TYRONE TOWNSHIP
REGULAR BOARD MEETING
APPROVED MINUTES – MARCH 29, 2011

CALL TO ORDER

Supervisor Cunningham called the meeting of the Tyrone Township Board to order with the Pledge of Allegiance on March 29, 2011 at 7:00 p.m. at the Tyrone Township Hall.

ROLL CALL

Present: Supervisor Mike Cunningham, Clerk Keith Kremer, Treasurer Dave Kurtz, Trustees Jim Kolhoff, Colleen Ameel, Steve Hasbrouck and Don Peitz.

APPROVAL OF AGENDA – OR CHANGES

Clerk Kremer moved to approve the agenda as amended. (Trustee Kolhoff seconded). The motion carried; all ayes.

The modifications are as follows:

Added:

New Business #13 Tree Removal on Mabley Hill Road.

APPROVAL OF CONSENT AGENDA

Public Hearing & Regular Board Meeting Minutes – March 1, 2011
Treasurer's Report – February 28, 2011
Clerk's Warrants & Bills

Treasurer Kurtz moved to approve the consent agenda as presented. (Trustee Peitz seconded). The motion carried; all ayes.

COMMUNICATIONS

#1 Livingston County Sheriff Report - February 2011
#2 Fire Billing Activity Report - February 2011

Clerk Kremer moved to receive and place on file Communications #1-2 as presented. (Trustee Kolhoff seconded). The motion carried; all ayes.

PUBLIC REMARKS

John Gulya (6175 Mabley Hill Rd.) said the drainage problem on Mabley Hill Road gets worse each year and he appreciates the board's consideration to help remedy the problem.

Ryan Timiney (Knabusch Insurance Services) addressed the board regarding the township's worker's compensation insurance. The MTA Worker's Compensation implementation is delayed from April 1 to July 1; he recommended the township stay with the current vendor until the MTA plan becomes available.

Trustee Peitz moved to accept the agent's recommendation to continue with Accident Fund and to make Knabusch Insurance Services the Agent of Record for the Accident Fund Worker's Compensation plan. (Clerk Kremer seconded). The motion carried; all ayes.

UNFINISHED BUSINESS
None.

NEW BUSINESS

#1 Recommendation of the Planning Commission for approval of the AT&T-Fortune Wireless Communication Tower Site Plan and Special Land Use Permit.

Trustee Peitz moved to accept the Planning Commission's recommendation to approve the AT&T-Fortune Wireless Communication Tower Site Plan and Special Land Use Permit. (Supervisor Cunningham seconded). The motion carried; all ayes.

#2 City of Fenton Fire Contract for fire and emergency services.

Treasurer Kurtz moved to approve the Fire Suppression, Rescue and Emergency Medical Services Agreement between the City of Fenton and Tyrone Township. (Trustee Peitz seconded). The motion carried; all ayes. The contract is for a period of five years.

#3 Appointment of Colleen Ameel as Chairperson to the Strategic Planning Committee.

Trustee Peitz moved to accept the Supervisor's appointment of Colleen Ameel as the Chairperson of the Strategic Planning Committee. (Clerk Kremer seconded). The motion carried; all ayes.

#4 Accounts receivable adjustment of obsolete invoices prior to 2008.

Trustee Peitz moved to approve the removal of $29,395.00 in uncollectible invoices prior to 2008 from accounts receivable. (Trustee Hasbrouck seconded). The motion carried; all ayes.

#5 Reconciliation and adjustment of the 2010-2011 Departmental Budgets.

Trustee Peitz moved to approve the Treasurer's recommendation to adjust the estimated $144,000 revenue surplus by moving $15,000 to the Tech Fund, $20,000 to the Building & Site Fund and all the remaining excess revenue estimated at $109,000 to the Roads Fund. (Trustee Kolhoff seconded). The motion carried; all ayes.

#6 Resolution #110304 To Establish the Township Supervisor's Salary for the 2011-2012 Fiscal Year.

RESOLUTION #110304
TYRONE TOWNSHIP

TO ESTABLISH THE TOWNSHIP
SUPERVISOR'S SALARY FOR THE 2011-2012 FISCAL YEAR

WHEREAS, pursuant to MCLA 41.95(3), which provides that in a Township that does not hold an annual meeting, the salary for officers composing the Township Board shall be determined by the Township Board; and

WHEREAS, the Board of Tyrone Township deems it desirable to adjust the salary of the Township Supervisor to ensure that compensation for this position remains equitable and commensurate with the duties of said elective office;

NOW, THEREFORE, BE IT RESOLVED, that as of April 1, 2011, the salary for the office of Tyrone Township Supervisor shall remain the same as previous fiscal years at $26,000.

*** ***

RESOLVED BY: Trustee Hasbrouck
SUPPORTED BY: Trustee Kolhoff
VOTE: Hasbrouck, yes; Ameel, yes; Cunningham, yes; Kremer, yes; Kurtz, yes; Kolhoff, yes; Peitz, yes.

ADOPTION DATE: March 29, 2011

CERTIFICATION OF THE CLERK

I, the undersigned, the duly qualified Clerk of Tyrone Township of Livingston County, Michigan, do hereby certify that the foregoing is a true and complete copy of a

Resolution adopted by the Tyrone Township Board of Trustees at a regular meeting held on the 29th day of March, 2011.

IN WITNESS WHEREOF, I have hereunto affixed my official signature this 30th day of March, 2011.

Keith L. Kremer
Tyrone Township Clerk

#7 Resolution #110305 To Establish the Township Clerk's Salary for the 2011-2012 Fiscal Year.

RESOLUTION #110305
TYRONE TOWNSHIP

TO ESTABLISH THE TOWNSHIP
CLERK'S SALARY FOR THE 2011-2012 FISCAL YEAR

WHEREAS, pursuant to MCLA 41.95(3), which provides that in a Township that does not hold an annual meeting, the salary for officers composing the Township Board shall be determined by the Township Board; and

WHEREAS, the Board of Tyrone Township deems it desirable to adjust the salary of the Township Clerk to ensure that compensation for this position remains equitable and commensurate with the duties of said elective office;

NOW, THEREFORE, BE IT RESOLVED, that as of April 1, 2011, the salary for the office of Tyrone Township Clerk shall remain the same as previous fiscal years at $26,000.00.

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RESOLVED BY: Trustee Hasbrouck
SUPPORTED BY: Supervisor Cunningham
VOTE: Hasbrouck, yes; Ameel, yes; Cunningham, yes; Kremer, yes; Kurtz, yes; Kolhoff, yes; Peitz, yes.

ADOPTION DATE: March 29, 2011

CERTIFICATION OF THE CLERK

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IN WITNESS WHEREOF, I have hereunto affixed my official signature this 30th day of March, 2011.

Keith L. Kremer
Tyrone Township Clerk

#8 Resolution #110306 To Establish the Township Treasurer's Salary for the 2011-2012 Fiscal Year.

RESOLUTION #110306
TYRONE TOWNSHIP

TO ESTABLISH THE TOWNSHIP TREASURER'S SALARY FOR THE 2011-2012 FISCAL YEAR

WHEREAS, pursuant to MCLA 41.95(3), which provides that in a Township that does not hold an annual meeting, the salary for officers composing the Township Board shall be determined by the Township Board; and

WHEREAS, the Board of Tyrone Township deems it desirable to adjust the salary of the Township Treasurer to ensure that compensation for this position remains equitable and commensurate with the duties of said elective office;

NOW, THEREFORE, BE IT RESOLVED, that as of April 1, 2011, the salary for the office of Tyrone Township Treasurer shall remain the same as previous fiscal years at $26,000.

* *

RESOLVED BY: Trustee Peitz
SUPPORTED BY: Supervisor Cunningham
VOTE: Hasbrouck, yes; Ameel, yes; Cunningham, yes; Kremer, yes; Kurtz, yes; Kolhoff, yes; Peitz, yes.

ADOPTION DATE: March 29, 2011

CERTIFICATION OF THE CLERK

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Keith L. Kremer
Tyrone Township Clerk

#9 General Appropriation Measure Resolution #110307.

RESOLUTION #110307
TYRONE TOWNSHIP

BUDGET FOR FISCAL YEAR ENDING MARCH 31, 2012

WHEREAS, it is the intention of the Tyrone Township Board to comply with the provisions of Michigan Public Act 621 of 1978, the Uniform budgeting and Accounting Act, as modified to fit the needs of Tyrone Township;

THEREFORE, BE IT RESOLVED THAT the following budgetary policies and procedures for reconciling the 2010-2011 budget and for establishing a 2011-2012 budget, in accordance with said Act, be set forth as follows:

1. The chief administrative officer of the budget shall be the Supervisor.

2. The chief administrative officer or Supervisor shall receive assistance in performance of budgetary responsibilities from the Clerk and from the accountant employed by the Township Board.

3. By November 30, 2011, the Supervisor shall compile the information, as outlined in the Act, for presentation to the chairman or officer of each department, board and commission of Tyrone Township.

4. By December 31, 2011, each department, board and commission shall complete the forms requested by the Supervisor as to their estimates of the amount of money required for each line item in their activity for the ensuing fiscal year. Any department, board or commission which generates revenue from the public hearings, land use permits or the sale or rental of services shall estimate anticipated revenue for the ensuing fiscal year.

5. No later than February 1, 2012, the Tyrone Township Board shall meet in special work session to review the requests of each department, board and commission to make recommendations on the content of the proposed fiscal year budget, ensuring that the total of estimated expenditures does not exceed the total estimated revenue and accumulated fund balance.

6. The Supervisor shall compile the recommendations of the Tyrone Township Board into a budget document, all Funds, and shall present the proposed budget to the Tyrone Township Board no later than the first regularly scheduled Board Meeting in March. The Tyrone Township Board shall set time, date, and place for all required public hearings on the proposed budget.

7. No later than the second regularly scheduled Tyrone Township Board Meeting in March, the Board shall pass, by Resolution, a general appropriations measure which spells out the policies and procedures of the Tyrone Township Board regarding compliance with and modifications to P.A. 621 of 1978.

8. The Supervisor shall be required to monitor the expenditures of each department, board and commission to ensure that expenditures do not exceed the budgeted amount, and shall make recommendations to the Tyrone Township Board to amend the budget when such action seems necessary.

9. The Supervisor shall provide quarterly reports of actual revenues and expenditures compared to budgeted amounts, as required by the Act. Quarterly reports shall be provided to the Tyrone Township Board for the first three-quarters; thereafter, the comparison reports shall be required monthly until the end of the fiscal year.

10. The Tyrone Township Clerk has been authorized by board action on September 3, 1991, to obligate the Township in an amount up to $2,000 without prior approval of the Board, and that the Clerk summarize the items and amounts so warranted and submit the report for approval of the Board at the following meeting as outlined by Resolution #090103 adopted January 20, 2009.

11. The Tyrone Township Clerk has been authorized, in action taken September 3, 1991, to make capital expenditures up to $400 with authorization by the Board at the next meeting. Capital expenditures over $400 must have prior Township Board approval.

FURTHER, BE IT RESOLVED THAT, after holding properly advertised public meetings, the Tyrone Township Board adopts the 2011-2012 budget of all funds by revenue and expense, as prepared and presented.

RESOLVED BY: Trustee Peitz
SUPPORTED BY: Supervisor Cunningham
VOTE: Hasbrouck, yes; Ameel, yes; Cunningham, yes; Kremer, yes; Kurtz, yes; Kolhoff, yes; Peitz, yes.

ADOPTION DATE: March 29, 2011

CERTIFICATION OF THE CLERK

I, the undersigned, the duly qualified Clerk of Tyrone Township of Livingston County, do hereby certify that the foregoing is a true and complete copy of a Resolution adopted by the Tyrone Township Board of Trustees at a regular meeting held on the 29th day of March, 2011.

IN WITNESS WHEREOF, I have hereunto affixed my official signature this 30th day of March, 2011.

Keith L. Kremer
Tyrone Township Clerk

#10 Resolution #110308 Setting Fiscal Year 2011-2012 Meeting Dates.

RESOLUTION #110308
TYRONE TOWNSHIP 2011-2012 MEETING DATES

WHERE AS, the State of Michigan has enacted the Open Meetings Act which requires the specific designation of the dates, times, and places of all regular meetings of the Tyrone Township Board;

WHERE AS, it is the desire of the Tyrone Township Board to conduct all of its business in an open forum in compliance with said Act;

THEREFORE, BE IT RESOLVED THAT the Tyrone Township Board will hold regular meetings beginning at 7:00 p.m., at the Tyrone Township Hall, 10408 Center Road, the first and third Tuesday evenings of each month unless changed due to conflicts with holidays or election days. In the fiscal year, April 1, 2011 to March 31, 2012 the meetings will be held on the following dates:

April 19, 2011	October 4 & 18, 2011
May 5* & 17, 2011	November 1 & 15, 2011
June 7 & 21, 2011	December 6 & 20, 2011
July 5 & 19, 2011	January 3 & 17, 2012
August 2 & 16, 2011	February 7 & 21, 2012
September 6 & 20, 2011	March 6 & 27**, 2012

*Meeting scheduled on Thursday due to Tuesday election.
** Meeting scheduled on last Tuesday of the month for budget purposes.

BE IT FURTHER RESOLVED THAT the Tyrone Township Planning Commission meetings will be held on the second Tuesday evenings of each month beginning at 7:00 p.m., at the Tyrone Township Hall, 10408 Center Road, unless changed due to conflicts with holiday or election days. In the fiscal year, April 1, 2011 to March 31, 2012, the meetings will be held on the following dates:

April 12, 2011	October 11, 2011
May 10, 2011	November 8* , 2011
June 14, 2011	December 13, 2011
July 12, 2011	January 10, 2012
August 9, 2011	February 14, 2012
September 13, 2011	March 13, 2012

*Meeting may be rescheduled or cancelled depending on election.

BE IT FURTHER RESOLVED THAT the Tyrone Township Zoning Board of Appeals meetings will be held on the first Monday evening of each month **upon request** beginning at 7:30 p.m., at the Tyrone Township Hall, 10408 Center Road, unless changed due to conflicts with holidays or election days. Sometimes the agenda length may determine the need for two meetings to be held during the month. In the fiscal year, April 1, 2011 to March 31, 2012, the meetings may be held on the following dates:

April 4, 2011	October 3, 2011
May 9*, 2011	November 7, 2011
June 6, 2011	December 5, 2011
July 11**, 2011	January 9**, 2012
August 1, 2011	February 6, 2012
September 12**, 2011	March 5, 2012

*Indicates a second-Monday-of-the-month meeting due to election schedule.
**Meeting scheduled on second Tuesday of the month because of holiday schedule.

RESOLVED BY: Trustee Peitz
SUPPORTED BY: Trustee Hasbrouck
VOTE: Hasbrouck, yes; Ameel, yes; Cunningham, yes; Kremer, yes; Kurtz, yes; Kolhoff, yes; Peitz, yes.

ADOPTION DATE: March 29, 2011

CERTIFICATION OF THE CLERK

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IN WITNESS WHEREOF, I have hereunto affixed my official signature this 30th day of March, 2011.

Keith L. Kremer
Tyrone Township Clerk

#11 Resolution #110309 for Livingston County sewer bond residual.

RESOLUTION #110309
TYRONE TOWNSHIP

TO DIRECT THE DISPERSAL
OF THE SURPLUS SEWER CONSTRUCTION FUNDS

WHEREAS, Tyrone Township contracted with the Livingston County Board of Public Works (BPW) via two general obligation bonds in 2003 and 2005 to construct a sewer system; and

WHEREAS, the construction of the sewer system is now complete; and

WHEREAS, All costs of the construction of the sewer system have been paid; and

WHEREAS, There is a surplus of unused funds remaining from the construction of the sewer system in the approximate amounts of $273,618.59 and $261,606.24 plus any current earned interest; and

WHEREAS, The provisions of the contracts allow Tyrone Township to direct the BPW to use the funds for 1) additional sanitary sewer improvements, or 2) credit the surplus toward future payments due to the BPW by the Township; and

WHEREAS, The Township desires that the surplus funds be credited by the BPW towards the next payments due to the BPW by the Township; and

THEREFORE BE IT RESOLVED that the Township hereby directs the BPW to credit the above aforementioned funds, in the approximate amounts of $273,618.59 and $261,606.24 plus any current earned interest, toward the next payments due to the BPW by the township.

RESOLVED BY: Treasurer Kurtz
SUPPORTED BY: Supervisor Cunningham
VOTE: Hasbrouck, yes; Ameel, yes; Cunningham, yes; Kremer, yes; Kurtz, yes; Kolhoff, yes; Peitz, yes.

ADOPTION DATE: March 29, 2011

CERTIFICATION OF THE CLERK

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IN WITNESS WHEREOF, I have hereunto affixed my official signature this 30th day of March, 2011.

Keith L. Kremer
Tyrone Township Clerk

#12 LESA and Hartland School Summer Property Tax Agreements.

Trustee Peitz moved to approve the LESA and Hartland School Property Tax Agreements. (Clerk Kremer seconded). The motion carried; all ayes.

#13 Tree removal on Mabley Hill Road.

Livingston County Road Commission will trench and install drain pipes on the dirt road and inquired if Tyrone would pay for the removal of trees impeding drainage in the area. Trustee Peitz moved to approve the tree removal at a cost of $2,650 on Mabley Hill Road (Trustee Kolhoff seconded). The motion carried; all ayes.

MISCELLEOUS BUSINESS
None.

PUBLIC REMARKS
Eric Klos (Mabley Hill Rd.) thanked the board for its consideration of the Mabley Hill Road repairs.

BILLS FOR APPROVAL AND CLERK'S REPORT
The following checks (No. 18175-18233) and three ACH payments have been paid since the last regular meeting and have been submitted for approval which includes a total of **$89,792.14** from the **GENERAL FUND, $1,573.00** from the **JAYNE HILL FARMS SUBDIVISIONS WASTE REMOVAL FUND** and **$164.09** from the **STREET LIGHTING FUND.**

ADJOURNMENT
The meeting adjourned at 8.22 p.m.