

**TYRONE TOWNSHIP REGULAR BOARD MEETING
APPROVED MINUTES – JUNE 15, 2010**

CALL TO ORDER

Supervisor Miles called the meeting of the Tyrone Township Board to order with the Pledge of Allegiance on June 15, 2010 at 7:00 p.m. at the Tyrone Township Hall.

ROLL CALL

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

PUBLIC REMARKS FOR NON-AGENDA ITEMS

Supervisor Miles said that he is going to try something new with the Public Remark sections of the agendas. In the future, Public Remarks will still appear twice, but once after Communications and once after Miscellaneous Business. Remarks will also not be limited to “non-agenda items” or “agenda items.”

APPROVAL OF AGENDA – OR CHANGES

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

The modifications are as follows:

Added:

Treasurer’s Report- May 31, 2010

Revenue & Expenditure Report- May 31, 2010

Correspondence from Charles Widmaier to Chris Christenson re. Heavenly Scent private wedding, June 9, 2010.

APPROVAL OF CONSENT AGENDA

Regular Board Meeting Minutes- June 1, 2010

Clerk’s Warrants & Bills

Clerk Kremer moved to approve the consent agenda as amended. (Trustee Peitz seconded). The motion carried; all ayes.

The modifications are as follows:

Added **Treasurer’s Report.**

Added **Revenue & Expenditure Report ending May 31, 2010.**

COMMUNICATIONS

#1 Zoning Administrator’s Report- May 2010.

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Clerk Kremer moved to receive and place on file Communication #1-2 as modified. (Trustee Anderson seconded). The motion carried; all ayes.

The modification is as follows:

Added #2 **Correspondence from Charles Widmaier to Chris Christenson re. Heavenly Scent private wedding, June 9, 2010.**

Treasurer Kurtz wanted it publicly known that the Mathews are allowed to hold their private family wedding at Heavenly Scent. The township is not seeking to enforce the terms of the Final Order because the Township does not believe the private family event is prohibited by that Final Order.

UNFINISHED BUSINESS

None.

NEW BUSINESS

#1 Resolution Honoring the Accomplishments of Eagle Scout John Herdman.

**RESOLUTION #100601
HONORING THE ACCOMPLISHMENTS OF
JOHN HERDMAN**

WHEREAS, John Herdman has devoted 12 years of service to the Boy Scouts of America and;

WHEREAS, John Herdman has obtained 27 merit badges during his scouting experience and;

WHEREAS, John Herdman has received the Order of the Arrow, and the Arrow of Light, and has had various leadership positions within the Troop and;

WHEREAS, John Herdman currently serves as Senior Patrol Leader for the Troop and;

WHEREAS, John Herdman has attended many outings and jamborees during his Scouting Experience and;

WHEREAS, John Herdman has excelled academically, athletically, and is a member of the National Honor Society and;

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NOW THEREFORE BE IT RESOLVED, that the Township Board of Trustees recognizes John Herdman for his dedication to our community and the most honorable achievement of Eagle Scout Status.

RESOLVED BY: Brian Miles

SUPPORTED BY: Don Peitz

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

CERTIFICATION OF THE CLERK

I, the undersigned, the duly qualified Clerk of Tyrone Township of Livingston County, Michigan, do hereby certify that the forgoing is a true and complete copy of a Resolution adopted by the Tyrone Township Board of Trustees at a regular meeting held on the 15th day of June, 2010.

IN WITNESS THEREOF, I have hereunto affixed my official signature this 16th day of June, 2010.

Keith L. Kremer
Tyrone Township Clerk

#2 Resolution Honoring Supervisor Andrew G. Schmidt.

**RESOLUTION # 100602
HONORING THE ACCOMPLISHMENTS OF
ANDREW G. SCHMIDT**

WHEREAS Andrew G. Schmidt has devoted a minimum of four (4) years and three (3) months to the service of the residents of Tyrone Township, and;

WHEREAS Andrew G. Schmidt has served faithfully as the Supervisor of Tyrone Township, and;

WHEREAS Andrew G. Schmidt has served faithfully as a member of the Board of Trustees, and;

WHEREAS Andrew G. Schmidt had shown great compassion and understanding to the residents of the Township, and;

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WHEREAS Andrew G. Schmidt has served faithfully on various committees in the community, and;

WHEREAS Andrew G. Schmidt has served faithfully at F.A.R.R. in helping families in need and was its co-founder, and;

WHEREAS Andrew G. Schmidt has served faithfully in the Tall Pine Council for Cub Scouts and Boy Scouts, and;

WHEREAS Andrew G. Schmidt has served faithfully on the Board of Education for the Fenton Area Public Schools, and;

WHEREAS Andrew G. Schmidt has served faithfully as part of the Band Boosters and Trip Coordinator for the band and Ambassadors, and;

WHEREAS Andrew G. Schmidt has served faithfully as counselor for American Field Service, the foreign exchange student program and hosted several exchange students, and;

WHEREAS Andrew G. Schmidt has served faithfully as a tutor to many students helping them to graduate, and;

WHEREAS Andrew G. Schmidt has served faithfully as chairman of all City of Fenton parades except Memorial Day, and;

WHEREAS Andrew G. Schmidt has served faithfully as a leader in all his endeavors throughout his lifetime, and;

NOW THEREFORE BE IT RESOLVED that the Township Board of Trustees recognizes Andrew G. Schmidt for his dedication to the Township of Tyrone and for his considerable contribution to making Tyrone Township a better place to live.

RESOLVED BY: Brian Miles

SUPPORTED BY: Don Peitz

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

CERTIFICATION OF THE CLERK

I, the undersigned, the duly qualified Clerk of Tyrone Township of Livingston County, Michigan, do hereby certify that the forgoing is a true and complete copy of a

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Resolution adopted by the Tyrone Township Board of Trustees at a regular meeting held on the 15th day of June, 2010.

IN WITNESS THEREOF, I have hereunto affixed my official signature this 16th day of June, 2010.

Keith L. Kremer
Tyrone Township Clerk

#3 Approval of the Economic Development Council contract.

Supervisor Miles moved to approve the Economic Development Council contract for the amended amount of \$500.00. (Clerk Kremer seconded). The motion carried; all ayes.

#4 Lake Shannon fireworks permit.

Supervisor Miles moved to receive and place on file the Lake Shannon fireworks permit. (Trustee Hasbrouck seconded). The motion carried; all ayes.

#5 Permission for the Clerk to sign the energy efficiency grant.

Clerk Kremer moved to authorize the Clerk to sign the energy efficiency grant. (Treasurer Kurtz seconded). The motion carried; all ayes.

#6 Resolution Approving Parkin Lane Project Details & Preparation of Special Assessment Roll.

[Resolution #4 – Parkin Lane Road Improvement Project (2010)]

**TOWNSHIP OF TYRONE
RESOLUTION #100603**

At a regular meeting of the Board of Trustees of the Township of Tyrone, Livingston County, Michigan, (the “Township”) held in the Township Offices on June 15, 2010, at 7:00 p.m., there were

PRESENT: Hasbrouck, Anderson, Miles, Kremer, Kurtz, Peitz.

ABSENT: None.

The following preamble and resolution were offered by Clerk Kremer and supported by Trustee Peitz:

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**RESOLUTION APPROVING PROJECT DETAILS AND
DIRECTING THE PREPARATION OF THE
SPECIAL ASSESSMENT ROLL**

WHEREAS, the Board of Trustees of the Township has determined to proceed with making certain improvements to Parkin Lane in the Township as described in Exhibit A (the “Project”);

WHEREAS, prior to the first public hearing on the Project, the Board of Trustees of the Township received petitions requesting that the Board of Trustees of the Township proceed with the Project;

WHEREAS, the Board of Trustees of the Township has tentatively determined to use special assessments to raise the funds to pay the costs of the Project;

WHEREAS, the Township held a public hearing on the Project and the proposed Special Assessment District for the Project on March 2, 2010;

NOW, THEREFORE, BE IT RESOLVED THAT:

1. The Board of Trustees of the Township approves the completion of the Project and approves the plans and cost estimates for the Project, which are on file with the Township Clerk and which are identified as “Plans and Cost Estimates for the Parkin Lane Road Improvement Project (2010).”
2. The Board of Trustees of the Township determines that the petitions for the Project submitted to the Board of Trustees were sufficient to satisfy the requirements under Act No. 188, Michigan Public Acts of 1954, as amended; for initiating an improvement project.
3. The Board of Trustees of the Township determines that the Special Assessment District for the Project shall consist of the parcels identified in Exhibit B. The term of the Special Assessment District shall be through 2030.
4. The Township Supervisor is directed to prepare a proposed Special Assessment Roll for the Special Assessment District identified in Exhibit B. The Special Assessment Roll shall describe all the parcels of land to be assessed with the names of the respective record owners of each parcel, if known, and the total amount to be assessed against each parcel of land. When the Township Supervisor completes the Special Assessment Roll, he shall affix his certificate to the roll, which certificate shall be substantially in the form of Exhibit C to this resolution.

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5. All resolutions or parts of resolutions in conflict with this resolution are hereby rescinded.

6. All previous actions taken to date of the Board of Trustees of the Township and of the Township officials with respect to the Project are hereby ratified and approved.

A vote on the foregoing resolution was taken and was as follows:

YES: Hasbrouck, yes; Anderson, yes; Miles, yes; Kremer, yes; Kurtz, yes; Peitz, yes.

NO: None.

ABSTAIN: None.

CERTIFICATION

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 duly adopted by the Township Board at a regular meeting, 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.

Dated: June 16, 2010

Keith Kremer
Township Clerk

Exhibit A

Description of the Project

The project (the "Project") will consist of the repaving of the entire length of Parkin Lane, approximately 4800 feet. The work will include, but not be limited to, repairing the existing failed asphalt (HMA), resurfacing Parkin Lane with two 1.5" lifts of HMA, adding aggregate shoulders and replacing driveway approaches.

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Exhibit B

Description of the Special Assessment District

**TYRONE TOWNSHIP
PARKIN LANE ROAD IMPROVEMENT PROJECT (2010)
SPECIAL ASSESSMENT DISTRICT**

The Parkin Lane Road Improvement Project (2010) Special Assessment District (the “Special Assessment District”) has been formed to specially assess the properties benefited from the Project. The project (the “Project”) will consist of the repaving of the entire length of Parkin Lane, approximately 4800 feet. The work will include, but not be limited to, repairing the existing failed asphalt (HMA), resurfacing Parkin Lane with two 1.5” lifts of HMA, adding aggregate shoulders and replacing driveway approaches. The Project is designed to serve the properties in the Special Assessment District (the “District”), which District consists of the properties located within the area designated on the map attached at Appendix I and includes the specific properties that are identified by the permanent lot and parcel numbers set forth below:

4704-02-300-001	4704-02-300-030	4704-02-300-041	4704-03-400-019
4704-02-300-019	4704-02-300-031	4704-02-300-042	4704-03-400-020
4704-02-300-020	4704-02-300-033	4704-02-300-044	4704-03-401-001
4704-02-300-021	4704-02-300-035	4704-03-400-010	4704-03-401-002
4704-02-300-024	4704-02-300-036	4704-03-400-015	4704-03-401-003
4704-02-300-025	4704-02-300-037	4704-03-400-016	4704-03-401-004
4704-02-300-026	4704-02-300-039	4704-03-400-017	4704-03-401-005
4704-02-300-027	4704-02-300-040	4704-03-400-018	4704-03-401-006

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APPENDIX I

Map of Special Assessment District

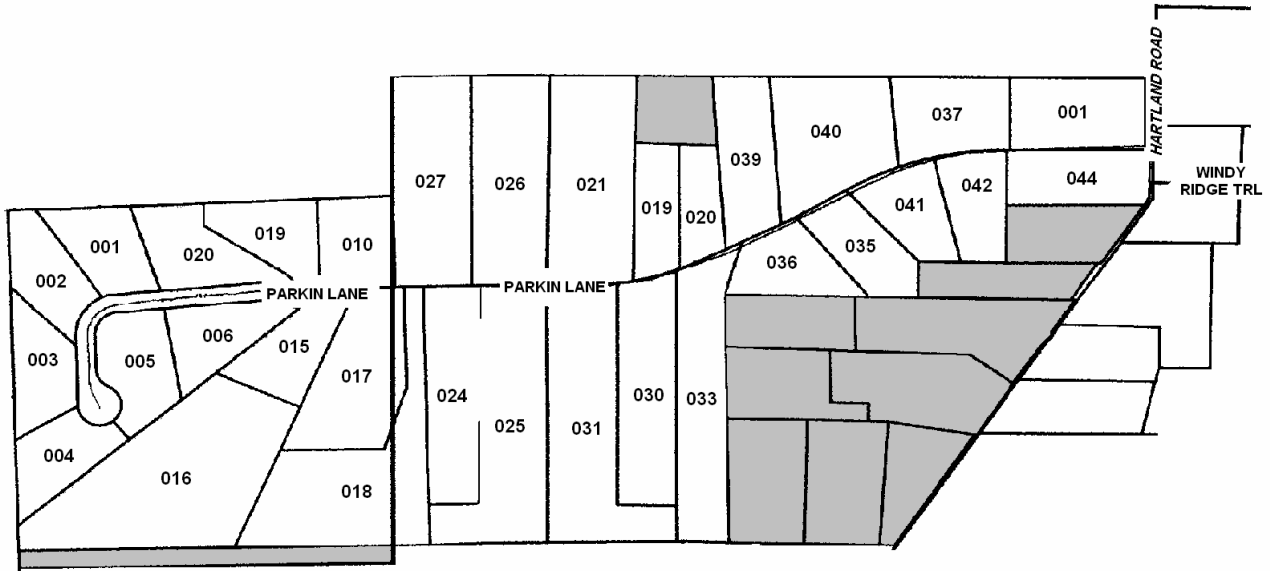


Exhibit C

Certificate

I, the undersigned, Supervisor of Tyrone Township, Livingston County, Michigan (the "Township"), certify that (1) the attached special assessment roll for the Tyrone Township Parkin Lane Road Improvement Project (2010) Special Assessment District, to which this Certificate is affixed, was made pursuant to the Resolution and (2) in making such roll, I have, according to my best judgment, conformed in all respects to the directions contained in the Resolution and the statutes of the State of Michigan, including Act No. 188, Public Acts of Michigan, 1954, as amended.

Dated: June 16, 2010

Township Supervisor

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#7 Resolution Acknowledging Filing of SAR and Directing Issuance of Notices.

[Resolution #5 – Parkin Lane Road Improvement Project (2010)]

**TOWNSHIP OF TYRONE
RESOLUTION #100604**

At a regular meeting of the Board of Trustees of the Township of Tyrone, Livingston County, Michigan, (the “Township”) held in the Township Offices on June 15, 2010, at 7:00 p.m., there were

PRESENT: Hasbrouck, Anderson, Miles, Kremer, Kurtz, Peitz.

ABSENT: None.

The following preamble and resolution were offered by Treasurer Kurtz and supported by Trustee Peitz:

**RESOLUTION ACKNOWLEDGING THE FILING OF THE
SPECIAL ASSESSMENT ROLL, SCHEDULING A HEARING,
DIRECTING THE ISSUANCE OF STATUTORY NOTICES
AND RATIFYING PREVIOUS ACTIONS**

WHEREAS, the Board of Trustees of the Township has determined to proceed with making certain improvements to Parkin Lane in the Township as described in Exhibit A (the “Project”);

WHEREAS, the Board of Trustees of the Township has tentatively determined to use special assessments to raise the funds to pay the costs of the Project;

WHEREAS, the Special Assessment District for the Project has been determined by the Board of Trustees of the Township;

WHEREAS, the Board of Trustees of the Township has directed the Township Supervisor to prepare the proposed Special Assessment Roll; and

WHEREAS, the Township Supervisor has prepared the Special Assessment Roll entitled “Special Assessment Roll for the Tyrone Township Parkin Lane Road Improvement Project (2010)” (the “Proposed Roll”) and has filed the Proposed Roll with the Township Clerk

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NOW, THEREFORE, BE IT RESOLVED THAT:

1. The Board of Trustees of the Township acknowledges that the Township Supervisor has filed the Proposed Roll with the Township Clerk.

2. The Board of Trustees of the Township acknowledges that the Township Supervisor has certified that (a) the Proposed Roll was prepared in accordance with the direction of the Board of Trustees of the Township and (b) the Proposed Roll was prepared in accordance with the laws of the State of Michigan.

3. In accordance with Act No. 188, Michigan Public Acts of 1954, as amended, and the laws of the State of Michigan, there shall be a public hearing on the Proposed Roll.

4. The public hearing will be held on July 6, 2010 at 7:00 p.m. at the Tyrone Township Offices, 10408 Center Road, Fenton, Michigan.

5. The Township Clerk is directed to mail, by first class mail, a notice of the public hearing to each owner of or party in interest in property to be assessed, whose name appears upon the last Township tax assessment records. The last Township tax assessment records means the last assessment roll for ad valorem tax purposes which has been reviewed by the Township board of review, as supplemented by any subsequent changes in the names or addresses of such owners or parties listed thereon. The notice to be mailed by the Township Clerk shall be similar to the notice attached as Exhibit B and shall be mailed by first class mail on or before June 20, 2010.

6. The Township Clerk is directed to publish a notice of the public hearing in a newspaper of general circulation within the Township. The notice shall be published twice, once on or before June 20, 2010 and once on or before July 4, 2010. The notice shall be in a form substantially similar to the notice attached as Exhibit B.

7. All previous actions taken to date of the Board of Trustees of the Township and of the Township officials with respect to the Project are hereby ratified and approved.

8. All resolutions or parts of resolutions in conflict with this resolution are hereby rescinded.

A vote on the foregoing resolution was taken and was as follows:

YES: Hasbrouck, yes; Anderson, yes; Miles, yes; Kremer, yes; Kurtz, yes; Peitz, yes.

NO: None.

ABSTAIN: None.

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CERTIFICATION

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 duly adopted by the Township Board at a regular meeting, 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.

Keith Kremer
Tyrone Township Clerk

Date: June 16, 2010

Exhibit A

Description of the Project

The project (the “Project”) will consist of the repaving of the entire length of Parkin Lane, approximately 4800 feet. The work will include, but not be limited to, repairing the existing failed asphalt (HMA), resurfacing Parkin Lane with two 1.5” lifts of HMA, adding aggregate shoulders and replacing driveway approaches.

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Exhibit B

**Form of Notice of Public Hearing Upon Special
Assessment Roll for the Tyrone Township
Parkin Lane Road Improvement Project (2010)
Special Assessment District**

**Tyrone Township
Livingston County, Michigan**

**NOTICE OF PUBLIC HEARING UPON SPECIAL
ASSESSMENT ROLL FOR THE TYRONE TOWNSHIP PARKIN LANE
ROAD IMPROVEMENT PROJECT (2010)
SPECIAL ASSESSMENT DISTRICT**

NOTICE IS HEREBY GIVEN:

(1) The Township Board of Tyrone Township, Livingston County, Michigan (the “Township”) in accordance with the laws of the State of Michigan, has determined to levy special assessments against lands in the TYRONE TOWNSHIP PARKIN LANE ROAD IMPROVEMENT PROJECT (2010) SPECIAL ASSESSMENT DISTRICT (the “District”) that will be benefited by certain road improvements along Parkin Lane in the Township. The District consists of the properties identified on the map below and is more specifically identified by the following property identification numbers:

4704-02-300-001	4704-02-300-030	4704-02-300-041	4704-03-400-019
4704-02-300-019	4704-02-300-031	4704-02-300-042	4704-03-400-020
4704-02-300-020	4704-02-300-033	4704-02-300-044	4704-03-401-001
4704-02-300-021	4704-02-300-035	4704-03-400-010	4704-03-401-002
4704-02-300-024	4704-02-300-036	4704-03-400-015	4704-03-401-003
4704-02-300-025	4704-02-300-037	4704-03-400-016	4704-03-401-004
4704-02-300-026	4704-02-300-039	4704-03-400-017	4704-03-401-005
4704-02-300-027	4704-02-300-040	4704-03-400-018	4704-03-401-006

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(2) The proposed special assessment roll for the District (the “Roll”) has been prepared and is now on file in the office of the Township Clerk and is available at such office for public examination during the hours the Township Office is regularly open to the public for business.

(3) The Township Board will conduct a public hearing beginning at 7:00 p.m., local time, on July 6, 2010, at the Tyrone Township Offices, 10408 Center Road, Fenton, Michigan, to explain and answer questions pertaining to the Roll and to hear objections to the Roll. Any person objecting to the Roll must file his or her objections before the close of the public hearing or within such additional time (if any) as the Township Board may grant.

(4) The owner or other person having an interest in property that is specially assessed is entitled to file a written appeal with the Michigan Tax Tribunal within 30 days after confirmation of the Roll. However, appearance and protest at the public hearing are required by law in order to appeal the special assessment to the Michigan Tax Tribunal. An owner or other party in interest or his or her agent may (i) appear in person at the hearing to protest the assessment or (ii) file an appearance and protest by letter before the close of the hearing. The Township Board will maintain a record of the persons who appear and protest at the hearing. If the hearing is terminated or adjourned for the day before a party is provided the opportunity to be heard, a party whose appearance was so recorded shall be considered to have protested the special assessment in person.

This notice is given by order of the Tyrone Township Board.

Dated: June 20, 2010
July 4, 2010

Keith Kremer
Tyrone Township Clerk

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Map of Special Assessment District

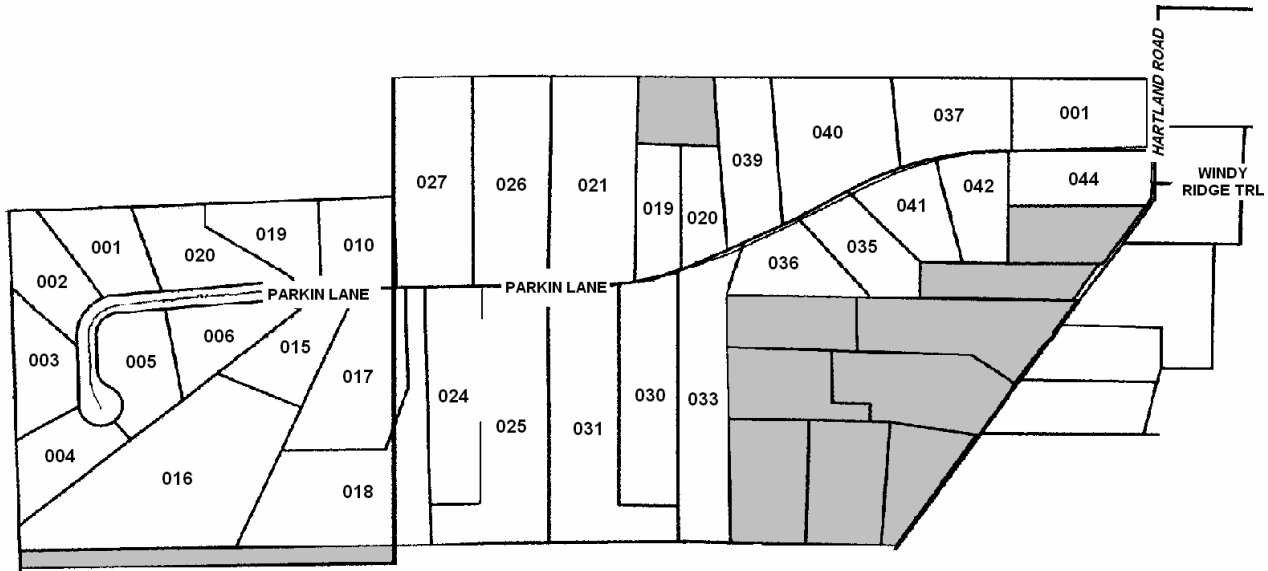


Exhibit C

Affidavit of Mailing

STATE OF MICHIGAN)
) ss.
COUNTY OF LIVINGSTON)

KEITH KREMER, being first duly sworn, deposes and says that he personally prepared for mailing, and did on June 16, 2010, send by first class mail, the notice of hearing, a true copy of which is attached hereto, to each record owner of or party in interest in all property to be assessed for the improvement described therein, is shown on the last local tax assessment records of the Township of Tyrone; that he personally compared the address on each envelope against the list of property owners as shown on the current tax assessment rolls of the Township; that each envelope contained therein

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such notice and was securely sealed with postage fully prepaid for first class mail delivery and plainly addressed; and that he personally placed all of such envelopes in a United States Post Office receptacle on the above date.

Keith Kremer
Tyrone Township Clerk

#8 Approval of the summer newsletter.

Trustee Peitz moved to approve the summer newsletter, with modifications, to be mailed with the summer tax invoices. (Trustee Anderson seconded). The motion carried; all ayes.

MISCELLANEOUS BUSINESS

Clerk Kremer reminded board members that they would need to interview candidates and appoint a trustee at the next meeting on July 6, 2010. He also said he was meeting with Planning Commission Chairman Dave Hanoute to get his feedback on the feasibility of the Planning Commission reducing its membership from seven to five.

PUBLIC REMARKS

County Commissioner Dave Domas reported that violent crime in down in Livingston County, the county millage was approved June 14, 2010 and is the lowest millage in the area, and the county has done a number of things to reduce costs.

Alan Herdman (7488 Ore Knob Dr.) recommended that the township look into a geothermal heating system to perhaps reduce heating energy costs.

BILLS FOR APPROVAL AND CLERK'S REPORT

The following checks (No. 17665-17686) and one ACH payment have been paid since the last regular meeting and have been submitted for approval which includes a total of **\$269,580.61** from the **GENERAL FUND**.

ADJOURNMENT

The meeting adjourned at 7:56 p.m.