

**TYRONE TOWNSHIP
REGULAR BOARD MEETING
APPROVED MINUTES – JULY 17, 2018**

CALL TO ORDER

Supervisor Cunningham called the meeting of the Tyrone Township Board to order with the Pledge of Allegiance on July 17, 2018 at 7:00 p.m. at the Tyrone Township Hall.

ROLL CALL

Present: Supervisor Mike Cunningham, Treasurer Jennifer Eden, Clerk Marcella Husted, Trustees David Walker, Al Pool, Soren Pedersen and Chuck Schultz.

APPROVAL OF AGENDA – OR CHANGES

Trustee Walker moved to approve the agenda as presented. (Trustee Pool seconded.) The motion carried; all ayes.

APPROVAL OF CONSENT AGENDA

**Regular Board Meeting Minutes- June 19, 2018
Treasurer's Report
Clerk's Warrants and Bills**

Trustee Walker moved to approve the consent agenda as presented. (Trustee Pedersen seconded.) The motion carried; all ayes.

COMMUNICATIONS

- 1. Lake Shannon Road Improvement bond bids & awards certificate.**
- 2. Planning Commission Meeting & Public Hearing Synopsis- July 10, 2018.**
- 3. Planning Commission Approved Meeting Minutes- March 21, 2018.**

Trustee Walker moved to receive and place on file Communications #1-3 as presented. (Trustee Pool seconded.) The motion carried; all ayes.

PUBLIC REMARKS

Matt Germane introduced himself as a candidate for County Commissioner.

UNFINISHED BUSINESS

None.

NEW BUSINESS

- 1. Request of Mr. Sahouri to appeal his fire run service charge.**

Mr. Sahouri received a fire service charge after the fire department was dispatched to his residence for burning. Mr. Sahouri was burning leaves and did not have a burn permit. Trustee Walker moved to decrease the fee by half to \$709.50. (Trustee Pool seconded.) The motion failed: 3 ayes (Walker, Pedersen, Pool), 4 nays (Schultz, Eden, Cunningham, Husted). The original charge of \$1419.00 stands.

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- 2. Resolution #180701 to establish the boundary, determine the levy for the Public Safety Special Assessment District, and to schedule and notice the second public hearing.**

RESOLUTION #180701
TYRONE TOWNSHIP, LIVINGSTON COUNTY

POLICE AND FIRE PROTECTION
SPECIAL ASSESSMENT DISTRICT NO. X0082

ESTABLISHMENT OF BOUNDARY OF SPECIAL ASSESSMENT DISTRICT;
DETERMINATION OF LEVY FOR POLICE AND FIRE PROTECTION;
ESTABLISHMENT AND NOTICE FOR PUBLIC HEARING.

WHEREAS, there exists a need for Police and Fire Protection Services in Tyrone Township; and

WHEREAS, Section 1(3) of Act 33, Public Acts of Michigan, 1951, as amended (“Act 33”) provides that the Tyrone Township Board may proceed to defray the cost of purchasing and housing equipment, for the operation of the equipment, or both, for Police and Fire protection, by special assessment on the lands and premises in Tyrone Township except lands and premises exempt from the collection of taxes under the general property tax act, Act 206, Public Acts of Michigan, 1893; and

WHEREAS, the Tyrone Township Board authorized the preparation of estimates of the cost and expense of providing Police and Fire protection and that estimate was filed with the Tyrone Township Clerk and was available for public inspection; and

WHEREAS, the Tyrone Township Board tentatively designated a special assessment district known as the Tyrone Township Police and Fire Protection Special Assessment District (“Special Assessment District”) consisting of all lots and parcels of property located within the boundaries of Tyrone Township for purposes defraying the cost of purchasing and housing equipment, for the operation of the equipment, or both, for Police and Fire protection; and

WHEREAS, the Tyrone Township Board, by resolution, scheduled a public hearing for this date at the Tyrone Township Hall located at 10408 Center Road, Fenton, Michigan 48430 to hear and consider comments and objections to the estimate of cost, the creation of a special assessment district, the special assessment district tentatively designated herein, and defraying the expenses of the special assessment district on the properties benefiting, except lands and premises exempt from the collection of taxes under the general property tax act, Act 206, Public Acts of Michigan, 1893; and

WHEREAS, such public hearing was preceded by proper notice in the Tri-County Times and the Livingston Press & Argus, newspapers of general circulation in the Township, and by first-class mail notice to each property owner of record within the District and upon the assessment roll: and

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WHEREAS, the Tyrone Township Board held the public hearing on this date at the Tyrone Township Hall and heard and considered comments and objections to the estimate of cost of purchasing and housing equipment, for the operation of the equipment, or both, for Police and Fire protection, the creation of a special assessment district, the special assessment district tentatively designated herein, and defraying the expenses of the special assessment district on the properties benefiting, except lands and premises exempt from the collection of taxes under the general property tax act, Act 206, Public Acts of Michigan, 1893; and

WHEREAS, a record of those present to protest, and of written protests submitted at or before the public hearing was made a part of the minutes of the hearing.

NOW, THEREFORE, BE IT RESOLVED THAT:

1. The Tyrone Township Board determines that the boundaries of the Special Assessment District be the boundaries of Tyrone Township and encompassing all lands within Tyrone Township.
2. The Tyrone Township Board determines that the amount of the special assessment levy for Police and Fire Protection Services against the taxable lots and parcels of land located within the Special Assessment District shall be as follows: a) vacant parcels, \$75.00; b) parcels with residential structures, \$150.00; c) parcels containing structures or trailers with multiple units, \$250.00, plus an additional \$20.00 per unit; and (d) all other parcels, \$250.00.
3. The Tyrone Township Supervisor shall spread the special assessment levy on all of the lands and premises in the special assessment district benefiting from Police and Fire protection, except lands and premises exempt from the collection of taxes under the general property tax act, Act 206, Public Acts of Michigan, 1893 to defray the expense of Police and Fire Protection.
4. The Tyrone Township Board shall hold a public hearing on August 21, 2018 at 7:00 pm at the Tyrone Township Hall located at 10408 Center Road, Fenton, Michigan 48430 to hear and consider comments and objections to the distribution of the special assessment levy for Police and Fire Protection.
5. The Tyrone Township Clerk shall cause to be published in a newspaper of general circulation in the proposed Special Assessment District a notice stating the time, place, and purpose of the meeting. This notice shall be published not less than 5 days before the hearing. Proof of publication of the notice shall be filed with the Tyrone Township Clerk.
6. The Tyrone Township Clerk Notice shall also provide notice stating the time, place, and purpose of the meeting to each owner of, or party in interest in, property to be assessed whose name appears upon the last local tax assessment records by mailing by first class mail addressed to that owner or party at the address shown on the tax records at least 10 days before the date of the hearing.

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7. The form of the Notice of the Public Hearing to be mailed and published, as required herein, shall be substantially as set forth in Exhibit A, attached, with such changes as are approved by the Tyrone Township Supervisor.

RESOLVED BY: Trustee Walker
SUPPORTED BY: Trustee Schultz

VOTE: Pedersen, yes; Eden, yes; Pool, yes; Cunningham, yes; Walker, yes; Schultz, yes; Husted, yes.

ADOPTION DATE: July 17, 2018

CERTIFICATION OF THE CLERK

The undersigned, being the duly qualified and acting Clerk of Tyrone Township, Livingston County, Michigan, hereby certifies that (1) the foregoing is a true and complete copy of a resolution adopted by the Township Board at a regular meeting, held on July 17, 2018, at which meeting a quorum was present and remained throughout, (2) the original thereof is on file in the records in my office, (3) the meeting was conducted, and public notice thereof was given, pursuant to and in full compliance with the Open Meetings Act (Act No. 267, Public Acts of Michigan, 1976, as amended) and (4) minutes of such meeting were kept and will be or have been made available as required thereby.



Marcella Husted
Township Clerk

EXHIBIT A

**TOWNSHIP OF TYRONE
LIVINGSTON COUNTY, MICHIGAN
1951 PA 33 PROCEEDINGS**

Notice of Public Hearing on the Assessment Roll for the
Police and Fire Protection Special Assessment District No. X0082

NAME
ADDRESS
CITY, STATE ZIP

PARCEL ID

TO THE RESIDENTS AND PROPERTY OWNERS OF THE TOWNSHIP OF TYRONE,
LIVINGSTON COUNTY, MICHIGAN AND ANY OTHER INTERESTED PERSONS:

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PLEASE TAKE NOTICE that the Supervisor and assessing officer of the Township have reported to the Township Board and filed in the office of the Township Clerk for public examination a special assessment roll prepared by him covering all the properties within the Special Assessment District benefited by the proposed assessment. The assessment roll has been prepared for the purpose of assessing the costs of providing police and fire protection within the assessment district as more particularly shown on the plans on file with the Township Clerk at 10408 Center Road, Fenton, MI, which assessment is in the total amount of \$605,550.00.

PLEASE TAKE FURTHER NOTICE THAT that the assessing officer has further reported that the assessment against each parcel of land within the district is to such relative portion of the whole sum levied against all parcels of land within the district as to the benefit of such parcels bears to the total benefit to all parcels within the district. Each parcel shall be assessed as follows: a) vacant parcels, \$75.00; b) parcels with residential structures, \$150.00; c) parcels containing structures or trailers with multiple units, \$250.00, plus an additional \$20.00 per unit; and (d) all other parcels, \$250.00.

PLEASE TAKE FURTHER NOTICE THAT the Township Board will meet at the Township Hall, 10408 Center Road, Fenton, MI commencing at 7:00 P.M. on August 21, 2018, for the purpose of reviewing the special assessment roll and hearing any objections thereto. The roll may be examined at the office of the Township Clerk during regular business hours of regular business days until the time of the hearing and may further be examined at the hearing. Appearance and protest at the hearing held to confirm the special assessment roll is required in order to appeal the amount of the special assessment to the Michigan Tax Tribunal.

An owner or party in interest, or his or her agent, may appear in person at the hearing to protest the special assessment, or shall be permitted to file his or her appearance or protest by letter and his or her personal appearance shall not be required. The owner or person having an interest in the real property who protests in person or in writing at the hearing may file a written appeal of special roll with the Michigan Tax Tribunal within 30 days after the confirmation of the special assessment roll.

Marcella Husted, CLERK
Township of Tyrone

3. City of Fenton contract for township fire service.

Trustee Walker moved to approve the fire service contract with the City of Fenton for a period of five years. (Trustee Schultz seconded.) The motion carried; all ayes.

4. Hartland Deerfield Authority contract for township fire service.

Trustee Walker moved to approve the fire service contract with the Hartland Deerfield Fire Authority for a period of five years. (Treasurer Eden seconded.) The motion carried; all ayes.

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5. Resolution #180702 to adopt the Livingston County Hazard Mitigation Plan.

**RESOLUTION #180702
TYRONE TOWNSHIP, LIVINGSTON COUNTY**

APPROVING THE LIVINGSTON COUNTY HAZARD MITIGATION PLAN

WHEREAS, the Livingston County Emergency Management Department is hereby suggesting the Tyrone Township, as a local unit of government, to formally adopt the Livingston County Hazard Mitigation Plan, and;

WHEREAS, the Livingston County Emergency Management Department in conjunction with the Livingston County Planning Department, has compiled and developed a Hazard Mitigation Plan unique to Livingston County, and;

WHEREAS, the Michigan State Police Emergency Management and Homeland Security Division has reviewed and approved the plan, and the FEMA subject matter expert has reviewed and accepted the plan with a letter of initial approval, and;

WHEREAS, the formal approval of this plan by FEMA is contingent of the adoption by the Livingston County Board of Commissioners and the Tyrone Township as a participating jurisdiction in the plan, and;

WHEREAS, the Livingston County Board of Commissioners has adopted the Livingston County Hazard Mitigation Plan, dated and sealed on March 20, 2017, and;

WHEREAS, FEMA accepted and approved the Livingston County plan on April 4, 2017.

THEREFORE, BE IT RESOLVED, the Tyrone Township Board formally approves the Hazard Mitigation Plan developed by Livingston County.

RESOLVED BY: Trustee Schultz

SUPPORTED BY: Treasurer Eden

VOTE: Walker, yes; Pedersen, yes; Schultz, yes; Cunningham, yes; Eden, yes; Pool, yes; Husted, yes.

ADOPTION DATE: July 17, 2018

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CERTIFICATION OF THE CLERK

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Marcella Husted
Township Clerk

6. Request of Keith and Patty Engberg land division of parcel 4704-27-200-004.

Trustee Walker moved to approve Keith and Patty Engberg's request for land division of parcel 4704-27-200-004 as recommended by the Planning Commission. (Trustee Schultz seconded.) The motion carried; all ayes.

7. Bids for township office cleaning.

Trustee Walker moved to accept the quote of \$165.00/week from Ritter's Cleaning Service to clean the township hall. (Trustee Schultz seconded.) The motion carried; all ayes.

8. Request of the Treasurer to attend the MTA Fall Conference.

Trustee Walker moved to authorize the Treasurer to attend the MTA Fall Conference, including hotel charges. (Trustee Schultz seconded.) The motion carried; all ayes.

MISCELLANEOUS BUSINESS

None.

PUBLIC REMARKS

None.

ADJOURNMENT

Trustee Walker moved to adjourn. (Trustee Pool seconded.) The motion carried; all ayes. The meeting adjourned at 7:32 p.m.