



Fred Miller

Macomb County
Clerk & Register of Deeds

Sheila Miller
Chief Deputy Clerk

Brian Brdak
Chief Deputy Register of Deeds

MACOMB COUNTY ELECTION COMMISSION

MEETING NOTICE

Date/Time: Friday, January 8, 2021, 9:00 a.m.

Access online at: meet.google.com/mej-afya-yit

Or access by phone: 1-601-840-3148 **PIN:** 105 367 429#

AGENDA

- I. Call to Order
- II. Adoption of Agenda
- III. Public Participation (*limited to five minutes*)
- IV. Approval of Minutes from December 22, 2020 Election Commission Meeting
- V. Judge Clarity and Factuality of Wording on Recall Petition
 - One Recall Petition filed on December 21, 2020 for Edward Kabacinski, Warren City Council Member, District 5
- VI. Unfinished Business
- VII. New Business
- VIII. Public Participation (*limited to five minutes*)
- IX. Adjournment

Macomb County Election Department

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

**MACOMB COUNTY ELECTION COMMISSION
SPECIAL MEETING
December 22, 2020
UNOFFICIAL MINUTES**

The Macomb County Election Commission met on Tuesday, December 22, 2020, through a video call using Google Meet with the following members present:

Larry Rocca – County Treasurer, Chairperson
Anthony Wickersham – County Sheriff
Fred Miller – County Clerk/Register of Deeds

Excused: Judge Kathryn George – Senior Probate Judge

Also Present: Michael Grix – Election Department
Goce Nedanovski – Election Department
Frank Krycia – Corporation Counsel's Office

CALL TO ORDER

Larry Rocca called the meeting to order at 9:00 a.m. Judge George was unable to attend the meeting, so Fred Miller made a motion to appoint Anthony Wickersham in Judge George's place. Larry Rocca seconded the motion. The motion carried.

MOTION TO ADOPT AGENDA

A motion to adopt the agenda was made by Fred Miller. Anthony Wickersham seconded the motion. The motion carried.

PUBLIC PARTICIPATION

Mark Brewer, attorney for Elizabeth Pyden, spoke.
Frank Bednard spoke.
Denise Aquino spoke.

APPROVAL OF MINUTES FROM SEPTEMBER 4, 2020 MEETING

Fred Miller made a motion to approve the minutes as presented. Anthony Wickersham seconded the motion. The motion carried.

JUDGE CLARITY AND FACTUALITY ON SUBMITTED PETITIONS

One petition was filed against each of the following four elected officials: Frank Bednard, Denise Aquino, Elizabeth Pyden, and George Sobah – Chippewa Valley School Board Members

Fred Miller made a motion to reject all 4 petitions as presented. Anthony Wickersham seconded the motion. All petitions were unanimously rejected 3-0.

UNFINISHED BUSINESS

None

NEW BUSINESS

Larry Rocca wished everyone Merry Christmas. Other members responded in kind.

PUBLIC PARTICIPATION

Frank Bednard spoke.
Denise Aquino spoke.

Mark Brewer spoke.

ADJOURNMENT

At 9:18 a.m., Anthony Wickersham made a motion to adjourn the meeting, seconded by Fred Miller. The motion carried and the meeting was adjourned.

Fred Miller
Macomb County Clerk and Register of Deeds

DRAFT



Macomb County Election Department

RECEIPT FOR RECALL LANGUAGE SEEKING CLARITY REVIEW

Person(s) Being Recalled	Office Held	# of Petitions
Edward Kabacinski	Warren Council District 5	1
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____

FILED
20 DEC 21 AM 11:58
MI. CLERK: HONORARY

SUBMITTED BY: Robert Boccanno
ADDRESS: 27882 Los Olus
CITY & ZIP: Warren 48093
PHONE: 586 246-3998
E-MAIL ADDRESS: robert.boccanno@gmail.com
SIGNATURE: Robert R Boccanno

[Signature]
ELECTION CLERK

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

RECALL PETITION

INSTRUCTIONS ON REVERSE SIDE

We, the undersigned registered and qualified voters of the WARREN, MICHIGAN, in the County of MACOMB, and State of Michigan, petition for the calling of an election to recall EDWARD KABCANSKI from the office of CITY COUNCIL for the following reason(s):
 (Name of Officer) (Title of Office) (District, if Any)

BE RECALLED FOR HIS NO VOTE IN OPPOSITION TO THE PROPOSED SETTLEMENT AND CONSENT JUDGEMENT IN THE MATTER OF FIREBROOK WARREN, LLC ET AL. V. CITY OF WARREN, MACOMB COUNTY CIRCUIT COURT CASE NO. 2019-004059-CZ. AT THE WARREN CITY COUNCIL MEETING ON NOVEMBER 24, 2020.

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 MONTH DAY YEAR
1.					
2.					
3.					
4.					
5.					
6.					
7.					
8.					
9.					
10.					
11.					
12.					

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.

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.

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)