

**TYRONE TOWNSHIP
REGULAR BOARD MEETING
APPROVED MINUTES – APRIL 3, 2018**

CALL TO ORDER

Supervisor Cunningham called the meeting of the Tyrone Township Board to order with the Pledge of Allegiance on April 3, 2018 at 7:00 p.m. at the Tyrone Township Hall.

ROLL CALL

Present: Supervisor Mike Cunningham, Treasurer Jennifer Eden, Clerk Marcella Husted, Trustees Soren Pedersen, Al Pool and Chuck Schultz. Absent: Trustee David Walker.

APPROVAL OF AGENDA – OR CHANGES

Trustee Pool moved to approve the agenda as presented. (Trustee Pedersen seconded.) The motion carried; all ayes.

APPROVAL OF CONSENT AGENDA

Clerk's Warrants and Bills

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

COMMUNICATIONS

None.

PUBLIC REMARKS

None.

UNFINISHED BUSINESS

1. Allocated funds to Hartland Senior Center.

The Hartland Senior Center previously requested funds in an amount slightly higher than what was budgeted, so the amount approved needed to be revised. Supervisor Cunningham moved to withdraw the original motion from the March 27, 2018 meeting and to release the allocated funds in the amount of \$4371.00 to the Hartland Senior Center. (Trustee Pedersen seconded.) The motion carried; all ayes.

NEW BUSINESS

1. Request of Dan Levack to waive fire service charge.

Mr. Levack received a fire service charge after his truck rolled on US-23. He called a tow truck, but did not call 911 to request emergency service and declined EMS evaluation when the fire truck arrived. He is on disability and the auto insurance declined the claim. Trustee Pedersen moved to split the cost of the \$1405.00 charge with Mr. Levack due to hardship; he will owe \$702.50. (Trustee Schultz seconded.) The motion carried; 5 ayes, 1 nay (Cunningham).

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2. Reimbursement resolution (1) for the proposed Lake Shannon road improvement project.

RESOLUTION #180401
TYRONE TOWNSHIP, LIVINGSTON COUNTY

RESOLUTION #1 – LAKE SHANNON ROAD IMPROVEMENT PROJECT (2018)

REIMBURSEMENT RESOLUTION

WHEREAS, the Township intends to make certain road improvements to certain roads in and around Lake Shannon (the “Project”) and desires to finance a portion of the cost of the Project by issuing bonds;

WHEREAS, the Township intends to finance a substantial portion of the costs of the Project through the issuance of tax-exempt bonds in a maximum principal amount of \$1,260,000 (the “Bonds”); and

WHEREAS, the Township expects to pay certain expenses of the Project prior to the issuance of the Bonds, and to reimburse itself for such expenses from proceeds of the Bonds.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWNSHIP BOARD OF TYRONE TOWNSHIP as follows:

1. The Township makes the following declarations for the purpose of complying with the reimbursement rules of Treas. Reg. § 1.150-2 pursuant to the Internal Revenue Code of 1986, as amended:

(a) The Township reasonably expects to reimburse itself for the expenditures described in (b) below with proceeds of the Bonds.

(b) The expenditures described in this paragraph (b) are for the purpose of defraying the costs of the Project and paying related bond issuance costs, all as described in this resolution.

(c) The Bonds will be issued no later than 18 months after the later of (i) the date the first expenditure to be reimbursed was made; or (ii) the date the Project was placed in service or abandoned, but in no case later than 3 years after the date the first expenditure was made.

(d) The expenditures described in (b) above are “capital expenditures” as defined in Treas. Reg. §1.150-1, which are any costs of a type which are properly chargeable to a capital account (or would be so chargeable with a proper election) under general Federal income tax principles (as determined at the time the expenditures are paid).

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2. All resolutions and parts of resolutions insofar as they conflict with the provisions of this resolution are hereby rescinded.

RESOLVED BY: Trustee Schultz
SUPPORTED BY: Trustee Pool

VOTE: Schultz, yes; Pedersen, yes; Pool, yes; Eden, yes; Husted, yes; Cunningham, yes; Walker, absent.

ADOPTION DATE: April 3, 2018

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 April 3, 2018, 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

3. Resolution (2) to proceed with the Lake Shannon road improvement project and prepare plans and estimates.

RESOLUTION #180402
TYRONE TOWNSHIP, LIVINGSTON COUNTY

RESOLUTION #2 – LAKE SHANNON ROAD IMPROVEMENT PROJECT (2018)

RESOLUTION TO PROCEED WITH THE PROJECT AND DIRECTING
PREPARATION OF THE PLANS AND COST ESTIMATES

WHEREAS, the Board of Trustees of the Township has received petitions signed by property owners in the Township requesting that certain road improvements be made as described in Exhibit A (the “Project”);

WHEREAS, the Board of Trustees of the Township desires to proceed with construction of the Project;

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WHEREAS, the Board of Trustees of the Township has tentatively determined to proceed with the Project and to finance the Project by issuing bonds (the “Bonds”) to finance the cost of the Project, in accordance with Act No. 188, Michigan Public Acts of 1954, as amended;

WHEREAS, the Board of Trustees of the Township has tentatively determined to use special assessments to raise the funds to pay the Township’s obligations on the Bonds;

NOW, THEREFORE, BE IT RESOLVED THAT:

1. In accordance with Act No. 188, Michigan Public Acts of 1954, as amended, and the laws of the State of Michigan, the Township Supervisor is directed to have plans prepared illustrating the Project, the location of the Project, and an estimate of the cost of the Project.
2. The plans and estimates identified in paragraph 1, when prepared, shall be filed with the Township Clerk.

RESOLVED BY: Trustee Schultz
SUPPORTED BY: Treasurer Eden

VOTE: Pool, yes; Pedersen, yes; Eden, yes; Cunningham, yes; Schultz, yes; Husted, yes; Walker, absent.

ADOPTION DATE: April 3, 2018

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 April 3, 2018, 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 Project

**TYRONE TOWNSHIP
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The Project will consist of crushing/shaping existing asphalt in certain roadways and milling/removing existing asphalt in other roadways, and placing a new hot mix asphalt on the roadways. The roadways in the Township on which the improvements are proposed to be made consist of Driftwood, Parkwood, Parkwood Court, Ore Knob, Ore Knob Court, Surfwood, Ledgewood, Lake Shannon Court, and portions of McGuire and Dean.

4. Resolution (3) to approve the Lake Shannon road improvement project, schedule the first public hearing and issue notices.

RESOLUTION #180403
TYRONE TOWNSHIP, LIVINGSTON COUNTY

RESOLUTION #3 – LAKE SHANNON ROAD IMPROVEMENT PROJECT (2018)

RESOLUTION TO APPROVE THE PROJECT,
SCHEDULING THE FIRST HEARING
AND DIRECTING THE ISSUANCE OF STATUTORY NOTICES

WHEREAS, the Board of Trustees of the Township has received petitions signed by property owners in the Township requesting that certain road improvements be made as described in Exhibit A (the “Project”);

WHEREAS, the Board of Trustees of the Township has approved the establishment of the Project;

WHEREAS, preliminary plans and cost estimates for the Project have been filed with the Township Clerk;

WHEREAS, the Board of Trustees of the Township has determined to finance the Project by issuing bonds (the “Bonds”) in accordance with Act No. 188, Michigan Public Acts of 1954, as amended; and

WHEREAS, the Board of Trustees of the Township has tentatively determined to use special assessments to raise the funds to pay the Township’s obligations on the Bonds;

NOW, THEREFORE, BE IT RESOLVED THAT:

1. The Board of Trustees of the Township hereby tentatively declares its intent to proceed with the Project.
2. The Board of Trustees of the Township hereby tentatively designates the special assessment district (the “Special Assessment District”) for the Project which is known as the “Lake Shannon Road Improvement Project (2018) Special Assessment District” as is described in Exhibit B.

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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 Project, the petitions filed for the Project and the proposed Special Assessment District for the Project.
4. The public hearing will be held on Tuesday, April 17, 2018 at 7:00 p.m., at the offices of Tyrone Township, Livingston County, 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 April 5, 2018. Following the mailing of the notices, the Township Clerk shall complete an affidavit of mailing similar to the affidavit set forth in Exhibit C.
6. The Township Clerk is directed to publish a notice of the public hearing in the Livingston County Daily Press & Argus, a newspaper of general circulation within the Township. The notice shall be published twice, once on or before April 6, 2018 and once on or before April 13, 2018. The notice shall be in a form substantially similar to the notice attached as Exhibit B.

RESOLVED BY: Trustee Pool
SUPPORTED BY: Trustee Schultz

VOTE: Eden, yes; Cunningham, yes; Husted, yes; Pool, yes; Schultz, yes; Pedersen, yes; Walker, absent.

ADOPTION DATE: April 3, 2018

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 April 3, 2018, 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

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Exhibit A

Description of Project

The Project will consist of crushing/shaping existing asphalt in certain roadways and milling/removing existing asphalt in other roadways, and placing a new hot mix asphalt on the roadways. The roadways in the Township on which the improvements are proposed to be made consist of Driftwood, Parkwood, Parkwood Court, Ore Knob, Ore Knob Court, Surfwood, Ledgewood, Lake Shannon Court, and portions of McGuire and Dean.

Exhibit B

Form of Notice of Public Hearing
for the Tyrone Township
Lake Shannon Road Improvement Project (2018)
Special Assessment District

Tyrone Township
Livingston County, Michigan

**NOTICE OF PUBLIC HEARING
UPON A ROAD IMPROVEMENT PROJECT
AND A SPECIAL ASSESSMENT DISTRICT FOR THE PROJECT**

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, will conduct a public hearing beginning at 7:00 p.m., local time, on April 17, 2018, at the Tyrone Township Hall, 10408 Center Road, Fenton, Michigan, to review the following proposed special assessment district:

**TYRONE TOWNSHIP LAKE SHANNON ROAD IMPROVEMENT PROJECT (2018)
SPECIAL ASSESSMENT DISTRICT**

and to hear any objections thereto, and to the proposed project, and to the petitions filed by Township property owners with respect to the proposed project.

(2) The project (the “Project”) will consist of crushing/shaping existing asphalt in certain roadways and milling/removing existing asphalt in other roadways, and placing a new hot mix asphalt

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on the roadways. The roadways in the Township on which the improvements are proposed to be made consist of Driftwood, Parkwood, Parkwood Court, Ore Knob, Ore Knob

Court, Surfwood, Ledgewood, Lake Shannon Court, and portions of McGuire and Dean. 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 as Appendix 1 and includes the specific properties that are identified by the permanent lot and parcel numbers set forth in Appendix 2:

(3) The Township plans to impose special assessments on the properties located in the Special Assessment District to pay for the costs of the Project.

(4) The plans and cost estimates for the proposed Project, the description of the District, and the petitions in support of the Project are now on file in the office of the Township Clerk for public inspection. Periodic redeterminations of the cost of the Project may be made, and subsequent hearings shall not be required if such cost redeterminations do not increase the estimated cost of the Project by more than 10%. Any person objecting to the proposed Project, the petitions supporting the Project, or the proposed District must file his or her objections in writing with the Township Clerk before the close of the April 17, 2018 public hearing or within such additional time (if any) as the Township Board may grant.

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

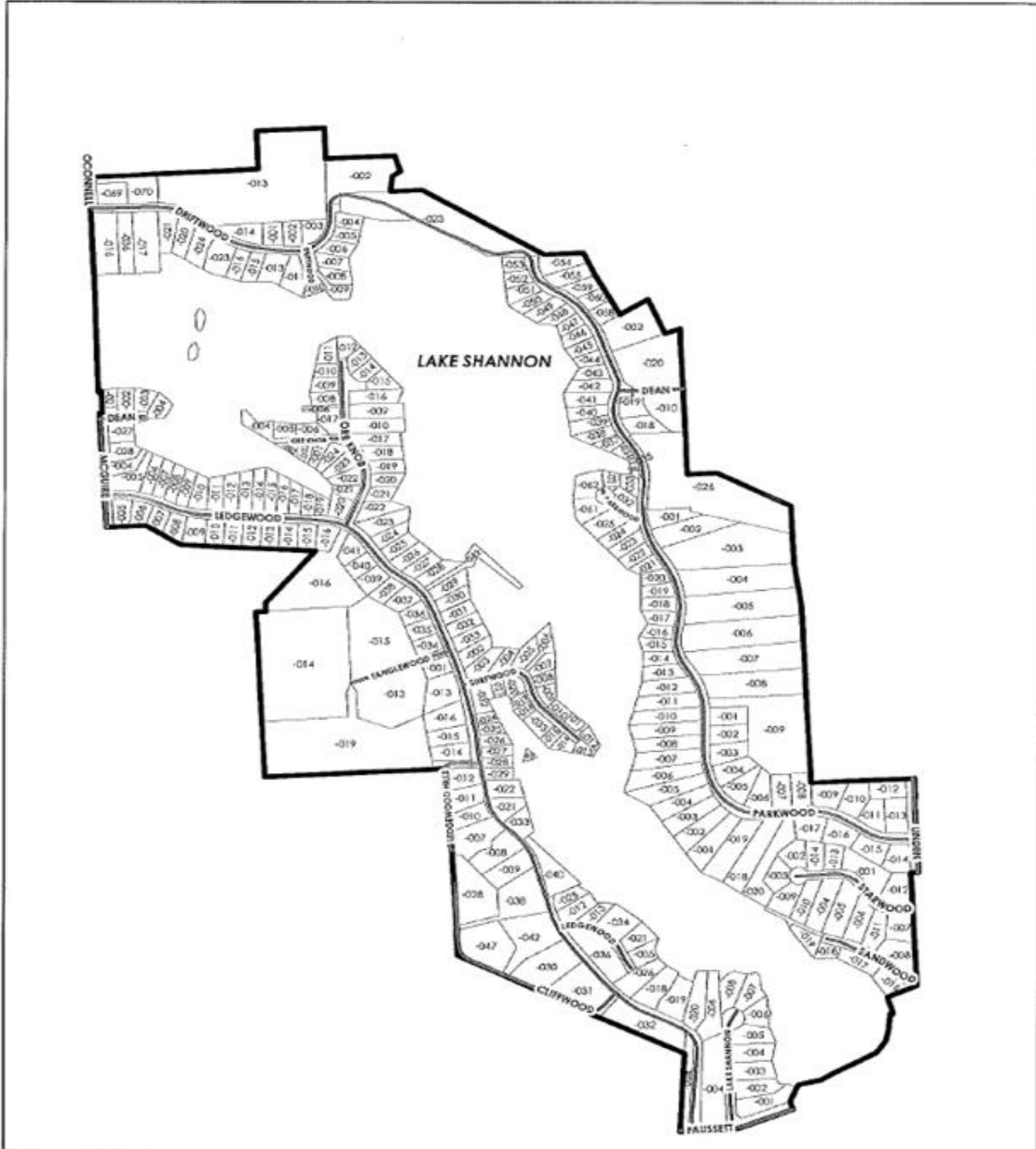
Dated: April 5, 2018

Marcella Husted
Tyrone Township Clerk

Appendix 1

Map of Special Assessment District

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Livingston County, Michigan
Information Technology Department
G.I.S. Division 517.548.3230

340 170 0 340 680 1,020 Feet

Special Assessment District



Printed March 22, 2018
Parcel lines are a representation only.
Not intended for survey purposes.

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Appendix 2

List of Permanent Lot and Parcel Numbers
in the Special Assessment District

4704-19-100-002	4704-30-102-007	4704-30-201-036	4704-30-300-032
4704-19-100-013	4704-30-102-008	4704-30-201-037	4704-30-300-033
4704-19-100-014	4704-30-102-009	4704-30-201-038	4704-30-300-047
4704-19-100-020	4704-30-102-012	4704-30-201-040	4704-30-400-013
4704-19-100-069	4704-30-102-013	4704-30-201-041	4704-30-400-026
4704-19-300-001	4704-30-102-014	4704-30-201-043	4704-30-400-034
4704-19-300-002	4704-30-102-016	4704-30-201-045	4704-30-400-036
4704-19-301-001	4704-30-102-020	4704-30-201-050	4704-30-400-039
4704-19-301-002	4704-30-102-023	4704-30-201-051	4704-30-400-042
4704-19-301-003	4704-30-102-024	4704-30-201-052	4704-30-401-001
4704-19-301-008	4704-30-102-025	4704-30-201-053	4704-30-401-002
4704-19-301-010	4704-30-102-026	4704-30-201-054	4704-30-401-004
4704-19-301-013	4704-30-102-029	4704-30-201-058	4704-30-401-007
4704-19-301-016	4704-30-102-030	4704-30-201-060	4704-30-401-008
4704-30-100-006	4704-30-102-031	4704-30-201-062	4704-30-401-010
4704-30-100-010	4704-30-102-032	4704-30-202-002	4704-30-401-011
4704-30-100-015	4704-30-102-033	4704-30-202-004	4704-30-401-012
4704-30-100-016	4704-30-102-034	4704-30-202-006	4704-30-401-013
4704-30-100-018	4704-30-102-035	4704-30-202-007	4704-30-401-014
4704-30-100-019	4704-30-102-036	4704-30-202-008	4704-30-401-015
4704-30-101-004	4704-30-102-038	4704-30-202-009	4704-30-401-016
4704-30-101-005	4704-30-102-040	4704-30-202-011	4704-30-402-002
4704-30-101-007	4704-30-102-041	4704-30-202-019	4704-30-402-004
4704-30-101-008	4704-30-103-001	4704-30-202-025	4704-30-403-002
4704-30-101-009	4704-30-103-002	4704-30-202-027	4704-30-403-003
4704-30-101-010	4704-30-103-005	4704-30-202-028	4704-30-403-005
4704-30-101-011	4704-30-103-008	4704-30-203-003	4704-30-403-007
4704-30-101-013	4704-30-200-010	4704-30-203-009	4704-30-403-008
4704-30-101-015	4704-30-200-018	4704-30-300-005	4704-30-403-009
4704-30-101-016	4704-30-200-019	4704-30-300-006	4704-30-403-010
4704-30-101-019	4704-30-201-002	4704-30-300-008	4704-30-403-013
4704-30-101-021	4704-30-201-010	4704-30-300-010	4704-30-403-017
4704-30-101-024	4704-30-201-014	4704-30-300-013	4704-30-403-018
4704-30-101-027	4704-30-201-016	4704-30-300-014	4704-30-403-019
4704-30-101-028	4704-30-201-020	4704-30-300-015	4704-30-202-005
4704-30-102-001	4704-30-201-021	4704-30-300-019	4704-30-100-013
4704-30-102-002	4704-30-201-022	4704-30-300-020	4704-30-101-014
4704-30-102-003	4704-30-201-025	4704-30-300-021	4704-30-102-017
4704-30-102-004	4704-30-201-035	4704-30-300-028	4704-30-102-018

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4704-30-102-019	4704-19-301-021	4704-30-201-001	4704-30-202-026
4704-30-102-021	4704-19-301-023	4704-30-201-003	4704-30-202-029
4704-30-102-022	4704-19-301-024	4704-30-201-004	4704-30-202-032
4704-30-201-031	4704-30-100-009	4704-30-201-005	4704-30-203-001
4704-30-201-046	4704-30-100-014	4704-30-201-006	4704-30-203-002
4704-30-201-047	4704-30-101-006	4704-30-201-007	4704-30-203-004
4704-30-202-001	4704-30-101-012	4704-30-201-008	4704-30-203-005
4704-30-202-015	4704-30-101-017	4704-30-201-009	4704-30-203-006
4704-30-202-020	4704-30-101-018	4704-30-201-011	4704-30-203-008
4704-30-202-021	4704-30-101-020	4704-30-201-012	4704-30-300-007
4704-30-202-033	4704-30-101-022	4704-30-201-013	4704-30-300-009
4704-30-203-007	4704-30-101-023	4704-30-201-015	4704-30-300-011
4704-30-300-018	4704-30-102-005	4704-30-201-017	4704-30-300-012
4704-30-400-025	4704-30-102-006	4704-30-201-018	4704-30-300-016
4704-30-402-007	4704-30-102-010	4704-30-201-019	4704-30-300-022
4704-30-403-001	4704-30-102-011	4704-30-201-023	4704-30-300-030
4704-30-403-004	4704-30-102-015	4704-30-201-024	4704-30-300-031
4704-30-403-006	4704-30-102-027	4704-30-201-032	4704-30-400-012
4704-30-403-011	4704-30-102-028	4704-30-201-033	4704-30-400-021
4704-30-403-012	4704-30-102-037	4704-30-201-039	4704-30-400-038
4704-30-403-014	4704-30-102-039	4704-30-201-042	4704-30-400-040
4704-30-403-016	4704-30-103-003	4704-30-201-044	4704-30-401-003
4704-19-100-016	4704-30-103-004	4704-30-201-048	4704-30-401-005
4704-19-100-017	4704-30-103-006	4704-30-201-049	4704-30-401-006
4704-19-100-036	4704-30-103-009	4704-30-201-055	4704-30-401-009
4704-19-100-070	4704-30-103-010	4704-30-201-059	4704-30-401-017
4704-19-301-004	4704-30-103-011	4704-30-201-061	4704-30-401-018
4704-19-301-005	4704-30-103-012	4704-30-202-003	4704-30-401-019
4704-19-301-006	4704-30-103-013	4704-30-202-010	4704-30-402-001
4704-19-301-007	4704-30-103-014	4704-30-202-012	4704-30-402-003
4704-19-301-009	4704-30-103-015	4704-30-202-013	4704-30-402-005
4704-19-301-011	4704-30-103-016	4704-30-202-014	4704-30-402-006
4704-19-301-015	4704-30-103-017	4704-30-202-018	4704-30-402-008
4704-19-301-020	4704-30-200-026	4704-30-202-024	

Exhibit C

Affidavit of Mailing

STATE OF MICHIGAN)
COUNTY OF LIVINGSTON)

Marcella Husted, being first duly sworn, deposes and says that she personally prepared for mailing, and did on April 5, 2018, 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, as shown on the last local tax assessment records of the Township of Tyrone; that she personally compared the address on each envelope

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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.



Marcella Husted
Tyrone Township Clerk

5. Request of Runyan Lake Inc. for a display fireworks permit.

Trustee Schultz moved to grant a display fireworks permit to Runyan Lake Inc. (Treasurer Eden seconded.) The motion carried; all ayes.

6. Resolution to accept donation of Colwell Cemetery fence.

RESOLUTION #180404
TYRONE TOWNSHIP, LIVINGSTON COUNTY

TO ACCEPT THE DONATION OF A FENCE FOR COLWELL CEMETERY

WHEREAS, a family, who wishes to remain anonymous and resides in Tyrone Township, has generously offered to purchase and install a new fence and gate for the front entrance of Colwell Cemetery on White Lake Road in Tyrone Township; and

WHEREAS, the Board of Tyrone Township kindly thanks the family for their generosity;

NOW, THEREFORE, BE IT RESOLVED, that the Tyrone Township Board accepts the donation of the fence and gate for the Colwell Cemetery.

RESOLVED BY: Trustee Pool

SUPPORTED BY: Trustee Schultz

VOTE: Cunningham, yes; Husted, yes; Eden, yes; Pool, yes; Pedersen, yes; Schultz, yes, Walker, absent.

ADOPTION DATE: April 3, 2018

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 April 3, 2018, at which meeting a quorum was present and remained throughout, (2) the original thereof is on file in the

**TYRONE TOWNSHIP
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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

7. Request to approve annual pay increases.

Trustee Pool moved to approve the employee annual pay increases retroactive to the March 25 pay period. (Trustee Schultz seconded.) The motion carried; all ayes.

8. Request to renew the township's property and casualty insurance.

Trustee Schultz moved to renew the township's property and casualty insurance policy in the amount of \$14,419.00. (Trustee Pool seconded.) The motion carried; all ayes.

9. Request to amend 911 protocol.

Treasurer Eden moved to add "child seizures" to a Priority 1 call insuring that first responders are called out. (Trustee Schultz seconded.) The motion carried; all ayes.

MISCELLANEOUS BUSINESS

None.

PUBLIC REMARKS

None.

ADJOURNMENT

Trustee Pedersen moved to adjourn. (Trustee Schultz seconded.) The motion carried; all ayes. The meeting adjourned at 7:32 p.m.