain collectively through labor unions.
- Invalidate existing or future state or local laws that limit the ability to join unions and bargain collectively, and to negotiate and enforce collective bargaining agreements, including employees' financial support of their labor unions. Laws may be enacted to prohibit public employees from striking.
- Override state laws that regulate hours and conditions of employment to the extent that those laws conflict with collective bargaining agreements.
- Define "employer" as a person or entity employing one or more employees.

Should this proposal be approved?

A PROPOSAL TO AMEND THE STATE CONSTITUTION TO ESTABLISH A STANDARD FOR RENEWABLE ENERGY

This proposal would:

- Require electric utilities to provide at least 25% of their annual retail sales of electricity from renewable energy sources, which are wind, solar, biomass, and hydropower, by 2025.
- Limit to not more than 1% per year electric utility rate increases charged to consumers only to achieve compliance with the renewable energy standard.

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- Allow annual extensions of the deadline to meet the 25% standard in order to prevent rate increases over the 1% limit.
- Require the legislature to enact additional laws to encourage the use of Michigan made equipment and employment of Michigan residents.

Should this proposal be approved?

**A PROPOSAL TO AMEND THE STATE CONSTITUTION
TO ESTABLISH THE MICHIGAN QUALITY HOME CARE COUNCIL
AND PROVIDE COLLECTIVE BARGAINING
FOR IN-HOME CARE WORKERS**

This proposal would:

- Allow in-home care workers to bargain collectively with the Michigan Quality Home Care Council (MQHCC). Continue the current exclusive representative of in-home care workers until modified in accordance with labor laws.
- Require MQHCC to provide training for in-home care workers, create a registry of workers who pass background checks, and provide financial services to patients to manage the cost of in-home care.
- Preserve patients' rights to hire in-home care workers who are not referred from the MQHCC registry who are bargaining unit members.
- Authorize the MQHCC to set minimum compensation standards and terms and conditions of employment.

Should this proposal be approved?

**A PROPOSAL TO AMEND THE STATE CONSTITUTION
TO LIMIT THE ENACTMENT OF NEW TAXES BY STATE GOVERNMENT**

This proposal would:

Require a 2/3 majority vote of the State House and the State Senate, or a statewide vote of the people at a November election, in order for the State of Michigan to impose new or additional taxes on taxpayers or expand the base of taxation or increasing the rate of taxation.

This section shall in no way be construed to limit or modify tax limitations otherwise created in this Constitution.

Should this proposal be approved?

**A PROPOSAL TO AMEND THE STATE CONSTITUTION
REGARDING CONSTRUCTION OF
INTERNATIONAL BRIDGES AND TUNNELS**

This proposal would:

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- Require the approval of a majority of voters at a statewide election and in each municipality where "new international bridges or tunnels for motor vehicles" are to be located before the State of Michigan may expend state funds or resources for acquiring land, designing, soliciting bids for, constructing, financing, or promoting new international bridges or tunnels.
- Create a definition of "new international bridges or tunnels for motor vehicles" that means, "any bridge or tunnel which is not open to the public and serving traffic as of January 1, 2012."

Should this proposal be approved?

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Shall the limitation on the total amount of taxes which may be imposed against all taxable property by Genesee County be increased by a new additional millage of 0.1 mill (ten cents on each \$1,000 of taxable valuation) for a period of ten (10) years, January 1, 2012, through December 31, 2021, inclusive, for the purpose of providing support and assistance to veterans of active United States military service and their dependents, and administrative and facility costs involved in providing support and assistance to such veterans and dependents (estimated to provide revenue of \$880,523.00 in the first year of the authorized levy, subject to the tax capture provisions identified below)?

In Genesee County, there are local authorities that capture and use for authorized purposes tax increment revenues from property taxes levied by the County. Such captured revenue would include a portion of the proposed millage levy. The following such local authorities are expected to capture and receive disbursement of a portion of the County's property tax levy: City of Fenton's Downtown Development Authority and Local Development Finance Authority, City of Davison's Downtown Development Authority and Local Development Finance Authority, City of Clio Downtown Development Authority (for the Clio Tax Increment Finance Authority), City of Montrose Downtown Development Authority, City of Swartz Creek Downtown Development Authority, City of Grand Blanc Downtown Development Authority, City of Flint Downtown Development Authority, Vienna Township Business Development Area, Davison Township Downtown Development Authority, Genesee County's Brownfield Redevelopment Authority and Land Bank Authority, Village of Otisville Downtown Development Authority, Village of Lennon Downtown Development Authority, City of Linden Downtown Development Authority and Village of Otter Lake Downtown Development Authority.

Other such local authorities could be created in the future.

Shall the limitation on the total amount of taxes which may be imposed against all taxable property by Genesee County be increased by a new additional millage of 0.02 mill (two cents on each \$1,000 of taxable valuation) for a period of five (5) years, January 1, 2012, through December 31, 2016, inclusive, for the purpose of providing funding for agricultural, horticultural, nutrition and other community education programs through a contract with the Michigan State University Extension (estimated to provide revenue of \$176,104.60 in the first year of the authorized levy, subject to the tax capture provisions identified below)?

In Genesee County, there are local authorities that capture and use for authorized purposes tax increment revenues from property taxes levied by the County. Such captured revenue would include a portion of the proposed millage levy. The following such local authorities are expected to capture and receive disbursement of a portion of the County's property tax levy: City of Fenton's Downtown Development Authority and Local Development Finance Authority, City of Davison's Downtown Development Authority and Local Development Finance Authority, City of Clio Downtown Development Authority (for the Clio Tax Increment Finance Authority), City of Montrose Downtown Development Authority, City of Swartz Creek Downtown Development Authority, City of Grand Blanc Downtown Development Authority, City of Flint Downtown Development Authority, Vienna Township Business Development Area, Davison Township Downtown Development Authority, Genesee County's Brownfield Redevelopment Authority and Land Bank Authority, Village of Otisville Downtown Development Authority, Village of Lennon Downtown Development Authority, City of Linden Downtown Development Authority and Village of Otter Lake Downtown Development Authority.

Other such local authorities could be created in the future.

Shall there be a renewal of the previously approved authorization of the Genesee County Board of Commissioners to levy a tax of 1.0 mill (\$1.00 per \$1,000.00 of taxable property valuation) upon the taxable valuation of property within Genesee County, as finally equalized, for each of the seven (7) years from 2013

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through 2019, inclusive, for the purpose of providing, through the Genesee County Health Department, a health care services delivery system, such as the Genesee Health Plan, for uninsured low income residents of Genesee County?

This is a renewal of the Genesee County Health Care Services Millage which expires after the 2012 levy. The estimated revenue that will be collected during the first year this millage is authorized and levied is \$8,606,928. In Genesee County, there are local authorities that capture and use for authorized purposes tax increment revenues from property taxes levied by the County. Such captured revenue would include a portion of the proposed millage levy. The total amount of captured tax increment revenues from the proposed millage levy in the first calendar year of the levy is estimated to be \$180,471.23. The following such local authorities presently are expected to capture and receive disbursement of a portion of the County's property tax levy:

City of Fenton's Downtown Development Authority and Local Development Finance Authority, City of Davison's Downtown Development Authority and Local Development Finance Authority, City of Clio Downtown Development Authority (for the Clio Tax Increment Finance Authority), City of Montrose Downtown Development Authority, City of Swartz Creek Downtown Development Authority, City of Grand Blanc Downtown Development Authority, City of Flint Downtown Development Authority, Vienna Township Business Development Area, Davison Township Downtown Development Authority, Genesee County's Brownfield Redevelopment Authority and Land Bank Authority, Village of Otisville Downtown Development Authority, Village of Lennon Downtown Development Authority, City of Linden Downtown Development Authority and Village of Otter Lake Downtown Development Authority.

Other such local authorities could be created in the future.

ATLAS TOWNSHIP PROPOSALS

Shall certain parcels within the Village of Goodrich, identified by parcel numbers listed below, be detached from the Village of Goodrich to Atlas Township as provided for by 1909 PA 278? *Parcel numbers 02-15 576-001 through 02-15 576-045; 02-22 676-001 through 02-22 676-036; 02-21 200-010; 02-21 200-005 and 02-21 200-006; 02-16 400-010 and 02-16 400-011; and 02-16 400-015.

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CITY OF CLIO PROPOSALS

This amendment would amend Section 4.2 of the Clio City Charter to change the requirement for an 8:00 p.m. Eastern Standard Time starting time for the organizational meeting in Section 4.2 of the City Charter and allow the time to be set by the City Commission. Shall Section 4.2 of the Clio City Charter be amended?

This amendment would delete all references to Justice of the Peace repealing Sections 4.10, 4.12, 4.13 and 4.15 and changing Sections 4.14 and 8.11(6). State legislation concerning the Justice of the Peace (M.C.L.A. 600.6601 et seq.) has been repealed and charter provisions concerning the Justice of the Peace have been superceded by state legislation establishing District Courts (M.C.L.A. 600.8101 et seq.) Shall Sections 4.10, 4.12, 4.13 and 4.15 of the Clio City Charter be deleted and Sections 4.14 and 8.11(6) be amended?

This amendment would repeal Sections 4.16, 4.17, 4.18 and 4.19 of the City Charter, which provides for City representatives on the Board of Supervisors; Selection of Supervisors; Duties of Supervisors and Compensations of Supervisors. The provisions of these sections have been superceded by the provisions of M.C.L.A. 46.401 et seq. Shall Sections 4.16, 4.17, 4.18 and 4.19 of the City Charter be replaced?

This amendment would require that for City investigations covered under Section 5.18 of the Clio City Charter, no expenses shall be incurred unless approved by the City Commission. Shall Section 5.18 of the City Charter be amended?

This amendment shall increase the maximum fine from \$100.00 to \$500.00 for failure by a City officer to comply with a subpoena in connection with a City investigation under Section 5.18. Shall Section 5.18 of the Clio City Charter be amended?

FENTON TOWNSHIP PROPOSALS

Shall each parcel of real estate in the Township upon which there is located a dwelling or commercial building be assessed the sum of up to thirty dollars (\$30.00) per year per commercial building and per dwelling unit commencing with the December 2013 property tax statements for a four year period to fund the continuation of the Township Mosquito Control Program for the calendar years 2014, 2015, 2016 and 2017?

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CITY OF FLINT PROPOSALS

Shall the Charter of the City of Flint be amended to authorize the City to levy an additional tax on real and personal property in an amount not to exceed six (6.0) mills for five (5) years, for fiscal years beginning on July 1, 2012 through July 1, 2016, for the sole purpose of providing police and fire protection? It is estimated that six (6.0) mills would raise approximately \$5,383,924 in the first year.

PROPOSED AMENDMENT TO THE FLINT CITY CODE BY ADDING A NEW SUBSECTION THAT CREATES A PERSONAL USE EXEMPTION FOR POSSESSION AND USE OF MARIHUANA AND MARIHUANA PARAPHERNALIA

Do you favor amending Chapter 31 of the Flint City Code by adding subsection 31-27.1.2 which would exempt persons at least 19 years from the provisions of the Code which make it an ordinance violation to use or possess less than 1 ounce of marihuana or marihuana paraphernalia on private property?

CITY OF LINDEN PROPOSALS

Shall the City of Linden, Michigan assess an amount not to exceed .45 mills which will generate approximately forty-one thousand two hundred fifty-two dollars (\$41,252) in the first year, for the purpose of contracting for mosquito control within the city. This is a renewal and increase that will be levied for three years beginning in 2013.

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CITY OF MONTROSE PROPOSALS

Shall the City of Montrose impose a thirty (\$30.00) dollar assessment upon each parcel within the City for a period of five (5) years, 2013 through 2017 inclusive, to provide funding for a city wide mosquito abatement program, thereby raising an estimated twenty thousand dollars and zero cents (\$ 20,400.00) in the first year the assessment is levied?

This amendment would amend Section 2-103 of the City Charter to allow a person who holds or has held any appointed or elected City office to be eligible for appointment to non-elective office or employment for which compensation is paid by or through any agency of the City after the person has been out of office for 90 days, instead of one year as this section currently provides. Shall Section 2-103 of the City Charter be amended?

This amendment would amend Section 2-104(2) of the City Charter to allow the City Council by resolution, not more than once a year, to provide for alterations to be made to any procedure for determining the compensation of any officer or employee. Currently this section provides for alterations to be made by ordinance at any time. Shall Section 2-104(2) of the City Charter be amended?

Currently Section 2-303(3) of the City Charter allows that whenever a vacancy exists in the office of a member of the City Council, the Council shall appoint a qualified person to fill the office until a successor can be elected at the next regular City election for the remainder of the term. This amendment requires the City Council, in the case of a deadlock on an appointment, to hold a Special Election at which a successor can be elected to fill the office for the remainder of the term. Shall Section 2-303(3) of the City Charter be amended?

This amendment would amend Section 4-102(3) of the City Charter to provide for the removal of the City manager only upon the affirmative vote of 5 members of the City Council. Currently, this section provides for the City Council to remove the City manager by a majority vote (4 votes) of all its members. Shall Section 4-102(3) of the City Charter be amended?

This amendment would delete Section 4-102(4) of the City Charter which currently requires that the City manager shall not be removed from office during a period of 60 days following any regular City election except by an affirmative vote of 5 members of the City Council. Shall Section 4-102(4) of the City Charter be deleted?

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MONTROSE TOWNSHIP PROPOSALS

Shall the previously approved extra voted property tax levy expiring on 12-31-2012 of 0.4758 mills (\$0.4758 per \$1,000 of taxable value), and since reduced to 0.4747 mills (\$0.4747 per \$1,000 of taxable value) by the required millage rollbacks, be renewed at 0.4747 mills (\$0.4747 per \$1,000 of taxable value) and levied against the taxable value of real and personal property for up to six (6) years, 2013 through 2018 inclusive, raising an estimated \$54,806.00 in the first year for the operation of the Montrose Township Fire Department.

Shall the previously approved extra voted property tax levy expiring on 12-31-2012 of 0.2500 mills (\$0.2500 per \$1,000 of taxable value), and since reduced to 0.2494 mills (\$0.2494 per \$1,000 of taxable value) by the required millage rollbacks, be renewed at 0.2494 mills (\$0.2494 per \$1,000 of taxable value) and levied against the taxable value of real and personal property for up to six (6) years, 2013 through 2018 inclusive, raising an estimated \$28,794.00 in the first year for equipment purchases for the Montrose Township Fire Department.

ATHERTON COMMUNITY SCHOOLS PROPOSALS

This millage will allow the school district to continue to levy not more than the statutorily-reduced rate of 17.9172 mills, as may be further statutorily reduced, on all property except principal residence and qualified agricultural property required for the school district to continue to receive its revenue per pupil foundation allowance.

Shall the statutorily-reduced 17.9172 mill limitation (\$17.9172 on each \$1,000 of taxable value) previously approved by the electors which may be assessed against all taxable property except principal residence and qualified agricultural property as defined by law, in the Atherton Community Schools, County of Genesee, be renewed and thus continued for eight (8) years beyond its scheduled 2012 expiration, for the calendar years 2013 to 2020, inclusive, commencing on January 1, 2013 and therefore expiring on December 31, 2020, to provide, in part, the funds to operate and maintain the school system? It is estimated that the revenue the school district will collect if the millage is approved and levied in the 2013 calendar year will be approximately \$2,740,558 from the local taxes authorized in this proposal. The proposed millage is a renewal of a previously authorized millage of 17.9172 mills.

BENTLEY COMMUNITY SCHOOL DISTRICT PROPOSALS

This proposal will allow the school district to levy the statutory rate of 18 mills on all property, except principal residence and other property exempted by law, required for the school district to receive its revenue per pupil foundation allowance.

Shall the limitation on the amount of taxes which may be assessed against all property, except principal residence and other property exempted by law, in Bentley Community School District in the County of Genesee, Michigan, be increased by 18.0604 mills (\$18.0604 on each \$1,000 of taxable valuation) for a period of 20 years, 2014 to 2033, inclusive, to provide funds for operating purposes (17.5604 mills of the above is a renewal of millage which will expire with the 2013 tax levy and .5 mill is an increase of millage which will be levied only to the extent necessary to restore millage lost as a result of the reduction required by the Michigan Constitution of 1963); the estimate of the revenue the school district will collect if the millage is approved and levied in 2014 is approximately \$895,229.10?

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BYRON AREA SCHOOLS PROPOSALS

OPERATING MILLAGE PROPOSAL

This proposal will allow the school district to continue to levy the statutory rate of 18 mills on all property, except principal residence and other property exempted by law, required for the school district to receive its revenue per pupil foundation allowance. The statutory rate of 18 mills has been levied on "non-homestead" property in the school district since the enactment of Proposal A in 1994.

Shall the limitation on the amount of taxes which may be assessed against all property, except principal residence and other property exempted by law, in Byron Area Schools, Shiawassee, Livingston and Genesee Counties, Michigan, be increased by 18 mills (\$18.00 on each \$1,000 of taxable valuation) for a period of 7 years, 2012 to 2018, inclusive, to provide funds for operating purposes; the estimate of the revenue the school district will collect if the millage is approved and levied in 2012 is approximately \$470,000?

DURAND AREA SCHOOLS PROPOSALS

Operating Millage Proposal

This proposal will enable the school district to levy the statutory rate of 18 mills on all property, except principal residence and other property exempted by law, required for the school district to receive its revenue per pupil foundation allowance.

Shall the limitation on the amount of taxes which may be assessed against all property, except principal residence and other property exempted by law, in Durand Area Schools, be increased by 2 mills (\$2.00 on each \$1,000 of taxable valuation) for a period of 3 years, 2012, 2013 and 2014 to provide funds for operating purposes; the estimate of the revenue the school district will collect if the millage is approved and levied in 2012 is approximately \$90,853 (this millage is to restore millage lost as a result of the reduction required by the Michigan Constitution of 1963 and will be levied only to the extent necessary to restore that reduction)?

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FENTON AREA PUBLIC SCHOOLS PROPOSALS

Shall Fenton Area Public Schools, Genesee, Livingston and Oakland Counties, Michigan, borrow the sum of not to exceed Eight Million Four Hundred Thousand Dollars (\$8,400,000) and issue its general obligation unlimited tax bonds therefor, in one or more series, for the purpose of:

partially remodeling, refurbishing and re-equipping school district buildings including acquiring and installing educational technology improvements and related infrastructure; and purchasing and equipping school buses?

The following is for informational purposes only:

The estimated millage that will be levied for the proposed bonds in 2013, under current law, is 1.00 mill (\$1.00 on each \$1,000 of taxable valuation). The maximum number of years the bonds may be outstanding for any single series of bonds, exclusive of any refunding, is eleven (11) years. The estimated simple average annual millage anticipated to be required to retire this bond debt is 1.91 mills (\$1.91 on each \$1,000 of taxable valuation).

If the school district borrows from the State to pay debt service on the bonds, the school district may be required to continue to levy mills beyond the term of the bonds to repay the State.

(Pursuant to State law, expenditure of bond proceeds must be audited, and the proceeds cannot be used for repair or maintenance costs, teacher, administrator or employee salaries, or other operating expenses.)

GENESEE SCHOOL DISTRICT PROPOSALS

Shall Genesee School District, Genesee County, Michigan, levy 1 mill (which is equal to \$1.00 per \$1,000 of taxable value of real and tangible personal property) against all property in the school district for a period of five years, 2013 to 2017, inclusive, for the purpose of continuing the sinking fund to be used for the construction and repair of school buildings, as well as for equipping and furnishing school buildings and facilities? The estimated revenue the school district will collect if the millage is approved is approximately \$41,981 in the first year it is levied. The proposed millage is a continuation of a previously voter approved millage.

NEW LOTHROP AREA SCHOOLS PROPOSALS

OPERATING MILLAGE RENEWAL PROPOSAL
New Lothrop Area Public Schools

This proposal will allow the school district to levy the statutory rate of 18 mills on all property, except principal residence and other property exempted by law, required for the school district to receive its revenue per pupil foundation allowance and renews millage that will expire with the 2012 tax levy.

Shall the currently authorized millage rate limitation of 20.7108 mills (\$20.7108 on each \$1,000 of taxable valuation) on the amount of taxes which may be assessed against all property, except principal residence and other property exempted by law, in New Lothrop Area Public Schools, Shiawassee, Saginaw and Genesee Counties, Michigan, be renewed for a period of 10 years, 2013 to 2022, inclusive, to provide funds for operating purposes; the estimate of the revenue the school district will collect if the millage is approved and levied in 2013 is approximately \$165,816?