

BAY COUNTY ELECTION COMMISSION

THE BAY COUNTY ELECTION COMMISSION MET ON THURSDAY, JANUARY 17, 1991 IN THE COMMISSIONER'S GROUND FLOOR CONFERENCE ROOM OF THE BAY COUNTY BUILDING FOR THE PURPOSE OF ORGANIZING AND SETTING OF SCHEDULE OF EVENTS FOR APPOINTMENT OF PINCONNING TOWNSHIP OFFICIALS. THIS MEETING WAS CALLED DUE TO THE FACT THAT FOUR CURRENT TOWNSHIP OFFICIALS HAD RECENTLY SUBMITTED LETTERS OF RESIGNATION FROM SAID TOWNSHIP BOARD. THE MEETING WAS CALLED TO ORDER BY THE CHAIRMAN OF THE COMMITTEE, PAUL N. DONER, AT 10:10 A.M. THE FOLLOWING MEMBERS AND GUESTS WERE IN ATTENDANCE.

PAUL N. DONER, CHAIRMAN-PROBATE JUDGE  
EDWARD J. LEWANDOWSKI , COUNTY TREASURER  
BARBARA ALBERTSON, COUNTY CLERK  
CYNTHIA A. LUCZAK , SECRETARY TO THE CLERK  
KATHY PETERSON , BAY CITY TIMES

IN ACCORDANCE WITH THE OPEN MEETINGS ACT, CHAIRMAN DONER ASKED IF ANY OF THE GUESTS IN ATTENDANCE WOULD LIKE TO ADDRESS THE COMMISSION WITH COMMENTS.

CHAIRMAN DONER INFORMED THE MEMBERS THAT BARBARA ALBERTSON THE COUNTY CLERK HAD RECEIVED SOME INFORMATION FROM CORPORATION COUNSEL IN REGARD TO THIS EXCEPTIONAL ISSUE. THE SITUATION WAS UNIQUE IN THAT FOUR TOWNSHIP OFFICIALS HAD RESIGNED AT THE SAME TIME. NORMALLY, THE TOWNSHIP BOARD WOULD BE RESPONSIBLE FOR THE APPOINTMENTS TO FILL VACANCIES, SINCE A QUORUM WOULD NOT BE PRESENT WITH THE NUMBER OF RESIGNATIONS SUBMITTED, IT WAS THE DUTY OF THE ELECTION COMMISSION TO ACT. THE LETTERS OF RESIGNATION HAD BEEN SUBMITTED FOR THE POSITION OF TOWNSHIP CLERK, TOWNSHIP TREASURER AND TWO TOWNSHIP TRUSTEES THUS TO BE EFFECTIVE JANUARY 31, 1991. IT WAS THE CONCURRENCE OF THE COMMISSION, THAT ANY OF THE MEMBERS MENTIONED WOULD HAVE THE OPTION TO REVOKE THEIR RESIGNATION NOTIFICATION PRIOR TO THE JANUARY 31, 1991 DEADLINE IF THEY CHOSE TO DO SO.

THE AUTHORITY GIVEN TO THE ELECTION COMMISSION FOR THE APPOINTMENT OF TOWNSHIP OFFICIALS WAS GRANTED UNDER MCLA 168.370.

TREASURER LEWANDOWSKI RECOMMENDED THE COMMISSION ACCEPT APPLICATIONS PRIOR TO THE JANUARY 31, 1991 RESIGNATION DATE IN ORDER TO APPOINT THE NEW OFFICIALS IN A TIMELY MANNER AND NOT CAUSE ANY INTERRUPTION TO TOWNSHIP SERVICES. CLERK BARB ALBERTSON CONCURRED. IT WAS AGREED BY THE MEMBERS IN DISCUSSION, THAT THE RESIGNATION OF THE CURRENT MEMBERS WOULD TAKE EFFECT AT 12:01 A.M. ON JANUARY 31, 1991. ANY APPOINTMENTS COULD BE MADE FOLLOWING THAT TIME.

THE ACCEPTANCE OF APPLICATIONS WAS TO BE POSTED AT THE TOWNSHIP HALL, THE BAY CITY TIMES AND THE PINCONNING JOURNAL. CLERK ALBERTSON INDICATED THE ISSUE HAD BEEN HIGHLY PUBLICIZED UP TO THIS POINT AND TIME, SHE FELT THERE WOULD NOT BE ANY LACK OF NOTICE. SHE ASSURED THE COMMISSION THE MEDIA WOULD BE AWARE OF THE TIME LIMITS THE BOARD WOULD SET.

AT THE ADVICE OF CORPORATION COUNSEL, CLERK ALBERTSON RECOMMENDED THE POSITIONS OF CLERK AND TREASURER BE FILLED, THIS WOULD FORM A QUORUM OF TOWNSHIP OFFICIALS THEREFORE PERMITTED TO APPOINT THE TWO TRUSTEES OF THEIR CHOICE.

MOTION #1: TREASURER LEWANDOWSKI MOVED TO FILL THE POSITIONS OF PINCONNING TOWNSHIP CLERK AND TREASURER FIRST. THESE MEMBERS WOULD CONSTITUTE A QUORUM AT THE TOWNSHIP LEVEL. BARBARA ALBERTSON SUPPORTED THE MOTION AND IT WAS CARRIED BY A ROLL CALL VOTE OF 3 YEAS, 0 NAYS.

ONCE DETERMINED WHAT POSITIONS THE COMMISSION WOULD FILL, THE BOARD MEMBERS REVIEWED THEIR SCHEDULES FOR THE AVAILABLE DATES TO ACCEPT APPLICATIONS, CONDUCT INTERVIEWS AND THEREAFTER MAKE THE FINAL APPOINTMENTS. IT WAS AGREED TO ACCEPT THE APPLICATIONS FOR THE POSITION OF CLERK AND TREASURER UNTIL JANUARY 29, 1991 AT 4:00 P.M.

FOLLOWING ACCEPTANCE OF THE APPLICATIONS, THE INTERVIEW PROCESS WOULD BE HELD ON JANUARY 30, 1991 BEGINNING AT 2:00 P.M. BASED ON THE NUMBER OF APPLICATIONS RECEIVED, THE COMMITTEE WOULD ATTEMPT TO COMPLETE THE INTERVIEWING ON THAT DATE AND IF NOT CONCLUDE, CONTINUE AT A LATER DATE. THE ORDER IN WHICH APPLICANTS WOULD BE INTERVIEWED WOULD BE DETERMINED AT THE SESSION OF JANUARY 30, 1991 WHEN ALL APPLICANTS TO BE INTERVIEWED WOULD BE IN ATTENDANCE. FOLLOWING THE DISCUSSION, THE DATES DETERMINED BY THE COMMISSION WERE PUT INTO MOTION FORM.

MOTION #2: CHAIRMAN PAUL DONER MOVED THAT THE DEADLINE OF JANUARY 29, 1991, AT 4:00 P.M., BE SET FOR THE ACCEPTANCE OF APPLICATIONS FOR PINCONNING TOWNSHIP CLERK AND/OR TREASURER. ALL PARTIES WISHING TO BE INTERVIEWED FOR SAID POSITIONS MUST APPEAR BEFORE THE COMMITTEE ON JANUARY 30, 1991 AT 2:00 P.M. FOLLOWING THE INTERVIEWING PROCESS, THE BOARD ANTICIPATES THE ANNOUNCEMENT OF APPOINTMENTS IN ORDER TO PREVENT ANY INTERUPTION OF TOWNSHIP SERVICES. THIS MEETING SHALL BE OPEN TO THE PUBLIC WITH THE MEDIA INFORMED IN ACCORDANCE WITH THE OPEN MEETINGS ACT. MR. LEWANDOWSKI SUPPORTED THE MOTION AND IT WAS CARRIED BY A UNANIMOUS ROLL CALL VOTE - 3 YEAS, 0 NAYS

ACCORDING TO THE STATE LAW, THESE APPOINTEES TO CLERK AND TREASURER POSITIONS WOULD RUN FOR OFFICE IN THE NOVEMBER 1992 GENERAL ELECTION, SHOULD THEY WISH TO HOLD THE OFFICE FOR ANOTHER TERM.

MOTION #3 MR. LEWANDOWSKI MOVED TO ADJOURN THE ELECTION COMMISSION SESSION TO THE CALL OF THE CHAIR. BARBARA ALBERTSON SUPPORTED THE MOTION AND THE MEETING WAS ADJOURNED AT 10:35 P.M. BY A UNANIMOUS VOTE.

RESPECTFULLY SUBMITTED

CLERK BARBARA ALBERTSON