

Water Special Assessment District No. 10

TOWNSHIP OF PINCONNING

BAY COUNTY, MICHIGAN

Minutes of a special meeting of the Township Board of the Township of Pinconning, Bay County, Michigan, held at the Pinconning Township Hall, 1751 Cody Estey Road, within the Township, on the 21st day of September, 2010, at 10:00 a.m. Local Time.

PRESENT: Members: Morin, Holbrook, Stalsberg

ABSENT: Members: Trudo

The following preamble and resolution were offered by Member Morin and supported by Member Holbrook.

RESOLUTION NO. 10-07

SPECIAL ASSESSMENT RESOLUTION NO. 2

**DETERMINATION TO MAKE PUBLIC IMPROVEMENTS;  
SUFFICIENCY OF PETITIONS; APPROVAL OF PLANS AND ESTIMATE OF COSTS;  
FINAL DETERMINATION OF SPECIAL ASSESSMENT DISTRICT;  
PREPARATION OF SPECIAL ASSESSMENT ROLL**

WHEREAS, the Township Board of the Township of Pinconning (the "Township"), pursuant to Act 188 of the Public Acts of Michigan of 1954, as amended ("Act 188"), has tentatively declared its intention to proceed on its own determination to make certain public improvements consisting of the acquisition, construction, and financing of an extension of the Township's water system and related appurtenances thereto (the "Improvements") to serve the proposed Water Special Assessment District No. 10 (the "District"), in the Township; and

WHEREAS, after notice duly given by publication on September 1 and September 8, 2010, in the *Pinconning Journal*, and by first class mail on or before September 3, 2010, pursuant to Act 188, the Township Board held a public hearing on September 15, 2010, at the Township Hall in the Township; and

WHEREAS, at said public hearing the Township Board heard and considered objections to the petitions filed, to the proposed Improvements and to all other matters relating to said Improvements.

NOW, THEREFORE, BE IT HEREBY RESOLVED AS FOLLOWS:

1. The Township Board hereby determines that it is necessary and in the best interests of the Township to make and complete the Improvements in accordance with the provisions of Act 188.

2. The term of the District shall extend for a period of 30 years from the date of this resolution.

3. The plans for the Improvements and the estimate of cost in the amount of Six Hundred Ninety-nine Thousand Five Hundred and no/100 Dollars (\$699,500), attached hereto as Exhibit A, are hereby approved.

4. All or part of the cost of the project, currently estimated in the amount of Six Hundred Ninety-nine Thousand Five Hundred and no/100 Dollars (\$699,500), shall be paid by special assessments assessed within the District against the property located in the District and benefitted by the proposed Improvements.

5. The Township Supervisor is hereby directed to make a special assessment roll for the District upon which shall be entered and described all parcels of land to be assessed, the names of the respective record owners of each parcel, if known, and the 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 all parcels of land in the District as the benefit of the parcel of land bears to the total benefit to all parcels of land in the District. The special assessment roll shall be prepared and certified by the Supervisor in accordance with the form set forth in Exhibit B attached hereto.


6. Said special assessment roll, as made and certified by the Township Supervisor, shall be reported to the Township Board and shall be filed in the office of the Township Clerk.

7. All actions heretofore taken by Township officials, employees, and agents with respect to the Improvements and proceedings under Act 188 are hereby ratified and confirmed.

8. All resolutions or parts of resolutions in conflict herewith are hereby rescinded.

AYES: Members: Morin, Halbrook, Stalsberg

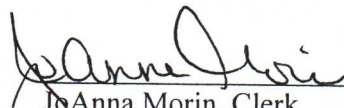
NAYS: Members: \_\_\_\_\_

  
JoAnna Morin, Clerk  
Township of Pinconning

STATE OF MICHIGAN     )  
                                  ) ss.  
COUNTY OF BAY         )

I, JoAnna Morin, the duly qualified and acting Clerk of the Township of Pinconning, Bay County, Michigan (the "Township"), do hereby certify that the foregoing is a true and complete copy of a Resolution adopted by the Township Board of the Township at a special meeting thereof held on the 21st day of September, 2010, the original of which is on file in my office. Public notice of said meeting was given pursuant to and in compliance with Act No. 267, Public Acts of Michigan, 1976, as amended, including in the case of a special or rescheduled meeting, notice by publication or posting at least eighteen (18) hours prior to the time set for the meeting.

IN WITNESS WHEREOF, I have affixed by official signature this 21<sup>st</sup> day of September, 2010.

  
JoAnna Morin, Clerk  
Township of Pinconning



## EXHIBIT A

### TOWNSHIP OF PINCONNING COUNTY OF BAY, MICHIGAN

#### DESCRIPTION OF IMPROVEMENTS

##### WATER SPECIAL ASSESSMENT DISTRICT NO. 10

This project consists of the installation of approximately 15,800 lineal feet of 12-inch water main and related appurtenances thereto to provide adequate service for fire protection and commercial needs. The water main is proposed to be located on the east side of M-13 from Cody Estey Road to Bay Arenac Road at the north end of Bay County.

The estimated cost of the project is:

Construction (including connection, inspection and meter fees)	\$563,220
Contingency	\$ 40,000
Engineering, stake-out, observation, contract administration	\$ 84,000
Township Administrative/Publication Costs	\$ 3,280
Legal fees for issuance of special assessment bonds	\$ 4,000
Bond-related fees and costs (includes out-of-pocket expenses for filing and registration fees)	\$ 500
<u>Legal fees for special assessment proceedings</u>	<u>\$ 4,500</u>
Total Estimated Costs	\$669,500

All or part of this cost shall be spread by special assessment against properties located in Water Special Assessment District No. 10.

**TOWNSHIP OF PINCONNING  
COUNTY OF BAY, MICHIGAN**

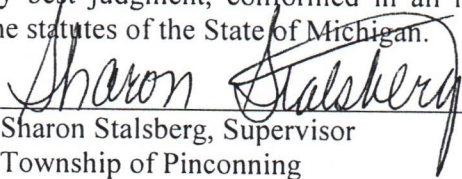
## Special Assessment Roll

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### SUPERVISOR'S CERTIFICATE

I, Sharon Stalsberg, Supervisor of the Township of Pinconning, hereby state that the attached Special Assessment Roll (the "Roll") for Water Special Assessment District No. 10 was made pursuant to a resolution of the Township Board adopted on September 21, 2010, and in making such Roll, I have, according to my best judgment, conformed in all respects to the directions contained in such resolution and the statutes of the State of Michigan.

Date: September 21<sup>st</sup>, 2010.

  
Sharon Stalsberg, Supervisor  
Township of Pinconning

### CERTIFICATE OF CONFIRMATION

I hereby certify that the above Roll was confirmed on September 21<sup>st</sup>, 2010, by resolution of the Township Board of the Township of Pinconning.

Date: Sept 21, 2010.

JoAnna Morin  
JoAnna Morin, Clerk  
Township of Pinconning