

RESOLUTION NO. 4

Township of Pinconning
County of Bay, State of Michigan

Minutes of a regular meeting of the Township Board of the Township of Pinconning, County of Bay, State of Michigan (the "Township"), held on the 8th day of May, 2001, in the Township at 7:00 p.m., prevailing Eastern Time.

PRESENT: Members: Kusterer, Stalsberg, Jacques,
moore, Sabourin

ABSENT: Members: none

The following preamble and resolution were offered by Member Sabourin and supported by Member moore:

WHEREAS, by resolution adopted May 8, 2001, the Township Board of the Township determined to acquire and construct the Water public improvements more particularly hereinafter described and assess the cost thereof to the property benefitted by said improvements, all in accordance with Act 188, Public Acts of Michigan, 1954, as amended; and

WHEREAS, the Supervisor has prepared and reported to the Township Board a special assessment roll assessing the cost of said improvements to the property benefitted thereby, with the Supervisor's certificate attached thereto;

NOW, THEREFORE, BE IT RESOLVED THAT:

1. Said special assessment roll shall be filed with the office of the Township Clerk and shall be available for public examination during regular working hours on regular working days.
2. The Township Board shall meet at 7:00 p.m. on Wednesday, May 30, 2001, in the Township Hall to review said special assessment roll and hear any objection thereto.

3. The Township Clerk shall cause notice of such hearing and the filing of the assessment roll to be published twice in the *Pinconning Journal*, Pinconning, Michigan, a newspaper of general circulation in the Township, prior to the date of the hearing, which first such publication shall be at least ten (10) days before the hearing, and shall cause notice of such hearing to be mailed by first class mail to all record owners of or persons in interest in property in the special assessment district, as shown on the last township tax assessment record of the Township, at least ten (10) full days before the date of said hearing. Said notice as published and mailed shall be in substantially the following form:

NOTICE OF REVIEW OF SPECIAL ASSESSMENT
ROLL FOR WATER SYSTEM IMPROVEMENTS
IN THE TOWNSHIP OF PINCONNING

TO ALL RECORD OWNERS OF OR PERSONS IN
INTEREST IN PROPERTY DESCRIBED
AS FOLLOWS:

(Insert Description from Exhibit B here)

TAKE NOTICE that a special assessment roll has been prepared and is on file in the office of the Township Clerk for public examination. Said special assessment roll has been prepared for the purpose of assessing the cost of the following described improvements to the above property benefitted therefrom:

(Insert Description from Exhibit A here)

TAKE FURTHER NOTICE that the Township Board will meet at 1751 Cody Estey Road, Pinconning, Michigan, at 7:00 p.m., prevailing Eastern Time, on Wednesday, the 30th day of May, 2001, for the purpose of reviewing said special assessment roll and hearing any objections thereto.

TAKE FURTHER NOTICE that appearance and protest at this hearing is required in order to appeal the amount of the special assessment to the State Tax Tribunal if an appeal should be desired. A property owner or party in interest, or his or her agent, may appear in person at the hearing to protest the special assessment or may file his or her appearance by letter delivered to the Township Clerk by 5:00 p.m. on the date of public hearing and his or her personal appearance shall not be required. The property owner or any person having an interest in the property subject to the proposed special assessments may file a written appeal of the special assessment with the State Tax Tribunal within thirty days after confirmation of the special assessment roll if that special assessment was protested at this hearing.

Donald H. Moore
Township Clerk

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

AYES: Members: Kusterer, Stalsberg, Jacques,
Moore, Sabourin

NAYS: Members none

RESOLUTION DECLARED ADOPTED.

Donald H. Moore
Township Clerk



I hereby certify that the foregoing is a true and complete copy of a resolution adopted by the Township Board of the Township of Pinconning, County of Bay, State of Michigan, at a regular meeting held on May 8, 2001, and that said meeting was conducted and public notice of said meeting was given pursuant to and in full compliance with the Open Meetings Act, being Act 267, Public Acts of Michigan, 1976, and that the minutes of said meeting were kept and will be or have been made available as required by said Act.

Donald H Moore
Township Clerk



EXHIBIT A
Public Improvements

MILLER, CANFIELD, PADDOCK AND STONE, P.L.C.

EXHIBIT B
Special Assessment District

DELIB:2111443.2\110855-00002

MILLER, CANFIELD, PADDOCK AND STONE, P.L.C.