



STATE OF MICHIGAN
RUTH JOHNSON, SECRETARY OF STATE
DEPARTMENT OF STATE
LANSING

April 18, 2016

David Greve, Village President
Village of Richland
8985 Gull Road
Richland, Michigan 49083

Dear Mr. Greve:

The Department of State (Department) received a formal complaint filed by Robert Perks against the Village of Richland (Village) alleging that the Village violated the Michigan Campaign Finance Act (MCFA or Act), 1976 PA 388, MCL 169.201 *et seq.* The investigation and resolution of this complaint is governed by section 15 of the Act and the corresponding administrative rules, R 169.51 *et seq.* A copy of the complaint and supporting documentation is enclosed with this letter.

In Michigan it is unlawful for a public body or an individual acting on its behalf to use or authorize the use of equipment, supplies, personnel, funds, or other public resources to make a contribution or expenditure. MCL 169.257(1). The words "contribution" and "expenditure" are terms of art that are generally defined to include a payment or transfer of anything of ascertainable monetary value made for the purpose of influencing or made in assistance of the qualification, passage, or defeat of a ballot question. MCL 169.204(1), 169.206(1). A knowing violation of this provision is a misdemeanor offense. MCL 169.257(4).

Mr. Perks alleges that the Village unlawfully used public resources to create and distribute a flyer regarding a question on the Village's May 3, 2016 ballot.

The purpose of this letter is to inform you of the Department's examination of these matters and your right to respond to the allegations before the Department proceeds further. It is important to understand that the Department is neither making this complaint nor accepting the allegations as true.

If you wish to file a written response to this complaint, you are required to do so within 15 business days of the date of this letter. In your response, please include documentation that would support a determination that each fact listed on the flyer is objectively verifiable.

Your response may include any written statement or additional documentary evidence you wish to submit. All materials must be sent to the Department of State, Bureau of Elections, Richard H. Austin Building, 1st Floor, 430 West Allegan Street, Lansing, Michigan 48918. If you fail to submit a response, the Department will render a decision based on the evidence furnished by the complainant.

David Greve, Village President

April 18, 2016

Page 2

A copy of your answer will be provided to Mr. Perks, who will have an opportunity to submit a rebuttal statement to the Department. After reviewing all of the statements and materials provided by the parties, the Department will determine whether "there may be reason to believe that a violation of [the MCFA] has occurred [.]" MCL 169.215(10). Note that the Department's enforcement powers include the possibility of entering a conciliation agreement, conducting an administrative hearing, or referring this matter to the Attorney General for enforcement of the criminal penalty provided in section 57(4) of the Act.

If you have any questions concerning this matter, you may contact me at (517) 241-0395.

Sincerely,



Lori A. Bourbonais

Bureau of Elections

Michigan Department of State

c: Robert Perks

Campaign Finance Complaint Form
Michigan Department of State

2016 APR 13 AM 10:50

This complaint form may be used to file a complaint alleging that someone violated the Michigan Campaign Finance Act (the MCFA, 1976 PA 388, as amended; MCL 169.201 *et seq.*). All information on the form must be provided along with an original signature and evidence. **Please print or type all information.**

I allege that the MCFA was violated as follows:

Section 1. Complainant		
Your Name	Robert R. Perks	Daytime Telephone Number 249-209-2023
Mailing Address	9213 Bunkerhill	
City	Richland	State MI Zip 49083

Section 2. Alleged Violator		
Name	Village of Richland	
Mailing Address	8985 Gull Road	
City	Richland	State MI Zip 49083

Section 3. Alleged Violations (Use additional sheet if more space is needed.)

Section(s) of the MCFA violated:

57

Explain how those sections were violated:

Based upon the "SPECIAL NOTES" section on Line, "Resources (public) are NOT to be used to influence the outcome of the election... AND views of both supporters AND opponents of a ballot question are (to be) treated equally."

Evidence that supports those allegations (attach copies of pertinent documents and other information):

The attached flyer was sent to Village residents, and delivered on April 10th, 2016. (copy)

This same information was found on the Village website, a copy of which I have attached. The following should be noted:

- a. The last two proposals are presented verbatim, with no errors in the propositions. What is purported to be the proposal with regards to the dissolution of the Village is not actually the proposal, but only a portion of the proposal.
- b. What is purported to be the Village proposal is clearly slanted and one side, and does not include factual information in support of the proposal.
- c. There was no attempt by the Village to obtain information in support of the proposal prior to sending out the flyer and placing this on its website.
- d. The flyer asserts that Village provides the service of fire protection, when in fact fire protection is provided by the Township.
- e. The clerk and treasurer "services" are mandated by charter
- f. Since this is coming from the Village, there is an inherent element of perceived credibility, accuracy, and truthfulness. Because of this, the position of those in support of the ballot proposal have been significantly and unalterably damaged.

Section 4. Certification (Required)

I certify that to the best of my knowledge, information, and belief, formed after a reasonable inquiry under the circumstances, each factual contention of this complaint is supported by evidence.

X


Signature of Complainant

04-12-2016
Date

Section 5. Certification without Evidence (Supplemental to Section 4)

Section 15(6) of the MCFA (MCL 169.215) requires that the signed certification found in section 4 of this form be included in every complaint. However, if, after a reasonable inquiry under the circumstances, you are unable to certify that certain factual contentions are supported by evidence, you may also make the following certification:

I certify that to the best of my knowledge, information, or belief, there are grounds to conclude that the following specifically identified factual contentions are likely to be supported by evidence after a reasonable opportunity for further inquiry. Those specific contentions are:

X

Signature of Complainant

Date

Section 15(8) of the MCFA provides that a person who files a complaint with a false certification is responsible for a civil violation of the MCFA. The person may be required to pay a civil fine of up to \$1,000.00 and some or all of the expenses incurred by the Michigan Department of State and the alleged violator as a direct result of the filing of the complaint.

Mail or deliver the completed complaint form with an **original signature and evidence** to the following address:

Michigan Department of State
Bureau of Elections
Richard H. Austin Building – 1st Floor
430 West Allegan Street
Lansing, Michigan 48918

May 3rd Ballot:

There are three proposals on the May 3rd ballot:

VILLAGE OF RICHLAND

Shall incorporation of the Village of Richland be vacated?

A NO vote retains the Village in the state that it is currently, and has been since 1871.

A YES vote dissolves the Village, at which time the Village will no longer provide the following services:

Local Police Department, including:

- Crime deterrent
- Quick response
- School safety
- Parade security (July 4th, Memorial Run, Homecoming)
- Local football game security

Village Master Planning & Zoning

Clerk and Treasurer

Local Ordinances

Arbor Day and Tree City Designation

Fire Protection

Weather sirens

Community Hall Maintenance

Department of Public Works, including:

- Plowing, sanding, salting roads
- Early plowing to schools
- Sidewalk clearing
- Pothole maintenance
- Drain clearing
- Building maintenance
- Tree maintenance
- Mowing Village property
- Large item pickup
- Leaf and stick pickup
- Flower pot planting/watering
- Special events – Santa & reindeer for Wassailing

COUNTYWIDE LAW ENFORCEMENT AND SAFETY MILLAGE PROPOSITION

This proposal will permit the County to restore 1.4491 mills of the 1.5 mills for Law Enforcement, new expired, for six (6) years (2016-2021).

For the purposes of maintaining portions of the Law Enforcement and Safety functions for the citizens of Kalamazoo County in the areas of Prosecuting Attorney, Sheriff, Circuit Court Trial and Family Divisions, District Court, Animal Services and Enforcement Department, and Community Corrections, shall the limitation on the amount of taxes which may be imposed on taxable property in Kalamazoo County be increased by 1.4491 mills (\$1.4491 per \$1,000 of taxable value) on all taxable property in Kalamazoo County for a period of six (6) years, being 2016 to 2021, inclusive. It is estimated that 1.4491 mills would raise approximately \$11,879,000 when first levied in 2016.

KALAMAZOO COUNTY TRANSPORTATION AUTHORITY

The Kalamazoo County Transportation Authority was formed to operate and provide demand-response public transportation services within its geographic boundary and seeks authorization from the electors to levy up to 0.315 mills. Shall the Kalamazoo County Transportation Authority levy a tax, for public transportation purposes, of up to 0.315 mills, being 31.5 cents (\$0.315) per thousand dollars (\$1000) of taxable value, on all taxable property within the geographic boundary of the Kalamazoo County Transportation Authority for a period of five (5) years, 2017, 2018, 2019, 2020 and 2021? It is estimated that 0.315 mills would raise \$2,508,188 in the first year.

This is a reduction from the current 0.4 mills, which has been the approved millage rate since 2009.

Village of Richland

8985 Gull Road
PO Box 1
Richland, MI 49083

PRESORTED
STANDARD
US POSTAGE PAID
BATTLE CREEK MI
PERMIT NO. 252



209 2 1 *****AUTO**SCH 5-DIGIT 49083
ROBERT & JODI PERKS
9213 BUNKERHILL
RICHLAND MI 49083-9636

Spring Stick Pickup April 20 – 22nd

Please keep in mind the following:

- Have your sticks at the curb the night before
- No dirt clumps or roots
- No sticks with a circumference larger than 4 inches
- Cut longer length branches into shorter lengths

Spring Large Item Pickup May 14th

Please keep in mind the following:

- Have your items at the curb the night before
- No hazardous waste
- No building materials
- No garden waste
- Crew retains the right to refuse any item



STATE OF MICHIGAN
RUTH JOHNSON, SECRETARY OF STATE
DEPARTMENT OF STATE
LANSING

May 6, 2016

Robert R. Perks
9213 Bunkerhill
Richland, Michigan 49083

Dear Mr. Perks:

The Department of State received a response to the complaint you filed against the Village of Richland, which concerns an alleged violation of the Michigan Campaign Finance Act (MCFA), 1976 P.A. 388, MCL 169.201 *et seq.* A copy of the response is provided as an enclosure with this letter.

If you elect to file a rebuttal statement, you are required to send it within 10 business days of the date of this letter to the Bureau of Elections, Richard H. Austin Building, 1st Floor, 430 West Allegan Street, Lansing, Michigan 48918.

Sincerely,

A handwritten signature in black ink that reads "Lori A. Bourbonais".

Lori A. Bourbonais
Bureau of Elections
Michigan Department of State

c: Robert A. Soltis

FORD, KRIEKARD, SOLTIS & WISE, P.C.

Attorneys At Law
Established in 1887 by Alfred S. Frost

William K. Kriekard
Robert A. Soltis
Robert A. Wise

8051 Moorsbridge Road
Portage, Michigan 49024
Telephone: (269) 323-3400
Facsimile: (269) 323-3418

Henry Ford III (1905-1990)
Gordon H. Kriekard (1923-1992)
Donald H. Dunckel II (1947-2000)

David W. McMorrow
Of Counsel

May 5, 2016

VIA FEDEX DELIVERY

Ms. Lori A. Bourbonais
Bureau of Elections
Michigan Department of State
Richard H. Austin Building, 1st Floor
430 West Allegan
Lansing, MI 48918

RECEIVED/FILED
MICHIGAN DEPT OF STATE
2016 MAY -6 PM 2:13
ELECTIONS/GREAT SEAL

RE: **Village of Richland – Robert Perks Complaint**

Dear Ms. Bourbonais:

This response has been authorized and approved by the Richland Village Council.

Contrary to Robert Perks' allegation, the April Village newsletter, of which he complains, was not disseminated for the purpose of influencing the ballot question of whether the Village should be disincorporated. Like many other communities, the Village periodically sends a newsletter to its residents containing information about upcoming events affecting Village residents. This newsletter was intended to inform Village residents of spring stick and large pick-up dates and requirements as well as the three ballot questions on which Village residents could vote for or against on May 3, 2016.

The purpose of the reference to the disincorporation ballot question was to inform, not influence. The flyer is factual, gives residents the ramifications of both a "yes" or "no" vote and does not advocate one position over another. It was the intent of the Village Council that the information provided be fair and balanced.

Despite Mr. Perks' complaints to the contrary, a lengthy explanation as to the result of a "no" vote was unnecessary. Village residents did not need a detailed explanation of the results of a "no" vote. However, individual members of the Village Council were being approached by residents who were confused about the meaning of the ballot language and requesting that the ramifications of a "yes" vote be explained. The Village Council was simply trying to inform them of what those ramifications may be.

Mr. Perks is a part of a group that wants to disincorporate the Village. His complaint, as well as its timing, should be viewed in that context.

Ms. Lori A. Bourbonais
Page Two
May 5, 2016

With regard to his allegation that the Countywide Law Enforcement and Safety Millage Proposition and the Kalamazoo County Transportation Authority millage were provided verbatim, but that the disincorporation question was not is untrue. The disincorporation ballot question was also exactly as a voter would see it in the voting booth. It should also be noted that the two millage proposals are internally self-explanatory. The disincorporation ballot question is not. Mr. Perks also complains that the Village did not include content favorable to his personal position in support of disincorporation. On the other hand, if Mr. Perks' information were to be included in a Village publication, a supporter of not disincorporating the Village could also accuse the Village of using public resources to influence the passage of the disincorporation vote and of using public resources for the benefit of a private group within the Village, not the general public. Because of his bias in favor of disincorporation, it is easy to see why he believes there is an inherent element of perceived credibility, accuracy and truthfulness in the factual information provided in the newsletter. His complaint must be viewed in the light of that bias.

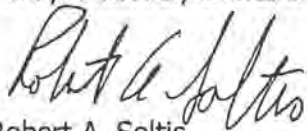
The Village Council was very careful to try to not influence voters one way or the other as to the disincorporation question. However, because of the questions raised by residents, the Council felt it was appropriate to inform its residents on this issue. MCL 169.206(2)(b) provides that an expenditure for communication on a subject is not an illegal expenditure if it does not support or oppose a ballot question by clear inference. The newsletter was not intended to support or oppose disincorporation, but to simply inform.

For the reasons set forth herein, the Village Council believes that it did not violate the Michigan Campaign Finance Act and requests the Department of State find that a violation has not occurred.

If the Department wishes any further information, please advise. Thank you for your consideration.

Very truly yours,

FORD, KRIEKARD, SOLTIS & WISE, P.C.


Robert A. Soltis
Village Attorney

RAS/kb

cc: Mr. David Greve



STATE OF MICHIGAN
RUTH JOHNSON, SECRETARY OF STATE
DEPARTMENT OF STATE
LANSING

May 16, 2016

Robert A. Soltis
Ford, Kriekard, Soltis & Wise, P.C.
8051 Moorsbridge Road
Portage, Michigan 49024

Dear Mr. Soltis:

This letter concerns the complaint that was recently filed against the Village of Richland by Robert Perks, which relates to a purported violation of the Michigan Campaign Finance Act (MCFA or Act), 1976 PA 388, MCL 169.201 *et seq.* The Department of State has received a rebuttal statement from the complainant, a copy of which is enclosed with this letter.

Section 15(10) of the MCFA, MCL 169.215(10), requires the Department to determine within 45 business days from the receipt of the rebuttal statement whether there is a reason to believe that a violation of the Act has occurred. Mr. Perks' complaint remains under investigation at this time. At the conclusion of the review, all parties will receive written notice of the outcome of the complaint.

Sincerely,

A handwritten signature in cursive script that reads "Lori A. Bourbonais".

Lori A. Bourbonais
Bureau of Elections
Michigan Department of State

c: Robert Perks

Robert R. Perks
9213 Bunkerhill
Richland, MI 49083

May 12, 2016

Ms. Lori A. Bourbonais
Bureau of Elections
Michigan Department of State
Richard H. Austin Building, 1st Floor
430 West Allegan
Lansing, MI 48918

RECEIVED/FILED
MICHIGAN DEPT OF STATE
2016 MAY 13 PM 1:14
ELECTIONS/GREAT SEAL

RE: **Complaint against Village of Richland, filed by Robert Perks**

Dear Ms Bourbonais:

Thank you for the opportunity to rebut the recent response submitted by attorney Robert Soltis on behalf of the Village or Richland.

First, to say that the flyer in question was not intended to influence the ballot question is beyond comprehension. *Res ipsa loquitur*—the flyer speaks for itself, and to claim differently defies any reasonable and objective reading of the document. The local media has reported on this issue given the blatant efforts to influence the vote, and it is expected that they will be reporting on the resolution of this matter. It should also be noted that the Village conveniently waited until after the election to respond, despite receiving the complaint well in advance of the election.

Secondly, Mr. Soltis alleges that my involvement with the group to disincorporate the Village formed the basis of my complaint. This is false, and is an incorrect assumption by Mr. Soltis. Although I had signed the petition, I had no intention of campaigning for the proposal until such time that the Village elected to act with impunity by sending out the flyer. I did not become an active supporter of the ballot proposal until after the flyer was sent.

Mr. Soltis continually points to my bias in support of the ballot proposal, which I readily admit. However, he fails to acknowledge the bias of the Village board, not one of whom were in support of the proposal, and all who were vocal in their opposition to the proposal.

Mr. Soltis states in one paragraph that the flyer "gives residents the ramifications of both a "yes" and "no" vote." However, in the very next paragraph he states that "Village residents did not need a detailed explanation of the results of a "no" vote." Not only is this statement very presumptuous as to the amount of information the electorate is entitled to, it is clearly not "fair and balanced" as he claims. For example, the flyer fails to provide details as to the fact that Village residents pay taxes substantially in excess of other comparable villages and towns, it failed to reflect how village residents were paying for duplication of services, and it failed to provide information on how Village residents were subsidizing police protection for Township residents at no cost to Township residents. Further, the flyer failed to outline the recent improprieties of the Village, including the illegal firing of the clerk, and her position was ultimately reinstated by a judge.

The flyer also conveniently omitted how the elimination of Village services could be replaced by the Township and County, how the elimination of the clerk and treasurer would be replaced by the Township, how pothole maintenance, plowing and sanding, and salting of the roads would be provided by the Kalamazoo Road Commission, et al. The Village council also elected to not establish a disincorporation commission, which would have provided a complete impact statement of a "yes" vote. As a result, the Village was in no position to publish this flyer that had incomplete and inaccurate information.

The one statement made with regards to a "no" vote was that it would retain the village in its current condition, "and has been since 1871". If the flyer was not intended to influence the vote, why would it even reference the year of the Village inception, other than an attempt to prey upon the emotions of those that feel an historic attachment to the Village?

Contrary to the statement by Mr. Soltis, I never stated that the ballot proposal in question was not quoted verbatim. My complaint was that it was only part of the proposal. There is no demarkation between the actual ballot proposal verbiage in support of the proposal other than the ballot proposal being in bold. Without any demarkation or further qualifications, a reader could easily believe that the supporting ballot language forms a part of the proposal. This is especially true in light of the two prefaces: "MAY 3rd Ballot:" with a colon, and "There are three proposals on the May 3rd ballot::", also with a colon. Further, there is no qualifying language attached to the other two ballot proposals. Contrary to the statement made by the Village's counsel, this is not "exactly as a voter would see it in a voting booth"

There were two opposing groups that campaigned on behalf and against the ballot proposal. Both groups provided information in support and against the proposal, and this information was mailed out to Village and Township residents by the respective groups.. Both sides also had their respective websites, and the media reported extensively on the ballot proposal. This being the case, the Village did not have to use tax dollars to campaign against the proposal. All they needed to do was to quote all proposals verbatim, inform the public where to vote, and then encourage the electorate to research the pros and cons of the proposal that was readily available to the public. However, once the Village elected to present information in opposition to the proposition, it was incumbent upon them to provide a balanced response by those in support of the proposition, which they did not.

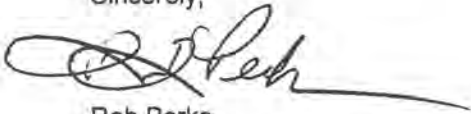
It should also be noted that the response from the Village failed to answer the allegation that the flyer asserted the Village provides service for fire protection, when in fact this is provided by the Township. Further, if the information on the flyer was informational only, then why were many of these same points placed on the campaign literature of the opposition committee?

As noted on your website, the purpose of the Act is to prevent those who control public resources from using those resources to influence the outcome of an election. It is up to the people and not public bodies to decide elections. This means that a public body is prohibited in participating in elections for State and ballot questions. Further, under the special notes provision, if public resources are used for public ballot questions, they are not to be used to influence the outcome of the election, and views of both supporters and opponents of a ballot proposal are to be treated equally, which is obviously not the case in this instance. Those in support of the proposition were never approached for their position, and the authors of the flyer had a vested interest in the outcome of the election.

In summary, the flyer in question is inaccurate, deceptive, one sided, and clearly reflects the bias of those that prepared the document. This goes beyond opposing the proposal by inference, which the Village states is the needed threshold. The format and content of this document was clearly prepared with the intent not to inform, but rather to influence. I would therefore ask the Board of Elections to send a clear message to the Village that they must play by the rules, that they cannot act above the law, and that a violation of the act has therefore occurred.

Thank you again for considering this matter, and please feel to contact me if there are any other questions.

Sincerely,

A handwritten signature in black ink, appearing to read 'Rob Perks', with a long horizontal flourish extending to the right.

Rob Perks
Richland Village Resident



STATE OF MICHIGAN
RUTH JOHNSON, SECRETARY OF STATE
DEPARTMENT OF STATE
LANSING

June 28, 2016

Robert A. Soltis
Ford, Kriekard, Soltis & Wise, P.C.
8051 Moorsbridge Road
Portage, Michigan 49024

Dear Mr. Soltis:

This letter concerns the complaint that was recently filed against the Village of Richland (Village) by Robert Perks, which relates to a purported violation of the Michigan Campaign Finance Act (MCFA or Act), 1976 PA 388, MCL 169.201 *et seq.*

In the Department of State's (Department) notice letter to the Village (enclosed for your convenience), we asked the Village to "include documentation that would support a determination that each fact listed on the flyer [that is the subject of the complaint] is objectively verifiable" with its response to the complaint. While in your answer you asserted that "[t]he flyer is factual, gives residents the ramification of both a 'yes' or 'no' vote and does not advocate one position over another [,]" no materials were provided that would allow the Department to determine the "facts" are objectively verifiable.

Please provide documentation to the Department that would support a determination that each fact listed on the flyer is objectively verifiable at P.O. Box 20126, Lansing, Michigan 48901-0726 or by fax to 517-373-0941 no later than July 7, 2016.

Sincerely,

Lori A. Bourbonais
Bureau of Elections
Michigan Department of State

Bourbonais, Lori (MDOS)

From: McCamman, Kurt P. <McCamman@MillerCanfield.com>
Sent: Tuesday, July 12, 2016 5:06 PM
To: Bourbonais, Lori (MDOS)
Subject: Village of Richland/Perks Request for documentation supporting facts listed on flyer
Attachments: Cash Balances.pdf; Proposed Budget.pdf

Dear Ms. Bourbonais:

We now represent the Village of Richland, having recently replaced attorney Robert Soltis. Thank you for granting the Village an extension of time to July 13, 2016 to respond to your June 28, 2016 request for additional documentation. Following up on my voicemail, please see the attached documents which support the factual assertions in the flyer of services provided by the Village. As I mentioned in my voicemail, please call me if you need additional information.

Kurt

Sincerely,
Kurt P. McCamman
Attorney and Counselor at Law
MILLER CANFIELD PADDOCK and STONE
277 South Rose Street, Suite 5000
Kalamazoo, MI 49007
Phone: (269) 383-5818
email: mccamman@millercanfield.com

**Village of Richland
Cash Balances As of
May 31, 2016**

Account Description		5/31/16	4/30/16	5/31/15
General fund-CD-ADVIA				
General fund-checking-ADVIA	\$23,923			
General fund-MM KCFCU	\$64			
General fund-MM 22076300 ADVIA	\$0			
General fund-savings0022076300	<u>\$245</u>	\$24,232	\$60,024	\$106,257
Cash-Checking Comm Hall ADVIA	<u>\$6,510</u>	\$6,510	\$6,055	\$3,495
Sale of Village Offices ADVIA	\$6,048			
Sale of Village Offices KCFCU	<u>\$42,067</u>	\$48,115	\$48,097	\$51,919
Major Streets-checking-ADVIA	\$61,451			
Major Streets-MM KCFCU	\$2,220			
Major Streets-MM 22076300 ADVIA	<u>\$10,087</u>	\$73,758	\$69,135	\$52,742
Local Streets-checking-ADVIA	\$32,123			
Local Streets-MM KCFCU	\$403			
Local Streets-MM 22076300 ADVIA	<u>\$3,023</u>	\$35,549	\$32,628	\$28,214
Water Improv-checking-ADVIA	\$2,083			
Water Improv-MM KCFCU	\$47,137	\$49,220	\$49,204	\$45,824
Post Drug Forfeiture ADVIA	<u>\$2</u>	\$2	\$18,845	\$6,897
D Ave Checking - ADVIA	<u>\$0</u>		\$0	\$1,923
Sewer Sp Assess-checking-ADVIA	\$3			
Sewer Sp Assess-MM-KCFCU	<u>\$2,298</u>	\$2,301	\$2,300	\$2,284
Water Sp Assess-checking-ADVIA	\$1,369			
Water Sp Assess-MM-KCFCU	\$7,709			
Water S/A-MM CHEM Bank 390387	<u>\$74,529</u>	\$83,607	\$83,599	\$82,154
Total:		<u>\$323,294</u>	<u>\$369,887</u>	<u>\$381,709</u>

**Village of Richland
Monthly Receipts
May 31, 2016**

	Date	Source	Acct #	Gen Fund	Major Sts	Local Sts	Tax & S/A	Comm Hall	Police
1	05/02/16	SOM State Revenue Sharing	101-574	\$8,695.00					
2	05/04/16	Community Hall Rental	264-464					\$100.00	
3	05/09/16	Kalamazoo Co Office Hwy Safety Plan Grant	101-598	\$1,444.17					
4	05/09/16	Comcast TV Fees	101-455	\$2,224.47					
5	05/09/16	SOM Major St Act 51	202-546		\$ 2,781.52				
6	05/09/16	SOM Local St Act 51	203-546			\$ 1,325.41			
7	05/09/16	SOM Major St LRP Revenue	202-664		\$ 88.66				
8	05/09/16	SOM Local St LRP Revenue	203-664			\$ 42.25			
9	05/09/16	Local Agency Disbursement	203-078			\$ 1,887.66			
10	05/12/16	Kalamazoo Co 8th Dist Court Fees	101-670	\$1,315.05					
11	05/16/16	Kalamazoo Co Treasury Tax Revolving Fund	101-404	\$2,140.36					
12	05/16/16	Community Hall Rental	264-464					\$175.00	
13	05/16/16	SOM Mich Justice Training Fund	101-850						\$ 301.89
14	05/18/16	AGS Building Permits	101-673	\$37.25					
15	05/18/16	AGS Building Permits	101-673	\$7.25					
16	05/23/16	Community Hall Rental	264-464					\$175.00	
17	05/23/16	Butler Towson & Payseno Police Report	101-694	\$5.40					
18	05/23/16	Personnel Concepts Refund	101-694	\$26.85					
19	05/23/16	Kalamazoo Co 9th Circuit Ct Restitution	101-676	\$22.00					
20	05/23/16	Kalamazoo Co 9th Circuit Ct Restitution	101-676	\$100.00					
		Tax & Special Assessments					\$1,701.36		
		Sub Totals		\$16,017.80	\$ 2,870.18	\$ 3,255.32	\$ 1,701.36	\$450.00	\$301.89
		Total General Fund Receipts		\$17,719.16					
		Expenditures By Departments							
		Total General Gov't		\$41,444.61					
		Total Public Safety		\$23,468.26					
		Total Public Works		\$4,877.56					
		Debt Service		\$513.00					
		Total Expenditures		\$70,303.43					
		Total General Fund Receipts		\$17,719.16					
		Total Expenditures		\$70,303.43					
		Net Gain/(Loss)		(\$52,584.27)					

Village of Richland
STATEMENT OF REVENUE, EXPENDITURES, AND CHANGES IN
FUND BALANCE - BUDGET AND ACTUAL - General Fund
Three Months Ending May 31, 2016

	Current Month Actual	Year to Date Actual	Year to Date Budget	Variance	%	
REVENUE:						
101.000.403	Property taxes	\$ 0.00	\$ 0.00	\$ 320,000.00	320,000.00	100.00
101.000.404	Delinquent property taxes	2,140.36	2,140.36	2,150.00	9.64	0.45
101.000.445	Penalty & interest taxes	0.00	0.00	340.00	340.00	100.00
101.000.451	Licenses & permits	0.00	1,250.00	2,000.00	750.00	37.50
101.000.452	Liquor license	0.00	0.00	1,100.00	1,100.00	100.00
101.000.455	Cable TV fees	2,224.47	2,224.47	6,600.00	4,375.53	66.30
101.000.574	State shared revenue	8,695.00	18,185.00	57,014.00	38,829.00	68.10
101.000.575	Safe & sober Grant Reimb	0.00	0.00	1,121.00	1,121.00	100.00
101.000.576	Grants	0.00	0.00	1,000.00	1,000.00	100.00
101.000.580	Special Events	0.00	224.00	7,521.00	7,297.00	97.02
101.000.598	Police Grants OXI Seat Belt	1,444.17	1,444.17	4,500.00	3,055.83	67.91
101.000.664	Interest	54.67	189.83	1,800.00	1,610.17	89.45
101.000.670	District court fees	1,315.05	6,043.78	25,000.00	18,956.22	75.82
101.000.673	Building permits	767.25	5,876.80	1,000.00	(4,876.80)	(487.68)
101.000.675	Police Contributions	0.00	0.00	750.00	750.00	100.00
101.000.676	Police Income Reimbursements	122.00	452.45	2,200.00	1,747.55	79.43
101.000.694	Other revenue	32.90	396.12	9,000.00	8,603.88	95.60
101.264.464	Hall rental	450.00	725.00	1,200.00	475.00	39.58
101.264.664	Hall interest income	5.09	12.65	23.00	10.35	45.00
101.265.321	Donations	0.00	603.19	0.00	(603.19)	0.00
101.265.664	Sale Office Interest	17.54	48.09	75.00	26.91	35.88
101.301.850	Police Training	301.89	312.89	1,500.00	1,187.11	79.14
	Total revenues	17,570.39	40,128.80	445,894.00	405,765.20	91.00
EXPENDITURES:						
Legislative:						
101.101.702	Council salaries & fees	0.00	103.80	200.00	96.20	48.10
101.101.715	Payroll tax expense	0.00	7.93	0.00	(7.93)	0.00
		0.00	111.73	200.00	88.27	44.14
Audit and legal:						
101.201.801	Audit and accounting fees	9,614.40	10,096.30	9,900.00	(196.30)	(1.98)
101.210.801	Legal fees	1,640.00	4,882.50	15,000.00	10,117.50	67.45
		11,254.40	14,978.80	24,900.00	9,921.20	39.84

For Management Purposes Only

Village of Richland
STATEMENT OF REVENUE, EXPENDITURES, AND CHANGES IN
FUND BALANCE - BUDGET AND ACTUAL - General Fund
Three Months Ending May 31, 2016

		Current Month Actual	Year to Date Actual	Year to Date Budget	Variance	%
General government:						
Clerk:						
101.215.702	Clerk salary	2,076.14	7,266.49	20,242.00	12,975.51	64.10
101.215.703	Temp Clerk salary	0.00	0.00	4,320.00	4,320.00	100.00
101.215.715	Payroll tax expense	166.76	2,026.07	1,878.00	(148.07)	(7.88)
101.215.720	Clerk benefits	102.99	362.49	1,012.00	649.51	64.18
		<u>2,345.89</u>	<u>9,655.05</u>	<u>27,452.00</u>	<u>17,796.95</u>	<u>64.83</u>
Treasurer:						
101.253.702	Treasurer salary	1,333.84	4,668.44	13,005.00	8,336.56	64.10
101.253.703	Temp Treasurer salary	0.00	0.00	2,000.00	2,000.00	100.00
101.253.715	Payroll tax expense	107.14	374.99	995.00	620.01	62.31
101.253.720	Treasurer benefits	66.70	233.45	650.00	416.55	64.08
101.253.750	Treasurer Edu Expense	0.00	0.00	700.00	700.00	100.00
		<u>1,507.68</u>	<u>5,276.88</u>	<u>17,350.00</u>	<u>12,073.12</u>	<u>69.59</u>
Community hall:						
101.264.702	Salaries- community hall	150.00	250.00	1,000.00	750.00	75.00
101.264.715	Payroll tax expense	11.48	19.14	77.00	57.86	75.14
101.264.801	Contract services	0.00	150.00	300.00	150.00	50.00
		<u>161.48</u>	<u>419.14</u>	<u>1,377.00</u>	<u>957.86</u>	<u>69.56</u>
Hall and grounds:						
101.265.702	Salaries-buildings & grounds	585.00	1,372.50	2,500.00	1,127.50	45.10
101.265.715	Payroll tax expense	44.75	105.01	192.00	86.99	45.31
101.265.739	Supplies	0.00	2.13	2,000.00	1,997.87	99.89
101.265.745	DPW/Police remodel	21,446.86	42,911.02	41,853.00	(1,058.02)	(2.53)
101.265.801	Contract services	2,826.87	3,297.79	4,500.00	1,202.21	26.72
101.265.920	Utilities-garage	257.58	921.63	4,300.00	3,378.37	78.57
101.265.921	Utilities-office	325.67	1,172.51	4,100.00	2,927.49	71.40
101.265.956	Miscellaneous	0.00	0.00	100.00	100.00	100.00
		<u>25,486.73</u>	<u>49,782.59</u>	<u>59,545.00</u>	<u>9,762.41</u>	<u>16.40</u>

Village of Richland
STATEMENT OF REVENUE, EXPENDITURES, AND CHANGES IN
FUND BALANCE - BUDGET AND ACTUAL - General Fund
Three Months Ending May 31, 2016

	Current Month Actual	Year to Date Actual	Year to Date Budget	Variance	%
EXPENDITURES (Continued):					
Insurance:					
101.270.801 Insurance	0.00	0.00	27,000.00	27,000.00	100.00
Administration:					
101.290.739 Supplies	283.58	408.26	2,000.00	1,591.74	79.59
101.290.801 Contract services	378.00	1,212.00	6,000.00	4,788.00	79.80
101.290.902 Publishing	0.00	99.99	1,000.00	900.01	90.00
101.290.910 Software	0.00	1,199.00	1,500.00	301.00	20.07
101.290.955 Employee benefits Longevity	0.00	0.00	1,500.00	1,500.00	100.00
101.290.956 Miscellaneous	26.85	380.93	1,000.00	619.07	61.91
	<u>688.43</u>	<u>3,300.18</u>	<u>13,000.00</u>	<u>9,699.82</u>	<u>74.61</u>
Total general government	<u>41,444.61</u>	<u>83,412.64</u>	<u>128,771.00</u>	<u>45,358.36</u>	<u>35.22</u>
Public safety:					
Police:					
101.301.702 Police salaries	11,764.99	41,562.57	141,319.00	99,756.43	70.59
101.301.703 Police Clerk	658.36	2,591.16	8,017.00	5,425.84	67.68
101.301.715 Payroll tax expense	1,028.38	3,650.59	10,811.00	7,160.41	66.23
101.301.717 Police clerk tax expense	0.00	0.00	614.00	614.00	100.00
101.301.720 Police Benefits	2,962.71	9,672.74	38,350.00	28,677.26	74.78
101.301.721 Police training	0.00	1,310.00	2,500.00	1,190.00	47.60
101.301.739 Operating supplies	940.73	2,332.26	20,000.00	17,667.74	88.34
101.301.801 Contract services	589.46	1,428.04	7,500.00	6,071.96	80.96
101.301.950 Vehicle maintenance	0.00	415.23	6,500.00	6,084.77	93.61
101.301.956 Miscellaneous	0.00	180.50	1,500.00	1,319.50	87.97
	<u>17,944.63</u>	<u>63,143.09</u>	<u>237,111.00</u>	<u>173,967.91</u>	<u>73.37</u>

Village of Richland**STATEMENT OF REVENUE, EXPENDITURES, AND CHANGES IN
FUND BALANCE - BUDGET AND ACTUAL - General Fund**

Three Months Ending May 31, 2016

		Current Month Actual	Year to Date Actual	Year to Date Budget	Variance	%
Fire:						
101.336.801	Fire protection contract serv	0.00	17,302.00	18,000.00	698.00	3.88
101.336.920	Siren Utilities	30.97	93.03	500.00	406.97	81.39
		30.97	17,395.03	18,500.00	1,104.97	5.97
Planning and zoning:						
101.371.808	Contracted services-permits	5,214.00	5,464.00	4,000.00	(1,464.00)	(36.60)
101.401.702	Planning salaries	0.00	1,721.75	3,000.00	1,278.25	42.61
101.401.715	Payroll tax expense	0.00	125.08	230.00	104.92	45.62
101.401.801	Contract service	0.00	0.00	3,000.00	3,000.00	100.00
101.401.900	Publishing	278.66	631.06	2,775.00	2,143.94	77.26
		5,492.66	7,941.89	13,005.00	5,063.11	38.93
	Total public safety	23,468.26	88,480.01	268,616.00	180,135.99	67.06
Public works:						
101.441.702	Payroll public services	889.50	2,274.00	3,800.00	1,526.00	40.16
101.441.715	Payroll tax expense	68.04	173.96	291.00	117.04	40.22
101.441.739	Operating supplies	183.00	640.48	500.00	(140.48)	(28.10)
101.441.750	DPW Education	0.00	0.00	400.00	400.00	100.00
101.441.801	Contract services	0.00	263.25	0.00	(263.25)	0.00
101.441.802	Spring clean up expense	0.00	0.00	1,600.00	1,600.00	100.00
101.441.803	Chipping brush	0.00	0.00	1,000.00	1,000.00	100.00
101.441.804	Fall leaf pickup	0.00	0.00	3,200.00	3,200.00	100.00
101.441.806	Reindeer for wassailing	0.00	0.00	500.00	500.00	100.00
101.441.808.1	Flowers-buying	1,504.00	1,504.00	1,700.00	196.00	11.53
101.441.810	Household hazardous waste	0.00	166.67	700.00	533.33	76.19
101.441.815	RABA	0.00	0.00	500.00	500.00	100.00
101.441.820	Newsletter	457.00	457.00	1,100.00	643.00	58.45
101.441.825	Web Site	0.00	550.00	800.00	250.00	31.25
101.441.830	Barricades	0.00	0.00	350.00	350.00	100.00
101.441.956	Miscellaneous expense	0.00	0.00	200.00	200.00	100.00

For Management Purposes Only

Village of Richland
STATEMENT OF REVENUE, EXPENDITURES, AND CHANGES IN
FUND BALANCE - BUDGET AND ACTUAL - General Fund
Three Months Ending May 31, 2016

		Current Month Actual	Year to Date Actual	Year to Date Budget	Variance	%
101.442.702	DPW Supervisor salary	513.00	1,410.96	3,400.00	1,989.04	58.50
101.442.715	DPW Supervisor Payroll Expense	35.96	134.71	261.00	126.29	48.39
		<u>3,650.50</u>	<u>7,575.03</u>	<u>20,302.00</u>	<u>12,726.97</u>	<u>62.69</u>
101.448.801	Street lights	1,127.87	3,372.60	12,500.00	9,127.40	73.02
		<u>1,127.87</u>	<u>3,372.60</u>	<u>12,500.00</u>	<u>9,127.40</u>	<u>73.02</u>
Motor vehicle pool:						
101.444.702	Vehicle maintenance salaries	90.00	690.00	1,500.00	810.00	54.00
101.444.715	Payroll taxes	9.19	55.10	115.00	59.90	52.09
101.444.738	Operating supplies	0.00	47.93	1,000.00	952.07	95.21
101.444.739	Vehicle repair	0.00	0.00	3,400.00	3,400.00	100.00
		<u>99.19</u>	<u>793.03</u>	<u>6,015.00</u>	<u>5,221.97</u>	<u>86.82</u>
Trees:						
101.445.702	Tree maintenance-salaries	0.00	30.00	300.00	270.00	90.00
101.445.715	Payroll tax expense	0.00	2.30	23.00	20.70	90.00
101.445.899	Tree plantings	0.00	0.00	1,250.00	1,250.00	100.00
101.445.901	Trees-replacement	0.00	0.00	1,250.00	1,250.00	100.00
		<u>0.00</u>	<u>32.30</u>	<u>2,823.00</u>	<u>2,790.70</u>	<u>98.86</u>
Park maintenance:						
		<u>0.00</u>	<u>0.00</u>	<u>0.00</u>	<u>0.00</u>	<u>0.00</u>
	Total public works	<u>4,877.56</u>	<u>11,772.96</u>	<u>41,640.00</u>	<u>29,867.04</u>	<u>71.73</u>

Village of Richland
STATEMENT OF REVENUE, EXPENDITURES, AND CHANGES IN
FUND BALANCE - BUDGET AND ACTUAL - General Fund
Three Months Ending May 31, 2016

	Current Month Actual	Year to Date Actual	Year to Date Budget	Variance	%
Contingency:	0.00	0.00	0.00	0.00	0.00
Debt service:					
101.905.970 2015 Chevy DPW Principal	448.29	1,341.62	5,415.00	4,073.38	75.22
101.905.972 2015 Chevy DPW Interest	64.71	197.38	742.00	544.62	73.40
	513.00	1,539.00	6,157.00	4,618.00	75.00
Total expenditures	70,303.43	185,316.34	445,384.00	260,067.66	58.39
EXCESS (DEFICIENCY) OF REVENUE AND OTHER SOURCES OVER EXPENDITURES	\$ (52,733.04)	\$ (145,187.54)	\$ 510.00	145,697.54	28,568.15

Village of Richland
STATEMENT OF REVENUE, EXPENDITURES, AND CHANGES IN
FUND BALANCE - BUDGET AND ACTUAL - Major Streets
Three Months Ending May 31, 2016

	Current Month Actual	Year to Date Actual	Year to Date Budget	Variance	%
REVENUE:					
202.000.401 D Ave Assessment	\$ 1,616.76	\$ 1,616.76	\$ 3,300.00	1,683.24	51.01
202.000.401.1 D Ave Assessment Interest	84.60	84.60	0.00	(84.60)	0.00
202.000.546 Act 51 revenue	2,781.52	8,590.73	32,000.00	23,409.27	73.15
202.000.664 Interest income	140.22	408.16	1,000.00	591.84	59.18
Total revenues	4,623.10	10,700.25	36,300.00	25,599.75	70.52
EXPENDITURES:					
	0.00	0.00	0.00	0.00	0.00
Routine maintenance:					
202.450.702 Routine maint salaries	0.00	30.00	2,600.00	2,570.00	98.85
202.450.703 DPW Supervisor	129.07	257.27	1,650.00	1,392.73	84.41
202.450.715 Payroll tax expense	8.91	20.12	199.00	178.88	89.89
202.450.739 Operating supplies	0.00	0.00	1,500.00	1,500.00	100.00
202.450.801 Contract services	0.00	281.03	0.00	(281.03)	0.00
202.450.956 Miscellaneous	0.00	0.00	500.00	500.00	100.00
	137.98	588.42	6,449.00	5,860.58	90.88
Winter maintenance:					
202.451.702 Winter maintenance salaries	0.00	527.79	5,200.00	4,672.21	89.85
202.451.703 DPW Supervisor salary	0.00	384.60	1,650.00	1,265.40	76.69
202.451.715 Payroll tax expense	0.00	46.36	398.00	351.64	88.35
202.451.739 Operating supplies	0.00	127.45	1,000.00	872.55	87.26
	0.00	1,086.20	8,248.00	7,161.80	86.83
Debt service:					
202.905.990 D Ave Principal	0.00	0.00	6,530.00	6,530.00	100.00
	0.00	0.00	6,530.00	6,530.00	100.00
Total expenditures	137.98	1,674.62	21,227.00	19,552.38	92.11

For Management Purposes Only

Village of Richland
STATEMENT OF REVENUE, EXPENDITURES, AND CHANGES IN
FUND BALANCE - BUDGET AND ACTUAL - Major Streets
Three Months Ending May 31, 2016

	Current Month Actual	Year to Date Actual	Year to Date Budget	Variance	%
EXCESS (DEFICIENCY) OF REVENUE AND OTHER SOURCES OVER EXPENDITURES	\$ <u>4,485.12</u>	\$ <u>9,025.63</u>	\$ <u>15,073.00</u>	<u>6,047.37</u>	40.12

Village of Richland
STATEMENT OF REVENUE, EXPENDITURES, AND CHANGES IN
FUND BALANCE - BUDGET AND ACTUAL - Local Streets
Three Months Ending May 31, 2016

		Current Month Actual	Year to Date Actual	Year to Date Budget	Variance	%
REVENUE:						
203.000.546	Act 51 revenue	\$ 1,325.41	\$ 4,093.42	\$ 15,000.00	10,906.58	72.71
203.000.664	Interest income	67.84	194.78	500.00	305.22	61.04
203.000.694	Township plowing contract	0.00	0.00	0.00	0.00	0.00
203.000.695	Transfer from general fund	0.00	0.00	0.00	0.00	0.00
203.000.696	Transfer from major streets	0.00	0.00	0.00	0.00	0.00
203.000.699	Prior year fund balance	0.00	0.00	0.00	0.00	0.00
Total revenues		1,393.25	4,288.20	15,500.00	11,211.80	72.33
EXPENDITURES:						
203.400.739	Operating supplies-Construct	0.00	0.00	0.00	0.00	0.00
203.400.801	Construction	0.00	0.00	0.00	0.00	0.00
203.400.999	Transfer to other funds	0.00	0.00	0.00	0.00	0.00
		0.00	0.00	0.00	0.00	0.00
Routine maintenance:						
203.450.702	Routine maint salaries	0.00	30.00	2,300.00	2,270.00	98.70
203.450.703	DPW Supervisor salary	128.25	256.46	1,650.00	1,393.54	84.46
203.450.715	Payroll tax expense	8.91	20.11	176.00	155.89	88.57
203.450.739	Operating supplies	359.68	359.68	1,000.00	640.32	64.03
203.450.801	Contract services	0.00	0.00	500.00	500.00	100.00
203.450.940	Equipment rental	0.00	0.00	600.00	600.00	100.00
203.450.956	Miscellaneous-local streets	0.00	0.00	500.00	500.00	100.00
		496.84	666.25	6,726.00	6,059.75	90.09
Winter maintenance:						
203.451.702	Winter maintenance salaries	0.00	435.00	3,000.00	2,565.00	85.50
203.451.703	DPW Supervisor salary	0.00	384.63	1,650.00	1,265.37	76.69
203.451.715	Payroll tax expense	0.00	42.29	230.00	187.71	81.61
203.451.739	Operating supplies	0.00	127.46	2,000.00	1,872.54	93.63
203.451.801	Contract services	0.00	0.00	500.00	500.00	100.00
203.451.956	Miscellaneous	0.00	0.00	500.00	500.00	100.00
		0.00	989.38	7,880.00	6,890.62	87.44
Debt service:						
203.905.990	Debt serv-sidewalk loan-princ	0.00	0.00	0.00	0.00	0.00

For Management Purposes Only

Village of Richland
STATEMENT OF REVENUE, EXPENDITURES, AND CHANGES IN
FUND BALANCE - BUDGET AND ACTUAL - Local Streets
Three Months Ending May 31, 2016

	Current Month Actual	Year to Date Actual	Year to Date Budget	Variance	%
203.905.991 Debt serv-sidewalk loan-int	0.00	0.00	0.00	0.00	0.00
	0.00	0.00	0.00	0.00	0.00
Total expenditures	496.84	1,655.63	14,606.00	12,950.37	88.66
EXCESS (DEFICIENCY) OF REVENUE AND OTHER SOURCES OVER EXPENDITURES	\$ 896.41	\$ 2,632.57	\$ 894.00	(1,738.57)	(194.47)

**Richland Village Council Proposed Budget
2016-2017**

General Fund

	Projected Revenue 2015-16	3/1/15-1/31/16 YTD	Proposed Millage 9.5%	
			Probable 15-16	Projected 16-17
Property Taxes	\$ 315,000	\$ 322,135	\$ -	\$ 320,000
Delinquent Property Tax	\$ 6,200	\$ 3,744	\$ -	\$ 2,150
Penalty & Interest	\$ 340	\$ 386	\$ -	\$ 340
Licenses & Permits	\$ 1,665	\$ 2,536	\$ -	\$ 2,000
Liquor License	\$ 1,050	\$ 1,063	\$ -	\$ 1,100
Cable TV Fees	\$ 6,262	\$ 6,428	\$ -	\$ 6,600
State Shared Revenue	\$ 55,000	\$ 56,719	\$ -	\$ 57,014
Safe & Sober Grant	\$ -	\$ 1,121	\$ -	\$ 1,121
Grants	\$ 1,000	\$ 1,000	\$ -	\$ 1,000
Special Events	\$ 7,521	\$ 6,681	\$ -	\$ 7,521
Police Grants OXI Recovery	\$ 4,649	\$ 4,085	\$ -	\$ 4,500
Interest	\$ 2,200	\$ 1,781	\$ -	\$ 1,800
Dist Court Fees	\$ 20,000	\$ 22,526	\$ -	\$ 25,000
Building Permits	\$ 1,000	\$ 358	\$ -	\$ 1,000
Charges for Services	\$ -	\$ -	\$ -	\$ -
Police Contributions	\$ 750	\$ 4,450	\$ -	\$ 750
Police Reimbursements	\$ 2,200	\$ 2,016	\$ -	\$ 2,200
Other Revenue	\$ 7,500	\$ 11,365	\$ -	\$ 9,000
Hall Rental	\$ -	\$ 1,725	\$ -	\$ 1,200
Hall Interest Income	\$ -	\$ 31	\$ -	\$ 23
Donations	\$ -	\$ 248	\$ -	\$ -
Sale Office Interest	\$ -	\$ 85	\$ -	\$ 75
Police Training	\$ 2,500	\$ 798	\$ -	\$ 1,500
Total Est. Revenue	\$ 434,837	\$ 451,281	\$ -	\$ 445,894

Proposed Expenditures

Total Legislative	\$ 200		
Total General Gov't	\$ 128,771		
Total Public Safety	\$ 268,616		
Total Public Services	\$ 41,640		
Total Debt Service	\$ 6,157		
Transfer to Local Streets	\$ -		
Transfer to Major Streets	\$ -		
Total Est. Expenditures	\$ 445,384	Difference	\$ 510

Major Streets

	Projected Revenue
Act 51 Revenue	\$ 32,000
Interest	\$ 1,000
D Ave Assessment	\$ 3,300
Other Income	\$ -
Total Est Revenue	\$ 36,300

Proposed Expenditures

DPW Lead	\$ 3,300		
Loan Principal	\$ 4,452		
Loan Interest	\$ 2,078		
Transfer to Other Funds	\$ -		
Routine Maintenance	\$ 4,799		
Winter Maintenance	\$ 6,598		
Total Est. Expenditures	\$ 21,227	Difference	\$ 15,073

**Richland Village Council Proposed Budget
2016-2017**

Local Streets

		Projected Revenue			
Act 51 Revenue	\$	15,000			
Transfer from General Fund	\$	-			
Transfer from Major Streets	\$	-			
Interest	\$	500			
Total Est. Revenue	\$	15,500			
		Proposed Expenditures			
DPW Lead	\$	3,300			
Construction	\$	-			
Transfer to other Funds	\$	-			
Routine Maintenance	\$	5,076			
Winter Maintenance	\$	6,230			
Total Est Expenditures	\$	14,606		Difference	\$ 894

Water Improvement

		Projected Revenue			
Water Improvement					
Assessment payment	\$	3,521			
Total Est. Revenue	\$	3,521			
		Proposed Expenditures			
GLW&S	\$	240			
Total Est Expenditures	\$	240		Difference	\$ 3,281

General Fund Balance As Of

February 28th 2015 Audit	\$	256,403			
Activity December 31st, 2015	\$	267,217			
Projected February 29th 2016	\$	220,000			
Proposed February 28th 2017	\$	216,694	\$	510	

Major Street Fund Balance As Of

February 28th 2015 Audit	\$	52,355			
Activity December 31st 2015	\$	52,592			
Projected February 29th 2016	\$	49,000			
Proposed February 28th 2017	\$	45,000	\$	15,073	

Local Street Fund Balance As Of

February 28th 2015 Audit	\$	25,624			
Activity December 31st 2015	\$	10,276			
Projected February 29th 2016	\$	13,000			
Proposed February 28th 2017	\$	13,000	\$	894	

2/29/2016

**Richland Village Council Proposed Budget
2016 - 2017**

	2015-16 Budget	Jan 31 2016 YTD Spent	Probable EOY Budget	2016-2017 Budget
General Fund				
General Govt				
Legislative				
Council salaries	\$ 5,300	\$ 5,170		\$ 200
Payroll tax expense	\$ 406	\$ 456		\$ -
Total Legislative	\$ 5,706	\$ 5,626		\$ 200
Audit	\$ 9,500	\$ 12,424		\$ 9,900
Legal fees	\$ 11,500	\$ 26,380		\$ 15,000
Clerk				
Salary	\$ 16,690	\$ 8,305		\$ 20,242
Temp	\$ 10,300	\$ 10,299		\$ 4,320
Payroll Tax Expense	\$ 2,065	\$ 1,461		\$ 1,878
Benefits	\$ -	\$ 619		\$ 1,012
Supplies	\$ -	\$ -		\$ -
Education/Training	\$ -	\$ -		\$ -
Clerk	\$ 29,055	\$ 20,684	\$ -	\$ 27,452
Treasurer				
Salary	\$ 17,340	\$ 15,976		\$ 13,005
Payroll Tax Expense	\$ 1,327	\$ 1,251		\$ 995
Benefits	\$ 867	\$ 1,184		\$ 650
Temp	\$ -	\$ -		\$ 2,000
Supplies	\$ -	\$ -		\$ -
Education/Training	\$ 1,400	\$ -	\$ -	\$ 700
Treasurer	\$ 20,934	\$ 18,411	\$ -	\$ 17,350
Community Hall				
Salaries	\$ -	\$ 300		\$ 1,000
Payroll Tax Expense	\$ -	\$ 23		\$ 77
Supplies	\$ -	\$ -		\$ -
Contract Services	\$ -	\$ 435		\$ 300
Miscellaneous	\$ -	\$ -		\$ -
Shared Costs	\$ -	\$ -		\$ -
Community Hall	\$ -	\$ 758	\$ -	\$ 1,377

**Richland Village Council Proposed Budget
2016 - 2017**

	2015-16 Budget	Jan 31 2016 YTD Spent	Probable EOY Budget	2016-2017 Budget
Building & Grounds				
Salaries	\$ 3,787	\$ 1,622		\$ 2,500
Payroll Tax Expense	\$ 290	\$ 115		\$ 192
Supplies	\$ 3,000	\$ 2,165		\$ 2,000
Contract Services	\$ 3,000	\$ 3,941		\$ 4,500
Utilities - Garage	\$ 2,200	\$ 2,969		\$ 4,300
Utilities - Office	\$ 3,800	\$ 3,201		\$ 4,100
Miscellaneous	\$ 300	\$ 826		\$ 100
Shared Costs				
Capital Outlay	\$ -	\$ 3,595		\$ -
Building & Grounds	\$ 16,377	\$ 18,434	\$ -	\$ 17,692
Insurance	\$ 24,000	\$ 26,831		\$ 27,000
Administration				
Supplies	\$ 2,000	\$ 1,301		\$ 2,000
Contract Services	\$ 3,000	\$ 5,427		\$ 6,000
Public Service Expense	\$ -	\$ 756		\$ -
Publishing	\$ 2,000	\$ 256		\$ 1,000
Software	\$ 1,500	\$ 1,324		\$ 1,500
Employee Longevity	\$ 1,580	\$ 1,300		\$ 1,500
Miscellaneous	\$ -	\$ 1,020		\$ 1,000
Capital Outlay	\$ 1,000	\$ -		\$ -
Administration	\$ 11,080	\$ 11,384	\$ -	\$ 13,000
Total General Government	\$ 122,446	\$ 135,306	\$ -	\$ 128,771
Public Safety				
Police				
Salaries & Wages Police Comm	\$ 141,319	\$ 135,472		\$ 141,319
Salaries & Wages Police Tax Expense	\$ 10,811	\$ 12,199		\$ 10,811
Police Clerk	\$ 8,017	\$ 7,259		\$ 8,017
Police Clerk Payroll Tax Expense	\$ 614	\$ 68		\$ 614
Police Benefits	\$ 37,500	\$ 34,375		\$ 38,350
Training	\$ 2,500	\$ 1,820		\$ 2,500
Operating Supplies	\$ 20,000	\$ 14,588		\$ 20,000
Contract Services	\$ 7,000	\$ 6,325		\$ 7,500
Vehicle Maintenance	\$ 6,000	\$ 5,543		\$ 6,500
Miscellaneous	\$ 1,000	\$ 961		\$ 1,500
State Fees	\$ -	\$ -		\$ -
Capital Outlay	\$ -	\$ -		\$ -
Police	\$ 234,761	\$ 218,610	\$ -	\$ 237,111
Fire	\$ 14,000	\$ 16,483		\$ 18,000

**Richland Village Council Proposed Budget
2016 - 2017**

	2015-16 Budget	Jan 31 2016 YTD Spent	Probable EOY Budget	2016-2017 Budget
Sirens		\$ 437		500
Planning & Zoning				
Salaries	\$ 4,320	\$ 2,290		\$ 3,000
Payroll Tax Expense	\$ 331	\$ 176		\$ 230
Permits Contract Services	\$ -	\$ 4,426		\$ 4,000
Operating Supplies	\$ -	\$ -		\$ -
Contract Services	\$ 3,000	\$ 250		\$ 3,000
Publishing	\$ 1,600	\$ 3,439		\$ 2,775
Training	\$ -	\$ -		\$ -
Miscellaneous	\$ 500	\$ -		\$ -
Planning & Zoning	\$ 9,751	\$ 10,581	\$ -	\$ 13,005
Total Public Safety	\$ 258,512	\$ 245,674	\$ -	\$ 268,616
Public Works				
DPW Lead	\$ 10,000	\$ 7,698		\$ 3,400
DPW Payroll Tax Expense	\$ 765	\$ 567		\$ 261
Salaries Public Services	\$ 7,800	\$ 8,243		\$ 3,800
Payroll Tax Expense	\$ 597	\$ 626		\$ 291
Operating Supplies	\$ 500	\$ 1,949		\$ 500
DPW Education	\$ 400	\$ 10		\$ 400
DPW Benefits	\$ -	\$ 3,113		\$ -
Contract Services	\$ -	\$ 1,059		\$ -
Spring Clean Up	\$ 2,600	\$ 1,363		\$ 1,600
Chipping Brush	\$ 1,000	\$ 525		\$ 1,000
Fall Leaf Pickup	\$ 3,500	\$ 3,026		\$ 3,200
Reindeer for Wassailing	\$ 500	\$ 470		\$ 500
Flowers (Buying)	\$ 1,600	\$ 1,670		\$ 1,700
Flowers (Watering)	\$ 300	\$ -		\$ -
Household Hazardous Waste	\$ 600	\$ 363		\$ 700
RABA	\$ 500	\$ 500		\$ 500
News Letter \$900/Letter	\$ 1,100	\$ 893		\$ 1,100
Web Site	\$ 800	\$ 550		\$ 800
Barricades	\$ 350	\$ 200		\$ 350
Misc Expense	\$ 200	\$ 96		\$ 200
Public Services	\$ 33,112	\$ 32,921	\$ -	\$ 20,302
Street Lights	\$ 17,000	\$ 11,113		\$ 12,500
Motor Vehicle Pool				
Vehicle Maintenance Salaries	\$ 4,000	\$ 2,137		\$ 1,500
Payroll Tax Expense	\$ 306	\$ 168		\$ 115
Operating Supplies	\$ 1,000	\$ 669		\$ 1,000
Vehicle repair	\$ 2,400	\$ 3,938		\$ 3,400
Vehicle Maintenance Contracted	\$ -	\$ 1,190		\$ -
Contract services New	\$ -	\$ 46		\$ -
Capital Expenditure	\$ -	\$ -		\$ -
Miscellaneous	\$ -	\$ -		\$ -
Vehicle Pool	\$ 7,706	\$ 8,148		\$ 6,015
Trees				
Tree Salaries	\$ 400	\$ 54		\$ 300
Payroll Tax Expense	\$ 31	\$ 5		\$ 23
Plantings	\$ 1,250	\$ 2,475		\$ 1,250
Maintenance	\$ 1,000	\$ 2,300		\$ -
Replacement	\$ 1,250	\$ -		\$ 1,250
Miscellaneous	\$ 15	\$ 25		\$ -
Trees	\$ 3,946	\$ 4,859	\$ -	\$ 2,823

**Richland Village Council Proposed Budget
2016 - 2017**

	2015-16 Budget	Jan 31 2016 YTD Spent	Probable EOY Budget	2016-2017 Budget
Park Maintenance				
Utilities	\$ 45	\$ -		\$ -
Total Park Maintenance	\$ 45	\$ -		\$ -
Total Public Works	\$ 61,809	\$ 57,041	\$ -	\$ 41,640
Debt Service				
Chevy Silverado Principal	\$ 5,258	\$ 4,280		\$ 5,415
Chevy Silverado Interest	\$ 899	\$ 851		\$ 742
Chevy Silverado Total	\$ 6,157	\$ 5,131	\$ -	\$ 6,157
Total Expenditures	\$ 454,630	\$ 448,778	\$ -	\$ 445,384
Major Streets				
Expenditures				
Transfer to Other Funds	\$ -	\$ -		\$ -
Loan Payment	\$ 6,530	\$ -		\$ 6,530
DPW Lead				\$ 3,300
Routine Maintenance				
Salaries	\$ 2,600	\$ 65		\$ 2,600
Payroll tax expense	\$ 199	\$ 2		\$ 199
Operating supplies	\$ 1,500	\$ 304		\$ 1,500
Contract services	\$ -	\$ 1,120		\$ -
Miscellaneous	\$ 500	\$ 1,659		\$ 500
Total Routine maintenance	\$ 4,799	\$ 3,150	\$ -	\$ 4,799
Winter Maintenance				
Salaries	\$ 5,200	\$ 712		\$ 5,200
Payroll tax expense	\$ 398	\$ 52		\$ 398
Operating supplies	\$ 1,000	\$ 645		\$ 1,000
Miscellaneous	\$ -	\$ -		\$ -
Total Winter Maintenance	\$ 6,598	\$ 1,409	\$ -	\$ 6,598
Total Major St Expenditures	\$ 17,927	\$ 4,559	\$ -	\$ 21,227
Debt Service Not same numbers as on Individual sheets this shows total debt				
D Ave Principal	\$ 11,129	\$ 12,369	\$ 12,372	\$ 11,129
D Ave Interest	\$ 5,194	\$ 5,194	\$ 3,991	\$ 5,194
D Ave Total	\$ 16,323	\$ 17,563	\$ 16,363	\$ 16,323

Richland Village Council Proposed Budget
2016 - 2017

	2015-16 Budget	Jan 31 2016 YTD Spent	Probable EOY Budget	2016-2017 Budget
Local Streets				
Expenditures				
Construction				\$ -
DPW Lead				\$ 3,300
Routine Maintenance				
Salaries	\$ 2,300	\$ -	\$ -	\$ 2,300
Payroll tax expense	\$ 176	\$ 7	\$ -	\$ 176
Operating supplies	\$ 1,000	\$ 33	\$ -	\$ 1,000
Contract services	\$ 500	\$ 4,775	\$ -	\$ 500
Equipment Rental	\$ 600	\$ -	\$ -	\$ 600
Miscellaneous	\$ 500	\$ 1,424	\$ -	\$ 500
Total Routine Maintenance	\$ 5,076	\$ 6,239	\$ -	\$ 5,076
Winter Maintenance				
Salaries	\$ 3,000	\$ 252	\$ -	\$ 3,000
Payroll tax expense	\$ 230	\$ 23	\$ -	\$ 230
Operating supplies	\$ 2,000	\$ 112	\$ -	\$ 2,000
Contract services	\$ 500	\$ 6,670	\$ -	\$ 500
Equipment Rental	\$ -	\$ -	\$ -	\$ -
Miscellaneous	\$ 500	\$ -	\$ -	\$ 500
Total Winter Maintenance	\$ 6,230	\$ 7,057	\$ -	\$ 6,230
Total Local St Expenditures	\$ 11,306	\$ 13,296	\$ -	\$ 14,606
Water Improvement				
Expenditures				
GLW&S Admin Fees	\$ 240	\$ 195		\$ 240
Spruce Lane Project				
Hydrant installation	\$ -	\$ -		\$ -
Legal fees	\$ 10,000	\$ -		\$ -
Accounting fees	\$ 350	\$ -		\$ -
Engineering fees	\$ -	\$ -		\$ -
Other Charges	\$ -	\$ -		\$ -
Spruce Lane Project (ST)	\$ 10,350	\$ -		\$ 240
Total Water Imp Expenditures	\$ 10,350	\$ 195		\$ 240
				TLE Feb 29, 2016



STATE OF MICHIGAN
RUTH JOHNSON, SECRETARY OF STATE
DEPARTMENT OF STATE
LANSING

July 19, 2016

Robert R. Perks
9213 Bunkerhill
Richland, Michigan 49083

Dear Mr. Perks:

The Department of State (Department) has concluded its review of the complaint filed by you against the Village of Richland (Village) concerning an alleged violation of the Michigan Campaign Finance Act (MCFA or Act), 1976 PA 388, MCL 169.201 *et seq.* This letter concerns the disposition of your complaint.

You alleged that the Village unlawfully used public resources to create and mail a flyer which included information regarding the May 3, 2016 Village ballot proposal.

In Michigan it is unlawful for a public body or an individual acting on its behalf to use or authorize the use of "funds, personnel, office space, computer hardware or software, property, stationery, postage, vehicles, equipment, supplies, or other public resources to make a contribution or expenditure [.]” MCL 169.257(1). A knowing violation of section 57 is a misdemeanor offense. MCL 169.257(4).

You filed your complaint on April 13, 2016. The Village filed its answer on May 6, 2016, and you filed a rebuttal statement on May 13, 2016. The Department requested additional information from the Village on June 28, 2016, and the Village provided this information on July 12, 2016.

As evidence, you provided a flyer mailed by the Village which included a page regarding the ballot proposals that would appear on the Village’s May 3, 2016 ballot. This page included the language for the 2 countywide ballot proposals, along with the language for the Village proposal and the Village’s explanation of the consequence of a “no” vote on the Village proposal and the consequence of a “yes” vote on the Village proposal.

In its answer to your complaint, the Village asserted that the flyer was intended, in part, to inform residents of the 3 ballot questions that would appear on Village residents’ May 3, 2016 ballot. The Village further asserted that [t]he purpose of the reference to the [Village] ballot question was to inform, not influence [.]” and that “[t]he flyer is factual, gives residents the ramifications of both a ‘yes’ or ‘no’ vote and does not advocate one position over another.” The Village finally asserted that the flyer is exempt from the definition of “expenditure” under the Act because MCL 169.206(2)(b) provides that an expenditure does not include “[a]n expenditure for communication on a subject or issue if the communication does not support or oppose a ballot question or candidate by name or clear inference.”

In response to the Department's request for documentation "that would support a determination that each fact listed on the flyer is objectively verifiable," the Village supplied its: 1) Cash Balances as of May 31, 2016; 2) Monthly Receipts dated May 31, 2016; 3) Statement of Revenue, Expenditures, and Changes in Fund Balance – Budget and Actual – General Fund for Three Months Ending May 31, 2016; and 4) 2016-2017 Proposed Budget.

The Department has explained that it is required to "apply the express advocacy test to communications financed by public bodies." Interpretive Statement to David Murley (Oct. 31, 2005). Under that standard, the Department reviews election-related materials to determine whether they constitute expenditures and thus become subject to regulation under the Act. In other words, the express advocacy test excludes a communication from the Act's reach unless it specifically urges voters to "vote yes," "vote no," "elect," "defeat," "support," or "oppose" a ballot question, using these or equivalent words and phrases. The Department may only consider the text of the communication itself and not the broader context in which it was made in determining whether it is subject to MCFA regulation. Interpretive Statement to Robert LaBrant, April 20, 2004.

The Department has carefully reviewed the flyer that is the subject of your complaint. There are no directives in the flyer urging voters to "vote for," "vote against," "defeat," "support," or "oppose" the ballot question. Nor are there any equivalent words or phrases.

Additionally, section 57 of the Act provides some narrow exceptions. One exception includes "the production or dissemination of factual information concerning issues relevant to the function of the public body." MCL 169.257(1)(b). The supplemental budget documentation provided by the Village supports a determination that the information contained in the flyer is factual in nature. The flyer states that the Village will no longer provide certain services if the Village is dissolved, and the services listed on the flyer all appear to be included in the budgetary information provided to the Department by the Village.

Because the flyer merely informs the readers that the Village question will appear on the ballot and the impact that passage or defeat of the question will have, and there is nothing in the flyer that overtly instructs readers to vote for, vote against, support, or oppose the ballot question, it does not constitute an expenditure that falls under the MCFA.

Consequently, the evidence you have submitted does not tend to establish a reason to believe that the Village violated 57 of the MCFA, and your complaint is dismissed.

Sincerely,



Lori A. Bourbonais
Bureau of Elections
Michigan Secretary of State

c: Kurt P. McCamman