

**TYRONE TOWNSHIP REGULAR BOARD MEETING  
APPROVED MINUTES – MAY 6, 2010**

**CALL TO ORDER**

Supervisor Schmidt called the meeting of the Tyrone Township Board to order with the Pledge of Allegiance on May 6, 2010 at 7:00 p.m. at the Tyrone Township Hall.

**ROLL CALL**

Present: Supervisor Andrew Schmidt, Clerk Keith Kremer, Treasurer Dave Kurtz, Trustees Steve Hasbrouck, Don Peitz and Brian Miles. Absent: Trustee Sue Anderson.

**PUBLIC REMARKS FOR NON-AGENDA ITEMS**

None.

**APPROVAL OF AGENDA – OR CHANGES**

Treasurer Kurtz moved to approve the agenda as amended. (Trustee Peitz seconded). The motion carried; all ayes.

The modifications are as follows:

Added: **Unfinished Business #1 Livingston County Road Commission Pavement Preservation Program.**

**APPROVAL OF CONSENT AGENDA**

**Regular Board Meeting Minutes- April 20, 2010  
Clerk's Warrants and Bills**

Treasurer Kurtz moved to approve the consent agenda as presented. (Trustee Miles seconded). The motion carried; all ayes.

**COMMUNICATIONS**

- #1 Planning Commission Approved Meeting Minutes- March 9, 2010.**
- #2 Fire Billing Activity Report ending March 2010.**
- #3 Memo from Supervisor Schmidt- April 28, 2010.**

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

Supervisor Schmidt said that he will set aside time for the Zoning Administrator to visit Heavenly Scent Herb Farm to ensure enforcement of the ordinance during weddings.

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**PUBLIC REMARKS FOR AGENDA ITEMS**

Marc McCaffery (12285 Ivy Lane) – said he thought the draft ballot language presented should be modified. He felt the phrase “the sum not to exceed” limits the township too much when costs may rise.

Scott Dietrich (13505 White Lake Rd.) – voiced his concerns about the extra money paid for the sheriff’s contract. He thinks the whole county should pay the same cost for the same service. Trustee Miles replied that the LC Sheriff is not mandated to cover the whole county and Treasurer Kurtz said that high density areas- where more taxes are paid- will naturally get better coverage.

**UNFINISHED BUSINESS**

**#1 Livingston County Road Commission Pavement Preservation Program.**

Trustee Hasbrouck emailed and spoke with Michael Craine from the LCRC regarding the Pavement Preservation Program. If the township has a proposal prepared indicating the roads they would like repaired, they may submit it to the road commission, which will be making decisions at the May 16th meeting. After much discussion, the consensus was to not do anything this year, but to plan ahead and be prepared for next year.

**NEW BUSINESS**

**#1 Approval of Public Safety Funding ballot language.**

Trustee Miles moved to accept the Public Safety Funding ballot language as modified. (Trustee Peitz seconded). The motion carried; all ayes. The final ballot language reads:

Shall a special assessment district be created, encompassing all of Tyrone Township, for purpose of purchasing police and fire department services and annually assessing each parcel of land containing a structure within Tyrone Township a sum not to exceed \$150.00 and annually assessing each vacant parcel within Tyrone Township a sum not to exceed \$75.00 and annually assessing each commercial parcel within Tyrone Township a sum not to exceed \$250.00 with the assessments levied for a period of 5 years commencing in 2010 and continuing through and including 2014? The first year of the assessment shall generate estimated revenues of \$570,000.

**TYRONE TOWNSHIP  
RESOLUTION #100501**

WHEREAS, pursuant to the Township Police and Fire Protection Act, Act 33 of the Public Acts of 1951, MCL 41.801 (“Act 33”), a Township may provide that funds for the sole purpose of purchasing police and fire department services be defrayed by special assessment; and

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WHEREAS, the Township desires to defray the costs of purchasing police and fire department services by special assessment; and

WHEREAS, Act 33 provides that the question of raising money by special assessment may be submitted to the electors of the Township by the Township Board at any general or special election called for that purpose; and

WHEREAS, the Tyrone Township Board desires to proceed with placing on ballot at the August 3, 2010 Primary Election the question of whether the Township shall defray the costs of purchasing police and fire department services by a Township wide special assessment; and

WHEREAS, the Tyrone Township Board has determined to request that voters approve the creation of a Township wide special assessment district and levy an amount not to exceed \$150.00 annually on each parcel of land containing a structure and a sum not to exceed \$75.00 on each vacant parcel of land and a sum not to exceed \$250.00 on each commercial parcel of land that is specially benefited within the district; and

WHEREAS, the Township Board deems it is advisable and necessary for the public health, safety, and welfare of the Township and its inhabitants to create a special assessment district for public safety protection.

NOW, therefore, be it resolved that:

1. The Township Board proposes to defray the costs of purchasing police and fire department services by special assessment.
2. The estimated cost of purchasing the public safety services described in Paragraph 1, will be approximately \$570,000.00 in the first year of the assessment. The Township estimates that it would assess the district for a period not to exceed 5 years, beginning with the December 2010 assessment.
3. The Township Board proposes that the funds necessary for the services described in Paragraph 1 shall be raised by special assessment on the lands and premises in Tyrone Township that will be specially benefited.
4. The Township Board directs that the supporting materials to purchase the public safety services described in Paragraph 1 and the estimate of the costs be filed with the Township clerk.
5. The Township Board resolved to present to the electors of Tyrone Township the ballot proposal attached as Exhibit A at the August 3, 2010 Primary Election; and

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6. The Township clerk or other person designated by the Township Board as authorized and directed to promptly submit this resolution along with the above ballot language to the County Clerk no later than May 25, 2010 for inclusion in the ballot at the August 3, 2010 Primary Election.

7. All resolutions and part of resolutions insofar as they conflict with the provisions of the resolution are rescinded.

**RESOLVED BY:** Clerk Kremer

**SUPPORTED BY:** Trustee Peitz

**VOTE:** Hasbrouck, yes; Schmidt, yes; Kremer, yes; Kurtz, yes; Miles, yes; Peitz, yes; Anderson; absent.

**ADOPTION DATE:** May 6, 2010

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**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 6th day of May, 2010.

IN WITNESS WHEREOF, I have hereunto affixed my official signature this 10th day of May, 2010.



\_\_\_\_\_  
Keith L. Kremer  
Tyrone Township Clerk

**#2 Recommendation of the Planning Commission for adoption of proposed revision to Zoning Ordinance Article 21.19- Outdoor Storage and Related Parking.**

Trustee Peitz moved to accept the Planning Commission's recommendation for adoption of the revised Zoning Ordinance Article 21.19- Outdoor Storage and Related Parking with the following board-added amendments:

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C. Residential Districts.

1.e. Number of Recreational Apparatus Units. ...No recreational apparatus unit shall exceed ~~28~~ **32** (*28 feet is increased to 32 feet*) feet in length or 9.5 feet in height, except that the one permitted motor home or trailer shall be limited to no greater than ~~40~~ **45** (*40 feet is increased to 45 feet*) feet in length, or 13.5 feet in height...

3. Temporary Portable Storage Units (PODS). *Because “PODS” is a brand name, it is replaced with the term “temporary portable storage unit.”*

(Treasurer Kurtz seconded). The motion carried: 4 ayes, 2 nays (Miles, Hasbrouck).

**#3 Contractor’s Application for Payment No. 8.**

Trustee Hasbrouck moved to approve the payment of the Contractor’s Application for Payment No. 8 regarding the Tyrone Woods Pump Station Improvements. (Treasurer Kurtz seconded). The motion carried; all ayes.

**#4 Request of residents of north Mabley Hill for road chloriding.**

Treasurer Kurtz moved to accept the request of residents of north Mabley Hill for road chloriding. Because the road is private, the residents will pay for chloride themselves. As a matter of board approval, the Treasurer is to obtain at least 51% of the residents’ signatures in favor of the chloriding. (Trustee Miles seconded). The motion carried; 5 ayes, 1 nay (Hasbrouck).

**#5 Approval of employee handbook.**

Trustee Peitz moved to table the approval of the employee handbook to the May 18, 2010 board meeting to allow further review. (Treasurer Kurtz seconded). The motion carried; all ayes.

**MISCELLANEOUS BUSINESS**

Trustee Peitz said the township will be obtaining ownership of the Denton Hill property in the near future and thinks the township should prepare to list it for sale. He suggested that the board start to investigate the best way to sell the property and to choose a realtor.

Trustee Miles reminded the board that the contract with the Fenton Township Fire Department expires soon.

Treasurer Kurtz and Clerk Kremer talked about the possibility of purchasing township properties that may go up for tax sale.

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Trustee Miles wondered if the township was getting sufficient press coverage considering the importance of issues at hand.

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

The following checks (No. 17610-17636) and three ACH payments have been paid since the last regular meeting and have been submitted for approval which includes a total of **\$235,824.17** from the **GENERAL FUND** and **\$1,599.00** from the **JAYNE HILLS FARMS SUBDIVISIONS WASTE REMOVAL FUND**.

**ADJOURNMENT**

The meeting adjourned at 9:26 p.m.