

**TOWNSHIP OF GERRISH
(Roscommon County, Michigan)**

RESOLUTION NO. 2022-06-14-01

**TENTATIVE DECLARATION OF INTENT TO MAKE PUBLIC IMPROVEMENTS;
TENTATIVE DESIGNATION OF SPECIAL ASSESSMENT DISTRICT;
NOTICE OF PUBLIC HEARING**

At a regular meeting of the Gerrish Township Board, Roscommon County, Michigan held at the Gerrish Township Hall, 2997 E. Higgins Lake Drive, Roscommon, Michigan 48653, on the 14th day of June 2022 at 7:00 pm.

PRESENT: Supervisor Udy, Treasurer Tulgetske, Trustee Oppy, Trustee Newton,

Clerk Squires

ABSENT: none

The following resolution was offered by Member Supervisor Udy and supported by Member Treasurer Telgetske.

WHEREAS, the Gerrish Lyon Utility Authority (the “GLUA”) was established by the Townships of Lyon and Gerrish to explore the possibility of acquiring, owning, improving, enlarging, extending or operating a sewer service or system to address wastewater collection and treatment and declining water quality in or near Higgins Lake;

WHEREAS, Higgins Lake is a critical asset to Gerrish Township, including its residents and the community at-large. Acting to prevent further decline in the health and water quality of Higgins Lake is critical to protecting the public health, safety, and general welfare of the persons and property in the Township;

WHEREAS, pursuant to Act 188 of the Public Acts of Michigan of 1954, as amended (“Act 188”), as well as other statutory authority, the Township Board may initiate and carry out sanitary sewer and water system improvements, and finance the same by the levy of special assessments against benefiting properties within a special assessment district in the Township;

WHEREAS, the Township Board has received a preliminary plan, dated May 5, 2022, showing proposed sanitary sewer and water system improvements near or around Higgins Lake, and an estimate of the costs of the same at approximately \$79,560,000;

WHEREAS, there exists a need for certain public improvements in the Township near or around Higgins Lake as described in *Exhibit A* attached hereto and Act 188 provides the means to finance the improvements;

WHEREAS, the Township Board shall hold a public hearing on July 25th, 2022, to hear and

consider objections to the proposed improvements and the special assessment district tentatively designated around Higgins Lake;

WHEREAS, the Board has decided to tentatively declare its intention to proceed with the proposed public improvements, either directly or through the GLUA, pursuant to Act 188; and

WHEREAS, in the event written objections to the improvements are filed that satisfy the requirements of Act 188, the Township Board shall not proceed with the improvements, until petitions are filed with the Township Board by record owners of land constituting more than 50% of the total land area in the special assessment district as finally established by the Township Board.

NOW, THEREFORE, BE IT RESOLVED by the Township Board of Gerrish Township, Roscommon County, Michigan, as follows:

1. The Township Board intends to proceed pursuant to Act 188 to make the public improvements described in the Notice of Public Hearing attached as *Exhibit A* hereto, showing proposed sanitary sewer and water system improvements near or around Higgins Lake, either directly or through the GLUA.
2. The Township Board has authorized the preparation of plans showing the proposed improvements, their location and an estimate of the costs thereof in the amount of \$79,560,000. The preliminary plans and the estimate of costs have been filed with the Township Clerk. The plans and estimate of costs are available for public inspection at the Township Hall, located at 2997 E. Higgins Lake Drive, Roscommon, Michigan 48653, during normal business hours.
3. The Township Board hereby tentatively designates a special assessment district known as the "Gerrish Township Sewer Special Assessment District No. 1", consisting of certain parcels of property shown in the Notice of Public Hearing attached hereto as *Exhibit A*, and against which parcels all or a portion of the cost of the proposed improvements shall be assessed.
4. The Township Board shall hold a public hearing on July 25th, 2022, at 7:00 p.m. at the Township Hall located at 2997 E. Higgins Lake Drive, Roscommon, Michigan 48653, to hear and consider objections to the proposed improvements and the special assessment district tentatively designated herein.
5. The Township Clerk shall cause to be published a Notice of the Public Hearing, in a form substantially similar to *Exhibit A*, in *The Houghton Lake Resorter*, a newspaper of general circulation within the Township, at least two (2) times prior to the public hearing, with the first publication at least ten (10) days prior to the public hearing. Proofs of publication of such notice shall be filed with the Township Board.
6. The Township Clerk, at least ten (10) days prior to the date of the public hearing, shall send the same Notice of the Public Hearing by first class mail addressed to each record owner

of, or party in interest in, each property to be assessed, at the address shown for such owner or party in interest upon the last township tax assessment records (the last assessment roll for ad valorem tax purposes that was reviewed by the Township Board of review), as supplemented by any subsequent changes in the names or addresses of the owners or parties listed therein, except in the case of railroad companies, which shall be mailed a Notice of the Public Hearing by registered mail within five (5) days after the first publication of the notice described in Paragraph 5 above.

If a record owner's name does not appear on the Township tax assessment records, then notice shall be given by first-class mail addressed to the record owner at the address shown by the records of the county register of deeds at least ten (10) days before the date of the hearing.

7. This resolution is initiating a new project and therefore objections and petitions objecting to prior projects will not be considered as objections to this new project.

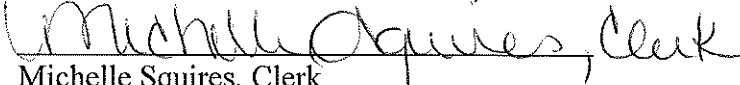
All resolutions or parts of resolutions in conflict herewith shall be and the same are hereby rescinded.

YEAS: Supervisor Udy, Trustee Newton, Trustee Oppy, Clerk Squires, Treasurer
Tulgetske

NAYS: NONE

ABSTAIN: _____

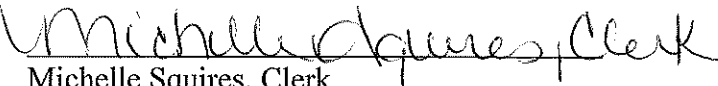
RESOLUTION DECLARED ADOPTED.


Michelle Squires, Clerk

CERTIFICATION

I, Michelle Squires, hereby certify that the foregoing is a true and complete copy of a resolution adopted by the Township Board of the Township of Gerrish at a meeting held on June 14, 2022, and that public notice of said meeting was given pursuant to Act 267, Public Acts of Michigan, 1976, 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.

Dated: June 14, 2022


Michelle Squires, Clerk

**TOWNSHIP OF GERRISH
(Roscommon County, Michigan)**

RESOLUTION NO. 2022-06-14-02

**RESOLUTION CONCERNING THE TOWNSHIP'S TENTATIVE DECLARATION OF
INTENT TO MAKE PUBLIC IMPROVEMENTS AROUND HIGGINS LAKE**

At a regular meeting of the Gerrish Township Board, Roscommon County, Michigan held at the Gerrish Township Hall, 2997 E. Higgins Lake Drive, Roscommon, Michigan 48653, on the 14th day of June 2022 at 7:00 pm.

PRESENT: Supervisor Udy, Treasurer Tulgetske, Trustee Oppy, Clerk Squires, Trustee
Newton

ABSENT: none

The following resolution was offered by Member Trustee Newton and supported by Member Trustee Oppy.

WHEREAS the Gerrish Lyon Utility Authority (the "GLUA") was established by the Townships of Lyon and Gerrish to explore the possibility of acquiring, owning, improving, enlarging, extending, or operating a sewer service or system to address declining water quality in or near Higgins Lake.

WHEREAS, Higgins Lake is a critical asset to Gerrish Township, including its residents and the community at-large. Acting to prevent further decline in the health and water quality of Higgins Lake is critical to protecting the public health, safety, and general welfare of the Township's persons and property.

WHEREAS, pursuant to Act 188 of the Public Acts of Michigan of 1954, as amended ("Act 188"), as well as other statutory authority, the Township Board may initiate and carry out sanitary sewer and water system improvements and finance the same by the levy of special assessments against benefiting properties within a special assessment district in the Township.

WHEREAS, the Township Board has received a preliminary plan, dated May 5, 2022, showing proposed sanitary sewer and water system improvements near or around Higgins Lake, and an estimate of the costs of the same at approximately \$79,560,000.

WHEREAS the Board is sensitive to its residents' concerns concerning the affordability of the special assessment on benefited properties considering the estimated costs thereof, and the Board desires to enable the improvements to be made at a reasonable cost so as not to impose an unreasonable hardship on the benefited properties and property owners.

WHEREAS, pursuant to Resolution No.2022-06-14-01, the Board has decided to tentatively

declare its intention to proceed with the proposed public improvements, either directly or through the GLUA, pursuant to Act 188. However, the Township desires to seek additional state, federal or other funding to supplement the funds that would be obtained by special assessment in an effort reduce the portion of costs to be assessed against benefitted properties and property owners.

WHEREAS, the Township has reason to believe that external state or federal funding opportunities available this year are greater than what may or may not be available in coming years due to existing infrastructure funds available from a variety of sources; and

WHEREAS, to the extent supplementary funding is not received, and, therefore, costs cannot be made reasonable for those to be served by the project, the Board will reevaluate the feasibility of the project.

NOW, THEREFORE, BE IT RESOLVED by the Township Board of Gerrish Township, Roscommon County, Michigan, as follows:

1. The Township Board intends to proceed under Resolution 2022-06-14-01 for the purpose of allowing the Township or the GLUA to file requests for external funding for the proposed improvements. In the event supplementary funding is not obtained, the Township Board will not proceed forward unless it reevaluates the feasibility of the proposed improvements to ensure the costs to be allocated by special assessment are reasonable.

YEAS: Supervisor Udy, Clerk Squires, Trustee Newton, Treasurer Tulgetske, Trustee Oppy

NAYS: none

ABSTAIN: none

RESOLUTION DECLARED ADOPTED.


Michelle Squires, Clerk

CERTIFICATION

I, Michelle Squires, hereby certify that the foregoing is a true and complete copy of a resolution adopted by the Township Board of the Township of Gerrish at a meeting held on June 14, 2022, and that public notice of said meeting was given pursuant to Act 267, Public Acts of Michigan, 1976, 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.

Dated: June 14, 2022


Michelle Squires, Clerk