

Wilber Township—Iosco County
Board of Trustees Special Meeting and Public Hearing for Island Lake Special Assessment
District for Weed Control
September 14, 2019
Proposed Minutes & Excerpts of Same

Call to Order: Supervisor Nunn called the meeting to order at 1:00 pm.

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 one guest.

1st Public Comment: Opened at 1:01

Closed at 1:11

Unfinished Business
New Business:

Public Hearing-Island Lake Special Assessment District for Weed Control: Moved by Krueger, seconded by Pingot to open the public hearing at 1:12. All ayes, motion carried.

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

Moved by Pingot, seconded by Krueger to close the Public Hearing at 1:25 am. All ayes, motion carried.

2nd Public Comment: Opened at 1:25

Closed at 1:26

Moved by Pingot to adjourn the meeting at 1:26

Respectfully submitted,

_____/s/
Robert D. White, Clerk

Wilber Township—Iosco County
Public Act 188 of 1954 Proceedings
September 14, 2019
Special Assessment District 2019-1 Proceedings
Excerpts of Minutes of Special Meeting of the Township Board
Held at the Wilber Township Hall on September 14, 2019

RE: Weed Control and Muck Mitigation in Island Lake, SAD 2019-2.

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 eight guests.

The supervisor stated that the next order of business was the consideration of the assessment roll for Special Assessment District 2019-2 which had been prepared by the supervisor and the assessing officer of the township in accordance with resolution of the township board adopted August 31, 2019 and had been noticed for public hearing for this date.

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

At the request of the supervisor, the clerk presented a proposed assessment roll which had been previously filed with him assessing a portion of the cost of the project on a per parcel basis and all persons present were invited to inspect the same and make comments with respect thereto. A summary of the comments made were as follows:

- *The question was asked as to whether there would be a meeting with the proposed provider as to the nature of the treatment(s). As of now, none are planned. (NOTE: The treatment regimen cannot be determined until after the Biobase Survey, which is scheduled for Year One. Also, the provider has not yet been determined).*
- *A comment was made reminding those present that a few lakefront property owners have already been having some treatments applied for some years now. Therefore, this individual fails to see what the argument(s) against continuing treatments are. He indicated that placards have posted, prior to each treatment, detailing what is being used in them.*
- *Another property owner then tried to distribute such information to those assembled, but was rebuffed by those opposed.*
- *Another question was whether lakefront footage was part of the determination for assessment, and was informed that it was based strictly on a 'per parcel' basis. Parcels that might include more than one lot is still considered just one parcel (a parcel is what a property owner receives a tax bill on).*
- *One lakefront property owner, with property on the east side of the lake near the confluence of Silver Creek, says that in their 20 years there, they have always had sandy beaches.*

After everyone present had given the opportunity to be heard concerning the assessment roll and the board had fully considered the same and all comments made in connection therewith, the following preamble and resolution were offered by Trustee Mary Pingot and supported by Trustee Sally Krueger for adoption by the township board. Roll Call: Krueger, yes; Pingot, yes; Nunn, yes; White, yes. Ferguson, yes. Motion carried.

PREAMBLE AND RESOLUTION

RE: Special Assessment Roll for Special Assessment District No. 2019-2

WHEREAS, the township board of the Township of Wilber, Iosco County, Michigan, after due and legal notice, has conducted a public hearing upon a proposed assessment prepared by the supervisor and assessing officer of the township for the purpose of defraying a portion of the costs of Weed Control in Indian Lake proposed to be accomplished within the Special Assessment District No. 2019-2 as shown on the plans and specifications for such project.

AND WHEREAS, such public hearing was preceded by proper notice in the *Iosco County News Herald*, a newspaper of general circulation in the township, and by first class mail notice to each property owner of record within said district and upon said assessment roll;

AND, WHEREAS, oral comments were received from those present at such public hearing concerning said assessment roll and opportunity to all present to be heard in the matter;

AND WHEREAS, no written were received to said roll and levy (or written objections were received to same);

AND WHEREAS, a record of those present to protest, and of written protests submitted at or before the public hearing was made a part of the minutes of the hearing;

AND WHEREAS, it is the opinion of the township board that no further time should be granted for the consideration of the matter because of time constraints;

AND WHEREAS, the township board has duly inspected the proposed assessment roll and considered all comments thereto and has found the proposed assessment roll to be correct, just and reasonable;

NOW, THEREDORE BE IT RESOLVED as follows:

1. The assessment roll submitted by the supervisor and assessing officer of the township shall hereafter be designated as Weed Control in Indian Lake SAD No. 2019-2 and shall hereby be confirmed as the assessment roll for Special Assessment District No. 2019-2.
2. The assessments in said Wilber Township Special Assessment Roll No. 2019-2 shall be part of the Winter Tax Statements, divided into five (5) equal annual installments of principal, with the first installment to be due on or before February 14, 2020, and the following installments to be due on or before the 14th day of the same month of each and every year thereafter for the ensuing three years (2024). All unpaid installments prior to their transfer to the tax as provided by Michigan Public

Act 188 of 1954, as amended, shall bear interest payable annually on each installment due date at the rate of one (1) percent per annum commencing on the first installment due date hereinbefore set forth. Any payments made before such installment due date shall not bear any interest.

3. Future due installments of an assessment against any parcel of land may be paid to the township treasurer at any time with interest accrued through the month in which the final installment is paid in accordance with Michigan Public Act 188 of 1954, as amended. If any installment of a special assessment is not paid when due, in addition to interest as provided by this section, a penalty at the rate of one (1) percent for each month, or fraction of a month, that the installment remains unpaid before being reported to the township board for reassessment upon the township tax roll, also in accordance with said PA 188.
4. The assessments made in said special assessment roll are hereby ordered and directed to be collected by the township treasurer, and the township clerk shall deliver said special assessment roll to said treasurer with his warrant attached, commanding the treasurer to collect such assessments in accordance with the direction of the township board and said PA 188.
5. All resolutions and parts of resolutions insofar as they conflict with the provisions of this 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 September 14, 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 2019-2.

Respectfully submitted,

_____/s/

Robert D. White, Clerk