

**RESOLUTION 2022.04/430**

**CITY OF BUCHANAN**

**COUNTY OF BERRIEN, MICHIGAN**

At a regular meeting of the City Commission of the City of Buchanan, County of Berrien, State of Michigan (the "City"), held Monday, April 11, 2022.

**PRESENT:**

**ABSENT:**

The following resolution was offered by Commissioner \_\_\_\_\_ and seconded by Commissioner \_\_\_\_\_.

**RESOLUTION TO NEGOTIATE THE SUMMER SCHOOL TAX COLLECTION FEE**

**WHEREAS**, the City agrees to collect the total summer school taxes as certified by the School District for the levy on July 1, 2022 for property located within the City; and

**WHEREAS**, the School District agrees to pay City costs of assessment and collection in the negotiated amount; and

**WHEREAS**, no later than June 1, 2022, the School District shall certify to the Treasurer, or designee the school millage to be levied on property for summer school tax collection in 2022; now, therefore,

**BE IT RESOLVED**, that the Treasurer, or designee is authorized and directed to negotiate with the School District on behalf of the City of Buchanan: for the reasonable expenses for collection of the district's summer property tax levy that the City may bill under MCLA 380.1611. Any such proposed agreement shall be brought before the City Commission for its approval.

**ADOPTED** this 11<sup>th</sup> day of April 2022.

\_\_\_\_\_  
Sean Denison, Mayor

\_\_\_\_\_  
Kalla Langston, City Clerk

**CERTIFICATION**

I hereby certify that the foregoing is a true and complete copy of a resolution adopted by the City Commission of the City of Buchanan, County of Berrien, State of Michigan, at a meeting held on April 11, 2022, the original of which is on file in my office and available to the public. Public notice of said meeting was given pursuant to and in compliance with the Open Meetings Act, Act No. 267 of the Public Acts of Michigan of 1976,

\_\_\_\_\_  
Kalla Langston, Buchanan City Clerk

Memo to: City Commission

From: Courtney Baham *CJB*  
Bookkeeper

Date: April 11, 2022

Subject: Resolution 2022.04/XXX  
2022 Summer School Tax Collection

Attached please find Resolution 2022.04/XXX, as well as copies of resolutions from Buchanan Community Schools, Lake Michigan College and an email confirmation from Berrien RESA. The school's resolutions ask the City to collect the various school property taxes for the 2022 summer collection cycle.

With the Commission approval to collect the 2022 school taxes, staff will begin negotiating a per parcel charge for this service with each school district. All City costs associated with this service will be used to determine a reasonable per parcel charge.



Superintendent of Schools  
Phone: 269-695-8401  
Fax: 269-695-8450

401 West Chicago Street  
Buchanan, Michigan 49107

December 14, 2021

Mrs. Stephanie Powers  
Buchanan Treasurer  
302 N. Redbud Trail  
Buchanan, MI 49107

Dear Mrs. Powers:

Enclosed is a copy of a resolution of the Board of Education of Buchanan Community Schools, Berrien County, Michigan, whereby the Board, pursuant to statute, has determined to impose a summer property tax levy in 2022 of all school district property taxes, including debt service.

The Board of Education requests that the City of Buchanan collect the district's summer school property taxes. If the City agrees to do so, please contact Mrs. Carrie Brunsting, Business Office Specialist, for the purpose of negotiating an agreement for the reasonable expenses for the collection of the district's summer tax levy. If the City will not agree to collect the district's summer tax levy, please notify the Board of Education so other arrangements may be made.

If an agreement cannot be reached within 30 days, the district may agree to have its summer tax levy collected by the county treasurer or may collect the taxes itself.

Sincerely,

A handwritten signature in blue ink that reads "Michelle Munyon". The signature is written in a cursive style and is positioned above a horizontal line.

Michelle Munyon  
Executive Assistant to Superintendent

Enclosures: Buchanan Community Schools  
Berrien County Michigan, Annual Resolution

Cc: Kelly Laesch,  
Secretary, Buchanan Board of Education

Carrie Brunsting,  
Business Office Specialist

Annual Summer Tax Resolution

A special meeting of the board of education of the District (the "Board") was held in the Buchanan High School Auditorium, within the boundaries of the District, on the 13<sup>th</sup> day of December, 2021, at 6:02 o'clock in the p.m. (the "Meeting")

The meeting was called to order by Harvey Burnett, President.

Present: C. Lee, K. Berry, C. Carlson, K. Laesch, S. Carlin, R. Writer, H. Burnett

Absent: None.

The following preamble and resolution were offered by Member Ruth Writer and supported by Member Chris Lee:

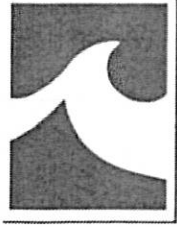
**WHEREAS**, this Board previously adopted a resolution to impose a summer tax levy to collect 100% of annual school property taxes, including debt service, upon property located within the District and continuing from year-to-year until specifically revoked by the Board.

**NOW, THEREFORE, BE IT RESOLVED THAT:**

1. The Board, pursuant to 1976 PA 451, as amended (the Revised School Code), invokes for 2022 its previously adopted ongoing resolution imposing a summer tax levy of all of annual school property taxes, including debt service, upon property located within the District and continuing from year-to-year until specifically revoked by the Board and requests that each city and/or township in which the District is located collect those summer taxes.

2. The Superintendent or designee is authorized and directed to forward to the governing body of each city and/or township in which the District is located a copy of this Board's resolution imposing a summer property tax levy on an ongoing basis and a copy of this resolution requesting that each such city and/or township agree to collect the summer tax levy for 2022 in the amount specified in this resolution. Such forwarding of the resolutions and the request to collect the summer tax levy shall be performed so that they are received by the appropriate governing bodies before January 1, 2022.

3. Pursuant to and in accordance with Section 1613(1) of the Revised School Code, the Superintendent or designee is authorized and directed to negotiate on behalf of the District with the governing body of each city and/or township in which the District is located for the reasonable expenses for collection of the District's summer tax levy that the city and/or township may bill under MCL 380.1611 or MCL 380.1612. Any such proposed agreement shall be brought before this Board for its approval or disapproval.



# LAKE MICHIGAN C O L L E G E

February 21, 2022

Stephanie Powers  
City of Buchanan  
302 Red Bud Trail North  
Buchanan, Michigan 49107

Dear Ms. Powers,

The Board of Trustees of Lake Michigan College, pursuant to statute, hereby impose a summer property tax levy in 2022 of all the District's property taxes, including debt service, upon property located within the District. Enclosed you will find a copy of the official Board resolution authorizing the levy.

We are again requesting your assistance in the collection of the summer tax. If your village, township or city does not collect summer taxes, please notify us in writing as soon as possible. If your village, township or city does collect summer taxes, please forward any changes by the contact means below that will need to be incorporated into the 2022 agreement.

Thank you very much for your time,

Mark Fry  
Accountant  
2755 East Napier Avenue  
Benton Harbor, Michigan 49022-1899  
Phone 269-927-8625  
[mfry@lakemichigancollege.edu](mailto:mfry@lakemichigancollege.edu)

Attachment

## RESOLUTION

WHEREAS, Act 331, Public Acts of Michigan, 1966, provides that a community college district may determine, by resolution, to impose a summer property tax levy, of one-half or all of its annual property taxes, including debt service, in the same manner and at the same time as school district and intermediate school district taxes are being collected by the city or township in accordance with the School Code, which resolution may be applicable until revoked by the Board of Trustees; and

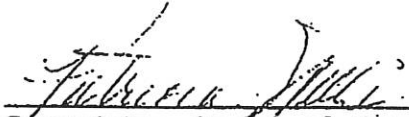
WHEREAS, this Board has determined that it would be in the best interest of this District to impose a summer property tax levy to collect all of the District's property taxes, including debt service; and

WHEREAS, certain procedural steps must be taken by this Board in connection with the imposition of and the manner in which a summer property tax levy shall be made and collected:

NOW, THEREFORE BE IT RESOLVED THAT:

1. This Board hereby imposes a summer property tax levy of all of the District's property taxes, including debt service upon property located within the District, beginning with 1989 and continuing from year to year until specifically revoked by this Board of Trustees.
2. The Secretary of this Board is authorized and directed to forward a copy of this resolution to the governing body of each city and/or township in which this district is located, together with this Board's request that each city and township agree to collect the summer tax levy for the ensuing year in the amount as specified in this resolution, in the townships the collection to be in the same manner and at the same time as the township is collecting school or intermediate school district taxes.
3. The President or her designee is authorized and directed to negotiate on behalf of this District with the governing body of each city and/or township in which the District is located for the reasonable expenses for collection of the District's summer property tax levy that the city and/or township may bill under MCLA 380.1611 or MCLA 380.1612. Any such proposed agreement shall be brought before this Board for its approval or disapproval.
4. If no agreement can be reached between this Board and any city or township within the time limits set forth in said Act 451, this Board shall then take such further action as is required and/or permitted under said Act 451.

5. This resolution is hereby declared to be effective for each subsequent year unless expressly rescinded or amended by this Board.

  
Secretary, Board of Trustees

lm/resol2

December 8, 1988