



1720 Riverview Drive  
Kalamazoo, Michigan 49004  
Tele: (269) 381-8080  
Fax: (269) 381-3550  
[www.ktwp.org](http://www.ktwp.org)

**Board of Trustees Work Session Meeting  
Monday, January 27, 2025  
6:00 P.M.**

The Board of Trustees of the *Charter Township of Kalamazoo* will meet in a Work Session to be held at 6:00 p.m., on **Monday, January 27, 2025**, at the **Kalamazoo Township Hall** to discuss the below-listed items and any other business that may legally come before the Board of Trustees of the *Charter Township of Kalamazoo*.

**Join Zoom Meeting**

<https://us02web.zoom.us/j/86065069818?pwd=TTJ5ZUcrSXRyUHhmdTRKN3FheHRsUT09>

- A. Building Project Financial Discussion
- B. Ordinance Update– Non-Discrimination
- C. Ordinance Creation – Immigration Enforcement
- D. Resolution Recognizing the Citizenship of All Individuals Born in the United States
- E. Resolution Recognizing and Protecting and Protecting People of All Gender Identities and Sexual Orientations
- F. Public Comment

Posted January 23, 2025

*David Combs, Kalamazoo Township Supervisor*



**David Combs, Township Supervisor**  
1720 Riverview Drive Kalamazoo, MI 49004  
269.381.8080 Ext. 121  
supervisor@ktwp.org

January 27<sup>th</sup>, 2025

Fellow Members of the Kalamazoo Township Board of Trustees:

I have brought forward two proposed resolutions and two proposed ordinances to this body for consideration, in order to establish Kalamazoo Charter Township's position and related policies on recognition, rights, and protection of Township residents regardless of their citizenship, immigration status, gender identity, or sexual orientation.

You may be aware, the President of the United States has signed several executive orders in the past week which have the potential to directly impact residents of Kalamazoo Township depending upon their citizenship, immigration status, gender identity, sexual orientation, or others' perception of any of these. Some of these actions are in direct violation of the United States Constitution and subsequent federal legislation and rulings. Others are in violation of the Michigan Constitution and subsequent supporting legislation. In all cases, the four proposals before this board codify that Kalamazoo Township will abide by the Constitution of the State of Michigan and supporting legislation and directives, and that the township will conduct itself in a manner that serves every person in the Township first and foremost.

After deep reflection on the oath we took to support the Constitution of the United States and the Michigan Constitution, and the board's responsibility to serve all people living and working in Kalamazoo Township, I have drafted these proposed resolutions and ordinances. Resolutions may be voted upon at our business meeting today. Ordinances must be introduced today, and then voted on for adoption at a subsequent meeting.

I recognize the significance of these steps, especially as our state and federal governments are not in alignment. I considered alternative including proclamations, which stop short of establishing township policy, and I considered whether we might wait to address these issues until or unless a relevant crisis occurs in Kalamazoo Township. After much consideration, and after hearing from stakeholders including Township residents, I am firm in the belief that we must act swiftly and in a manner that establishes clear Township policy. While several related actions, including a lawsuit by the State of Michigan among others, are in progress, I am proposing that we act only to the extent that we might establish policy for this township and serve this township's residents.

These are not political issues. They are issues of policy and human decency. As the policy making body of Kalamazoo Township, please consider these proposals, our oath, and our responsibility to serve.

Sincerely,

David Combs, Township Supervisor



1720 Riverview Drive  
Kalamazoo, MI 49004-1056  
Tele: (269) 381-8080  
Fax: (269) 381-3550  
www.ktwp.org

**AGENDA ITEM REQUEST FORM**

**AGENDA ITEM NO:**

FOR MEETING DATE 01/27/2025

SUBJECT: Clarifying Kalamazoo Township Policies

REQUESTING DEPARTMENT: Supervisor

SUGGESTED MOTION:

**Presentation:**

- A. Introduce updates to – ORDINANCE NO. 573: NON-DISCRIMINATION
- B. Introduce Ordinance No. 642 – PROHIBITING TOWNSHIP RESOURCES FROM BEING UTILIZED FOR IMMIGRATION ENFORCEMENT OR FOR COOPERATION WITH FEDERAL IMMIGRATION AGENTS

**New Business:**

- C. Move to adopt the resolution titled “RESOLUTION RECOGNIZING THE CITIZENSHIP OF ALL INDIVIDUALS BORN IN THE UNITED STATES”
- D. Move to adopt the resolution titled “RESOLUTION RECOGNIZING AND PROTECTING PEOPLE OF ALL GENDER IDENTITIES AND SEXUAL ORIENTATIONS”

Financing Cost:\$0\_\_\_\_\_

Source:        General Fund\_\_\_\_\_ Grant\_\_\_\_\_ Other\_\_\_\_\_

Are these funds currently budgeted? Yes\_\_\_\_\_ No\_\_\_\_\_

Other comments or notes:

A statement from the township supervisor is additionally attached, and will be read aloud.

Submitted by: David Combs, Township Supervisor

## SECTION 200.1400<sup>[RS1]</sup> NON-DISCRIMINATION

### Sec. 200.1400 Non-discrimination (Ordinance No. 573, Adopted: JULY 22, 2013)

An ordinance to protect the health, safety and general welfare of the citizens of the Charter Township of Kalamazoo through the prohibition of discrimination; and to provide for civil sanctions and civil remedies for violation of this ordinance.

THE CHARTER TOWNSHIP OF KALAMAZOO, KALAMAZOO COUNTY, MICHIGAN ORDAINS:

### Sec. 200.1401 Title

This ordinance shall be known and may be cited as the "Charter Township of Kalamazoo Non-Discrimination Ordinance".

### Sec. 200.1402 Definitions

For purposes of this ordinance, the following definitions shall apply:

- A. *Age*. Chronological age.
- B. *Discriminate*. To make a decision, offer to make a decision or refrain from making a decision based in whole or in part on the actual or perceived race, color, sex, age, religion, national origin, height, weight, marital status, familial status, citizenship, physical or mental disability, gender identity, sexual orientation, or genetic information, of another person.
- C. 1. Discrimination based on sex includes sexual harassment, which means unwelcome sexual advances, requests for sexual favors, and other verbal or physical conduct or communication of a sexual nature when:
  - (a) Submission to such conduct or communication is made a term or condition either explicitly or implicitly to obtain employment, public accommodations, or housing.
  - (b) Submission to rejection of such conduct or communication by an individual is used as a factor in decisions affecting such individual's employment, public accommodations or housing.
  - (c) Such conduct or communication has the purpose or effect of substantially interfering with an individual's employment, public accommodations or housing, or creating an intimidating, hostile, or offensive employment, public accommodations, or housing environment.
- 2. Discrimination based on actual or perceived physical or mental limitation includes discrimination because of the use by an individual of adaptive devices or aids.
- D. *Educational institution*. A public or private institution or a separate school or department thereof, including an academy, college, elementary or secondary school, extension course, kindergarten, nursery, local school system, or university, or a business, nursing, professional, secretarial, technical, or vocational school. For the purposes of this definition, educational institution includes an agent of an educational institution.
- E. *Employee*. An individual who is hired for a wage, salary, fee, payment or other remuneration to perform work for an employer.
- F. *Employer*. Any person employing one (1) or more persons.
- G. *Employment Agency*. A person who undertakes to procure employees for an employer or procures opportunities for individuals to be employed by an employer.
- H. *Familial Status*. The status of being in a family.
- I. *Family*. This term shall mean a "traditional family" or "functional family" as defined below:
  - 1. Traditional family - an individual or group of two or more persons related by blood, marriage or adoption, together with foster children, who are domiciled together as a single domestic housekeeping unit in a dwelling.

2. Functional family - a collective number of individuals domiciled together in one dwelling whose relationship is of a permanent and distinct domestic character, with a demonstrable and recognizable bond characteristic of a cohesive unit, and who are in fact cooking and living as a single non-profit housekeeping unit.

A "functional family" shall not include any of the following:

- (a) Any group of individuals whose domestic relationship is transitory, temporary, or resort/seasonal in nature or character.
- (b) Any group of individuals whose association is essentially for convenience or economics or for the limited duration of their education, training or a similar determinate period of time.

J. *Gender identity*. An individual's appearance, expression, identity or behavior as being ~~of a specific gender identity either male or female~~, whether or not that appearance, expression, identity or behavior is different from that which is traditionally associated with the individual's designated gender at birth.

K. *Genetic Information*: information about an individual's genetic tests and the genetic tests

of an individual's family members, as well as information about the manifestation of a disease or disorder in an individual's family members.

L. *Housing Facility*. Any dwelling unit or facility used or intended or designed to be used as the home, domicile or residence of one or more persons including, but not limited to, a house, apartment, rooming house, housing cooperative, hotel, motel, tourist home, retirement home or nursing home.

M. *Labor Organization*. An organization of any kind or structure in which employees participate or are members and which exists for the purposes, in whole or part, of dealing with employers concerning the terms and conditions of employment of its participants or members, whether or not such organization is subordinate to or affiliated with a national or international labor organization.

N. *Marital Status*. The state of being married, never married, divorced, or widowed.

O. *Perceived*. Refers to the perception of the person who acts, and not to the perception of the person for or against whom the action is taken.

P. *Person*. An individual, agent, association, corporation, labor organization, legal representative, partnership, receiver, trust or any other legal or commercial entity.

Q. *Physical or Mental Disability*. A determinable physical or mental characteristic resulting from disease, injury, congenital condition of birth, or functional disorder and is unrelated to one's ability to safely perform the work involved in jobs or positions available to such person for hire or promotion; or unrelated to one's ability to acquire, rent and maintain property; or unrelated to one's ability to utilize and benefit from the goods, services, activities, privileges and accommodations of a place of public accommodation. "Physical or Mental Disability" does not include any condition caused by the current illegal use of a controlled substance or the use of alcohol liquor by an individual.

R. *Place of Public Accommodation*. An educational, governmental, health, entertainment, cultural, recreational, refreshment, transportation, or financial institution, business or facility of any kind, whose goods, services, facilities, privileges, advantages or accommodations are extended, offered, sold, or otherwise made available to the public.

S. *Private club*. An establishment that is not open to the public. A private club is one whose members' association with each other and the club is sufficiently intimate, small and exclusive that it is not open to the public.

T. *Religious organization*. A religious corporation, association, educational institution or society whose purpose or character is directed toward the propagation of a particular religion, the inculcation of religious values or the provision of charity; primarily employs persons who share its religious tenets; and primarily serves persons who share its religious tenets or, on a charitable basis, the broader community. Religious organization includes, for illustration and not limitation: churches, mosques, synagogues and other houses of worship; any subsidiary organizations; educational institutions affiliated with, controlled, or managed by those houses of worship or with articles of incorporation, bylaws and other documents

stating an intention to inculcate its religious tenets in students; and faith-based organizations that provide charitable services to the public.

U. **Sexual Orientation.** ~~H~~~~Male or female~~ homosexuality, heterosexuality or bisexuality, whether by orientation or practice. Sexual orientation does not include the physical or sexual attraction to a minor by an adult.

V. **Township Supervisor:** The Township Supervisor, or his or her designee.

## Sec. 200.1403 Discriminatory Housing Practices

Except as otherwise provided in this ordinance:

A. A person shall not discriminate in leasing, selling, or otherwise making available any housing accommodation.

B. A person shall not discriminate in the terms, conditions, or privileges of a real estate transaction or in the furnishing of facilities or services in connection with any housing accommodation.

C. A person shall not discriminate in providing financing for the purchase, repair, or remodeling of any housing accommodations.

D. A person shall not discriminate in making referrals, listings or otherwise providing information regarding housing accommodations.

## Sec. 200.1404 Discriminatory Public Accommodation Practices

Except as otherwise provided in this ordinance, no person shall discriminate in making available full and equal access to all goods, services, activities, privileges, and accommodations of any place of public accommodation.

## Sec. 200.1405 Discriminatory Employment Practices

Except as otherwise provided in this ordinance:

A. No employer shall discriminate in the employment, compensation, work classifications, conditions or terms, promotion or demotion, or termination of employment of any person.

B. No labor organization shall discriminate in limiting membership, conditions of membership, or termination of membership of any person in any labor union or apprenticeship program.

C. No employment agency shall discriminate in the procurement or recruitment of any person for possible employment with an employer.

## Sec. 200.1406 Other Prohibited Practices

A. No person shall adopt, enforce or employ any policy or requirement, publish, post or broadcast any advertisement, sign or notice which discriminates or indicates discrimination in providing housing, employment or public accommodations.

B. No person shall discriminate in the publication or distribution of advertising material, information or solicitation regarding housing, employment or public accommodations.

C. No agent, broker, labor organization, employment agency or any other intermediary shall discriminate in making referrals, listings or providing information with regard to housing, employment or public accommodations. A report of the conviction of any such person for a violation of this ordinance shall be made to the applicable licensing or regulatory agency for such person or business.

D. No person shall coerce, threaten or retaliate against a person for making a complaint or assisting in the investigation regarding a violation or alleged violation of this ordinance, nor require, request, conspire with, assist or coerce another person to retaliate against a person for making a complaint or assisting in an investigation.

E. No person shall conspire with, assist, coerce or request another person to discriminate

in any manner prohibited by this ordinance.

## Sec. 200.1407 Exceptions

The prohibitions against discrimination as provided for in this ordinance shall not be deemed preempted by federal or state law, but are intended to supplement state and federal civil rights law prohibiting discrimination in the areas of employment, public accommodations, and housing. However, this ordinance shall be construed and applied in a manner consistent with First Amendment jurisprudence regarding the freedom of speech and exercise of religion.

Nothing in this ordinance permits or requires access to any place of public accommodation for the purpose or intent of engaging in criminal conduct.

Nothing in this ordinance shall require the construction or provision of unisex, single-user restrooms, changing rooms, locker rooms, or shower facilities.

Notwithstanding anything contained in this ordinance, the following practices shall not be violations of this ordinance:

- A. For a religious organization to restrict employment opportunities, educational facilities, or occupancy of housing facilities that are operated as a direct part of its religious activities to persons who are members of or who conform to the moral tenets of that religious organization or the denomination to which it belongs.
- B. For the owner of a housing facility or public accommodation facility, respectively, devoted entirely to the housing and accommodation of individuals of one sex, to restrict occupancy and use on the basis of sex.
- C. To limit occupancy in a housing project or to provide public accommodations or employment privileges or assistance to persons of low income, persons over fifty-five (55) years of age or disabled persons.
- D. To engage in a bona fide effort to establish an affirmative action program to improve opportunities in employment for minorities and women consistent with applicable state and federal law.
- E. To discriminate based on a person's age when such discrimination is required by state, federal, or local law.
- F. To refuse to enter into a contract with an unemancipated minor.
- G. To refuse to admit to a place of public accommodation serving alcoholic beverages a person under the legal age for purchasing alcoholic beverages.
- H. To refuse to admit persons under eighteen (18) years of age to a business providing entertainment or selling literature which the operator of said business deems unsuitable for minors.
- I. For an educational institution to limit the use of its facilities to those affiliated with such institution.
- J. To provide discounts on products or services to students, or on the basis of age.
- K. To discriminate in any arrangement for the shared ownership, lease or residency of a



dwelling unit.

- L. For a governmental institution to restrict any of its facilities or to restrict employment opportunities based on duly-adopted institutional policies that conform to federal and state laws and regulations.
- M. To restrict participation in an instructional program, athletic event or on an athletic team on the basis of age, sex, height, or weight.
- N. To restrict membership in a private club.
- O. To the employment of an individual by one's family.
- P. To the rental of a room or rooms in a one-family dwelling by an individual if the lessor or a member of the lessor's family resides in the dwelling. ~~housing facilities in a building which contains dwelling units for not more than two families living independently of each other if the owner of the building or a member of the owner's family resides in one of the dwelling units, or to the rental of a room or rooms in a one family dwelling by an individual if the lessor or a member of the lessor's family resides in the dwelling~~ [RS2].
- Q. For an employer offering health or pension plans to provide for marital or familial status limitations in such plans provided those limitations conform to state and federal laws, rules and regulations. ~~Further, nothing in this ordinance shall be construed or interpreted to either require, or prohibit, a private employer from offering employment benefits to the same-sex partner of an employee.~~
- R. For the Township to allow use of its facilities or services by persons that may be affiliated with, or otherwise supported by, a religious organization, which may espouse policies or practices inconsistent with the general intent of this ordinance. Further, this ordinance shall not prohibit the Township from allowing use of its facilities or services by persons not generally affiliated with or supported by a particular religious organization, but who may espouse policies or practices inconsistent with the general intent of this ordinance.

#### **Sec. 200.1408 Information and Investigation**

- A. Any person claiming to be discriminated against in a manner prohibited by this ordinance may, within 180 days of the alleged violation, file a signed, written complaint with the Township Supervisor, specifying in detail the names, dates, known witnesses and other pertinent facts relevant to the alleged violation.
- B. For any complaint alleging a violation of state or federal law, the Township Supervisor shall refer the complainant to the appropriate state or federal agency responsible for investigation and enforcement of such alleged violation. For any other complaint, the Township Supervisor shall undertake an investigation of the alleged violation.
  - 1. No person shall provide false information to any Township official or employee investigating a complaint regarding a violation of this ordinance.
  - 2. In the course of the investigation, a person may be requested to produce books, papers, records or other documents which may be relevant to a violation or alleged violation of this ordinance. If said person does not comply with such request, the Township Supervisor may apply for a judicial order requiring production of said materials.
- C. After the completion of an investigation, the Township Supervisor shall give written notice of the result of the investigation to the person who filed the complaint and the person accused of the violation. If the investigation establishes that a violation of this ordinance occurred, the Township Supervisor shall, in his or her sole discretion, attempt to resolve the matter by conciliation and/or refer the complaint to the Township Police Department and/or the Township Attorney for prosecution.
- D. In cases involving alleged violations of this ordinance, the Township Supervisor may enter into agreements whereby persons agree to methods of terminating discrimination or to reverse the effects of past discrimination. A violation of such a conciliation agreement shall be a violation of this ordinance.

#### **Sec. 200.1409 Sanctions**

Any person, firm, association, partnership, corporation, or governmental entity who violates



any of the provisions of this ordinance shall be deemed to be responsible for a municipal civil infraction as defined by Michigan Statute which shall be punishable by civil fine determined in accordance with the following schedule:

	Minimum Fine	Maximum Fine
1st Offense within 3-year period*	<del>\$75.00</del> <u>500.00</u>	<del>\$500.00</del> <u>1000.00</u>
2nd Offense within 3-year period*	<del>\$7</del> <u>450.00</u>	\$500.00
3rd Offense within 3-year period*	<del>\$325</del> <u>1000.00</u>	<del>\$500.00</del> <u>1500.00</u>
4th or More Offense within 3-year period*	\$ <u>1500.00</u>	<u>\$1500.00</u>

\* Determined on the basis of the date of commission of the offense(s).

Additionally, the violator shall pay costs which may include all expenses, direct and indirect, to which the Charter Township of Kalamazoo has incurred in connection with the municipal civil infraction. In no case, however, shall costs of less than ~~\$1~~\$910.00 nor more than \$500.00 be ordered. In addition, the Charter Township of Kalamazoo shall have the right to proceed in any court of competent jurisdiction for the purpose of obtaining an injunction, restraining order, or other appropriate remedy to compel compliance with this ordinance. Each day that a violation of this ordinance exists shall constitute a separate violation of this ordinance.

## Sec. 200.1410 Severability

Should any part of this ordinance be declared unconstitutional, illegal or of no force and effect by a court of competent jurisdiction, such portion thereof shall not be deemed to affect the validity of any other part or portion of this ordinance.

## Sec. 200.1411 Effective Date

This ordinance shall take effect 30 days following publication following adoption.

**Ord. No. 642 – PROHIBITING TOWNSHIP RESOURCES FROM BEING UTILIZED BY IMMIGRATION ENFORCEMENT OR FOR COOPERATION WITH FEDERAL IMMIGRATION AGENTS WITHOUT TOWNSHIP APPROVAL**

THE KALAMAZOO CHARTER TOWNSHIP BOARD, KALAMAZOO COUNTY, MICHIGAN  
[ORDAINS]:

**642.001 – Definitions.**

For the purposes of this ordinance, the following words and phrases are defined as follows:

- A. "Citizenship or Immigration Status" shall mean all information or classification regarding citizenship of the United States or any other country, place of birth, the authority to reside in or otherwise be present in the United States, including visa status, and the time or manner of a person's entry into the United States.
- B. "Immigration Agent" means a federally employed individual engaged in Immigration Enforcement against natural persons, including agents employed by U.S. Immigration and Customs Enforcement or U.S. Customs and Border Protection, and all other individuals authorized to conduct Immigration Enforcement against natural persons under 8 U.S.C. §1357(g) or any other federal law.
- C. "Immigration Enforcement" means efforts dictated by the Federal Government to investigate, enforce, or assist in the investigation or enforcement of any federal civil immigration law against natural persons, and also includes efforts to investigate, enforce, or assist in the investigation or enforcement of federal criminal immigration law that penalizes a natural person's presence in, entry, or reentry to, or employment in, the United States.

**642.002 – Prohibition on the Use of Township Resources.**

Unless required by federal or state law, Township resources, including, but not limited to, Township personnel and Township property, shall not be utilized to:

- A. Inquire into or collect information about an individual's Citizenship or Immigration Status, unless such information is necessary to provide a Township service, including for election-related purposes or appointment to a Township office or commission, or as required for purposes of Township employment or the disbursement of Township funds.
- B. Investigate, cite, arrest, hold, transfer, or detain a person for the sole purpose of Immigration Enforcement. Prior to conducting a probable cause arrest for a violation of 8 U.S.C. Section 1326(a) that may be subject to the enhancement specified in 8 U.S.C. Section 1326(b)(2), or prior to transferring a suspect to an Immigration Agent based on a probable cause arrest for a violation of 8 U.S.C. Section 1326(a) that may be subject to the enhancement specified in 8 U.S.C. Section 1326(b)(2), Township personnel shall obtain approval from their respective department head. (c) Respond to an administrative warrant or other request to detain, transfer, or notify an Immigration Agent about the status or release of an individual for the purpose of Immigration Enforcement. (d) Provide an Immigration Agent access without authorization by the Kalamazoo Township Chief of Police, their designee, or the Township Superintendent to non-public areas of property owned or controlled by the Township for the purpose of Immigration Enforcement. (e) Make a person in Township custody available to an Immigration Agent for an interview for the purpose of Immigration Enforcement.

**642.003 – Confidentiality and Protection of Township Data.**

Except as required by 8 U.S.C. § 1373 or other applicable federal or state law, Township personnel shall not provide access to Township data or information that can be used to determine or trace a person's Citizenship or Immigration Status to an Immigration Agent without authorization by the Kalamazoo Township Chief of Police or the Township Superintendent. In furtherance of this restriction, as of the effective date of this ordinance, Township personnel shall not provide Township data or information that can be used to determine or trace a person's Citizenship or Immigration Status to a Township contractor unless the contractor first agrees in writing to prohibit the contractor's employees and subcontractors from providing that data or information to an Immigration Agent, to the extent permitted by law. All Township employees shall treat information that can be used to distinguish or trace a person's Citizenship or Immigration Status, either on its own or when combined with other information, as confidential information, to the extent permitted by law, and shall handle, maintain, and secure such information according to the standards for confidential information set forth in Township policy.

#### **642.004 Judicial Warrants.**

Nothing in this ordinance shall prohibit or otherwise restrict the Township from complying with a valid warrant for a criminal offense issued by a federal or state judge, or other order evidencing a judicial determination of probable cause.

#### **642.005 Severability.**

If any subsection, sentence, clause, or phrase of this chapter is for any reason held to be invalid or unconstitutional by a court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of this ordinance. The Board of Trustees hereby declares that it would have adopted this ordinance, and each and every subsection, sentence, clause, and phrase thereof not declared invalid or unconstitutional, without regard to whether any portion of the ordinance would be subsequently declared invalid or unconstitutional.

**CHARTER TOWNSHIP OF KALAMAZOO  
KALAMAZOO COUNTY, MICHIGAN**

**RESOLUTION RECOGNIZING THE CITIZENSHIP OF ALL  
INDIVIDUALS BORN IN THE UNITED STATES**

**January 27, 2025**

WHEREAS, The Fourteenth Amendment of the United States Constitution states “All persons born or naturalized in the United States, and subject to the jurisdiction thereof, are citizens of the United States and of the State wherein they reside.”

WHEREAS, The Civil Rights Act of 1866 declared “all persons born in the United States, and not subject to any foreign power, excluding Indians not taxed, are hereby declared to be citizens of the United States.”

WHEREAS, The United States Supreme Court ruled in *United States v. Wong Kim Ark* (1898) that children born within the United States to non-citizens of the United States are themselves United States citizens.

WHEREAS, The President of the United States, on January 20<sup>th</sup>, 2025 sign an executive order titled “PROTECTING THE MEANING AND VALUE OF AMERICAN CITIZENSHIP” which states in section 2 (a): “It is the policy of the United States that no department or agency of the United States government shall issue documents recognizing United States citizenship, or accept documents issued by State, local, or other governments or authorities purporting to recognize United States citizenship, to persons: (1) when that person’s mother was unlawfully present in the United States and the person’s father was not a United States citizen or lawful permanent resident at the time of said person’s birth, or (2) when that person’s mother’s presence in the United States was lawful but temporary, and the person’s father was not a United States citizen or lawful permanent resident at the time of said person’s birth.

WHEREAS, The Michigan Attorney General may, when in their own judgment the interests of the state require it, intervene in and appear for the people of this state in any other court or tribunal, in any cause or matter, civil or criminal.

WHEREAS, The Michigan Attorney General represents the State of Michigan as party to a federal lawsuit which:

- Alleges the executive order titled “PROTECTING THE MEANING AND VALUE OF AMERICAN CITIZENSHIP” is unconstitutional.
- Names the President of the United States and members of his administration as defendants.
- States “The People of Michigan are aggrieved and have standing to bring this action because Defendants’ action of purporting to strip citizenship from United States citizens born and residing in Michigan, receiving benefits in Michigan, and receiving government services in Michigan, harms the People of Michigan’s sovereign, proprietary, and quasi-sovereign interests and will continue to cause injury unless and until enforcement of the Order is permanently enjoined.

WHEREAS, Kalamazoo Charter Township is located in the state of Michigan and its residents are residents of the state of Michigan.

WHEREAS, Members of the Kalamazoo Township Board of Trustees, and other sworn officers serving in Kalamazoo Charter Township, have sworn to support the Constitution of the United States and the Constitution of the State of Michigan.

NOW THEREFORE BE IT RESOLVED, Kalamazoo Charter Township recognizes the locally applicable rights and privileges of United States citizenship, of all individuals born or naturalized in the United States and not subject to any foreign power.

BE IT FURTHER RESOLVED, Kalamazoo Charter Township will recognize and accept all forms of legal identifying documentation which were acceptable as of December 31<sup>st</sup>, 2024 and as permissible by the State of Michigan, from all individuals without examination of or regard for parentage of the individual.

BE IT FURTHER RESOLVED, Kalamazoo Charter Township shall post this resolution with a record of its adoption on its official website at a page or location clearly labelled "Resolutions" and accessible from the website's home page.

BE IT FURTHER RESOLVED, that the Kalamazoo Township Board of Trustees will transmit copies of this resolution with a record of its adoption to the members of the Michigan State Legislature and United States Congress who represent Kalamazoo Charter Township, and to the presidential administration.

**CHARTER TOWNSHIP OF KALAMAZOO  
KALAMAZOO COUNTY, MICHIGAN**

**RESOLUTION RECOGNIZING AND PROTECTING PEOPLE OF ALL  
GENDER IDENTITIES AND SEXUAL ORIENTATIONS**

**January 27, 2025**

WHEREAS, The President of the United States declared on January 20<sup>th</sup>, 2025, "As of today, it will henceforth be the official policy of the United States government that there are only two genders, male and female."

WHEREAS, The President of the United States signed an executive order titled "DEFENDING WOMEN FROM GENDER IDEOLOGY EXTREMISM AND RESTORING BIOLOGICAL TRUTH TO THE FEDERAL GOVERNMENT" on January 20<sup>th</sup>, 2025 which states:

- "It is the policy of the United States to recognize two sexes, male and female. These sexes are not changeable".
- "'Gender identity'" reflects a fully internal and subjective sense of self, disconnected from biological reality and sex and existing on an infinite continuum, that does not provide a meaningful basis for identification".
- "When administering or enforcing sex-based distinctions, every agency and all Federal employees acting in an official capacity on behalf of their agency shall use the term "sex" and not "gender" in all applicable Federal policies and documents."
- "The Secretaries of State and Homeland Security, and the Director of the Office of Personnel Management, shall implement changes to require that government-issued identification documents, including passports, visas, and Global Entry cards, accurately reflect the holder's sex, as defined under section 2 of this order".
- "Agency forms that require an individual's sex shall list male or female, and shall not request gender identity. Agencies shall take all necessary steps, as permitted by law, to end the Federal funding of gender ideology."
- "Federal funds shall not be used to promote gender ideology."
- "Each agency head shall promptly rescind all guidance documents inconsistent with the requirements of this order or the Attorney General's guidance issued pursuant to this order, or rescind such parts of such documents that are inconsistent in such manner."

WHEREAS, the executive order titled "DEFENDING WOMEN FROM GENDER IDEOLOGY EXTREMISM AND RESTORING BIOLOGICAL TRUTH TO THE FEDERAL GOVERNMENT" calls for documents to be rescinded, including but not limited to:

- The White House Toolkit on Transgender Equality
- The Equal Employment Opportunity Commission's "Enforcement Guidance on Harassment in the Workplace" (April 29, 2024)
- The Department of Education's guidance documents including:
  - o U.S. Department of Education Supporting LGBTQI+ Youth and Families in School" (June 21, 2023)

- “Supporting Intersex Students: A Resource for Students, Families, and Educators” (October 2021)
- “Supporting Transgender Youth in School” (June 2021)
- “Confronting Anti-LGBTQI+ Harassment in Schools: A Resource for Students and Families” (June 2021)

WHEREAS, section two of the Michigan Constitution states, “No person shall be denied the equal protection of the laws; nor shall any person be denied the enjoyment of his civil or political rights or be discriminated against in the exercise thereof because of religion, race, color or national origin. The legislature shall implement this section by appropriate legislation.”

WHEREAS, Michigan’s Eliot-Larsen Civil Rights Act of 1976 was amended, effective February 13<sup>th</sup>, 2024, to prohibit discrimination based on sexual orientation and gender identity or expression.

WHEREAS, the Eliot-Larsen Civil Rights Act defines "sexual orientation" as having an orientation for heterosexuality, homosexuality, or bisexuality or having a history of such an orientation or being identified with such an orientation, and "gender identity or expression" as having or being perceived as having a gender-related self-identity or expression whether associated with an individual's assigned sex at birth or not.

WHEREAS, Kalamazoo Charter Township is located in the state of Michigan and subject to the Michigan Constitution and passed legislation including the Eliot-Larsen Civil Rights Act.

WHEREAS, Members of the Kalamazoo Township Board of Trustees, and other sworn officers serving in Kalamazoo Charter Township, have sworn to support the Constitution of the United States and the Constitution of the State of Michigan.

NOW THEREFORE BE IT RESOLVED, Kalamazoo Charter Township recognizes the definitions of "sexual orientation" as having an orientation for heterosexuality, homosexuality, or bisexuality or having a history of such an orientation or being identified with such an orientation, and "gender identity or expression" as having or being perceived as having a gender-related self-identity or expression whether associated with an individual's assigned sex at birth or not as defined in the Eliot-Larsen Civil Rights Act.

BE IT FURTHER RESOLVED, Kalamazoo Charter Township shall, where permissible by the State of Michigan, provide a minimum of “Male”, “Female”, and “X” or “Male”, Female”, and “Other” options on all township forms and documents which request gender identification henceforth.

BE IT FURTHER RESOLVED, Kalamazoo Charter Township shall put forth a good faith effort to make available at the township hall information related to education and mental and physical health resources for transgender and nonbinary people, and people of all sexual orientations.

BE IT FURTHER RESOLVED, Kalamazoo Charter Township shall post this resolution with a record of its adoption on its official website at a page or location clearly labelled “Resolutions” and accessible from the home page.

BE IT FURTHER RESOLVED, that the Kalamazoo Township Board of Trustees will transmit copies of this resolution with a record of its adoption to the members of the Michigan State Legislature and United States Congress who represent Kalamazoo Charter Township, and to the presidential administration.