



Fred Miller

Macomb County
Clerk/Register of Deeds

**MACOMB COUNTY ELECTION COMMISSION
SPECIAL MEETING
January 22, 2019**

**Probate Court Building
21850 Dunham Rd.
Mt. Clemens, MI 48043
11:00 a.m.**

AGENDA

- I. Call to Order
- II. Adoption of Agenda
- III. Public Participation (*limited to five minutes*)
- IV. Approval of Minutes from September 13, 2018 Election Commission Meeting
- V. Judge Clarity and Factuality of Wording on Recall Petitions (*proponent of recall/legal representative and named official/legal representative may present argument on each item before vote is taken*)
 - One Recall Petition filed on January 9, 2019 for Suzanne Kalka, Fraser City Council Member
 - One Recall Petition filed on January 9, 2019 for Michael Lesich, Fraser City Council Member
 - One Recall Petition filed on January 9, 2019 for David Winowiecki, Fraser City Council Member
- VI. Unfinished Business
- VII. New Business
- VIII. Public Participation
- IX. Adjournment

Macomb County Election Department

32 Market Street
Mount Clemens, MI 48043-5640
586-469-5209; Fax: 586-469-6927
macombgov.org/elections
elections@macombgov.org



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MEETING NOTICE

MACOMB COUNTY ELECTION COMMISSION SPECIAL MEETING

Macomb County Clerk's Office
Election Department
(586) 469-5209

The Macomb County Election Commission will hold a **SPECIAL MEETING** on Tuesday, January 22, 2019 at 11:00 a.m. in the Probate Court Building, 21850 Dunham Rd., Mount Clemens, to judge language factuality and clarity on recall petitions filed against City of Fraser Council members Suzanne Kalka, Michael Lesich, and David Winowiecki.

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**MACOMB COUNTY ELECTION COMMISSION
SPECIAL MEETING
September 13, 2018
UNOFFICIAL MINUTES**

The Macomb County Election Commission met on Thursday, September 13, 2018, in Court Room #1 of the Macomb County Probate Court Building, 21850 Dunham, Mount Clemens with the following members present:

Judge Kathryn George – Senior Probate Judge, Chairperson
Larry Rocca – Treasurer
Kathy Smith – County Clerk/Register of Deeds

Also Present: Michael Grix – Election Department
Frank Krycia – Corporation Counsel's Office
Joe Biondo – Treasurer's Office

CALL TO ORDER

Judge George called the meeting to order at 11:08 a.m.

MOTION TO ADOPT AGENDA

A motion to adopt the agenda was made by Larry Rocca. Judge George seconded the motion. The motion carried.

At 11:10 a.m. Judge George called a recess to review sample ballots. The meeting resumed at 11:15 a.m.

PUBLIC PARTICIPATION

None

APPROVAL OF MINUTES FROM JUNE 13, 2018 MEETING

Larry Rocca made a motion to approve the minutes as presented. Kathy Smith seconded the motion. The motion carried.

JUDGE CLARITY AND FACTUALITY ON SUBMITTED PETITIONS

Petition 1: Richard Cory – Bruce Township Supervisor

Larry Rocca made a motion to not approve Petition 1. The motion was seconded by Kathy Smith.

Debbie Martone spoke. 414 N. Bailey, Romeo, MI 48065

By a 3-0 vote, Petition 1 was not approved.

Petition 2: Susan Brockman – Bruce Township Clerk

Larry Rocca made a motion to not approve Petition 2. The motion was seconded by Kathy Smith.

No public participation.

By a 3-0 vote, Petition 2 was not approved.

Petition 3: Susan Brockman – Bruce Township Clerk

Larry Rocca made a motion to approve Petition 3.

Susan Brockman presented documents to the Commission.

Susan Brockman spoke. 74633 McKay, Romeo, MI 48065

Debbie Martone spoke. 414 N. Bailey, Romeo, MI 48065

Larry Rocca withdrew his motion to approve Petition 3 and made a motion to not approve Petition 3. The motion was seconded by Kathy Smith.

By a 3-0 vote, Petition 3 was not approved.

APPROVAL OF BALLOTS FOR NOVEMBER 6, 2018 ELECTION

Larry Rocca made a motion to approve the ballots for the November 6, 2018 General Election. Kathy Smith seconded the motion. The motion carried.

UNFINISHED BUSINESS

None

NEW BUSINESS

None

PUBLIC PARTICIPATION

Debbie Martone spoke. 414 N. Bailey, Romeo, MI 48065

Susan Hier spoke. 61652 Glenwood, Washington, MI 48094

ADJOURNMENT

At 11:38 a.m., Larry Rocca made a motion to adjourn the meeting, seconded by Kathy Smith. The motion carried and the meeting was adjourned.

Kathy Smith
Macomb County Clerk/Register of Deeds

INSTRUCTIONS ON REVERSE SIDE

RECALL PETITION

We, the undersigned registered and qualified voters of the City Township Village of FRASER in the County of MACLAMB and State of Michigan, petition for the calling of an election to recall SUZANNE KALKER from the office of COUNCILWOMAN for the following reason(s):

AT THE MAY 10 2018 FRASER CITY COUNCIL MEETING COUNCILWOMAN SUZANNE KALKER VOTED YES TO APPROVE THE 2018-2019 POLICE AND FIRE SPECIAL ASSESSMENT FOR 9 MILLS

WARNING - A PERSON WHO KNOWINGLY SIGNS A RECALL PETITION MORE THAN ONCE OR SIGNS A NAME OTHER THAN HIS OR HER OWN IS VIOLATING THE PROVISIONS OF THE MICHIGAN ELECTION LAW.

SIGNATURE	PRINTED NAME	STREET ADDRESS OR RURAL ROUTE	ZIP CODE	DATE OF SIGNING		
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CERTIFICATE OF CIRCULATOR

The undersigned circulator of the above petition asserts that he or she is 18 years of age or older and a United States citizen; that each signature on the petition was signed in his or her presence and was not obtained through fraud, deceit or misrepresentation; that he or she has neither caused nor permitted a person to sign the petition more than once and has no knowledge of a person signing the petition more than once; and that, to his or her best knowledge and belief, each signature is the genuine signature of the person purporting to sign the petition, the person signing the petition was at the time of signing a registered elector of the City or Township listed in the heading of the petition, and the elector was qualified to sign the petition.

If the circulator is not a resident of Michigan, the circulator shall make a cross [X] or check mark [✓] in the box provided, otherwise each signature on this petition sheet is invalid and the signatures will not be counted by a filing official. By making a cross or check mark in the box provided, the undersigned circulator asserts that he or she is not a resident of Michigan and agrees to accept the jurisdiction of this state for the purpose of any legal proceeding or hearing that concerns a petition sheet executed by the circulator and agrees that legal process served on the Secretary of State or a designated agent of the Secretary of State has the same effect as if personally served on the circulator.

CIRCULATOR — DO NOT SIGN OR DATE CERTIFICATE UNTIL AFTER CIRCULATING PETITION.

(Signature of Circulator) _____ (Date) _____
 (Printed Name of Circulator) _____
 (Complete Residence Address [Street and Number or Rural Route]) - [Do not enter a post office box]
 (City or Township, State, Zip Code) _____
 (County of Registration, if Registered to Vote, of a Circulator who is not a Resident of Michigan) _____
 FORM APPROVED BY DIRECTOR OF ELECTIONS, STATE OF MICHIGAN
 REV. 10/15

INSTRUCTIONS ON REVERSE SIDE

RECALL PETITION

We, the undersigned registered and qualified voters of the City Township Village of FRASER in the County of MACOMB and State of Michigan, petition for the

calling of an election to recall MICHAEL LESTICH (Name of Officer) from the office of COUNCILMAN (Title of Office) for the following reason(s):

AT THE MAY 10, 2018 FRASER CITY COUNCIL MEETING, MEMBER COUNCILMAN MICHAEL LESTICH VOTED YES TO APPROVE THE 2018-2019 POLICE AND FIRE SPECIAL ASSESSMENT FOR 9 MILLS

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(Signature of Circulator) _____ (Date) _____

(Printed Name of Circulator) _____

(Complete Residence Address (Street and Number or Rural Route)) - (Do not enter a post office box)

(City or Township, State, Zip Code)

(County of Registration, if Registered to Vote, of a Circulator who is not a Resident of Michigan)

INSTRUCTIONS ON REVERSE SIDE

RECALL PETITION

We, the undersigned registered and qualified voters of the City Township Village of FRASER } in the County of MACOMB and State of Michigan, petition for the calling of an election to recall DAVID WINDOWIECKI from the office of COUNCILMAN for the following reason(s):

AT THE MAY 10, 2018 FRASER CITY COUNCIL MEETING, COUNCILMAN DAVID WINDOWIECKI VOTED YES TO APPROVE THE 2018-2019 POLICE AND FIRE SPECIAL ASSESSMENT FOR 9 miles

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WARNING - A CIRCULATOR KNOWINGLY MAKING A FALSE STATEMENT IN THE ABOVE CERTIFICATE, A PERSON NOT A CIRCULATOR WHO SIGNS AS A CIRCULATOR, OR A PERSON WHO SIGNS A NAME OTHER THAN HIS OR HER OWN AS CIRCULATOR IS GUILTY OF A MISDEMEANOR.

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 FORM APPROVED BY DIRECTOR OF ELECTIONS, STATE OF MICHIGAN REV. 10/15