

**RESOLUTION OF THE CHARTER COMMISSION OF THE CITY OF THE
VILLAGE OF DOUGLAS, MICHIGAN,
ADOPTING CHARTER AND CALLING AN ELECTION**

At a meeting of the Charter Commission of the City of the Village of Douglas, Allegan County, Michigan, held at the Village Hall of the Village of Douglas on October 21, 2004, at 4:00 p.m.

PRESENT: _____

ABSENT: _____

The following Resolution was offered by Commissioner _____ and supported by Commissioner _____.

RESOLUTION

WHEREAS, the State Boundary Commission, pursuant to an Order dated December 6, 2002, approved the incorporation of territory in Saugatuck Township and the Village of Douglas, and

WHEREAS, pursuant to MCL 123.1010(3) said order became a Final Order on January 20, 2003, and

WHEREAS, pursuant to applicable statutory provisions, the Charter Commission of the City of the Village of Douglas was duly elected on April 21, 2003 (“Charter Commission”), and

WHEREAS, the Charter Commission has performed its statutory duties and requirements pursuant to MCL 117.15, *et seq.*, and

WHEREAS, the Charter Commission by resolution dated August 22, 2003, previously approved a Charter for the City of the Village of Douglas and transmitted said Charter to the Governor of the State of Michigan and the Attorney General pursuant to statute, and

WHEREAS, the Attorney General after reviewing the Charter as required by statute recommended certain changes in the Charter, and

WHEREAS, the Charter Commission has incorporated the changes recommended by the Attorney General in the attached Charter, and

WHEREAS, the Charter Commission hereby determines that the adoption of the Charter of the City of the Village of Douglas which is attached to this Resolution and bearing the Adoption Date October 21, 2004, is in the best interest of the Village Of Douglas to be considered for incorporation as the City of the Village of Douglas and that an election on the Charter should be called by the Charter Commission forthwith;

NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS:

1. That the Charter Commission of the City of the Village of Douglas hereby adopts in its entirety, the Charter of the City of the Village of Douglas which is attached hereto and bearing the Adoption Date October 21, 2004;
2. That the Chairperson of the Charter Commission shall file two certified copies of the duly adopted and approved Charter of the City of the Village of Douglas and this Resolution with the Attorney General of the State of Michigan and a copy with the Governor pursuant to MCL 117.22 for final approval.
3. The question of adopting this Charter shall be submitted to a vote of the registered electors of the Village of Douglas at an election to be held on Monday, December 13, 2004, between the hours of 7:00 a.m. and 8:00 p.m. local time, subject to the approval of this Charter by the Governor of the State of Michigan.
4. If the votes upon the adoption of this Charter show it to have been approved, then two (2) printed copies thereof with the vote for and against duly certified by the Village Clerk shall be filed forthwith by the Village Clerk with the Secretary of State and a like number with the Allegan County Clerk. On the date the filings have been accomplished, this Charter shall be effective for all purposes.
5. The election to elect the first City Council shall be held on the same date as the election on the question of adopting the Charter, Monday, December 13, 2004, between the hours of 7:00 a.m. and 8:00 p.m., local time.
 - a. The four (4) Council candidates receiving the highest number of votes shall have a term beginning on the date this Charter becomes effective and ending at 8:59 o'clock in the morning local time on the Monday following the date of the second regular election thereafter. The three (3) Council candidates receiving the next highest number of votes shall have a term beginning on the date this Charter becomes effective and ending at 8:59 o'clock in the morning local time on the Monday following the date of the first regular election thereafter.
 - b. Candidates for the City Council, who shall be duly-registered electors of the Village of Douglas and who shall have been residents of the Village of

Douglas for one (1) year immediately prior to the election, shall file petitions signed by not less than twenty five (25), nor more than fifty (50) qualified and registered elect ors of the Village of Douglas with the Village Clerk by 5:00 p.m. local time, on or before Monday, November 1, 2004. Such petitions shall be in the form designated by statute for the use in nominations for nonpartisan office. The manner of approval of nominating petitions and those who qualify to sign shall be as outlined in the Charter and shall be administered by the Village Clerk, so far as is practical and except that there shall be no opportunity to file supplementary or replacement petitions as provided in the Charter for this first election.

- c. Monday, November 15, 2004, shall be the last day of registration for this election. Those registered voters now registered with the Village of Douglas will be eligible to vote without further registration if their registrations are in order.
- d. The Village Clerk shall also publish notices in the Commercial Record and/or Holland Sentinel and post notices for this election as follows:
 - 1. On or before Thursday, October 28, 2004, publish notice of the last day and time for filing nomination petitions and post said notice in three public places in the Villages.
 - 2. On or before Friday, November 5, 2004, first publication of the Notice of the Last Day of Registration.
 - 3. On or before Friday, November 12, 2004, second publication of the Notice of the Last Day of Registration.
 - 4. Not earlier than Monday, November 15, 2004, and not later than Monday, November 29, 2004, publication of the charter in full with Notice of Election.
 - 5. On or before Friday, December 3, 2004, post Notice of Election in ten (10) public places within the Village.
 - 6. On or before Friday, December 3, 2004, first publication of Notice of Election.
 - 7. On or before Friday, December 10, 2004, second publication of Notice of Election.
- d. The Charter shall be published in full in one or more newspapers in the Village of Douglas, at least once, not less than two (2) weeks and not more than four (4) weeks preceding the election, together with a Notice of

Election, and that on the date fixed for the election the question of adopting the Charter will be voted on, and the elective officers provided for in the Charter will be elected on the same date.

- e. The Allegan County Board of Canvassers shall canvass both the votes for and against the December 13, 2004, election on the adoption of this Charter and the election for the City Council.
- 6. On or before the effective date of this Charter, each person who has been elected to the City Council shall appear before the Clerk of the Village of Douglas and take and subscribe to their oath of office.
- 7. On the first Monday following the effective date of this Charter, the newly-elected members of the Council shall hold the first regular meeting of the City Council at 7:00 p.m. at the Village Hall. The meeting shall be called to order by the Chairperson of the Charter Commission who shall introduce the Council to the public. The Chairperson shall then turn the meeting over to the Council member receiving the highest number of votes in the election, who shall serve as the temporary chairperson of the Council until the election of the Mayor from the seven (7) Council members, which shall be the first order of business. The Mayor shall then preside over the election of the Mayor pro-tem and the business of the Council.
- 8. The Chairperson of the Charter Commission and the Village Clerk are hereby directed and authorized to take any other and further necessary action regarding the election and the Charter to carry out this Resolution.

AYES: _____

NAYS: _____

Resolution declared adopted on October 21, 2004.

CHARTER COMMISSION OF THE
CITY OF THE VILLAGE OF DOUGLAS

Clerk

CERTIFICATE

I, the undersigned, the duly-qualified and acting Clerk of the Charter Commission of the City of the Village of Douglas, Allegan County, State of Michigan, do hereby certify that the foregoing is a true and complete copy of proceedings taken at a special meeting of the Charter Commission of the City of the Village of Douglas, held on the October 21, 2004, insofar as the same relates to the Resolution of the Charter Commission of the City of the Village of Douglas, Michigan, the original of which is on file in my office. Public notice of said meeting was given pursuant to and in full compliance with Act 267, Public Acts of 1976, as amended.

IN WITNESS WHEREOF, I have hereunto affixed my official signature October _____, 2004.

Clerk

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