

**2023-323 SPECIAL ASSESSMENT
(2023 South West Gladstone Paving Project)**

RESOLUTION NO. 2023-10-SAD-02

City of Gladstone
County of Delta, State of Michigan

Minutes of a regular meeting of the City Commission of the City of Gladstone, County of Delta, State of Michigan, held in the Commission Chambers of the City on July 10, 2023, at 6:00 p.m., Eastern Daylight Time.

PRESENT:

ABSENT:

The following preamble and resolution were offered by Commissioner _____ and supported by Commissioner _____:

WHEREAS, the City of Gladstone, County of Delta, State of Michigan (the “City”), through its City Clerk, pursuant to Chapter XI of the City Charter, did cause legal and due notice of a public hearing to be mailed to property owners and published in a newspaper of general circulation in the City; and

WHEREAS, the City Commission met and conducted said public hearing on July 10, 2023, at 6:00 p.m., Eastern Daylight Time as provided in the notice; and

WHEREAS, the City Commission desires to proceed with the proposed public improvements described in Exhibit A hereto; and

WHEREAS, the City Commission is prepared to approve the special assessment district described in Exhibit B hereto as amended with corrections presented at the July 10, 2023 public hearing.

NOW, THEREFORE, BE IT RESOLVED THAT:

1. The City Commission 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 City and that said public improvements shall be made and completed.

2. The City Commission hereby approves the plans and estimate of cost for the public improvements in the total sum of \$270,581 as prepared and presented by City of Gladstone Public Works Department. Of the total cost for the public improvements, \$113,160 shall be spread against the hereinafter named special assessment district.

3. The City Commission finally determines that said special assessment district shall consist of all of the lots and parcels of land described in Exhibit B as corrected and attached hereto, that the district shall be designated as the “South West Gladstone Paving Project” Special Assessment District”, and that the existence of said special assessment district shall be maintained until all special assessments payable on the special assessment roll hereinafter described, and any bonds issued in anticipation of such special assessments, have been paid.

The City Commission determines that the assessment shall be according to frontage, and that the assessor shall assess to each lot or parcel of land such relative portion of the whole amount to be levied as to the length or front of such premises abutting upon the improvement bears to the whole frontage of all lots to be assessed, unless on account of the shape or size of any lot, an assessment for a different number of feet would be more equitable.

4. The City Commission determines that the number of installments in which the special assessments may be paid shall be eight (8), the first of which shall be due and payable on November 15, 2023, and subsequent installments to be due and payable on November 15 of each year thereafter. Said installments shall bear interest from and after November 15, 2023 at the rate

of three percent (3.00%) per annum, said interest to be payable annually on each installment due date. Unpaid installments shall be subject to delinquent interest charges, penalties and collection costs as set forth in the City Charter and State law.

5. The City Assessor is directed to make a special assessment roll in which shall be described all the parcels of land to be assessed as set forth above, 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.

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

7. All resolutions and parts of resolutions insofar as they conflict with the provisions of this resolution be and they hereby are rescinded.

AYES:

NAYS:

ABSENT:

RESOLUTION DECLARED ADOPTED.

Kim Berry, City Clerk

I hereby certify that the foregoing is a true and complete copy of a resolution adopted by the City Commission of the City of Gladstone, County of Delta, Michigan, at a regular meeting held on June 26, 2023, 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.

Kim Berry, City Clerk

EXHIBIT A

Public Improvements

The project will consist of street reconstruction including paving, repaving, curbing, reshaping, storm sewer, and all necessary appurtenances and attachments.

EXHIBIT B
Special Assessment District

