



## City of Rochester

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400 Sixth Street  
Rochester, MI 48307  
P: (248) 651-9061  
F: (248) 651-2624  
[www.rochestermi.org](http://www.rochestermi.org)

### CHARTER AMENDMENT PROPOSAL A

It is proposed that Section 3.4 of the Rochester Charter be amended to remove specific compensation amounts for the Mayor and City Council Members. Currently, compensation of the Mayor and City Council Members is set by the City's Compensation Commission in Sections 2-261 through 2-264 of the City Code as allowed by State Statute. The purpose of the Amendment is to remove the original outdated amounts from the Charter.

Section 3.4 would now read as follows:

#### Section 3.4. - Remuneration of Members of the Council:

The Mayor and each Council Member shall receive as remuneration for service to the City as set forth by ordinance. Such salaries shall constitute the only salary or remuneration which may be paid for services performed by the Mayor or any Council Member for the discharge of any official duty for or on behalf of the City during their term of office. Upon authorization of the Council, reasonable expense may be allowed when actually incurred on behalf of the City.

### CHARTER AMENDMENT PROPOSAL B

It is proposed that Section 6.4 of the Rochester Charter be deleted. The City no longer has a "Board of Health." Oakland County Health Division provides the needed services for the City. The purpose of the Amendment is to remove the outdated language from the Charter.

### CHARTER AMENDMENT PROPOSAL C

It is proposed that Chapter 13 of the Rochester Charter be deleted. The City no longer has a "Municipal Court" which was abolished and replaced by the 52-3 District Court pursuant to MCL 600.9921. Further, the City does not utilize constables. The purpose of the Amendment is to remove the outdated language from the Charter.

### CHARTER AMENDMENT PROPOSAL D

It is proposed that Section 14.1 of the Rochester Charter be deleted. The current language is inconsistent with and superseded by Michigan law for governmental liability/immunity for negligence, MCL 691.1401 et sec. The purpose of the Amendment is to remove the outdated and superseded language from the Charter.

### CHARTER AMENDMENT PROPOSAL E

It is proposed that Section 6.11 of the Rochester Charter be amended to change the value of real property needing to have voter approval before property could be sold from \$2.00 per capita to \$50,000.00 SEV as adjusted by the Consumers Price Index. The current language did not allow for inflationary adjustments. \$50,000.00 SEV is the approximate equivalent to the original threshold. Parks properties, cemeteries, and waterfront properties would still require a vote of the people, regardless of value. The purpose of the Amendment is to adjust the threshold to current equivalent values. By doing so, the City could dispose of low-value, unusable, or excess areas of land without a vote of the people.

Section 6.11 would now read as follows:

#### Section 6.11. - Restriction on the Council:

- (b) The Council shall not have the power to make any contract with or give any official position to any person who is in default to the City. Further, the Council shall not have the power to sell any parcel of real property that has a state equalized value of more than \$50,000 [which shall be adjusted at the start of each fiscal year by the percentage increase in the Consumers Price Index (U.S. Bureau of Labor Statistics) during the preceding year starting on July 1, 2020], or any park, cemetery, or any part thereof, or any property bordering on a water front, or engage in any business enterprise requiring an investment of money in excess of ten cents per capita, unless approved by a majority vote of the electors of the City voting thereon. Except as otherwise provided in this Charter, no ordinance or resolution shall be adopted or passed except by the affirmative vote of at least four (4) members of the Council.

### CHARTER AMENDMENT PROPOSAL F

It is proposed that Section 4.1 of the Rochester Charter be amended to change the minimum age for City Council candidates to 21 years of age and clarify that attaining the minimum age of 21 must occur by the date of that election. Currently, the minimum age to be a City Council Member is 25. The purpose of the Amendment is to allow persons at least 21 years old to become City Council Members.

Section 4.1 would now read as follows:

#### Section 4.1. - Eligibility for Office in City:

No person shall be elected or appointed to any office who is in default to the City. The election or appointment of any such defaulter shall be void. No person shall be eligible for any elective office of the City unless he or she is at least 21 years old at the date of the election, a qualified registered elector in the City, and a City resident for at least one year before the election.

