

**TYRONE TOWNSHIP
PUBLIC HEARING & REGULAR BOARD MEETING
APPROVED MINUTES – AUGUST 16, 2016**

CALL TO ORDER

Supervisor Cunningham called the meeting of the Tyrone Township Board to order with the Pledge of Allegiance on August 16, 2016 at 6:00 p.m. at the Tyrone Township Hall.

ROLL CALL

Present: Supervisor Mike Cunningham, Clerk Marcella Husted, Treasurer Marna Bunting-Smith, Trustees Soren Pedersen, Chuck Schultz, Cam Gonzalez and David Walker.

Closed Session for confidential attorney client communications.

**RESOLUTION #160806
TYRONE TOWNSHIP, LIVINGSTON COUNTY**

CLOSED SESSION

Trustee Gonzalez resolved to convene in closed session to discuss legal review. (Trustee Walker seconded.)

Roll call: Cunningham, yes; Husted, yes; Bunting-Smith, yes; Gonzalez, yes; Pedersen, yes; Schultz, yes; Walker, yes.

The board convened in closed session at 6:00 p.m.

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

The board reconvened in open session at 7:00 p.m.

PUBLIC HEARING

The public hearing for the Great Oaks Road Maintenance Special Assessment District was rescheduled to September 6, 2016.

Supervisor Cunningham opened the public hearing at 7:00 p.m. The purpose of the public hearing was to hear objections to the Shannon Glen Waste Collection (2016) Special Assessment Roll.

No letters of opposition were received and no resident in attendance was opposed. General questions were asked.

Supervisor Cunningham closed the public hearing and reopened the regular meeting at 7:15 p.m.

**TYRONE TOWNSHIP
PUBLIC HEARING & REGULAR BOARD MEETING
APPROVED MINUTES – AUGUST 16, 2016 – PAGE 2**

APPROVAL OF AGENDA – OR CHANGES

Trustee Walker moved to approve the agenda as amended. (Trustee Schultz seconded.) The motion carried; all ayes.

The amendments are as follows:

Removed: Great Oaks Drive Public Hearing (rescheduled to September 6, 2016).

Removed: Great Oaks Drive Resolution Confirming the Special Assessment Roll.

Added: Request of David and Gretchen De Carteret for temporary housing on parcel during construction of primary residence.

Added: Great Oaks Drive Resolution rescheduling the second public hearing.

APPROVAL OF CONSENT AGENDA

Regular Board Meeting Minutes – August 4, 2016

Treasurer’s Report

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

COMMUNICATIONS

- 1. Livingston County Sheriff Report- July 2016.**
- 2. Planning Commission Meeting Minutes- July 12, 2016**
- 3. Planning Commission Meeting Synopsis- August 9, 2016**
- 4. Fire Run Report- July 2016**

Trustee Walker moved to receive and place on file Communications #1-4 as presented. (Trustee Schultz seconded.) The motion carried; all ayes.

PUBLIC REMARKS

None.

UNFINISHED BUSINESS

None.

NEW BUSINESS

- 1. Resolution confirming the special assessment roll for the Shannon Glen Subdivision Waste Collection Special Assessment District.**

**RESOLUTION #160807
TYRONE TOWNSHIP, LIVINGSTON COUNTY**

**SHANNON GLEN SUBDIVISION
WASTE REMOVAL PROJECT (2016)**

**TYRONE TOWNSHIP
PUBLIC HEARING & REGULAR BOARD MEETING
APPROVED MINUTES – AUGUST 16, 2016 – PAGE 3**

CONFIRMING SPECIAL ASSESSMENT ROLL

WHEREAS, the Township Board has taken the necessary actions under Act No. 188, Public Acts of Michigan, 1954, as amended (“Act 188”) for establishing a single waste hauler for the collection and disposal of garbage and rubbish within the Township’s Shannon Glen Subdivision (the “Project”), and for the establishment of the Tyrone Township Shannon Glen Subdivision Waste Removal Project (2016) Special Assessment District (the “Special Assessment District”);

WHEREAS, the Township Board has determined that it is necessary to cause special assessments to be levied against the lands especially benefited by the Project to pay for the costs of the Project;

WHEREAS, the Township Board has directed the Township Supervisor to prepare a proposed special assessment roll (the “Special Assessment Roll”) against the lands especially benefited by the Project;

WHEREAS, the Township Supervisor has prepared the Special Assessment Roll and has filed the Special Assessment Roll with the Township Clerk;

WHEREAS, the Township Board has scheduled a public hearing on the Proposed Roll and notice of the hearing has been properly provided;

WHEREAS, the Township Board conducted the public hearing on the Proposed Roll on August 4, 2016.

NOW, THEREFORE, BE IT RESOLVED THAT:

1. Roll Confirmed. In accordance with Act No. 188 and the laws of the State of Michigan, the Township Board hereby confirms the special assessment roll for the Tyrone Township Shannon Glen Subdivision Waste Removal Project (2016) (the “Roll”).

2. The Assessments in the district shall be as follows. Any parcel with a residential structure shall be assessed \$220.00 in the first year to include legal and administrative costs; \$166.00 in the second year with 3% increases in each year thereafter. Assessments will be for ten (10) years beginning in 2016 and continuing through 2025. Vacant parcels shall be assessed at \$0.00 until such time as an occupancy permit for a structure requiring waste removal is issued to that vacant parcel.

3. Future Installments - Principal. The Township Board determines that each special assessment may be paid in annual installments. Each installment shall be billed on December 1 and shall be due annually on February 28th until 2026 at intervals 12 months from the due date of the first installment.

**TYRONE TOWNSHIP
PUBLIC HEARING & REGULAR BOARD MEETING
APPROVED MINUTES – AUGUST 16, 2016 – PAGE 4**

4. Future Installments - Interest. All unpaid installments shall bear interest, payable annually on each installment due date, at a rate of eight percent (8%) per annum. Interest on such unpaid installments shall accrue from its due date.

5. Warrant. The Township Clerk is hereby directed to attach a warrant (in the form of Exhibit B to this resolution) to the Roll and to deliver such warrant and the Roll to the Township Treasurer, who shall thereupon collect the special assessments in accordance with the terms of this resolution, the Clerk's warrant and the statutes of the State of Michigan.

6. Inconsistent Prior Resolutions. All previously adopted resolutions that are in conflict with this resolution are repealed to the extent of such conflict.

RESOLVED BY: Trustee Walker

SUPPORTED BY: Trustee Gonzalez

VOTE: Cunningham, yes; Husted, yes; Bunting-Smith, yes; Gonzalez, yes; Pedersen, yes; Schultz, yes; Walker, yes.

ADOPTION DATE: August 16, 2016

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 August 16, 2016, 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.



Marcella Husted
Tyrone Township Clerk

Exhibit A
Description of the Project

The project (the "Project") will consist of the establishment of a single waste hauler for the collection and disposal of garbage and rubbish along the following streets in the Shannon Glen Subdivision in Tyrone Township: Shannon Glen Drive, Riverwalk Drive and Green Hickory Lane.

**TYRONE TOWNSHIP
PUBLIC HEARING & REGULAR BOARD MEETING
APPROVED MINUTES – AUGUST 16, 2016 – PAGE 5**

Exhibit B
Warrant

WARRANT

TO: Treasurer
Tyrone Township
Livingston County, Michigan

I certify that attached to this Warrant is a true copy of the special assessment roll for the Tyrone Township Shannon Glen Subdivision Waste Removal Project (2016) confirmed by the Township Board August 4, 2016 (the “Confirming Resolution”). You are hereby directed to proceed to collect the amounts due on such roll in accordance with this Warrant, the Confirming Resolution and the statutes of the State of Michigan.



Marcella Husted
Tyrone Township Clerk

SPECIAL ASSESSMENT DISTRICT												
SHANNON GLEN												
Parcel Number	Property Owner	Address	2016	2017	2018	2019	2020	2021	2022	2023	2024	2025
4704-32-101-001	IVORY TOWER HOMES LLC	10112 WHITE RD	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
4704-32-101-002	MEANEY LEO & MARLA	13397 HIBNER RD	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
4704-32-101-003	COTTRELL GARY & PEGGY TRUST	9043 RIVERWALK DR	220.00	166.00	171.00	177.00	182.00	188.00	195.00	201.00	207.00	214.00
4704-32-101-004	SEEKELY WAYNE & CARLA	11216 MATTHEW LN	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
4704-32-101-005	AUSTIN JANET & MARSHALL	8519 RIVERWALK DR	220.00	166.00	171.00	177.00	182.00	188.00	195.00	201.00	207.00	214.00
4704-32-101-006	HOFFMAN BRET	7376 DRIFTWOOD DR	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
4704-32-101-007	ENGLER TINA	8491 RIVERWALK DR	220.00	166.00	171.00	177.00	182.00	188.00	195.00	201.00	207.00	214.00
4704-32-101-008	MAYO DOUGLAS & LISA	8479 RIVERWALK DR	220.00	166.00	171.00	177.00	182.00	188.00	195.00	201.00	207.00	214.00
4704-32-101-009	ABB ROBERT M	7723 KENSINGTON CT	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
4704-32-101-014	THORIN FRED & GLORIA TRUSTEES	8395 RIVERWALK	220.00	166.00	171.00	177.00	182.00	188.00	195.00	201.00	207.00	214.00
4704-32-101-015	SCHNEIDER JON & D'ANN	8385 RIVERWALK DR	220.00	166.00	171.00	177.00	182.00	188.00	195.00	201.00	207.00	214.00
4704-32-101-016	MC EMBER MARK & MELINDA	8373 RIVERWALK DR	220.00	166.00	171.00	177.00	182.00	188.00	195.00	201.00	207.00	214.00
4704-32-101-017	GARRISON BRADLEY & SHERIE	8384 RIVERWALK DR	220.00	166.00	171.00	177.00	182.00	188.00	195.00	201.00	207.00	214.00
4704-32-101-018	DUNESKE DENNIS & ROSEANN	8402 RIVERWALK DR	220.00	166.00	171.00	177.00	182.00	188.00	195.00	201.00	207.00	214.00
4704-32-101-019	MULHOLLAND PATRICK & AMY	8464 RIVERWALK DR	220.00	166.00	171.00	177.00	182.00	188.00	195.00	201.00	207.00	214.00
4704-32-101-020	BANNON WILLIAM J & KIM Y	8484 RIVERWALK DR	220.00	166.00	171.00	177.00	182.00	188.00	195.00	201.00	207.00	214.00
4704-32-101-021	BATTAGLIA THOMAS & NOREEN	8504 RIVERWALK DR	220.00	166.00	171.00	177.00	182.00	188.00	195.00	201.00	207.00	214.00
4704-32-101-022	NIEMCZYK MICHAEL MARIA PELLILLO	9014 RIVERWALK DR	220.00	166.00	171.00	177.00	182.00	188.00	195.00	201.00	207.00	214.00
4704-32-101-023	CRONYN LAURA	28959 WESTFIELD	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
4704-32-101-024	BEAUDOIN GORDON & BARBARA	9048 RIVERWALK DR	220.00	166.00	171.00	177.00	182.00	188.00	195.00	201.00	207.00	214.00
4704-32-101-025	HOPE GERALD & JUDY TRUST	6485 SHANNON GLEN DR	220.00	166.00	171.00	177.00	182.00	188.00	195.00	201.00	207.00	214.00
4704-32-101-026	HOPE GERALD T TRUST	6485 SHANNON GLEN DR	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
4704-32-101-027	KRAUSE PAUL L & JILL M	9069 GREEN HICKORY LN	220.00	166.00	171.00	177.00	182.00	188.00	195.00	201.00	207.00	214.00
4704-32-101-028	HORWATH JAMES & JAMIE	9047 GREEN HICKORY LN	220.00	166.00	171.00	177.00	182.00	188.00	195.00	201.00	207.00	214.00
4704-32-101-029	LIVINGSTON TD PROPERTIES LLC	9552 EAST HIGHLAND RD	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
4704-32-101-030	VANHOOSE LARRY & GAIL	9023 GREEN HICKORY LN	220.00	166.00	171.00	177.00	182.00	188.00	195.00	201.00	207.00	214.00
4704-32-101-031	TINDALL CHARLES & JOHANNE	9005 GREEN HICKORY LN	220.00	166.00	171.00	177.00	182.00	188.00	195.00	201.00	207.00	214.00
4704-32-101-032	HARWOOD RICHARD & LINDA	9028 GREEN HICKORY LN	220.00	166.00	171.00	177.00	182.00	188.00	195.00	201.00	207.00	214.00
4704-32-101-033	KREMER KEITH & NATALIE	9054 GREEN HICKORY LN	220.00	166.00	171.00	177.00	182.00	188.00	195.00	201.00	207.00	214.00
4704-32-101-034	HOLVICK GARY & BROOKE	6476 SHANNON GLEN DR	220.00	166.00	171.00	177.00	182.00	188.00	195.00	201.00	207.00	214.00
4704-32-101-035	GODWIN MICHELLE	13432 RACE ST	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
4704-32-101-036	SWANINGER THOMAS A	8433 RIVERWALK DR	220.00	166.00	171.00	177.00	182.00	188.00	195.00	201.00	207.00	214.00
4704-32-101-037	KNUPP LANCE V	8419 RIVERWALK DR	220.00	166.00	171.00	177.00	182.00	188.00	195.00	201.00	207.00	214.00
4704-31-200-016	FRANKEL MARVIN & MARLENE	8529 RIVERWALK DR	220.00	166.00	171.00	177.00	182.00	188.00	195.00	201.00	207.00	214.00

**TYRONE TOWNSHIP
PUBLIC HEARING & REGULAR BOARD MEETING
APPROVED MINUTES – AUGUST 16, 2016 – PAGE 6**

2. Request of David and Gretchen De Carteret for temporary housing on parcel during construction of primary residence.

Trustee Gonzalez moved to allow David and Gretchen De Carteret to install a temporary housing unit on their parcel during construction of their primary residence. (Trustee Walker seconded.) The motion carried; all ayes.

3. Great Oaks Drive Resolution rescheduling the second public hearing.

**RESOLUTION #160808
TYRONE TOWNSHIP, LIVINGSTON COUNTY**

GREAT OAKS DRIVE SEASONAL ROAD MAINTENANCE PROJECT 2016

**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 the request that contractors be established for the seasonal road maintenance on Great Oaks Drive within 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 Great Oaks Drive Seasonal Road Maintenance Project (2016)” (the “Proposed Roll”) and has filed the Proposed Roll with the Township Clerk;

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.

**TYRONE TOWNSHIP
PUBLIC HEARING & REGULAR BOARD MEETING
APPROVED MINUTES – AUGUST 16, 2016 – PAGE 7**

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 September 6, 2016 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 August 18, 2016.

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 August 21, 2016 and once on or before September 4, 2016. 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.

RESOLVED BY: Trustee Walker

SUPPORTED BY: Treasurer Bunting-Smith

VOTE: Cunningham, yes; Husted, yes; Bunting-Smith; yes; Gonzalez, yes; Pedersen, yes; Schultz, yes; Walker, yes.

ADOPTION DATE: August 16, 2016

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 August 16, 2016, at

**TYRONE TOWNSHIP
PUBLIC HEARING & REGULAR BOARD MEETING
APPROVED MINUTES – AUGUST 16, 2016 – PAGE 8**

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.



Marcella Husted
Township Clerk

**EXHIBIT A
DESCRIPTION OF PROJECT**

The project (the “Project”) will consist of the subcontracting for snow removal and road grading of Great Oaks Drive in Tyrone Township.

EXHIBIT B

Tyrone Township
Livingston County, Michigan

**NOTICE OF PUBLIC HEARING UPON SPECIAL
ASSESSMENT ROLL FOR THE TYRONE TOWNSHIP GREAT OAKS DRIVE SEASONAL
ROAD MAINTENANCE PROJECT (2016)
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 GREAT OAKS DRIVE SEASONAL ROAD MAINTENANCE PROJECT (2016) SPECIAL ASSESSMENT DISTRICT (the “District”) that will be benefited by the establishment of subcontractors for the snow removal and road grading of Great Oaks Drive in Tyrone Township. The District consists of the properties identified on the map below and is more specifically identified by the following property identification numbers:

**TYRONE TOWNSHIP
PUBLIC HEARING & REGULAR BOARD MEETING
APPROVED MINUTES – AUGUST 16, 2016 – PAGE 9**

4704-23-100-022	4704-23-100-021
4704-23-100-026	4704-23-100-015
4704-23-100-017	4704-23-100-014
4704-23-100-018	4704-23-100-020
4704-23-100-025	4704-23-100-010
4704-23-100-027	4704-23-100-011
4704-23-100-019	4704-23-100-013
4704-23-100-028	4704-23-100-012

(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 September 6, 2016, 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.

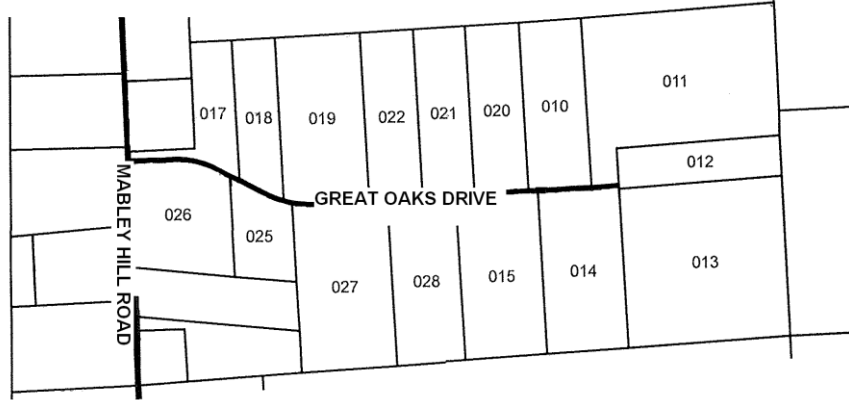
This notice is given by order of the Tyrone Township Board.

Dated: August 17, 2016

Marcella Husted
Tyrone Township Clerk

**TYRONE TOWNSHIP
PUBLIC HEARING & REGULAR BOARD MEETING
APPROVED MINUTES – AUGUST 16, 2016 – PAGE 10**

APPENDIX I
Map of Special Assessment District




**EXHIBIT C
AFFIDAVIT OF MAILING**

STATE OF MICHIGAN)
) ss.
COUNTY OF LIVINGSTON)

Marcella Husted, being first duly sworn, deposes and says that she personally prepared for mailing, and did on August 18, 2016, 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 she 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 such notice and was securely sealed with postage fully prepaid for first class mail delivery and plainly addressed; and that she personally placed all of such envelopes in a United States Post Office receptacle on the above date.

Subscribed and sworn to before me
this 18th day of August, 2016.



Marcella Husted
Tyrone Township Clerk

Notary Public, Genesee County, MI
Acting in the County of Livingston
My commission expires _____

**TYRONE TOWNSHIP
PUBLIC HEARING & REGULAR BOARD MEETING
APPROVED MINUTES – AUGUST 16, 2016 – PAGE 11**

MISCELLANEOUS BUSINESS

None.

PUBLIC REMARKS

None.

ADJOURNMENT

Trustee Walker moved to adjourn. (Trustee Schultz seconded.) The motion carried; all ayes.
The meeting adjourned at 7:23 p.m.