

SUMMARY

AN ORDINANCE to amend Chapter 17 of the 2019 Detroit City Code, *Finance*, Article II, *Budget*, Division 1, *Procedure for adoption*, by amending Sections 17-2-5 through 17-2-8, in order to change the dates required for the City Council to consider the budget, for the budget to be transmitted to the Mayor, for the Mayor to return the budget to City Council and for City Council to act upon any item that shall have been disapproved by the Mayor.

BY COUNCIL PRESIDENT BRENDA JONES:

AN EMERGENCY ORDINANCE to amend Chapter 17 of the 2019 Detroit City Code, *Finance*, Article II, *Budget*, Division 1, *Procedure for adoption*, by amending Sections 17-2-5 through 17-2-8, in order to change the dates required for the City Council to consider the budget, for the budget to be transmitted to the Mayor, for the Mayor to return the budget to City Council and for City Council to act upon any item that shall have been disapproved by the Mayor.

DECLARATION OF EMERGENCY

WHEREAS, Governor Gretchen Whitmer has issued Executive Order 2020-4 declaring a statewide state of emergency due to the spread of the novel coronavirus (COVID-19); and

WHEREAS, This new strain of coronavirus has not been previously identified in humans, and can easily spread from person to person and can result in serious illness or death; and

WHEREAS, In an effort to mitigate the spread of COVID-19 infection, it is important that the City of Detroit take measures to limit in-person contact, particularly in the context of large groups; and

WHEREAS, Governor Whitmer has also issued Executive Directive 2020-2 which allows public bodies subject to the Open Meetings Act to utilize participation by remote access technology for their meetings so long as public access and participation is preserved; and

WHEREAS, The Detroit City Council is currently in the middle of the Budget adoption process for the next fiscal year and has to conclude the process so that the adopted budget can be transmitted to the City's Financial Review Commission on or before April 30 in accordance with the Michigan Financial Review Commission Act, M.C.L. 141.1636(4); and

WHEREAS, The City Council needs to add more time to the Budget adoption process to allow the City time to

IT IS HEREBY ORDAINED BY THE PEOPLE OF THE CITY OF DETROIT THAT:

1 **Section 1.** Chapter 17 of the 2019 Detroit City Code, *Finance*, Article II, *Budget*,
2 Division 1, *Procedure for adoption*, amends Sections 17-2-5 through 17-2-8 to read as follows:

3 **CHAPTER 17. FINANCE**

4 **ARTICLE II. BUDGET**

5 **DIVISION 1. PROCEDURE FOR ADOPTION**

6 **Sec. 17-2-5. Consideration by City Council.**

7 The City Council shall complete its consideration of the budget on or before ~~April 13, 2020~~ May
8 5, 2020.

9 **Sec. 17-2-6. - Transmittal to Mayor for approval or rejection.**

10 On or before ~~April 14, 2020~~, May 6, 2020, the City Clerk shall transmit the budget to the Mayor
11 for approval or rejection.

12 **Sec. 17-2-7. - Action by Mayor.**

13 On or before ~~April 16, 2020~~, May 8, 2020, the Mayor shall return the budget to the City Council
14 with his or her approval, or where he or she shall disapprove the whole or any item therein, with a
15 statement of the reasons therefor.

16 **Sec. 17-2-8. - Action by City Council after approval or disapproval by Mayor.**

17 On or before ~~April 17, 2020~~, May 12, 2020, the City Council shall act upon any item that shall
18 have been disapproved by the Mayor.

Section 2. All ordinances, or parts of ordinances, that in conflict with this ordinance are suspended until the expiration of this ordinance;

Section 3. This ordinance is declared necessary to preserve the public peace, health, safety, and welfare of the People of the City of Detroit.

Section 4. This ordinance shall be given immediate effect and become effective up on publication in accordance with Section 4-116 of the 2012 Detroit City Charter.

Section 5. This ordinance shall expire on the sixty-first (61st) day after enactment unless reenacted as an emergency ordinance.

Approved as to form:

Lawrence García
Corporation Counsel