

**TYRONE TOWNSHIP
REGULAR BOARD MEETING
APPROVED MINUTES – FEBRUARY 18, 2020**

CALL TO ORDER

Supervisor Cunningham called the meeting of the Tyrone Township Board to order with the Pledge of Allegiance on February 18, 2020 at 7:00 p.m. at the Tyrone Township Hall.

ROLL CALL

Present: Supervisor Mike Cunningham, Treasurer Jennifer Eden, Clerk Marcella Husted, Trustees Kurt Schulze, Chuck Schultz and Soren Pedersen. Absent: Trustee David Walker.

APPROVAL OF AGENDA – OR CHANGES

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

APPROVAL OF CONSENT AGENDA

**Regular Board Meeting Minutes – January 21, 2020
Treasurer’s Report
Clerk’s Warrants and Bills**

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

COMMUNICATIONS

- 1. Planning Commission Meeting Synopsis, February 11, 2020**
- 2. Planning Commission Approved Meeting Minutes, November 12, 2019**
- 3. Fire Run Billing Report, February 13, 2020**

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

PUBLIC REMARKS

None.

UNFINISHED BUSINESS

None.

NEW BUSINESS

- 1. Sale of Center Road township hall property.**

RESOLUTION #200201
TYRONE TOWNSHIP, LIVINGSTON COUNTY

TO ACCEPT THE PURCHASE OFFER FOR CENTER ROAD PROPERTY

Trustee Schulze resolved to accept the offer of \$325,000 from Send the Light LLC to purchase the 10408 Center Road property. (Trustee Schultz seconded).

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

**TYRONE TOWNSHIP
REGULAR BOARD MEETING
APPROVED MINUTES – FEBRUARY 18, 2020 – PAGE 2**

ADOPTION DATE: February 18, 2020

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 February 18, 2020, 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

2. Resolution to establish guidelines for granting poverty exemptions from property taxes.

RESOLUTION #200202
TYRONE TOWNSHIP, LIVINGSTON COUNTY

ESTABLISHING GUIDELINES FOR GRANTING OF
POVERTY EXEMPTIONS FROM PROPERTY TAXES

WHERE AS, the adoption of guidelines for poverty exemptions is required of the Township Board; and

WHERE AS, the principle residence of persons, who the Supervisor and Board of Review determines by reason of poverty to be unable to contribute to the public charge, is eligible for exemption in whole or in part from taxation under Public Act 390 of 1994 (MCL 211.7u); and

WHERE AS, pursuant to P.A. 390 of 1994, the Township of Tyrone, Livingston County adopts the following guidelines for the Board of Review to implement. The guidelines shall include but not be limited to the specific income and asset levels of the claimant and all persons residing in the household, including any property tax credit returns, filed in the current or immediately preceding year;

THEREFORE, BE IT RESOLVED THAT to be eligible, a person shall do all of the following on an annual basis:

1. Be an owner of and occupy as a principle residence the property for which an exemption is requested.

**TYRONE TOWNSHIP
REGULAR BOARD MEETING
APPROVED MINUTES – FEBRUARY 18, 2020 – PAGE 3**

2. Meet the federal poverty income guidelines as defined and determined annually by the United States Department of Health and Human Services shown in Attachment A.
3. File a claim with the Supervisor/Assessor or Board of Review, accompanied by federal and state income tax returns for all persons residing in the principal residence, including any property tax credit returns filed in the immediately preceding year or in the current year or a signed State Tax Commission Form 4988, Poverty Exemption Affidavit.
4. File a claim reporting that the combined assets of all persons do not exceed the current guidelines shown in Attachment B. Assets include but are not limited to, real estate other than the principal residence, personal property, motor vehicles, recreational vehicles and equipment, certificates of deposit, savings accounts, checking accounts, stocks, bonds, life insurance, retirement funds, etc.
5. Produce a valid driver's license or other form of identification if requested.
6. Produce, if requested, a deed, land contract, or other evidence of ownership of the property for which an exemption is requested.
7. The application for an exemption shall be filed after January 1, but one day prior to the last day of the December Board of Review. The filing of this claim constitutes an appearance before the Board of Review for the purpose of preserving the right of appeal to the Michigan Tax Tribunal.

BE IT FURTHER RESOLVED THAT that the Supervisor/Assessor and Board of Review shall follow the above stated policy and federal guidelines in granting or denying an exemption, unless the Board of Review determines there are substantial and compelling reasons why there should be a deviation from the policy and federal guidelines and these reasons are communicated in writing to the claimant.

ATTACHMENT A

POVERTY LEVEL GUIDELINE FOR 2020 TAX YEAR	
Size of Family Unit	Household Income
1	\$12,490
2	\$16,910
3	\$21,330
4	\$25,750
5	\$30,170
6	\$34,590
7	\$39,010
8	\$43,430
For each additional person	\$4,420

**TYRONE TOWNSHIP
REGULAR BOARD MEETING
APPROVED MINUTES – FEBRUARY 18, 2020 – PAGE 4**

ATTACHMENT B

Asset Test

The Township of Tyrone's cumulative value of assets allowed for a Poverty Exemption shall be \$10,000. The purpose of an asset test is to determine the resources available: cash, fixed assets or other property that could be converted to cash and used to pay property taxes in the year the poverty exemption is filed. A list of "assets" includes, but is not limited to:

- A second home, land, vehicles.
- Recreational vehicles such as campers, motor-homes, boats, and ATV's.
- Buildings other than the residence.
- Jewelry, antiques, artwork.
- Equipment, other personal property of value.
- Bank accounts, stocks.
- Money received from the sale of property, such as stocks, bonds, a house or car (unless a person is in the specific business of selling such property).
- Withdrawals from bank deposits and borrowed money (including reverse mortgage's).
- Gifts, loans, lump-sum inheritances and one-time insurance payments.
- Food or housing received in lieu of wages and the value of food and fuel produced and consumed on farms.
- Federal non-cash benefits programs such as Medicare, Medicaid, food stamps, and school lunches.

“Assets” do not include the value of the principal residence and do not include the homestead property tax credit as it is not to be considered income for poverty exemptions purposes. Assets exempt from consideration are the homesteaded property with furnishings and one motor vehicle. That motor vehicle shall be valued no greater than \$10,000.

RESOLVED BY: Trustee Schulze

SUPPORTED BY: Trustee Schultz

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

ADOPTION DATE: February 18, 2020

CERTIFICATION OF THE CLERK

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**TYRONE TOWNSHIP
REGULAR BOARD MEETING
APPROVED MINUTES – FEBRUARY 18, 2020 – PAGE 5**

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

3. Amendment to the Emergency Cost Recovery Ordinance #24.

TYRONE TOWNSHIP ORDINANCE NO. 24
EMERGENCY RESPONSE COST RECOVERY

RESOLUTION #200203

(The section below was added to "Section 3-Liability for emergency response.")

- (f) Non-applicability of No Fault Act. This article provides authority to the township to collect "cost recovery charges" for fire and emergency services provided by the township, and within the township, to a responsible person(s). No claim under this Article is for, or relates to, property damage(s). Michigan's No Fault Act, as amended, MCL 500.3101 et seq., does not apply to, conflict with, or preempt this article.

RESOLVED BY: Trustee Schultz

SUPPORTED BY: Treasurer Eden

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

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**TYRONE TOWNSHIP
REGULAR BOARD MEETING
APPROVED MINUTES – FEBRUARY 18, 2020 – PAGE 6**

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
Tyrone Township Clerk

4. Contract with Dougie’s Disposal for waste collection in Laurel Springs.

Trustee Schultz moved to accept the three-year contract with Dougie’s Disposal for waste collection in the Laurel Springs subdivision special assessment district. (Treasurer Eden seconded.) The motion carried; all ayes.

5. Contract with Republic Services for waste collection in Jayne Hill Subdivision.

Trustee Schulze moved to accept the four-year contract with Republic Services for waste collection in the Jayne Hill subdivision special assessment district. (Trustee Pedersen seconded.) The motion carried; all ayes.

6. Contract with Republic Services for waste collection in Shannon Glen subdivision.

Trustee Schultz moved to accept the five-year contract with Republic Services for waste collection in the Shannon Glen subdivision special assessment district. (Trustee Schulze seconded.) The motion carried; all ayes.

7. Cemetery and lawn maintenance contract with Murph’s Turf.

Treasurer Eden moved to accept the three-year contract with Murph’s Turf for cemetery and lawn maintenance for the township hall property and three cemeteries. (Trustee Schultz seconded.) The motion carried; all ayes.

8. Hartland Senior Center request for funds.

Trustee Schultz moved to contribute the allocated amount of \$4,400 to the Hartland Senior Center. (Treasurer Eden seconded.) The motion carried; all ayes.

9. Board of Review appointment.

Trustee Schultz moved to accept the Supervisor’s appointment of Don LoVasco to the Board of Review to fill the vacant term. (Trustee Schulze seconded.) The motion carried; all ayes. The term expires 12/31/2020.

**TYRONE TOWNSHIP
REGULAR BOARD MEETING
APPROVED MINUTES – FEBRUARY 18, 2020 – PAGE 7**

10. Budget review.

The Board reviewed the preliminary budget for the 2020-2021 fiscal year. No motion was made.

MISCELLANEOUS BUSINESS

None.

PUBLIC REMARKS

Joan Runyan asked if the historic township hall would continue to be heated and insured. Supervisor Cunningham said it would and the township will still be responsible for those costs.

Larry Laubrick asked for a status of the Apple Orchard Drain. Supervisor Cunningham said the drain commission is still in the process of acquiring easements. Mr. Laubrick also said he is not in favor of sight line requirements. The Supervisor said sight lines will be discussed at the next joint meeting of the Board and Planning Commission

ADJOURNMENT

Trustee Pedersen moved to adjourn. (Trustee Schulze seconded.) The motion carried; all ayes. The meeting adjourned at 7:50 p.m.