

RESOLUTION NO. 3

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., Eastern Daylight Time.

PRESENT: Members: KUSTERER, STALSBERG, JACQUES, MOORE,
SABOURIN

ABSENT: Members: NONE

The following preamble and resolution were offered by Member KUSTERER and supported by Member MOORE:

WHEREAS, this Township Board, pursuant to Act 188, Public Acts of Michigan, 1954, as amended (the "Act"), and after notice to all of the record owners of land in the proposed special assessment district, tentatively declared its intention to undertake certain Water public improvements in the Township, as more particularly described in Exhibit A hereto; and

WHEREAS, the Township Board has caused to be prepared plans showing the public improvements and the location thereof and an estimate of the cost thereof; and

WHEREAS, after due and legal notice, the Township Board has met on August 29, 2000, at 7:00 o'clock p.m., Eastern Daylight Time, and heard all persons in interest therein at said first hearing with respect to the proposed public improvements and the special assessment district;

NOW, THEREFORE, BE IT RESOLVED THAT:

1. The Township Board hereby determines that the public improvements described in Exhibit A attached hereto and made a part hereof are necessary for the health, safety and welfare of the Township and that said public improvements shall be made and completed pursuant to the Act.

2. The Township Board hereby approves the plans and estimate of cost for the public improvements in the total sum of \$3,200,000, as prepared and presented by Wade-Trim, Inc. of Bay City, Michigan. Of the aforesaid total cost of the public improvements, the sum of \$1,377,000 will be spread against the hereinafter named special assessment district pursuant to the Act.

3. The Township Board finally determines that said special assessment district shall consist of all of the lots and parcels of land described in Exhibit B attached hereto and that the existence of said special assessment district shall be maintained until all special assessments payable on the roll hereinafter described, and any bonds issued in anticipation of such special assessments, have been paid.

4. The Township Supervisor is hereby directed to make a special assessment roll in which shall be described all the parcels of land to be assessed as above set forth, with the names of the owners thereof, if known, and the total amount to be assessed against each parcel of land, which amount shall be such relative portion of the whole sum to be levied against all parcels of land in the assessment district as the benefit to such parcel of land bears to the total benefit of all parcels of land in the special assessment district.

5. When the Township Supervisor shall have completed the special assessment roll, the Township Supervisor shall affix thereto a certificate stating that said roll was made pursuant to a resolution of the Township Board of the Township adopted on the date of adoption of this resolution, and that in making the assessment roll the Supervisor has, according to the Supervisor's best judgment, conformed in all respects to the directions contained in said resolution and the statutes of the State of Michigan, and the Supervisor shall then report the special assessment roll, with the certificate attached thereto, to the Township Board.

6. All resolutions and parts of resolutions insofar as they conflict with the provisions of this resolution be and they 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

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

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