

Wilber Township—Iosco County
Board of Trustees Special Meeting and Public Hearing for Indian Lake Weed Control
August 31, 2019
Proposed Minutes & Excerpts of Same

Call to Order: Supervisor Nunn called the meeting to order at 11:00 am.

Roll was called. Also present were Clerk Robert White, Treasurer Steve Ferguson, and Trustees Sally Krueger and Mary Pingot. Also present was Township Assessor Jessica Landry and two guests.

1st Public Comment: Opened at 11:01

Closed at 11:01

Unfinished Business

New Business:

Public Hearing-Indian Lake Weed Control: Moved by Krueger, seconded by Pingot to open the public hearing at 11:02. All ayes, motion carried.

(Excerpts of the meeting and public hearing pertaining to Weed Control in Indian Lake are attached.)

Moved by Nunn, seconded by Pingot to close the Public Hearing at 11:17 am. All ayes, motion carried.

2nd Public Comment: Opened at 11:17

Closed at 11:17

Moved by Pingot to adjourn the meeting at 11:22

Respectfully submitted,

_____/s/_____
Robert D. White, Clerk

Wilber Township—Iosco County
Public Act 188 of 1954 Proceedings—Indian Lake
August 31, 2019

Excerpts of minutes of regular meeting of the township board of the Township of Wilber held at the township hall within the township on August 31, 2019 commencing at 11 o'clock a.m.

RE: Weed Control in Indian Lake, SAD 2019-1.

Members present: Supervisor Mark Nunn, Clerk Robert White, Treasurer Steve Ferguson, and Trustees Sally Krueger and Mary Pingot. Also present were Township Assessor Jessica Landry, and two guests.

The supervisor stated that the order of business was for consideration of extending invasive weed control on Indian Lake. The estimated costs are \$9,225 per year for a period of five years, with the Special Assessment District (SAD) consisting of lakefront parcels on Indian Lake in Wilber Township. Resolution 2019-010: *Establish a Special Assessment District for Weed Control on Indian*

Lake was adopted unanimously by the Wilber Township Board at its regular meeting on August 5, 2019.

The clerk reported that proper notice of the hearing on these matters had been published in the *Iosco County News-Herald* on August 14, 2019 and August 21, 2019 and had been mailed by first-class mail to each property owner within the proposed special assessment district as shown on the current tax rolls of the township on August 12, 2019. Affidavits of the publications and mailings of these notices are on file as part of the records of the meeting.

The supervisor next called for any objections or comments to the petitions for the proposed project, the plans, and the estimate of costs of \$9,225/year for five years, and the proposed special assessment district from within which the costs were to be assessed as described in the notice of the hearing.

There were no questions concerning the project, and no written objections were received or submitted with respect to any of the foregoing.

The two individuals attending the hearing, residents of lakefront property on Indian Lake, expressed their appreciation for, and touted the success of, the previous four years of weed control on Indian Lake by commenting 'that the lake is clear, fishing is great, an abundance of songbirds and waterfowl are in evidence' (loons, several varieties of ducks, and as well, nesting eagles). They also stated that even some of the residents who were initially opposed to the project four years ago are now out fishing 'everyday' and are supportive of the continuance of the weed control.

The following preamble and resolution were, upon motion, submitted by Clerk Robert White and supported by Treasurer Steve Ferguson for adoption:

RESOLUTION ON SPECIAL ASSESSMENT DISTRICT No. 2019-1, WEED CONTROL IN INDIAN LAKE

WHEREAS, the township board of the Township of Wilber adopted Resolution 2019-010: *Establish a Special Assessment District for Weed Control on Indian Lake*, and establish the special assessment district described hereinafter, and accordingly, determined to proceed under the provisions of PA 188 of 1954, as amended, to secure plans and estimates of costs, together with a proposed special assessment district for assessing the costs of the proposed Weed Control on Indian Lake to schedule a public hearing upon the same for this date, and

WHEREAS, the plans, estimates of cost and proposed special assessment were filed with the township clerk for public examination and notice of the within hearing upon the same was published and mailed in accordance with the law and statute provided as shown by the affidavits pertaining thereto on file with the township clerk, and

WHEREAS, in accordance with the aforesaid notices, a hearing was scheduled this 31st day of August, 2019 commencing at 11 o'clock a.m. and all persons given the opportunity to be heard in the matter, and

WHEREAS, as a result of the foregoing, the township board believes the project to be in the best interests of the township and of the district propose to be established therefore;

NOW, THEREFORE BE IT RESOLVED as follows:

1. That the Wilber Township Board does hereby determine that Resolution 2019-010: *Establish a Special Assessment District for Weed Control on Indian Lake* was duly adopted by the township board to continue Control of invasive weeds on Indian Lake, Lake.

2. That this township board does hereby approves the plans for weed control on Indian Lake and the estimate of costs for completion thereof of \$9,225/year for five years.
3. That this township board does hereby create, determine and define as a special assessment district to be known as Weed Control in Indian Lake Special Assessment District 2019-1 within which the costs of such improvements shall be assessed according to benefits, the following described area within said township:

Lakefront Parcels in Indian Lake in Wilber Township

4. That on the basis of the foregoing, this township board does hereby direct the supervisor and assessing officer to make a special assessment roll in which shall be entered and described all parcels of land to be assessed with the names of the respective owners thereof if known, and a total amount to be assessed against each parcel of land which amount shall be the relative portion of the whole sum to be levied against the parcels of land in the special assessment as the benefit to the parcel of and bears to the total benefit to all parcels of land in the special assessment district. When the same has been completed, the supervisor or assessing officer shall affix thereto his certificate stating that it was made pursuant to this resolution and that in making such assessment roll, he has, according to his best judgment, conformed in all respects to the directions contained in this resolution and the applicable state statutes.
5. That all resolutions and parts of resolutions insofar as they conflict with the provisions of the within resolutions be and the same hereby rescinded.

Roll Call Vote	Yes	No	Absent
Mark Nunn	X		
Steve Ferguson	X		
Sally Krueger	X		
Robert White	X		
Mary Pingot	X		
			None

The supervisor declared the motion carried and the resolution adopted.

The supervisor then reported that he, in anticipation of the foregoing resolution, had completed the assessment roll in accordance therewith and had attached thereto his certificate as required by said resolution. The assessment roll was then received and filed with the office of the township clerk.

The following preamble and resolution were then submitted upon motion of Township Clerk Robert White and supported by Treasurer Steve Ferguson for adoption:

RESOLUTION SCHEDULING HEARING ON ASSESSMENT ROLL FOR WEED CONTROL ON INDIAN LAKE, ASSESSMENT DISTRICT NO. 2019-1

WHEREAS, the supervisor and assessing officer of the township have, in accordance with resolution of the township board and the laws and statutes pertinent thereto, prepared a special assessment roll in the total amount of \$9,225/year for five years covering all the parcels of land in the Weed Control In Indian Lake, Special Assessment District No. 2019-1, according to the relation of the benefit to each parcel of land to the total benefit to all parcels of land in such special assessment district and has affixed thereto his certificate as required by said resolution.

NOW, THEREFORE, BE IT HEREBY RESOLVED as follows:

1. That said special assessment roll shall be filed with the township clerk and shall be available for public examination by appointment from the present date until the public hearing upon the same and shall further be examined at such public hearing.
2. That the township board shall meet at 11 o'clock a.m. on September 14, 2019, at the Township Hall located at 3120 Sherman Road, East Tawas, within the township, to review such special assessment roll and hear any objection thereto.
3. That the township clerk has caused notice of such hearing and the filing of such assessment roll to be published twice in the *Iosco County News-Herald*, a newspaper of general circulation in the township prior to the date of the hearing with the first publication being not less than 10 days prior to the hearing and further caused notice of such hearing to be mailed by first-class mail to all owners of property within the Weed Control In Indian Lake Special Assessment District No. 2019-1 as shown on the current assessment roll of the township also at least ten (10) days prior to said hearing, all in accordance with law and statute provided.
4. All resolutions and parts of resolutions insofar as they conflict with the provisions of the within resolution are hereby rescinded.

Roll Call Vote	Yes	No	Absent
Mark Nunn	X		
Steve Ferguson	X		
Sally Krueger	X		
Robert White	X		
Mary Pingot	X		

The supervisor declared the motion carried and the resolution adopted.

CERTIFICATE

The undersigned clerk of the Township of Wilber hereby certifies that the foregoing constitutes a true and complete copy of an excerpt of the minutes of a regular meeting of the township board of the Township of Wilber, Iosco County, Michigan, held on August 31, 2019, at which meeting five (5) members of the township board were present and voted as indicated in said minutes; that said meeting was held in accordance with the Open Meeting Act of the State of Michigan; and the foregoing excerpt contains all material pertinent to the Weed Control in Indian Lake Special Assessment District 2019-1.

Respectfully submitted,

/s/
Robert D. White, Clerk