

Act # 618 - PA 1905

City of Au Gres
Au Gres, Michigan

AN ACT to incorporate the city of Au Gres in the county of Arenac, as a city of the fourth class.

The People of the State of Michigan enact:

Territory detached.

SECTION 1. The territory in the county of arenac and State of Michigan described as follows, to wit: Entire, section thirteen, the north half of the north half of section twenty-four, in township nineteen north of range six east, is hereby detached from the township of Au Gres in said county; and the west half of the west half of section eighteen, and the west half of the northwest quarter of section nineteen in township nineteen north, of range seven east, is hereby detached from the township of Whitney in said county, and the territory so detached from the townships of Au Gres and Whitney, is hereby incorporated, made, constituted and organized into a city to be known as the city of Au Gres.

Incorporation.

Wards, what to embrace.

SEC. 2. The said city shall be divided into two wards, The first ward shall embrace all that portion of said city lying south of the center line of the East Saginaw and Au Sable State road running through said city. The second ward shall embrace all that portion of the city lying north of the center line of said State road.

City, how Governed, etc.

SEC. 3. The said city of Au Gres shall, in all things not herein otherwise provided, be governed and its powers and duties defined and limited by an act, entitled "An act to provide for the incorporation of cities of the fourth class," being act number two hundred fifteen of the public acts of eighteen hundred ninety-five, approved May twenty-seven, eighteen hundred ninety-five, and all acts amendatory thereof, which said act, as the same is now, or hereafter may be amended is hereby made and constituted a part of the charter of the said city of Au Gres.

Election commissioners.

SEC. 4. For the purpose of holding the first election in said city James Grimore, William A. Hill and William G Hannan are hereby designated as commissioners whose duty it shall be, immediately after the passage and approval of this act, to call a special election in said city, and shall give notice by bills posted in four of the public places in each ward of the time and place in each ward of holding said election, and of the city and ward officers to be elected and of the place in each ward where the inspectors of election shall meet on the Saturday next preceding the election to make a registration of the electors of said city.

Registration

Said commissioners shall procure books of registration of the form required by law for each ward and deliver the same to the election inspectors of the respective wards, and shall procure all other books, papers, pencils and materials necessary to conducting the first election in said city.

City of Au Gres

Au Gres, Michigan

2. AN ACT to incorporate the city of Au Gres.

(Con't) Registration

No elector shall be entitled to vote until he shall have first been registered in the ward where he resides, and such commissioners shall receive and canvass the votes of the several wards as returned by the inspectors, and shall determine the results and shall issue certificates of election to each of the successful candidates, and shall perform such other duties as shall be necessary to conduct the first election in said city.

Election Inspectors.

SEC. 5. Louis Louvigny, Albert Townsend and Will Stevens shall act as inspectors of election for the first election in the first ward of said city, and George H. Grimore, E. O. Ritchie and Herbert M. Sproule shall act as inspectors of election for the first election in the second ward of said city.

Compensation of mayor and aldermen.

SEC. 6. The mayor and aldermen of said city shall serve without compensation

Rights and liabilities, how adjusted.

SEC. 7. The rights and liabilities as between the city of Au Gres and the townships of Au Gres and Whitney shall be adjusted according to the provisions of act number thirty-eight of the public acts of eighteen hundred eighty-three, entitled "An act to provide for adjustment of rights and liabilities on division of territory of cities and townships."

Incorporation not to affect boundaries, etc.

SEC. 8. The incorporation of said city of Au Gres shall in no way change or affect the boundaries of the school district or districts in which said city may be situated, but the same shall continue to be a graded or primary district, as the case may be, and no change shall be made in the manner or time of electing its district officers or in the management or control of said district, except that the taxes voted for school purposes in said district shall be apportioned at or before the time of meeting of the board of supervisors of Arenac county in annual session in October of each year, by the supervisor of said city of Au Gres and the supervisors of the said township of Au Gres and Whitney

Apportionment of taxes etc.

SEC. 9. The city of Au Gres shall comprise a single assessment district and assessments of property and spreading of taxes shall be made therein by a city supervisor at large, who shall be elected at the regular city election except that the first supervisor shall be elected at the first election held in said city. The said supervisor shall hold his office for one year or until his successor is elected and qualifies, and shall be a member of the board of supervisors of said county of Arenac, and as a member of said board he shall be entitled to receive the same compensation as other supervisors for attendance on said board, and he shall have all the rights, privileges and powers of the other members of said board of supervisors, and no other supervisors shall be elected in said city.

Supervisor, when elected.

Term of Office.

3. AN ACT to incorporate the city of Au Gres.

Board of public works, not necessary to create.

When created, how governed.

Liquor dealers, how may obtain sureties.

SEC. 10. It shall not be necessary for the city of Au Gres to create and constitute a board of public works as provided in chapter twenty-eight of act number two hundred fifteen of the public acts of eighteen hundred ninety-five, and amendments thereto, unless the council of said city shall determine by a two-thirds vote of all the members elect. Until such board of public works is established all duties of said board of public works shall be performed by the council of said city. Whenever the council of said city shall by a two-thirds vote of all the aldermen-elect, determine to create and constitute a board of public works the provisions of said chapter twenty-eight of act number two hundred fifteen of the public acts of eighteen hundred ninety-five and the amendments thereto, shall be in full force and effect in said city.

SEC. 11. Persons engaged in the business of selling liquors at retail under act three hundred thirteen of the public acts of eighteen hundred ninety-seven and amendments there-to, may obtain the sureties upon the bonds required by said act in said city of Au Gres or within any township contiguous thereto.

This act is ordered to take effect March one, nineteen hundred six.

Approved June 7, 1905

100 yrs in 1965

R E S O L U T I O N

Resolved on this *18th* day of *April*, 1957, the City Council of the City of AuGres, Arenac County, Michigan does hereby propose by a 3/5 vote of the members of said Council pursuant to the authority of Act No. 215 of the Public Acts of 1895, as amended, the following amendment to be submitted to the people of the City of AuGres for adootion or rejection:

"The Charter of the City of AuGres shall be amended by adding a section 12 which shall read as follows:

"The method of nomination of all candidates shall be by petition. Such petition for each candidate to be elected at large, shall be signed by not less than 2 per cent or more than 4 per cent of the registered electors of the City. The nomination petitions of each candidate to be elected from and by a ward of the City shall be signed by electors of the ward in which he seeks to be elected only. No person shall sign his name to a greater number of petitions for any one office than there are persons to be elected to said office at the following regular City election. Where the signature of any individual appears on more petitions than he is so permitted to sign, such signature shall be counted only to the extent he is permitted to sign in the order of the respective dates and times of filing the petitions containing such signatures.

Nomination petitions shall be filed not less than 20 nor more than 30 days prior to the date of the primary election. The clerk shall publish a notice of the last day that the filing of nominating petitions is permitted and the number of persons to be elected at least 1 week and not more than 3 weeks before such last day of filing.

3rd Mon - Feb.

inc. 1912

RESOLUTION

RESOLVED, on this 20 day of May 1957, the City Council of the City of AuGres, Arenac County, Michigan, does hereby amend, by a three-fifths vote of the members of said Council, its resolution of April 18, 1957 proposing that the Charter of the City of AuGres be amended by adding a Section 12, by the addition of the following language which shall be and hereby is incorporated into Paragraph 1 following the third sentence thereof, as follows:

"Such petition for each candidate to be elected from and by a ward of the City shall be signed by not less than 2% or more than 4% of the registered electors of the ward in which he seeks to be elected."

IT IS FURTHER RESOLVED, that pursuant to authority of Act No. 215 of the Public Acts of 1895, as amended, that said Council resolution of April 18, 1957, as herein amended be submitted to the people of the City of AuGres for adoption or rejection in the manner and in accordance with the terms of said Council resolution of April 18, 1957.

Dated this 20 day of May, 1957.

Lincoln Ennes
Lincoln Ennes, Mayor

Odeal Bessinger
Odeal Bessinger, Clerk.

A non-partisan city primary shall be held on the 3rd Monday of February in each year in which a regular spring election in April is to be held.

If upon the expiration of the time for filing nominating petitions for any elected city office, petitions have been filed for no more than twice the number of candidates for such city election, than no primary election shall be held with respect to such office and the clerk shall publish a notice of this fact as part of and at the time provided for the publication of notice of such primary election. Candidates equivalent in number to twice the number of persons to be elected to each city office at such election who shall receive the highest number of votes at any such primary election shall be declared the nominees for elections to the respective offices. The names of such nominees together with the names of persons for whom petitions have been filed for offices with respect to which no primary election was held shall be certified by the ^{chairman} ~~XXXX~~ of the election commission to be placed upon the ballot for the next subsequent city election.

BE IT RESOLVED, That in accordance with Act No. 215 of the Public Acts of 1895 as amended, the ^{5th} day of *August*, 1957, is hereby designated as the date for holding an election on this question and the city clerk shall forthwith transmit a copy of the proposed amendment to the Governor of the State of Michigan for his approval and shall do and perform all acts required by state law to giving of such election and registration of the electors therefor. He shall make all necessary arrangements for the registration of electors and shall cause printed ballots to be used at the election which shall be substantially in the following form:

Instructions: Mark a cross (X) in one of the blocks below the question indicating how you wish to vote on this proposal. Before leaving the booth, fold the ballot so that the face of the ballot is not exposed and so that the numbered corner is visible.

AMENDMENT

An amendment to establish a non-partisan primary election.

The purpose of the amendment is to establish a non-partisan primary election for the purpose of nominating candidates for city and ward offices in the City of Au Gres, Arenac County, Michigan.

"Shall the Charter of the City of Au Gres, Arenac County, State of Michigan, being Local Act 618 of the Public Acts of 1905, which incorporated Act No. 215 of Public Acts of 1895, as amended, be amended by the addition of a Section 12 which shall provide for a non-partisan primary election for city and ward offices as explained above?"

YES

NO

RESOLVED FURTHER, That as a part of the notices for this election, the proposed amendment shall be published in full.

RESOLVED FURTHER, That in accordance with appropriate law that the proposed Charter Amendment shall be posted in full and conspicuous places at each polling place.

RESOLVED FURTHER, That a canvass and determination of said votes shall be made in accordance with the laws of the State of Michigan.

Dated this _____ day of _____, 1957.

Robert Sherwood, mayor

Hildred Beach

Hildred Beach, Clerk