

**TYRONE TOWNSHIP
REGULAR BOARD MEETING
APPROVED MINUTES – JUNE 6, 2023 – PAGE 1**

CALL TO ORDER

Supervisor Cunningham called the meeting of the Tyrone Township Board to order with the Pledge of Allegiance on June 6, 2023 at 7:00 p.m. at the Tyrone Township Hall.

ROLL CALL

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

APPROVAL OF AGENDA – OR CHANGES

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

Removed: closed session to address litigation and settlement issues in the matter of Tyrone Four LLC v Tyrone Twp, pending in the Livingston County Circuit Court.

APPROVAL OF CONSENT AGENDA

- 1. Regular Board Meeting Minutes – May 16, 2023**
- 2. Clerk’s Warrants and Bills – May 31, 2023**

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

COMMUNICATIONS

- 1. Livingston County Sheriff Report – April 30, 2023**

Trustee Walker moved to receive and place on file Communication #1 as presented. (Trustee Tucker seconded.) The motion carried; all ayes.

PUBLIC REMARKS

A resident commented on the proposed special assessment.

UNFINISHED BUSINESS

None.

NEW BUSINESS

- 1. Police and Fire Protection Special Assessment District: Resolution #230601 Declaration of Intent to Levy Special Assessment; Tentative Designation of Special Assessment District; Notice of Public Hearing.**

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RESOLUTION #230601
TYRONE TOWNSHIP, LIVINGSTON COUNTY

POLICE AND FIRE PROTECTION
SPECIAL ASSESSMENT DISTRICT NO. X0082

DECLARATION OF INTENT TO LEVY SPECIAL ASSESSMENT;
TENTATIVE DESIGNATION OF SPECIAL ASSESSMENT DISTRICT;
NOTICE OF 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

NOW, THEREFORE, BE IT RESOLVED THAT:

1. The Tyrone Township Board intends to proceed pursuant to Act 33 to provide Police and Fire Protection Services in Tyrone Township and 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.

2. The Tyrone Township Board has authorized the preparation of estimates of the cost and expense of providing Police and Fire protection and that estimate has been filed with the Tyrone Township Clerk.

3. The Tyrone Township Board hereby tentatively designates 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. The cost in the amount of \$810,736.00 for Police and Fire Protection shall be assessed against the taxable lots and parcels of land located within the Special Assessment District.

4. The Tyrone Township Board shall hold a public hearing on July 18, 2023 at 7:00 p.m. at the Tyrone Township Hall located at 8420 Runyan Lake 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

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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.

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.

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 Schulze

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

ADOPTION DATE: June 6, 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 June 6, 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

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Exhibit A

TOWNSHIP OF TYRONE
LIVINGSTON COUNTY, MICHIGAN
1951 PA 33 PROCEEDINGS

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

NAME
ADDRESS
CITY, STATE ZIP

PARCEL TAX ID

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

PLEASE TAKE NOTICE that on motion of the Township Board, the Township of Tyrone proposes that a special assessment district be established for the purpose of providing police and fire protection throughout the entire Township, under the authority of MI Public Act 33 of 1951, as amended. The Township Board proposes to establish a special assessment for the recovery of the cost of those services by the qualified properties benefited by those services.

PLEASE TAKE FURTHER NOTICE that the District within which the assessment is proposed to take place and within which the cost is proposed to be assessed are more particularly described as follows: all real property located within the municipal boundaries of the Township of Tyrone, except those properties exempt from the collection of taxes under the general property tax act, 1893 PA 206, as amended.

PLEASE TAKE FURTHER NOTICE that the Township Board has received a cost estimate for the project in the approximate amount of \$810,736.00 , which will be assessed against each parcel of land within the District as follows: a) vacant parcels, \$100.00; b) parcels with residential structures, \$175.00; c) parcels containing structures or trailers with multiple units, \$275.00, plus an additional \$25.00 per unit; and (d) all other parcels, \$275.00; which has been placed on file in the Clerk's office and has passed a Resolution tentatively declaring its intent to establish the Special Assessment District. The term of the Special Assessment District is five years.

PLEASE TAKE FURTHER NOTICE that THE estimates and Special Assessment District may be examined at the office of the Township Clerk from the date of this Notice until and including the date of the public hearing and may further be examined at such public hearing.

PLEASE TAKE FURTHER NOTICE that a public hearing upon such plans, the boundaries of the Special Assessment District and cost estimate will be held at the Township Hall, 8420 Runyan Lake Road, Fenton, MI commencing at 7:00 P.M. on July 18, 2023.

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At such hearing, the Board will consider any written objections and comments to any of the foregoing matters which are filed with the Clerk at or prior to the time of the hearing, and any objections or comments raised at the hearing; and at the hearing (or any adjournment of the hearing which may be made without further notice) the Board may revise, correct, amend, or change the plans, or estimates of costs of the Special Assessment District. Written objections or comments may be filed with the Clerk at the address set out above.

The Township Board may determine to proceed to make this special assessment for police and fire protection without an election unless the owners of at least 10% of the land to be made into the Special Assessment District file a petition calling for an election on the question of raising money by special assessment for such police and fire protection, with the Township Clerk, prior to the date the assessment roll for the special assessment is confirmed.

The appearance and protest at this hearing is required in order to appeal the amount of the special assessment to the State Tax Tribunal if an appeal should be desired. A property owner or party in interest, or his or her agent, may appear in person at the hearing to protest the special assessment or may file his or her appearance by letter delivered to the Township Clerk at or prior to the hearing to be held, and upon the filing of such a letter, his or her personal appearance shall not be required.

The property owners or any person having an interest in the property subject to the proposed special assessment may file a written appeal of the special assessment with the State Tax Tribunal within 30 days after confirmation of the special assessment roll if that special assessment was protested at this hearing.

All interested persons are invited to be present at the aforesaid time and place and to submit comments concerning any of the foregoing. Please contact Pamela Moughler, Township Clerk, at (810) 629-8631 for additional information.

PLEASE TAKE FURTHER NOTICE that if the Township Board determines to proceed with the special assessments, it will cause a special assessment roll to be prepared and another hearing will be held, after notice to record owners of property proposed to be specially assessed, to hear public comments concerning the proposed special assessments.

All interested persons are invited to be present at the aforesaid time and time in person or by representative and to submit comments concerning the foregoing.

Pamela Moughler, Clerk
Township of Tyrone

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2. Lake Shannon Fireworks Display permit.

Trustee Schulze moved to approve Lake Shannon's request for a Fireworks Display Permit. (Trustee Ferguson seconded.) The motion carried; all ayes.

MISCELLANEOUS BUSINESS

None.

PUBLIC REMARKS

A resident asked a question regarding fire service contracts.

ADJOURNMENT

Trustee Walker moved to adjourn. (Trustee Ferguson seconded.) The motion carried; all ayes. The meeting adjourned at 7:10 p.m.