

**TYRONE TOWNSHIP REGULAR BOARD MEETING  
APPROVED MINUTES – AUGUST 1, 2006**

**CALL TO ORDER**

Supervisor Schmidt called the meeting of the Tyrone Township Board to order with the Pledge of Allegiance on August 1, 2006 at 7:00 p.m. at the Tyrone Township Hall.

**ROLL CALL**

Present: Supervisor Andrew Schmidt, and Clerk David Kuzner; Trustees: Robert Byerly, Horace Morton, and Steve Nagy.

Absent: Treasurer Dave Kurtz and Trustee Lynn Thompson.

**PUBLIC REMARKS FOR NON-AGENDA ITEMS**

None.

**APPROVAL OF AGENDA – OR CHANGES**

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

The modifications are as follows:

Added #10 Scarberry permit extension.

Added #11 Authorization for Attorney Nielsen to respond to the LSA legal matters.

**APPROVAL OF CONSENT AGENDA**

Approval of Regular Board Meeting Minutes – July 18, 2006.

Approval of Special Board Meeting Minutes – July 20, 2006.

Clerk's Warrant and Bills.

Trustee Nagy moved to approve the consent agenda as presented. (Trustee Morton seconded). The motion carried.

**COMMUNICATIONS**

#1 June 2006 Livingston County Sheriff's Report.

#2 June 13, 2006 Planning Commission Approved Work Session Minutes.

#3 June 13, 2006 Planning Commission Approved Public Hearing Minutes.

Trustee Nagy moved to receive and place on file the communications as presented. (Trustee Morton seconded). The motion carried.

**PUBLIC REMARKS FOR AGENDA ITEMS**

None.

**UNFINISHED BUSINESS**

None.

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**NEW BUSINESS**

**#1 Tetra Tech monthly sewer invoices.**

Trustee Nagy moved to forward the Dykema Gossett Sewer Bond Consul invoice in the amount of \$163.66 to the Livingston County BPW for payment. (Trustee Morton seconded). The motion carried.

**#2 Request of Charles and Deborah Green for state statute land division of property at 13087 White Lake Road, RE parcel 12-300-031, to create 2 parcels.**

Treasurer Nagy moved to accept the recommendation of the Planning Commission and approve the request of Charles and Deborah Green for state statute land division of property at 13087 White Lake Road, RE parcel 12-300-031, to create 2 parcels.

1. The Tyrone Township Planning Commission has reviewed the proposed land division in accordance with the provisions of Tyrone Township Zoning Ordinance Number 36 as amended and the related Township land division provisions and recommended the proposed land division.
2. The applicant has submitted the appropriate permits from the Livingston County Road Commission.
3. The Township acknowledges that while the land division appears to meet the existing Township, County and State requirements this does not guarantee the parcel is usable as a building site because of existing deed restrictions, private road restrictions or other conditions not brought forth in the Township's review.
4. The applicant is hereby notified that where these restrictions, known or not, are not enforced by the Township but through appropriate civil actions.
5. The applicant must complete the conditions placed on the land divisions by the Planning Commission on to the satisfaction of the Zoning Administrator before any land use permits will be issued.
6. The approval is based on the drawings and parcel descriptions submitted by the applicant showing the concept drawings by CHMP Inc., dated 7/03/06.
7. A copy of this motion, the approval letter to the applicant and the full Board packet shall be submitted to the Township Assessor.

(Trustee Byerly seconded). The motion carried.

**#3 Request of Brian Varcoe for statutory shared driveway land division for property at 13286 White Lake Road, RE parcel 13-100-023, to create 3 parcels accessed by a shared driveway.**

Trustee Nagy moved to accept the recommendation of the Planning Commission and approve the request of Brian Varcoe for statutory shared driveway land division for property at 13286 White Lake Road, RE parcel 13-100-023, to create 3 parcels accessed by a shared driveway.

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1. The Tyrone Township Planning Commission has reviewed the proposed land division in accordance with the provisions of Tyrone Township Zoning Ordinance Number 36 as amended and the related Township land division provisions and recommended the proposed land division.
2. The applicant has submitted the appropriate permits from the Livingston County Road Commission.
3. The Township acknowledges that while the land division appears to meet the existing Township, County and State requirements this does not guarantee the parcel is usable as a building site because of existing deed restrictions, private road restrictions or other conditions not brought forth in the Township's review.
4. The applicant is hereby notified that where these restrictions, known or not, are not enforced by the Township but through appropriate civil actions.
5. The applicant must complete the conditions placed on the land divisions by the Planning Commission on to the satisfaction of the Zoning Administrator before any land use permits will be issued.
6. The approval is based on the drawings and parcel descriptions submitted by the applicant showing the concept drawings by Field to Finish, dated 3/18/06.
7. A copy of this motion, the approval letter to the applicant and the full Board packet shall be submitted to the Township Assessor.

(Trustee Morton seconded). The motion carried.

**#4 Request of James and Sylvia Corcoran for state statute land division of property at 13100 Old Oaks, FR parcel 36-100-025, to create two parcels.**

Trustee Nagy moved to approve the request of James & Sylvia Corcoran for state statute land division of property at 13100 Old Oaks, FR parcel 36-100-025, to create two parcels, based upon past history of ordinance violation oversights regarding the 100 vehicle trips per day enforcement requirement.

1. The Tyrone Township Planning Commission has reviewed the proposed land division in accordance with the provisions of Tyrone Township Zoning Ordinance Number 36 as amended and the related Township land division provisions and recommended the proposed land division.
2. The applicant has submitted the appropriate permits from the Livingston County Road Commission.
3. The Township acknowledges that while the land division appears to meet the existing Township, County and State requirements this does not guarantee the parcel is usable as a building site because of existing deed restrictions, private road restrictions or other conditions not brought forth in the Township's review.
4. The applicant is hereby notified that where these restrictions, known or not, are not enforced by the Township but through appropriate civil actions.
5. The applicant must complete the conditions placed on the land divisions by the Planning Commission on to the satisfaction of the Zoning Administrator before any land use permits will be issued.

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6. The approval is based on the drawings and parcel descriptions submitted by the applicant showing the concept drawings by dated 10/18/05.
7. A copy of this motion, the approval letter to the applicant and the full Board packet shall be submitted to the Township Assessor.

(Trustee Morton seconded). The motion carried.

**#5 Authorization to hire accounting help.**

Trustee Morton moved to accept the recommendation of the Employee Committee and authorize the hiring of Douglas Nichols, CPA, as part-time accounting help at an hourly rate of \$17.50 per hour. (Trustee Nagy seconded). The motion carried.

**#6 Discussion regarding updating the Township website.**

No action taken.

**#7 Fire Authority budget report.**

No action taken.

**#8 Fire Bill collection process.**

**RESOLUTION #060801  
FIRE BILL COLLECTION PROCESS**

**Whereas**, the Township of Tyrone pays for all of its fire protection through its general fund without the assistance of funding from a millage or special assessment,

**Whereas**, the Tyrone Township Board of Trustees recognizes the need to recover the expense of providing for fire protection through our contract providers to replenish its general fund through the billing of individual fire runs users,

**Now Therefore Be It Resolved**, that Tyrone Township Resolution #041203 be rescinded and replaced with this amended resolution,

**Be It Further Resolved**, all resident and nonresident be billed an amount not to exceed the fire run amount specified in the Fire Services Contract(s) with our fire protection providers,

**Be It Further Resolved**, that all monies billed and collected by Tyrone Township, or its designee, be deposited into the Tyrone Township general fund for the recovery of its general fund expenditures associated with fire protection costs.

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**RESOLVED BY:** Trustee Morton

**SUPPORTED BY:** Trustee Nagy

**VOTE:** Nagy, yes; Byerly, yes; Morton, yes; Thompson, absent; Kurtz, absent;  
Kuzner, yes; Schmidt, yes.

**ADOPTION DATE:** August 1, 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 1<sup>st</sup> day of August, 2006.

IN WITNESS WHEREOF, I have hereunto affixed my official signature this 2<sup>nd</sup> day of August , 2006.

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David G. Kuzner, CMC  
Tyrone Township Clerk

**#9 AccuMed Billing, Inc. – Billing Service Agreement for fire run billing.**

Trustee Morton moved to approve the AccuMed Billing Service Agreement for fire run billing as presented. (Trustee Byerly seconded). The motion carried.

**#10 Scarberry permit extension request.**

Trustee Nagy moved to table the Scarberry permit extension request to the next board meeting. (Trustee Morton seconded). The motion carried.

**#11 Authorization for Attorney Nielsen to respond to the LSA legal matters.**

Trustee Nagy moved to authorize Attorney Nielsen to respond to the LSA legal matters. (Trustee Morton seconded). The motion carried.

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**BILLS FOR APPROVAL AND CLERK'S REPORT**

The following Checks (No. 1462, 1464-1467, 117-118, 15309-15327) have been paid since our last regular meeting and are submitted for approval which includes a total of **\$7,705.14** from the **TRUST & AGENCY FUND**, **\$34,484.53** from the **SEWER 2003 FUND**, and **\$30,679.66** from the **GENERAL FUND**, **\$1,410.00** from the **JAYNE HILL FARMS SUBDIVISION WASTE REMOVAL FUND**, **\$103.51** from the **STREET LIGHTING FUND**.

**ADJOURNMENT**

The meeting ended at 8:31 p.m.