

**KOCHVILLE TOWNSHIP
SAGINAW COUNTY, MICHIGAN**

RESOLUTION NO. 19-06

A RESOLUTION DETERMINING THAT PURSUANT TO MCL § 41.723(B) LESS THAN TWENTY PERCENT (20%) OF THE RECORD OWNERS OF LAND WITH TOTAL FRONTAGE OF THE PROJECT IN THE PROPOSED SPECIAL ASSESSMENT DISTRICT OBJECTED TO THE INSTALLATION OF SIDEWALKS AND ASSOCIATED APPURTENANCES TO FILL IN THE GAPS WITHIN THE EXISTING SIDEWALKS ALONG THE WEST SIDE OF BAY ROAD FROM 335 FEET NORTH OF TEMPLE COURT TO TITTABAWASSEE ROAD, ALONG THE NORTH SIDE OF TITTABAWASSEE ROAD FROM BAY ROAD TO BUEKER DRIVE, ALONG THE EAST AND SOUTH SIDES OF BUEKER DRIVE FROM TITTABAWASSEE ROAD TO BAY ROAD, AND ON THE EAST SIDE OF HAMPTON PLACE JUST NORTH OF TRAUTNER ROAD; APPROVING THE PLANS FOR THE IMPROVEMENTS AS PREPARED BY SPICER GROUP AND ITS ESTIMATE OF COST FOR COMPLETION THEREOF TOTALING \$210,000.00; WHICH COSTS OF SUCH IMPROVEMENTS SHALL BE ASSESSED ACCORDING TO THE BENEFITS AGAINST PARCEL NUMBERS: 18-13-4-34-1008-013; 18-13-4-34-1008-005; 18-13-4-34-4007-000; 18-13-4-35-4002-014; 18-13-4-34-4010-000; 18-13-4-34-4004-006; 18-13-4-34-4001-001; 18-13-4-34-4008-001; 18-13-4-34-4011-000; 18-13-4-34-4016-000; 18-13-4-34-4017-000; 18-13-4-34-4012-000; AND 18-13-4-34-4006-004 (“ASSESSMENT DISTRICT”), ALONG WITH THE KOCHVILLE DOWNTOWN DEVELOPMENT AUTHORITY ALSO CONTRIBUTING TO THE IMPROVEMENTS; AND DIRECTING THE SUPERVISOR AND ASSESSING OFFICER TO MAKE A SPECIAL ASSESSMENT ROLL STATING THE TOTAL AMOUNT TO BE ASSESSED AGAINST EACH PARCEL OF LAND

WHEREAS, on motion of the township board, as authorized by 1954 PA 188 and 1931 PA 246, as amended, the Township Board proposes the installation of sidewalks and associated appurtenances to fill in the gaps within the existing sidewalks along the west side of Bay Road from 335 feet north of Temple Court to Tittabawassee Road, along the north side of Tittabawassee Road from Bay Road to Bueker Drive, along the east and south sides of Bueker Drive from Tittabawassee Road to Bay Road, and on the east side of Hampton Place just north of Trautner Road (“Improvements”);

WHEREAS, after a public hearing held on Monday, March 18, 2019, and receiving objections pursuant to MCL § 41.723(b) from less than twenty percent (20%) of the record owners of land with total frontage of the project in the proposed special assessment district the Township Board desires to move forward with the proposed Improvements;

WHEREAS, the Township Board hereby approves the proposed plans of the Improvements as presented by the Spicer Group;

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

WHEREAS, the Township Board received and hereby approves Spicer Group’s estimate of the cost of the proposed Improvements is Two Hundred Ten Thousand Dollars (\$210,000.00);

WHEREAS, the Township Board is hereby declaring its intent to proceed with the installation of sidewalks and associated appurtenances to fill in the gaps within the existing sidewalks along the west side of Bay Road from 335 feet north of Temple Court to Tittabawassee Road, along the north side of Tittabawassee Road from Bay Road to Bueker Drive, along the east and south sides of Bueker Drive from Tittabawassee Road to Bay Road, and on the east side of Hampton Place just north of Trautner Road;

WHEREAS, the Township Board designates the special assessment district against the costs of the improvements is to be assessed as 2019 DDA – Sidewalk Project, which shall include the following parcel numbers: 18-13-4-34-1008-013; 18-13-4-34-1008-005; 18-13-4-34-4007-000; 18-13-4-35-4002-014; 18-13-4-34-4010-000; 18-13-4-34-4004-006; 18-13-4-34-4001-001; 18-13-4-34-4008-001; 18-13-4-34-4011-000; 18-13-4-34-4016-000; 18-13-4-34-4017-000; 18-13-4-34-4012-000; and 18-13-4-34-4006-004;

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 proposed to be established therefore; and

NOW, THEREFORE, BE IT HEREBY RESOLVED as follows:

1. After a public hearing held on Monday, March 18, 2019, and receiving objections pursuant to MCL § 41.723(b) from less than twenty percent (20%) of the record owners of land with total frontage of the project in the proposed special assessment district the Township Board hereby approves to move forward with the proposed Improvements.

2. The Township Board does hereby approve the plans for the Improvements as prepared and presented by Spicer Group and its estimate of costs for the completion thereof of \$210,000.00.

3. The Township Board does hereby create, determine and define as a special assessment district to be known as the 2019 DDA – Sidewalk Project, which shall include the following parcel numbers: 18-13-4-34-1008-013; 18-13-4-34-1008-005; 18-13-4-34-4007-000; 18-13-4-35-4002-014; 18-13-4-34-4010-000; 18-13-4-34-4004-006; 18-13-4-34-4001-001; 18-13-4-34-4008-001; 18-13-4-34-4011-000; 18-13-4-34-4016-000; 18-13-4-34-4017-000; 18-13-4-34-4012-000; and 18-13-4-34-4006-004 within which the costs of such improvements shall be assessed according to benefits.

4. That on the basis of the foregoing, the Township Board does hereby direct the supervisor and assessing officer to create a proposed special assessment roll with 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 the parcels in the special assessment district and provide notice of the proposed assessment to the owners of land with frontage in the proposed special assessment district and any other notice required in accordance with law.

5. The Township Board hereby directs that a public hearing on the proposed assessment roll be held on April 15, 2019, at 7:00 p.m., local time.

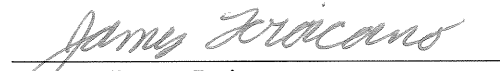
6. That all resolutions and parts of resolutions insofar as they conflict with the provisions of the within resolutions be and the same are hereby rescinded.


The foregoing resolution was offered by board member Trustee Thon and seconded by board member Supervisor Loiacano.

Upon roll call vote, the following voted "Aye": Supervisor Loiacano, Clerk Machata, Treasurer Knowlton, Trustee Ferrell and Trustee Thon

The following voted "Nay": None


The supervisor declared the motion carried and the resolution duly adopted.


James Loiacano
Supervisor of Kochville Township


Kevin Machata
Clerk of Kochville Township

CERTIFICATE

I, Kevin Machata, Clerk of Kochville Township, do hereby certify the foregoing to be a true copy of a resolution adopted by the Kochville Township Board at its meeting held on March 18, 2019, which was held in accordance with the Michigan Open Meetings Act.


Kevin Machata
Clerk of Kochville Township