

**TYRONE TOWNSHIP
REGULAR BOARD MEETING
APPROVED MINUTES – MAY 16, 2023 – PAGE 1**

CALL TO ORDER

Supervisor Cunningham called the meeting of the Tyrone Township Board to order with the Pledge of Allegiance on May 16, 2023 at 7:00 p.m. at the Tyrone Township Hall.

ROLL CALL

Present: Supervisor Mike Cunningham, Clerk Pam Moughler, Trustees Kurt Schulze and Zach Tucker. Absent: Treasurer Jennifer Eden, Trustees Herman Ferguson and David Walker.

APPROVAL OF AGENDA – OR CHANGES

Trustee Tucker moved to approve the agenda as amended. (Trustee Schulze seconded.) The motion carried; all ayes. The amendment was as follows:

Added New Business #8 Supervisor's request to require surveys for new home builds.

APPROVAL OF CONSENT AGENDA

- 1. Regular Board Meeting Minutes – April 4, 2023**
- 2. Treasurer's Report – March 31, 2023**
- 3. Treasurer's Report – April 30, 2023**
- 4. Clerk's Warrants and Bills – May 9, 2023**

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

COMMUNICATIONS

- 1. Livingston County Sheriff Report – March 31, 2023**
- 2. Fire service report – May 10, 2023**

Trustee Schulze moved to receive and place on file Communications #1-5 as presented. (Trustee Tucker seconded.) The motion carried; all ayes.

PUBLIC REMARKS

Residents commented on roads and ARPA funds.

UNFINISHED BUSINESS

- 1. Andrew Zourab request to appeal his fire service charge.**

Trustee Tucker moved to deny Mr. Zourab's request to waive his fire service charge. (Trustee Schulze seconded.) The motion carried; 3 ayes, 1 nay (Cunningham). Mr. Zourab is responsible for the total cost of \$1,481.00 (fire service + gas increase).

Mr. Zourab's vehicle hit another car after it had pulled over on the shoulder of US-23 after hitting a deer. The driver of the other car called 911 after her car was hit by Mr. Zourab and she could see he was bleeding.

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NEW BUSINESS

1. Milarch Agri-business Special Land Use request.

Trustee Schulze moved to approve, subject to conditions, Mike and Becky Milarch's request for a Special Land Use Permit to operate their agri-business at 9149 Center Road. The approval is conditional upon, (1) a review by the drain commission if required and (2) providing an insurance rider to the Planning Commission if a special event is held. (Trustee Tucker seconded.) The motion carried; all ayes. The agri-business includes processing trees into wood products to be displayed and sold from the property.

2. Road improvement agreement for Runyan Lake Rd. (White Lake Rd. to township border).

Trustee Tucker moved to approve the road improvement agreement with the Livingston County Road Commission for Runyan Lake Road (White Lake Rd. to township border). (Trustee Schulze seconded.) The motion carried; all ayes. The probable cost of the project is \$570,000; the township's cost is not-to-exceed \$285,000 for a length of approximately 1.10 miles.

3. Road improvement agreement for Runyan Lake Rd. (Gordon Rd. to township hall).

Trustee Schulze moved to approve the road improvement agreement with the Livingston County Road Commission for Runyan Lake Road (Gordon Rd. to township hall). (Trustee Tucker seconded.) The motion carried; all ayes. The probable cost of the project is \$400,000; the township's cost is not-to-exceed \$200,000 for a length of approximately .78 mile.

4. Road improvement agreement for Hartland Rd. (Windy Ridge to township border).

Trustee Tucker moved to approve the road improvement agreement with the Livingston County Road Commission for Hartland Road (Windy Ridge Trail to township border). (Trustee Schulze seconded.) The motion carried; all ayes. The probable cost of the project is \$450,000; the township's cost is not-to-exceed \$225,000 for a length of approximately .83 mile.

5. Sewer Rate Policy amendments.

RESOLUTION #230501
TYRONE TOWNSHIP, LIVINGSTON COUNTY

Tyrone Township Sewer Rate Policy

Rates

From time to time, the Tyrone Township Board will establish Sewer Rates, Meter Costs, Sewer Assessment Equity Charges, and other fees via Resolution.

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Billing Frequency

Bills for sewer service shall be sent to customers on a quarterly basis. Bills will be for the current quarter of service (i.e., service for January through March will be mailed in January).

For billing for new utility accounts, if the structure is connecting to the sewer, then the billing for that account will begin when the sewer connection permit is finalized.

Utility Bill Delivery Options

Invoices for the sewer service shall be delivered to customers via US Mail. A copy is also available by electronic mail (e-mail). Customers who wish for their bills to be e-mailed in addition to being mailed will need to submit a request in writing to the Tyrone Township Treasurer's Department.

Utility Bill Payment Options

Invoices for the sewer service may be paid through the following methods:

- After Hours Drop Box - We encourage payments in the night deposit box located at the front of the building, near the main entrance of Township Hall on the west side. Please write your phone number and utility bill account number on your check. If you desire a receipt, please enclose a stamped self-addressed envelope with your payment.
- In Person - Bring your utility bill with you to the Treasurer's Department along with payment, between 9:00 am and 5:00 pm, Monday through Thursday.
- US Mail - Mail checks payable to: "Tyrone Township", 8420 Runyan Lake Road, Fenton, Michigan 48430. Do not send cash. If a receipt is desired, please enclose a stamped self-addressed envelope with your check.
 - o Payment will be recorded on the date received, not the date it is mailed, postmarked, or the date the check is written. Postmarks will not be accepted as an indication of the date paid.
- Online Payment – Go to www.tyronetownship.us. Locate the green Pay Now Tab. Click on the Utility Billing Payments on left hand side. Enter name and hit search. Enter amount paying and click on make payment. Follow the instructions for online payment.
 - o There is a nominal fee charged for online payments, typically 3% for credit cards and \$3.00 for electronic checks. Current rates can be obtained via the township website or by contacting the Treasurer's Office.

Checks are accepted only as a conditional payment. If not honored and returned by the bank, the utility bill remains unpaid and subject to fees, penalties, and/or interest. The returned check fee may change over time. The Township will assess the returned check fee approved by the

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Township Board if a check is returned as unpaid (currently \$45 at the time of Rate Policy adoption). Future payments will be applied to outstanding returned check fees, penalties, and/or interest prior to crediting your utility bill.

Late Fees

Sewer O&M Utility Bill payments not received by the specified due date will have a 10% late fee added to the balance of the account. Late fees are non-reversible without approval from the Township Treasurer. The Treasurer may exercise a onetime reversal fee per parcel. Any sewer O&M Utility Bill not paid by September 1st of each year will roll over onto the property tax bill with an additional 10% penalty applied.

Other Services

All services provided outside the fee schedule and permitted by Tyrone Township Sewer Ordinance #43 will be charged on a time and materials basis, plus a 10% administrative fee.

Surcharge Fees

Excess Flow Surcharge shall mean a surcharge established from time to time by resolution of the Township Board for sanitary sewage in excess of the REU allowance.

Any sanitary sewer customer whose wastewater discharged to a sanitary sewer exceeds the REU allowance shall be charged an Excess Flow Surcharge. The Township may use any best practices method to determine the Excess Flow Surcharge.

- Usage will be measured over a 12 month period. Excess usage surcharges shall be applied to the first quarter bill, annually.
 - o For example, any Excess Flow Surcharge for 2022 (January through December) shall be added to the April 1st bill in 2023.
- Allowed usage will be based upon the total allowable daily flow, measured by the gallons used and REUs assigned to the property. Allowable flow is measured by:
 - o Sewer: 210 gallons per day per REU assigned to the property as set forth by the EQUIVALENT UNIT FACTOR TABLE (Appendix A) of Sewer Use and Rate Ordinance #43.
- If a lapse in data occurs and there are 2 or more actual readings available, then the total usage amount will be divided evenly over the days where the data is not recorded.

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RESOLVED BY: Trustee Tucker
SUPPORTED BY: Trustee Schulze

VOTE: Schulze, yes; Tucker, yes; Cunningham, yes; Moughler, yes; Walker, absent; Ferguson, absent; Eden, absent.

ADOPTION DATE: May 16, 2023

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 May 16, 2023, 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.



Pamela Moughler
Township Clerk

6. Historic townhouse mold and pest remediation.

Trustee Tucker moved to pay the cost of mold and pest remediation to the historic town house. (Trustee Schulze seconded.) The motion carried; all ayes. The estimate was for the cost of \$2,500 from Orkin.

7. Resolution to recognize Fenton Youth Shooting Association as a nonprofit organization to obtain a charitable gaming license.

 Charitable Gaming Division
Box 30023, Lansing, MI 48909
OVERNIGHT DELIVERY:
101 E. Hillsdale, Lansing MI 48933
(517) 335-5780
www.michigan.gov/cg

RESOLUTION #230502

LOCAL GOVERNING BODY RESOLUTION FOR CHARITABLE GAMING LICENSES

(Required by MCL.432.103(K)(ii))

At a regular meeting of the Tyrone Township Board
REGULAR OR SPECIAL TOWNSHIP, CITY, OR VILLAGE COUNCIL/BOARD

called to order by Supervisor Cunningham on May 16, 2023
DATE

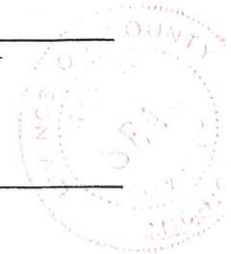
at 7:00 PM a.m./p.m. the following resolution was offered:
TIME

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Moved by Trustee Schulze and supported by Trustee Tucker
 that the request from Fenton Youth Shooting Association of Fenton,
NAME OF ORGANIZATION CITY
 county of Livingston, asking that they be recognized as a
COUNTY NAME
 nonprofit organization operating in the community for the purpose of obtaining charitable
 gaming licenses, be considered for approval.
APPROVAL/DISAPPROVAL

APPROVAL	DISAPPROVAL
Yeas: <u>4</u>	Yeas: _____
Nays: <u>0</u>	Nays: _____
Absent: <u>3</u>	Absent: _____

I hereby certify that the foregoing is a true and complete copy of a resolution offered and
 adopted by the Tyrone Township Board at a regular
TOWNSHIP, CITY, OR VILLAGE COUNCIL/BOARD REGULAR OR SPECIAL
 meeting held on May 16, 2023.
DATE
 SIGNED: *Pamela Moughler*
TOWNSHIP, CITY, OR VILLAGE CLERK
Pamela Moughler, Township Clerk
PRINTED NAME AND TITLE
Tyrone Township, 8420 Runyan Lake Rd., Fenton, MI 48430
ADDRESS



COMPLETION: Required.
 PENALTY: Possible denial of application.
 BSL-CG-1153(R6/09)

8. Requirement to have survey for new home builds.

Trustee Schulze moved to task the Planning Commission to amend the zoning ordinance to include site surveys be required for new home sites. (Trustee Tucker seconded.) The motion carried; all ayes.

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MISCELLANEOUS BUSINESS

None.

PUBLIC REMARKS

Residents commented on community involvement, Historical Society events, Hogan Road issues, ARPA funds.

ADJOURNMENT

Trustee Schulze moved to adjourn. (Trustee Tucker seconded.) The motion carried; all ayes.
The meeting adjourned at 7:51 p.m.