

Public Act 188 of 1954 Proceedings

Minutes of the meeting of the Township Board of the Township of Chassell held at the Township Hall within the Township on December 12, 2018, commencing at 7:00 p.m.

Members Present: Dave Mattson, Ryan Kuntze, Lynn Gierke

Members Absent: Kelly Holmes, Dan Palosaari

The Supervisor stated that the next order of business was the consideration of the plans for the eradication and control of the Eurasian Milfoil, the estimate of costs for the project, the special assessment district proposed to be created for the recovery of such costs and the objections to the same.

The Supervisor next called for any objections or comments to the petitions for the project, the proposed improvements, the plans therefore, the estimate of costs of eradication and control of the Eurasian Milfoil and the proposed special assessment district within which costs were to be assessed as described in the notice of the hearing.

The Clerk reported that proper notice of the hearing on these matters had been published in the Daily Mining Gazette on November 30, 2018 and December 5, 2018, and had been mailed by first-class mail to each property owner within the proposed assessment district as shown on the current tax rolls of the Township on November 28, 2018. Affidavits of the publications and mailing of these notices are to be filed as a part of the record of the meeting.

Support

Objections were tallied with respect to the district and found to be less than 20% of the total area in the proposed special assessment district.

After some further discussion, the following preamble and resolution were, upon motion, submitted by Lynn Gierke and supported by Dave Mattson for adoption:

**RESOLUTION ON ESTABLISHMENT OF EURASIAN MILFOIL SPECIAL  
ASSESSMENT DISTRICT, No. 1.**

WHEREAS, the Township Board of the Township of Chassell previously determined to proceed under the provisions of PA 188 of 1954, as amended, to secure plans and estimates of cost together with a proposed special assessment district for assessing the costs of the proposed special assessment, to tentatively establish the Eurasian Milfoil Special Assessment District, and to schedule a public hearing upon the same for this date, and

WHEREAS, the plans, estimates of cost and proposed special assessment district were filed with the Township Clerk for public examination and notice of the within 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, and

WHEREAS, in accordance with the aforesaid notices, a hearing was scheduled this 12th day of December, 2018, commencing at 7:00 o'clock p.m. and all persons given the opportunity to be heard in the matter, and

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;

NOW, THEREFORE, BE IT HEREBY RESOLVED as follows:

1. That this Township Board does hereby approve the plans and estimates for the eradication and control of the Eurasian Milfoil, as prepared and presented by the Eurasian Milfoil Committee and its estimate of costs for the completion thereof, in the amount of \$94,100.00, to be allotted over 5 years.
2. That this Township Board does hereby create, determine, and define as a special assessment district to be known as the Eurasian Milfoil Special Assessment District No. 1, consisting of all properties in Chassell Township with frontage on Pike Bay and/or the western shore of Portage Lake, up to the north end of Lakeshore Drive, including address 43002 Lakeshore Drive, within which the costs of such improvements shall be assessed according to benefits.
3. That on the basis of the foregoing, this Township Board does hereby direct the Supervisor and assessing officer to make a special assessment roll in which shall be entered and described all the parcels of land to be assessed with the names of the respective owners thereof, if known, and a 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 of land in the special assessment district as the benefit to the parcel of land bears to the total benefit to all the parcels of land in the special assessment district. When the same has been completed, the Supervisor shall affix thereto his certificate stating that it was made pursuant to this Resolution and that in making such assessment roll, he has, according to his best judgment, conformed in all respects to the directions contained in this Resolution and the applicable state statutes.

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

Upon roll call, the following voted "Aye:" Dave Mattson, Lynn Gierke

The following voted "Nay:" Ryan Kuntze

The Supervisor declared the motion carried and the Resolution duly adopted.

The following preamble and resolution were then submitted upon motion of Dave Mattson and supported by Lynn Gierke for adoption:

RESOLUTION SCHEDULING HEARING ON ASSESSMENT ROLL FOR EURASIAN  
MILFOIL SPECIAL ASSESSMENT DISTRICT NO. 1

WHEREAS, the Supervisor and assessing officer of the Township have, in accordance with Resolution of the Township Board and the laws and statutes pertinent thereto, prepared special assessment roll in the total amount of \$94,100.00 covering all the parcels of land in the EURASIAN MILFOIL SPECIAL ASSESSMENT DISTRICT NO. 1, according to the relation of the benefit to each parcel of land to the total benefit to all parcels of land in such special assessment district and has affixed thereto his certificate as required by said Resolution.

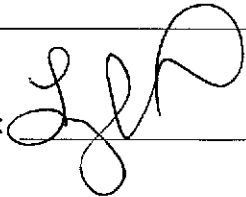
NOW, THEREFORE, BE IT HEREBY RESOLVED as follows:

1. That said special assessment roll shall be filed with the Township Clerk and shall be available for public examination during regular working hours of regular working days from the present date until the public hearing upon the same and shall further be examined at such public hearing.
2. That the Township Board shall meet at 7:00 o'clock p.m. on January 9, 2019, at the Chassell Township Hall located at 41950 Willson Memorial Drive, Chassell, Michigan 49916, within the Township, to review such special assessment roll and hear any objections thereto.
3. That the Township Clerk shall cause notice of such hearing and the filing of such assessment roll to be published twice in the Daily Mining Gazette, a newspaper of general circulation in the Township prior to the date of the hearing with the first publication being not less than ten (10) days prior to the hearing and shall further cause notice of such hearing to be mailed by first-class mail to all owners of or persons interested in property within the Eurasian Milfoil Special Assessment District No. 1, as shown on the current assessment roll of the Township also at least ten (10) days prior to said hearing, all in accordance with law and statute provided.

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

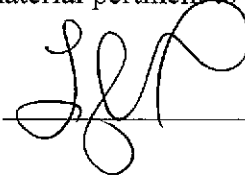
Upon roll call, the following voted "Aye:" Dave Mattson, Lynn Gierke,  
Ryan Kuntze

The following voted "Nay:" \_\_\_\_\_

Township Clerk Signature: 

**CERTIFICATE**

The undersigned Clerk of the Township of Chassell 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 Chassell, Houghton County, Michigan, held on December 12, 2018, at which meeting all members of the Township Board were present and voted as indicated in said minutes; that said meeting was held in accordance with the Open Meetings Act of the State of Michigan; and the foregoing excerpt contains all material pertinent to the Eurasian Milfoil Special Assessment District No. 1.

Township Clerk Signature: 

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AFFIDAVIT OF MAILING

State of Michigan )  
 ) : s.s.  
County of Houghton )

I, Lynn Gierke, being duly sworn, depose and say that I supervised for mailing and mailed by first-class mail, on November 28, 2018, a notice of hearing, a true copy of which is attached hereto and made a part of hereof, to each owner of or party in interest in property located within the special assessment district described in the attached notice, whose name appears upon the last local tax assessment record for ad valorem tax purposes, which has been reviewed by the local assessor as supplemented by any subsequent changes in the names or addresses of such owners or parties listed thereon. Said notice were mailed at the United States Post Office receptacle in Chassell, Michigan, on said date; that said notice referred to a hearing scheduled for December 12, 2018 at 7:00 p.m. before the Chassell Township board.

Township clerk signature: [Signature]

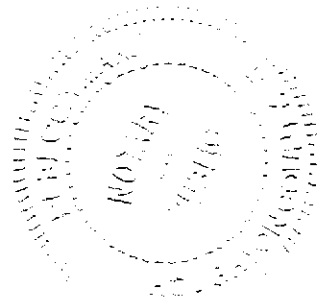
Subscribed and sworn to before me this 17 day of December, 2018

Notary public: Rebecca Maki

Houghton County, Michigan

My commission expires: 9-10-23

REBECCA MAKI  
NOTARY PUBLIC - STATE OF MICHIGAN  
COUNTY OF HOUGHTON  
My Commission Expires September 10, 2023  
Acting in the County of Houghton





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