

**TYRONE TOWNSHIP REGULAR BOARD
APPROVED MINUTES – MARCH 21, 2006**

CALL TO ORDER

Supervisor Lewis called the meeting of the Tyrone Township Board to order with the Pledge of Allegiance on March 21, 2006 at 7:00 p.m. at the Tyrone Township Hall.

ROLL CALL

Present: Supervisor Mike Lewis, Clerk David Kuzner, Treasurer, David Kurtz, Trustees: Robert Byerly, Lynn Thompson, Andrew Schmidt, and Steve Nagy.

PUBLIC REMARKS FOR NON-AGENDA ITEMS

Robert Sansam questioned the legality of the Nimphie Road closure.

APPROVAL OF AGENDA – OR CHANGES

Treasurer Kurtz moved to approve the agenda as modified. (Trustee Nagy seconded.) The motion carried.

The modifications are as follows:

Added New Business #12 Fire Committee Report.
Added Miscellaneous Business #1 Mid Decade Census.

APPROVAL OF CONSENT AGENDA

Approval of Regular Board Meeting Minutes – March 7, 2006
Approval of Closed Session Meeting Minutes – March 7, 2006.
Approval of Clerk's Warrants and Bills.

Treasurer Kurtz moved to approve the consent agenda as presented. (Trustee Thompson seconded.) The motion carried.

COMMUNICATIONS

#1 February 2006 Zoning Administrator's Written Report.
#2 February 2006 Livingston County Sheriff's Report.

Trustee Nagy moved to receive and place on file Communication's #1 and #2 as presented. (Treasurer Kurtz seconded). The motion carried.

PUBLIC REMARKS FOR AGENDA ITEMS

Linden Mayor David Lossing offered to address any concerns that the Board may have about the Southern Lakes Planning Initiative.

UNFINISHED BUSINESS

#1 Southern Lakes Planning Initiative Resolution.

Trustee Schmidt moved to approve the Southern Lakes Planning Initiative Resolution. (Trustee Nagy seconded). The motion carried.

RESOLUTION #060303
SOUTHERN LAKES PLANNING INITIATIVE
MULTI-JURISDICTIONAL PLANNING EFFORT

TYRONE TOWNSHIP
March 21, 2006

WHEREAS, the communities in southern Genesee and northern Livingston counties are requesting support for their cooperative multi-jurisdictional planning process.

WHEREAS, the Southern Lakes Planning Initiative includes: the Cities of Fenton and Linden and the Townships of Argentine, Fenton, Mundy, Tyrone.

WHEREAS, the Southern Lakes area is experiencing rapid development and growth pressures that could threaten the quality of life of its residents and the prosperity of the local governments.

WHEREAS, the Southern Lakes Planning Initiative has been meeting for several months discussing common issues and have expressed a desire to implement a cooperative planning process.

WHEREAS, the Southern Lakes Planning Initiative has recognized the need for multi-jurisdictional planning and have agreed to work together to enhance cooperative efforts.

WHEREAS, the Southern Lakes Planning Initiative planning process will require support from each community, in addition to outside financial and technical assistance.

WHEREAS, the visioning and planning process will take approximately three years.

WHEREAS, this process can result in a model for intergovernmental planning and cooperation.

WHEREAS, this request reflects the Tyrone Township Board and Planning Commission priorities and promotes collaboration and intergovernmental cooperation.

WHEREAS, the Southern Lakes Planning Initiative effort is consistent with larger planning and sustainability efforts.

NOW THEREFORE BE IT RESOLVED that the Tyrone Township Board hereby supports the Southern Lakes Planning Initiative's efforts to engage in a multi jurisdictional planning process.

BE IT FURTHER RESOLVED that the Tyrone Township Board hereby supports the appointment of representatives to the Southern Lakes Planning Initiative.

BE IT FURTHER RESOLVED that Lori Radcliff and Lynn Thompson be appointed as the Tyrone Township Board Representatives to the Initiative.

Ayes: Trustee Nagy, yes; Trustee Schmidt, yes; Treasurer Kurtz, yes; Clerk Kuzner, yes; Trustee Thompson, yes; Trustee Byerly, yes; Supervisor Lewis, yes.

Nays: None.

RESOLUTION DECLARED ADOPTED

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 21st day of March, 2006.

IN WITNESS WHEREOF, I have hereunto affixed my official signature this 22nd day of March, 2006.

David G. Kuzner, CMC
Tyrone Township Clerk

NEW BUSINESS

#1 Tyrone Park Sewer Resolution.

Treasurer Kurtz moved to table the Tyrone Park Sewer Resolution. (Trustee Nagy seconded). The motion carried.

#2 Request of Dan Kenney for boundary realignment of parcels located at 10520 Locust Drive and a vacant parcel on Lakeshore Drive described as parcel #04-09-402-034 and #04-09-402-035.

Treasurer Kurtz moved to table the request of Dan Kenney for boundary realignment of parcels located at 10520 Locust Drive and a vacant parcel on Lakeshore Drive described as parcel #04-09-402-034 and #04-09-402-035. (Trustee Nagy seconded). The motion carried.

#3 Tanglewood Assisted Living Special Land Use Permit.

Trustee Schmidt moved to accept the recommendation of the Planning Commission and approve the request for a new Tanglewood Assisted Living Special Land Use Permit and Site Plan Amendment. (Trustee Nagy seconded). The motion carried.

#4 Authorization request for Deputy Clerk to attend Michigan Municipal Clerk's Institute.

Trustee Nagy moved to authorize the Deputy Clerk to attend the Michigan Municipal Clerk's Institute per board policy. (Treasurer Kurtz seconded). The motion carried.

#5 Resolution setting Fiscal Year 2006-07 Meeting Dates.

**RESOLUTION #060304
TYRONE TOWNSHIP 2006-2007 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, 2006, to March 31, 2007 the meetings will be held on the following dates:

April 4 & 18, 2006	October 3 & 17, 2006
*May 4 & 16, 2006	*November 9 & 21, 2006
June 6 & 20, 2006	December 5 & 19, 2006
**July 6 & 18, 2006	January 2 & 16, 2007
August 1 & 15, 2006	February 6 & 20, 2007
September 5 & 19, 2006	March 6 & 20, 2007

*Meeting date changed due to Election Day.

**Meeting date changed due to a Holiday.

BE IT FURTHER RESOLVED THAT the Tyrone Township Planning Commission meetings will be held on the second and fourth Tuesday evenings of each month beginning at 7:30 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, 2006, to March 31, 2007, the meetings will be held on the following dates:

April 11 & 25, 2006	October 10 & 24, 2006
May 9 & 23, 2006	November 14 & 28, 2006
June 13 & 27, 2006	December 12 & 26, 2006
July 11 & 25, 2006	January 9 & 23, 2007
*August 10 & 22, 2006	February 13 & 27, 2007
September 12 & 26, 2006	March 13 & 27, 2007

BE IT FURTHER RESOLVED THAT the Tyrone Township Planning Commission subcommittee meetings will be held on the third Tuesday of each month beginning at 4:30 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, 2006, to March 31, 2007, the meetings will be held on the following dates:

April 18, 2006	October 17, 2006
May 16, 2006	November 21, 2006
June 20, 2006	December 19, 2006
July 18, 2006	January 16, 2007
August 15, 2006	February 20, 2007
September 19, 2006	March 20, 2007

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, 2006, to March 31, 2007, the meetings will be held on the following dates:

April 3, 2006	October 2, 2006
*May 8, 2006	*November 13, 2006
June 5, 2006	December 4, 2006
**July 10, 2006	**January 8, 2007
*August 14, 2006	February 5, 2007
**September 11, 2006	March 5, 2007

*Meeting date changed due to Election Day. **Meeting date changed due to holiday.

Township Hall Office Telephone: (810) 629-8631

RESOLVED BY: Trustee Nagy

SUPPORTED BY: Treasurer Kurtz

VOTE: Nagy, yes; Schmidt, yes; Byerly, yes; Kurtz, yes; Kuzner, yes; Thompson, yes ; Lewis, yes.

ADOPTION DATE: March 21, 2006

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 21st day of March, 2005.

IN WITNESS WHEREOF, I have hereunto affixed my official signature this 22nd day of March, 2006.

David G. Kuzner, CMC
Tyrone Township Clerk

#6 Tyrone Township Beautification Ordinance.

Trustee Byerly moved to deny the Tyrone Township Beautification Ordinance revisions. (Trustee Thompson seconded). The motion carried.

#7 Supervisor, Clerk and Treasurer 2006-07 salary resolutions.

RESOLUTION # 060305 TO ESTABLISH THE TOWNSHIP SUPERVISOR'S SALARY FOR THE 2006-2007 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, 2006, the salary for the office of Tyrone Township Supervisor shall remain the same as Fiscal Year 2005-2006 at \$23,400.

RESOLVED BY: Trustee Schmidt

SUPPORTED BY: Trustee Nagy

VOTE: Thompson, yes; Byerly, yes; Kurtz, yes; Kuzner, yes; Schmidt, yes; Nagy, yes; Lewis, yes.

ADOPTION DATE: March 21, 2006

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IN WITNESS WHEREOF, I have hereunto affixed my official signature this 22nd day of March, 2006.

David G. Kuzner, CMC
Tyrone Township Clerk

**RESOLUTION # 060306 TO ESTABLISH THE TOWNSHIP
CLERK'S SALARY FOR THE 2006-2007 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, 2006, the salary for the office of Tyrone Township Clerk shall remain the same as Fiscal Year 2005-2006 at \$26,000.00

RESOLVED BY: Trustee Thompson

SUPPORTED BY: Trustee Byerly

VOTE: Nagy, yes; Schmidt, yes; Kurtz, yes; Byerly, yes; Kuzner, yes; Thompson, yes; Lewis, yes.

ADOPTION DATE: March 21, 2006

CERTIFICATION OF THE CLERK

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IN WITNESS WHEREOF, I have hereunto affixed my official signature this 22nd day of March, 2006.

David G. Kuzner, CMC
Tyrone Township Clerk

**RESOLUTION #060307 TO ESTABLISH THE TOWNSHIP
TREASURER'S SALARY FOR THE 2006-2007 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, 2006, the salary for the office of Tyrone Township Treasurer shall remain the same as Fiscal Year 2005-2006 at \$26,000.

RESOLVED BY: Trustee Byerly

SUPPORTED BY: Trustee Thompson

VOTE: Byerly, yes; Thompson, yes; Kuzner, yes; Kurtz, yes; Schmidt, yes; Nagy, yes; Lewis, yes.

ADOPTION DATE: March 21, 2006

CERTIFICATION OF THE CLERK

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David G. Kuzner, CMC
Tyrone Township Clerk

#8 Fiscal Year 2005-06 Budget Amendments.

Treasurer Kurtz moved to approve the Supervisor's recommended adjustments to the Fiscal Year 2005-06 Budget as amended. (Trustee Nagy seconded). The motion carried.

#9 Fiscal Year 2006-07 Budget Adoption.

Trustee Nagy moved to adopt the Fiscal Year 2006-07 Budget as presented. (Trustee Schmidt seconded). The motion carried.

#10 Fenton Sand and Gravel Bond Renewal.

Treasurer Kurtz moved to authorize Supervisor Lewis to renew the Fenton Sand and Gravel Bond. (Trustee Nagy seconded). The motion carried.

#11 Fire Protection Committee Report

Treasurer Kurtz moved to forward the proposed Fire Service Contracts dated 3/20/06 from the Hartland Deerfield Fire Authority to the Fire Services Committee. (Trustee Nagy seconded). The motion carried.

#12 Closed Session to discuss pending litigation.

RESOLUTION #060308

CLOSED SESSION

Trustee Nagy resolved to go into closed session to discuss litigation settlement that may have an economic impact on the Township. (Treasurer Kurtz seconded). The motion carried.

Roll Call: Nagy, yes; Schmidt, yes; Kurtz, yes; Kuzner, yes; Lewis, absent; Thompson, yes; Byerly, yes.

*** * * * * Closed Session Minutes * * * * ***

Treasurer Kurtz moved to reconvene in open session. (Trustee Schmidt seconded.) The motion carried.

MISCELLANEOUS BUSINESS

#1 Mid Decade Census.

No action taken.

BILLS FOR APPROVAL AND CLERK'S REPORT

The following checks (No. 6754, 6759, 6761, 6765-6768, 15080-15086, and 15088-15089) have been paid since our last regular meeting and are submitted for approval which includes a total of **\$15,917.50** from the **GENERAL FUND** and **\$1,410.00** from **JAYNE HILL FARMS SUBDIVISION WASTE REMOVAL FUND**.

ADJOURNMENT

The meeting ended at 9:55 p.m.