

CLINTON COUNTY BOARD OF COMMISSIONERS

COURTHOUSE
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Diane Zuker

RESOLUTION 2009-9 IN OPPOSITION TO SENATE JOINT RESOLUTION H (SJR-H)

WHEREAS, the Michigan Senate is considering Senate Joint Resolution H, (SRJ-H), a proposal to amend Article IX, Section 3 of the 1963 Constitution of the State of Michigan by requiring that, effective 2010, increases in the taxable value of real estate in the State of Michigan be restricted and/or held flat during periods of slow growth and/or a decline in assessed valuation. A copy of SJR-H is attached to this Resolution; and

WHEREAS, SJR-H was introduced by Senator John Pappageorge and is currently pending before the Finance Committee of the Michigan Senate; and

WHEREAS, the proposal to amend Article IX, Section 3 of the 1963 Constitution of the State of Michigan, if subsequently passed by the vote of the people, would cause substantial harm to the government of Clinton County, by resulting in an annual reduction of revenue estimated to be \$65,000 and would cause similar substantial harm to other Michigan counties, townships, village and cities across the State of Michigan forcing all local governments to reduce the delivery of vital public services to the residents of the State of Michigan; and

WHEREAS, the proposal to amend Article IX, Section 3 of the 1963 Constitution of the State of Michigan, if subsequently passed by the vote of the people, would lock in current taxable value inequities between properties today; and

WHEREAS, the Clinton County Board of Commissioners opposes the passage of SJR-H and other similar efforts that would impair the ability of counties and other local governments to deliver vital public services to the residents of the State of Michigan.

NOW, THEREFORE BE IT RESOLVED, that the Clinton County Board of Commissioners opposes the passage of Senate Joint Resolution H (SJR-H), a proposal to amend Article IX, Section 3 of the 1963 Constitution of Michigan; and

BE IT FURTHER RESOLVED, that certified copies of this resolution be forwarded to Governor Jennifer Granholm, Senator Alan Cropsy, Representative Richard Ball and Representative Paul Opsommer, and the Michigan Association of Counties.

STATE OF MICHIGAN

COUNTY OF CLINTON

I, DIANE ZUKER, Clerk of the County of Clinton do hereby certify that the foregoing resolution was duly adopted by the Clinton County Board of Commissioners at the regular meeting held May 26, 2009 and is on file in the records of this office.

Diane Zuker, Clinton County Clerk

SENATE JOINT RESOLUTION H

January 29, 2009, Introduced by Senator PAPPAGEORGE and referred to the Committee on Finance.

A joint resolution proposing an amendment to the state constitution of 1963, by amending section 3 of article IX, to limit the increase in taxable value of real property under certain circumstances.

Resolved by the Senate and House of Representatives of the state of Michigan, That the following amendment to the state constitution of 1963, to limit the increase in taxable value of real property under certain circumstances, is proposed, agreed to, and submitted to the people of the state:

ARTICLE IX

Sec. 3. The legislature shall provide for the uniform general ad valorem taxation of real and tangible personal property not exempt by law except for taxes levied for school operating

1 purposes. The legislature shall provide for the determination of
2 true cash value of such property; the proportion of true cash value
3 at which such property shall be uniformly assessed, which shall
4 not, after January 1, 1966, exceed 50 percent; and for a system of
5 equalization of assessments. For taxes levied in 1995 and each year
6 thereafter, the legislature shall provide that the taxable value of
7 each parcel of property adjusted for additions and losses, shall
8 not increase each year by more than the increase in the immediately
9 preceding year in the general price level, as defined in section 33
10 of this article, or 5 percent, whichever is less until ownership of
11 the parcel of property is transferred. **HOWEVER, FOR TAXES LEVIED**
12 **AFTER 2009, THE LEGISLATURE SHALL PROVIDE THAT IF A PROPERTY'S**
13 **ASSESSED VALUE HAS DECREASED, ADJUSTED FOR ADDITIONS AND LOSSES,**
14 **THE PROPERTY'S TAXABLE VALUE IN THE IMMEDIATELY SUCCEEDING YEAR**
15 **SHALL BE THE PROPERTY'S TAXABLE VALUE IN THE IMMEDIATELY PRECEDING**
16 **YEAR.** When ownership of the parcel of property is transferred as
17 defined by law, the parcel shall be assessed at the applicable
18 proportion of current true cash value. The legislature may provide
19 for alternative means of taxation of designated real and tangible
20 personal property in lieu of general ad valorem taxation. Every tax
21 other than the general ad valorem property tax shall be uniform
22 upon the class or classes on which it operates. A law that
23 increases the statutory limits in effect as of February 1, 1994 on
24 the maximum amount of ad valorem property taxes that may be levied
25 for school district operating purposes requires the approval of 3/4
26 of the members elected to and serving in the Senate and in the
27 House of Representatives.

1 Resolved further, That the foregoing amendment shall be
2 submitted to the people of the state at the next general election
3 in the manner provided by law.