



Township Board Cover Sheet

Forest Creek Court – Road Improvement S.A.D.

Information Packet:

Hamburg Township has been approached by residents living on Forest Creek Court requesting the establishment of a road improvement special assessment district. Road improvements shall include pulverizing the existing asphalt into a useable base, removal of the excess material and grading and compacting the existing aggregate base. The Contractor shall furnish and install asphalt in 2 lifts; consisting of a 2.0" 4 EMI Tier II and a 2.0" 5 EML Tier I HMA (hot mix asphalt) layer leaving a 4.0" final compacted thickness. Based upon property owner response, there are enough petitions to proceed with establishing the S.A.D. The proposed S.A.D. will be financed through a **bond sale** with the assessment costs included on the resident's winter tax bills for a 10-year period beginning on December 1, 2024.

The following items have been included for the Board's review:

1. **Property Owner Petitions:**
 - A. Petition results Memorandum dated October 31st, 2023
 - B. Copies of the petition forms submitted by property owners
 - C. Supervisor's petition certification
 - D. Spreadsheet showing support by road frontage (per Public Act 188)

2. **Resolution to Acknowledge Petitions and Re-Establish S.A.D.:**
 - A. Resolution No. 1 – Resolution to Proceed with the Project and Directing Preparation of the Plans and Cost Estimates.

 - B. Resolution No. 2 - Resolution to Approve the Project, Scheduling the First Hearing and Directing the Issuance of the Statutory Notices.

The Board must adopt the Resolution to tentatively declare its intent to establish the Orchard Village Subdivision road improvement special assessment district for the purpose of financing the proposed road improvement project through a bond sale.

The Resolution will also set the date and time for the first public hearing to be held to establish the district. The Board typically schedules the public hearings to be held prior to or after a regularly scheduled Board meeting. Therefore, I am recommending that the 1st public hearing be scheduled for Tuesday, December 19th, 2023 beginning at 6:00 p.m. to allow enough time for notice to be published in the newspaper as well as mailing individual notices to property owners.

Drafted: November 15th, 2023



10405 Merrill Road ♦ P.O. Box 157
 Hamburg, MI 48139
 Phone: 810.231.1000 ♦ Fax: 810.231.4295
 www.hamburg.mi.us

MEMORANDUM

TO: Patrick J. Hohl, Supervisor
 Hamburg Township Board of Trustees

FROM: Brittany K. Campbell, Utilities Coordinator

DATE: October 31st, 2023

RE: **FOREST CREEK COURT – ROAD IMPROVEMENT PROJECT**
 Request to Establish the Special Assessment District

I am writing to update the Board of Trustees on the status of the proposed Forest Creek Court petition request to establish a road improvement special assessment district (S.A.D.). There are enough property owners in favor of establishing a district. The facts are as follows:

DISTRICT NAME	Forest Creek Court Road Improvement District
TYPE OF DISTRICT	Milling Existing Road & New Asphalt
TOTAL NUMBER OF PARCELS	16
NUMBER OF RETURNED “YES” PETITIONS	11
NUMBER OF RESCINDED PETITIONS	0
TOTAL ROAD FRONTAGE OF PROPOSED DISTRICT	2,102.82 feet
TOTAL “YES” ROAD FRONTAGE FOR ROAD MAINTENANCE	1,402.09 feet
PERCENTAGE OF “YES” ROAD FRONTAGE TO TOTAL ROAD FRONTAGE	1,402.09 feet divided by 2,102.82 feet equals = 66.68%
PERCENTAGE OF RETURNED “YES” PETITIONS TO TOTAL NUMBER OF PARCELS	11 divided by 16 = 68.75%

NOTE: Forest Creek Court is a **private** road. The project will consist of the establishment of a road improvement district, including milling out the existing asphalt and placing 4.0” of new hot mix asphalt on the roads.

READ THIS PETITION CAREFULLY BEFORE YOU SIGN IT.
DO NOT SIGN THIS PETITION UNLESS YOU UNDERSTAND IT.
CONSULT YOUR OWN ATTORNEY OR OTHER ADVISER IF YOU HAVE QUESTIONS.

**PETITION FOR THE FOREST CREEK COURT - PRIVATE
ROAD IMPROVEMENT PROJECT**

Hamburg Township, Livingston County, Michigan

We the undersigned, as the record owners of land constituting more than 50% of the total linear road frontage in a proposed special assessment district described in the attached *Appendix B*, hereby respectively **PETITION THE HAMBURG TOWNSHIP BOARD** for road improvements as described below (the "Project") under authority of the Township Public Improvements Act (Act No. 188, Public Acts of Michigan, 1954, as amended), for **Forest Creek Court**, being a **private** road located in Hamburg Township. The property owners request that method of assessment assigned for the costs associated with the proposed improvement project be assessed on a per parcel basis.

Project Description: The project consists of establishing a road improvement special assessment district to benefit those properties having ingress and egress along Forest Creek Court being a private road.

Road improvement shall consist of:

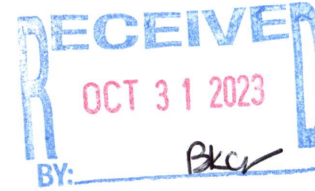
- 1.) Work with the Township Engineer to verify the constructability of the desired road improvements based on the proposal as submitted to the Township by the property owners designated Contractor. The Engineering review services shall include final inspection of the road improvements constructed under this project;
- 2.) Road improvements shall include pulverizing the existing asphalt into a useable base, removal of the excess material, approximately 428 cubic yards, and grading and compacting the existing aggregate base;
- 3.) Contractor shall furnish and install asphalt in 2 lifts; consisting of a 2.0" 4 EMI Tier II and 2.0" 5 EML Tier I HMA (hot asphalt mix) leaving a 4.0" final compacted thickness, approximately 1,027 tons;
- 4.) Contract will also place a MDOT SS-1H emulsion course (tack coat) between the layers of the HMA;
- 5.) All asphalt will be placed with a Caterpillar or Blaw-Knox late-model highway asphalt paver with the asphalt to be compacted using an oscillatory and/or vibratory roller. All work to be completed as quoted.

- 6.) Property owners understand and agree to the conditions contained within the bid provided by their designated Contractor. The Township will not intervene in disputes between the property owners and the Contractor.
- 7.) Property owners further understand that the proposed road rehabilitation project will be designed, scheduled and constructed by their designated Contractor. The Township shall not be liable for nor insure, warrant or guarantee the quality or longevity of the proposed road improvements. Hamburg Township shall act only in the capacity of collecting funds from the property owners within the designated special assessment district (SAD) to pay for the proposed road improvements through the sale of a municipal bond.
- 8.) Property owners request that the road rehabilitation project be established for a ten (10) year period with the initial payment of the special assessment district to be collected on the December 1st, 2024 winter tax bill.

Property owners acknowledge that sprinklers located within approximately 10 feet of the existing roadway of Forest Creek Court should be moved or shut-off prior to construction. Sprinklers are not to be operated during construction.

We, the petitioners, further understand that the costs of the Project (including any related engineering and legal costs) may be assessed against all lands in the proposed district. In the event that the Special Assessment District (S.A.D.) is not created, the undersigned agree to reimburse the Township for all such costs that the Township may reasonably assess against our property. Such assessed costs may be divided in equal annual installments payable over a period to be determined by the Township Board in accordance with such Act.

APPENDIX A



Petition No. 1

**PETITION FOR THE PROPOSED FOREST COURT CREEK - PRIVATE
- ROAD IMPROVEMENT SPECIAL ASSESSMENT DISTRICT**
Hamburg Township, Livingston County Michigan

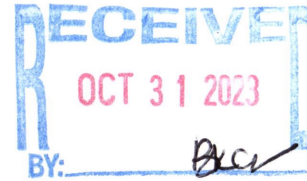
WARNING - A PERSON WHO KNOWINGLY SIGNS THIS PETITION MORE THAN ONCE, SIGNS A NAME OTHER THAN HIS OR HER OWN, OR SETS OPPOSITE HIS OR HER SIGNATURE ON A PETITION, A DATE OTHER THAN THE ACTUAL DATE THE SIGNATURE WAS AFFIXED, SHALL BE IN VIOLATION OF CERTAIN PROVISIONS OF MICHIGAN LAW.

Parcel # 15-25-401 -

	SIGNATURE	PRINTED NAME	STREET ADDRESS OR RURAL ROUTE	POST OFFICE (CITY)	DATE OF SIGNING			
					MONTH	DATE	YEAR	
1.	<i>Susan K Roebuck</i>	Susan K Roebuck	7939 Forest Creek Ct	Whitmore Lk	10	18	2023	} -013
2.	<i>Chris Roebuck</i>	CHRIS D Roebuck	7937 Forest Creek Ct	Whitmore Lake	10	22	2023	
3.	<i>Mikhail Saive</i>	MIKHAIL SAIVE	7882 FOREST CR CT	WHITMORE LAKE	10	22	2023	} -001
4.	<i>Nancy Saive</i>	NANCY SAIVE	7882 FOREST CR CT	WHITMORE LAKE	10	22	2023	
5.	<i>Timothy S Marshall</i>	Timothy S. Marshall	7987 Forest Creek Ct	Whitmore Lake	10	27	2023	} -010
6.	<i>Consolacion Marshall</i>	CONSOLACION MARSHALL	7987 FOREST CREEK CT	WHITMORE LAKE	10	22	2023	
7.	<i>Janet L. Neff</i>	Janet L. Neff	7947 Forest Creek Ct.	Whitmore Lake	10	26	2023	} -012
8.	<i>James K Neff</i>	JAMES K NEFF	7947 Forest Creek Ct	Whitmore Lake	10	26	2023	
9.	<i>Reyne Meah</i>	REYNE MEAH	7968 FOREST CREEK CT	WHITMORE LAKE	10	28	2023	} -007
10.	<i>Lori Nickels</i>	LORI NICKELS	7993 FOREST CREEK CT	Whitmore Lk	10	28	2023	
11.	<i>Theodore G. Nickels</i>	THEODORE G. NICKELS	7993 FOREST CREEK CT.	WHITMORE LK.	10	28	2023	} -011
12.	<i>Gregory Hall</i>	Gregory Hall	7975 Forest Creek Ct	Whitmore Lk	10	29	2023	
13.	<i>Darlyn Hall</i>	Darlyn Hall	7975 Forest Creek Ct	Whitmore Lake	10	29	2023	} -008
14.	<i>Kelly Horvath</i>	Kelly Horvath	7895 Forest Creek Ct	Whitmore Lk	10	29	2023	
15.	<i>Michael Horvath</i>	MICHAEL HORVATH	7895 FOREST CREEK CT	WHITMORE LAKE	10	29	2023	} -016

<p align="center">CERTIFICATE OF CIRCULATOR</p> <p>The undersigned circulator of the above petition asserts that he or she is qualified to circulate this petition and that each signature on the petition was signed in his or her presence; and that, to his or her best knowledge and belief, each signature is the genuine signature of the person purporting to sign the petition, the person signing the petition was at the time of signing a qualified property owner of the City, Township or Village listed in the heading of the petition, and that the person was qualified to sign the petition.</p> <p>WARNING - A CIRCULATOR KNOWINGLY MAKING A FALSE STATEMENT IN THE ABOVE CERTIFICATE, A PERSON NOT A CIRCULATOR WHO SIGNS AS A CIRCULATOR, OR A PERSON WHO SIGNS A NAME OTHER THAN HIS OR HER OWN AS CIRCULATOR IS GUILTY OF A MISDEMEANOR.</p>	<p align="center">CIRCULATOR - DO NOT SIGN OR DATE CERTIFICATE UNTIL AFTER CIRCULATING PETITION</p> <p><i>Susan K Roebuck</i> _____ 10/29/23 (Signature of Circulator) (Date)</p> <p>Susan K Roebuck _____ (Printed Name of Circulator)</p> <p>H HAMBURG TWP _____ (City, Township or Village Where Registered)</p> <p>7939 Forest Creek Ct _____ Whitmore Lake (Complete Address (Street and Number or Rural Route) (Post Office))</p>
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✓ BKC
10/31/2023



Petition No. 2

APPENDIX A

**PETITION FOR THE PROPOSED FOREST CREEK - PRIVATE
- ROAD IMPROVEMENT SPECIAL ASSESSMENT DISTRICT**

Hamburg Township, Livingston County Michigan

WARNING - A PERSON WHO KNOWINGLY SIGNS THIS PETITION MORE THAN ONCE, SIGNS A NAME OTHER THAN HIS OR HER OWN, OR SETS OPPOSITE HIS OR HER SIGNATURE ON A PETITION, A DATE OTHER THAN THE ACTUAL DATE THE SIGNATURE WAS AFFIXED, SHALL BE IN VIOLATION OF CERTAIN PROVISIONS OF MICHIGAN LAW.

Parcel # 15-25-401 -

	SIGNATURE	PRINTED NAME	STREET ADDRESS OR RURAL ROUTE	POST OFFICE (CITY)	DATE OF SIGNING		
					MONTH	DATE	YEAR
1.	<i>Jeffrey Wack</i>	Jeffrey Wack	7960 Forest Creek Ct	Whitmore Lake	10	29	23
2.	<i>Lisa Wack</i>	Lisa Wack	7960 Forest Creek Ct	Whitmore Lake	10	29	23
3.	<i>Erin J Wallis</i>	ERIN J WALLIS	7930 FOREST CREEK CT	WHITMORE LAKE	10	30	23
4.	<i>Steve Gottbrecht</i>	Steve Gottbrecht	7930 Forest Creek Ct	Whitmore Lake	10	30	23
5.	<i>Bruce F. Gwynn</i>	Bruce F. Gwynn	7991 Forest Creek Ct	Whitmore Lake	10	30	23
6.	<i>Samuel Gwynn</i>	Samuel Gwynn	7991 Forest Creek Ct	Whitmore Lake	10	30	23
7.							
8.							
9.							
10.							
11.							
12.							
13.							
14.							
15.							

}-006
}-004
}-009

CERTIFICATE OF CIRCULATOR

The undersigned circulator of the above petition asserts that he or she is qualified to circulate this petition and that each signature on the petition was signed in his or her presence; and that, to his or her best knowledge and belief, each signature is the genuine signature of the person purporting to sign the petition, the person signing the petition was at the time of signing a qualified property owner of the City, Township or Village listed in the heading of the petition, and that the person was qualified to sign the petition.

WARNING - A CIRCULATOR KNOWINGLY MAKING A FALSE STATEMENT IN THE ABOVE CERTIFICATE, A PERSON NOT A CIRCULATOR WHO SIGNS AS A CIRCULATOR, OR A PERSON WHO SIGNS A NAME OTHER THAN HIS OR HER OWN AS CIRCULATOR IS GUILTY OF A MISDEMEANOR.

**CIRCULATOR - DO NOT SIGN OR DATE
CERTIFICATE UNTIL AFTER CIRCULATING PETITION**

Erin Gottbrecht 10/30/23
 (Signature of Circulator) (Date)
 ERIN GOTTBRECHT
 (Printed Name of Circulator)
~~WHITMORE LAKE~~ HAMBURG TWP. EG
 (City, Township or Village Where Registered)
 7930 FOREST CREEK CT WHITMORE LAKE
 (Complete Address (Street and Number or Rural Route) (Post Office))

* Property owner submitted copy of marriage license and proof of change of name.

BKC

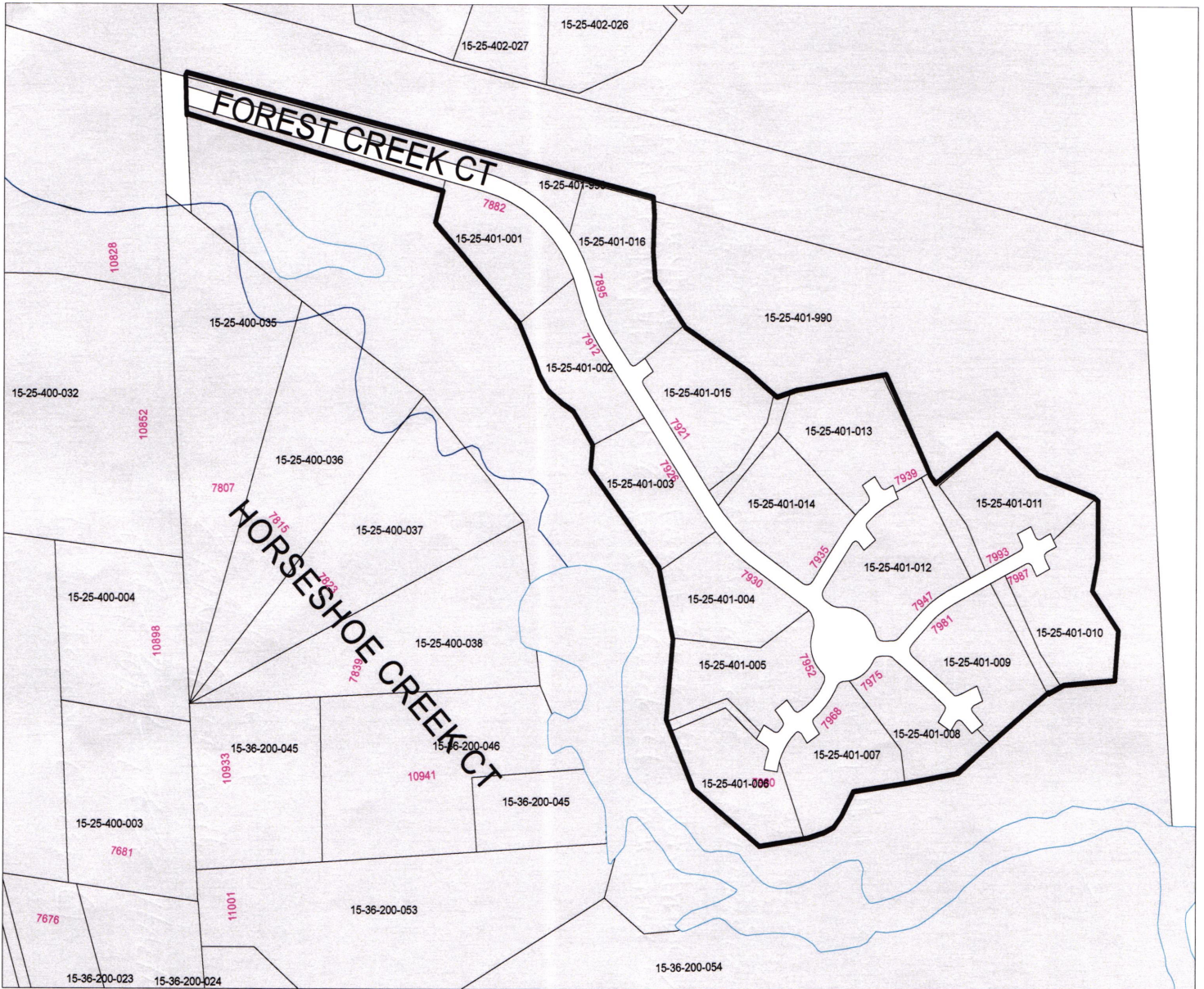
✓ BKC 10/31/2023

APPENDIX B

**PETITION FOR THE PROPOSED FOREST CREEK COURT - PRIVATE
- ROAD IMPROVEMENT SPECIAL ASSESSMENT DISTRICT**

Hamburg Township, Livingston County, Michigan

The general service area in which a proposed special assessment district is to be designated. The Hamburg Township Board of Trustees may adjust the district boundaries based upon property owner response in support of creating a road improvement special assessment district.



General service area establishing the Forest Creek Court – Road Improvement Special Assessment District. **Proposed special assessment district boundary shown within thick black-lined area.**



10405 Merrill Road ♦ P.O. Box 157
Hamburg, MI 48139
Phone: 810.231.1000 ♦ Fax: 810.231.4295
www.hamburg.mi.us

SUPERVISOR'S CERTIFICATE
FOREST CREEK COURT

To the Clerk and Township Board
Hamburg Township
Livingston County, Michigan

Dear Board of Trustees,

This is to certify that I, Patrick J. Hohl, the Supervisor and acting assessing officer of Hamburg Township, Livingston County, Michigan, being the person having charge of the assessment roll of said Township have checked the attached petitions requesting financing through a bond sale for the proposed road improvements along Forest Creek Court, being a private road, located within the Township. I do hereby certify that said petitions have been signed by the record owners of **66.68** percent of the total frontage of the road within the boundaries as described upon the Petition.

I further certify that the total frontage of the private road within the proposed special assessment district equals 2,102.82 linear feet. The total footage signed for by records owners within the proposed district boundary equals 1,402.09 linear feet based on a total lot frontage of 2,102.82 linear feet.

I do hereby certify that the assessment roll and all assessment records have been verified within the records of the Register of Deeds for Livingston County, as to the record owners of all property within the Township of Hamburg and within the area set forth in said Petition on the day of filing the petition(s).

Respectfully submitted,

Patrick J. Hohl, Supervisor
Township of Hamburg

Dated: 11-1-2023



10405 Merrill Road ♦ P.O. Box 157
 Hamburg, MI 48139
 Phone: 810.231.1000 ♦ Fax: 810.231.4295
 www.hamburg.mi.us

MEMORANDUM

TO: Patrick J. Hohl, Supervisor
 Hamburg Township Board of Trustees

FROM: Brittany K. Campbell, Utilities Coordinator

DATE: October 31st, 2023

RE: **FOREST CREEK COURT – ROAD IMPROVEMENT PROJECT**
 Request to Establish the Special Assessment District

I am writing to update the Board of Trustees on the status of the proposed Forest Creek Court petition request to establish a road improvement special assessment district (S.A.D.). There are enough property owners in favor of establishing a district. The facts are as follows:

DISTRICT NAME	Forest Creek Court Road Improvement District
TYPE OF DISTRICT	Milling Existing Road & New Asphalt
TOTAL NUMBER OF PARCELS	16
NUMBER OF RETURNED “YES” PETITIONS	11
NUMBER OF RESCINDED PETITIONS	0
TOTAL ROAD FRONTAGE OF PROPOSED DISTRICT	2,102.82 feet
TOTAL “YES” ROAD FRONTAGE FOR ROAD MAINTENANCE	1,402.09 feet
PERCENTAGE OF “YES” ROAD FRONTAGE TO TOTAL ROAD FRONTAGE	1,402.09 feet divided by 2,102.82 feet equals = 66.68%
PERCENTAGE OF RETURNED “YES” PETITIONS TO TOTAL NUMBER OF PARCELS	11 divided by 16 = 68.75%

NOTE: Forest Creek Court is a **private** road. The project will consist of the establishment of a road improvement district, including milling out the existing asphalt and placing 4.0” of new hot mix asphalt on the roads.

Forest Creek Court - Road Improvement S.A.D.

FOREST CREEK COURT - ROAD MAINTENANCE S.A.D.				
Parcel #	Property Address	Road Frontage (Ft.)	Frontage in Support	Frontage Opposed
15-25-401-001	7882 Forest Creek Ct.	223.55	223.55	
15-25-401-002	7912 Forest Creek Ct.	197.79		
15-25-401-003	7926 Forest Creet Ct.	168.54		
15-25-401-004	7930 Forest Creet Ct.	160.03	160.03	
15-25-401-005	7952 Forest Creet Ct.	77.74		
15-25-401-006	7960 Forest Creet Ct.	27.62	27.62	
15-25-401-007	7968 Forest Creet Ct.	128.13	128.13	
15-25-401-008	7975 Forest Creet Ct.	162.26	162.26	
15-25-401-009	7981 Forest Creet Ct.	176.88	176.88	
15-25-401-010	7987 Forest Creet Ct.	78.07	78.07	
15-25-401-011	7993 Forest Creet Ct.	98.75	98.75	
15-25-401-012	7947 Forest Creet Ct.	119.59	119.59	
15-25-401-013	7939 Forest Creet Ct.	49.02	49.02	
15-25-401-014	7935 Forest Creet Ct.	98.91		
15-25-401-015	7921 Forest Creet Ct.	157.75		
15-25-401-016	7895 Forest Creet Ct.	178.19	178.19	
15-25-401-990	Brookview Homeowners - Common Areas	0.00		
	TOTAL LINEAR ROAD FRONTAGE:	2102.82	1402.09	0
	% in Favor of S.A.D.:	66.68		
	% Opposed to S.A.D.:	0.00		

Resolution #1 – Forest Creek Court Road Improvement Project

TOWNSHIP OF HAMBURG

At a regular meeting of the Township Board of the Township of Hamburg (the “Township”), Livingston County, State of Michigan, held at the Hamburg Township Hall Meeting Room on Tuesday, November 21st, 2023, beginning at 7:00 p.m. Eastern Time, there were:

PRESENT: _____

ABSENT: _____

The following preamble and resolution were offered by _____ and seconded by _____.

**RESOLUTION TO PROCEED WITH THE
PROJECT AND DIRECTING
PREPARATION OF THE PLANS AND COST ESTIMATES**

WHEREAS, the Board of Trustees of the Township has received petitions signed by property owners in a proposed special assessment district requesting that certain road improvements be made as described in Exhibit A (the “Project”);

WHEREAS, in response to such petitions, the Board of Trustees of the Township desires to act favorably upon the request of the property owners to finance the construction of certain road improvements for their private road, to be completed by a Contractor hired by the property owners, within the Township as described in Exhibit A;

WHEREAS, the Board of Trustees of the Township has tentatively determined to proceed with the Project and to finance the Project by issuing bonds (the “Bonds”) in accordance with Act No. 188, Michigan Public Acts of 1954, as amended;

WHEREAS, the Board of Trustees of the Township has tentatively determined to use Special Assessments levied under Act 188 to raise the funds to pay the Township’s obligations on the Bonds;

NOW, THEREFORE, BE IT RESOLVED THAT:

1. In accordance with Act No. 188, Michigan Public Acts of 1954, as amended, and the laws of the State of Michigan, the Township Supervisor shall direct the property owners to coordinate with their approved Contractor to have plans prepared illustrating the Project, the location of the Project, and an estimate of the cost of the Project.

2. The plans and estimates identified in paragraph 1, when prepared, shall be filed with the Township Clerk.

A vote on the foregoing resolution was taken and was as follows:

YES: _____

NO: _____

ABSENT: _____

Resolution _____.

CLERK'S CERTIFICATE

The undersigned, being the Clerk of the Township, hereby certifies that (1) the foregoing is a true and complete copy of a resolution duly adopted by the Township Board at a meeting of the Township Board on November 21, 2023, at which meeting a quorum was present and remained throughout, (2) the original thereof is on file in the records in my office; (3) the meeting was conducted, and public notice thereof was given, pursuant to and in full compliance with the Open Meetings Act (Act No. 267, Public Acts of Michigan, 1967, as amended) and (4) minutes of such meeting were kept and will be or have been made available as required thereby.

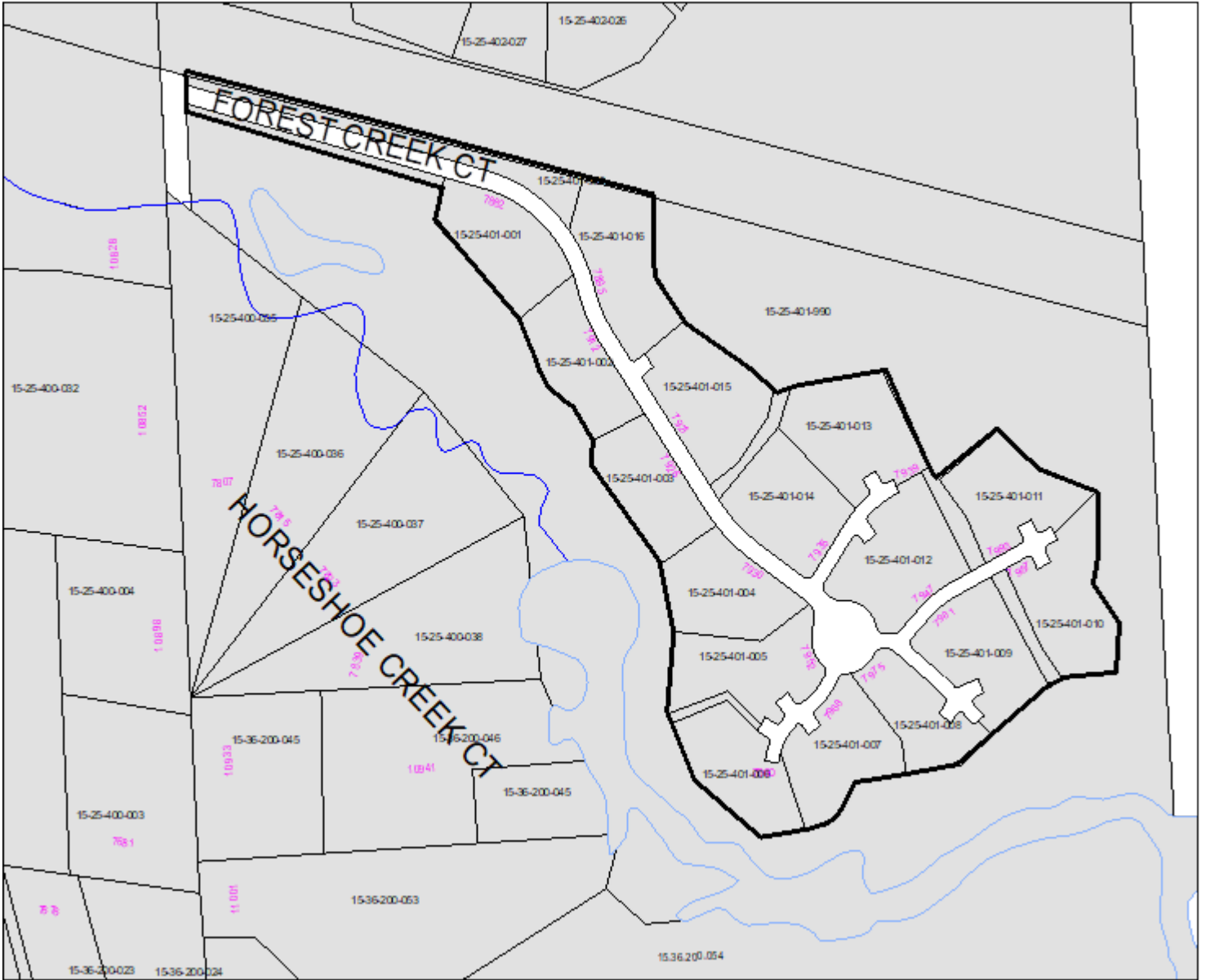
Michael Dolan
Hamburg Township Clerk

EXHIBIT A

DESCRIPTION OF PROJECT

Road improvements shall include pulverizing the existing asphalt into a useable base, removal of the excess material and grading and compacting the existing aggregate base. The Contractor shall furnish and install asphalt in 2 lifts; consisting of a 2.0" 4 EMI Tier II and a 2.0" 5 EML Tier I HMA (hot mix asphalt) layer leaving a 4.0" final compacted thickness. Contractor shall also place a MDOT SS-1H emulsion course (tack coat) between the layers of the HMA, approximately 1,027 tons, with the asphalt to be compacted using an oscillatory and/or vibratory roller. All work shall be completed as quoted. The street rehabilitation shall serve the properties within the Township located along Forest Creek Court that are within the boundaries indicated on the attached map.

EXHIBIT A



Proposed special assessment district boundary shown within thick black-lined area.

Resolution #2 – Forest Creek Court Road Improvement Project

TOWNSHIP OF HAMBURG

At a regular meeting of the Township Board of the Township of Hamburg (the “Township”), Livingston County, State of Michigan, held at the Hamburg Township Hall Meeting Room on Tuesday, November 21st, 2023, beginning at 7:00 p.m. Eastern Time, there were:

PRESENT: _____

ABSENT: _____

The following preamble and resolution were offered by _____ and seconded by _____.

RESOLUTION TO APPROVE THE PROJECT, SCHEDULING THE FIRST HEARING AND DIRECTING THE ISSUANCE OF THE STATUTORY NOTICES

WHEREAS, the Board of Trustees of the Township has received petitions signed by property owners in a proposed special assessment district requesting that certain road improvements be made as described in Exhibit A (the “Project”);

WHEREAS, in response to such petitions, the Board of Trustees of the Township desires to act favorably upon the request of the property owners to finance the construction of certain road improvements for their private road, to be completed by a Contractor hired by the property owners, within the Township as described in Exhibit A;

WHEREAS, the preliminary plans and cost estimates for the Project have been be filed with the Township Clerk;

WHEREAS, the Board of Trustees of the Township has tentatively determined to proceed with the Project and to finance the cost of the Project by issuing bonds (the “Bonds”) in accordance with Act No. 188, Michigan Public Acts of 1954, as amended;

WHEREAS, the Board of Trustees of the Township has tentatively determined to use Special Assessments levied under Act 188 to raise the funds to pay the Township’s obligations on the Bonds; and

WHEREAS, the Special Assessment District for the Project has been tentatively determined by the Township as is described in Exhibit B;

NOW, THEREFORE, BE IT RESOLVED THAT:

1. The Board of Trustees of the Township hereby tentatively declares its intent to proceed with the Project.

2. In accordance with Act No. 188, Michigan Public Acts of 1954, as amended, and the laws of the State of Michigan, there shall be a public hearing on the Project, the petitions requesting the Project, and the proposed Special Assessment District for the Project which is known as the “Hamburg Township Forest Creek Court Road Improvement Project – Special Assessment District”.

3. The public hearing will be held on Tuesday, December 19th, 2023 at 6:00 p.m. in the Hamburg Township Hall Meeting Room, Hamburg Township, Livingston County, Michigan.

4. The Township Clerk is directed to mail, by first class mail, a notice of the public hearing to each owner of or property in interest in property to be assessed, whose name appears upon the last Township tax assessment records. The last Township tax assessment records means the last assessment roll for ad valorem tax purposes which has been reviewed by the Township Board of Review, as supplemented by any subsequent changes in the names or addresses of such owners or parties listed thereon. The notice to be mailed by the Township Clerk shall be similar to the notice attached as Exhibit B and shall be mailed by first class mail on or before December 6, 2023. Following the mailing of the notices, the Township Clerk shall complete an affidavit of mailing similar to the affidavit set forth in Exhibit C.

5. The Township Clerk is directed to publish a notice of the public hearing in the Livingston County Press & Argus a newspaper of general circulation within the Township. The notice shall be published twice, once on or before December 6, 2023, and once on or before December 13, 2023. The notice shall be in form substantially similar to the notice attached in Exhibit B.

A vote on the foregoing resolution was taken and was as follows:

YES: _____

NO: _____

ABSENT: _____

Resolution declared _____.

CLERK'S CERTIFICATE

The undersigned, being the Clerk of the Township, hereby certifies that (1) the foregoing is a true and complete copy of a resolution duly adopted by the Township Board at a meeting of the Township Board on November 21, 2023, at which meeting a quorum was present and remained throughout, (2) the original thereof is on file in the records in my office; (3) the meeting was conducted, and public notice thereof was given, pursuant to and in full compliance with the Open Meetings Act (Act No. 267, Public Acts of Michigan, 1967, as amended) and (4) minutes of such meeting were kept and will be or have been made available as required thereby.

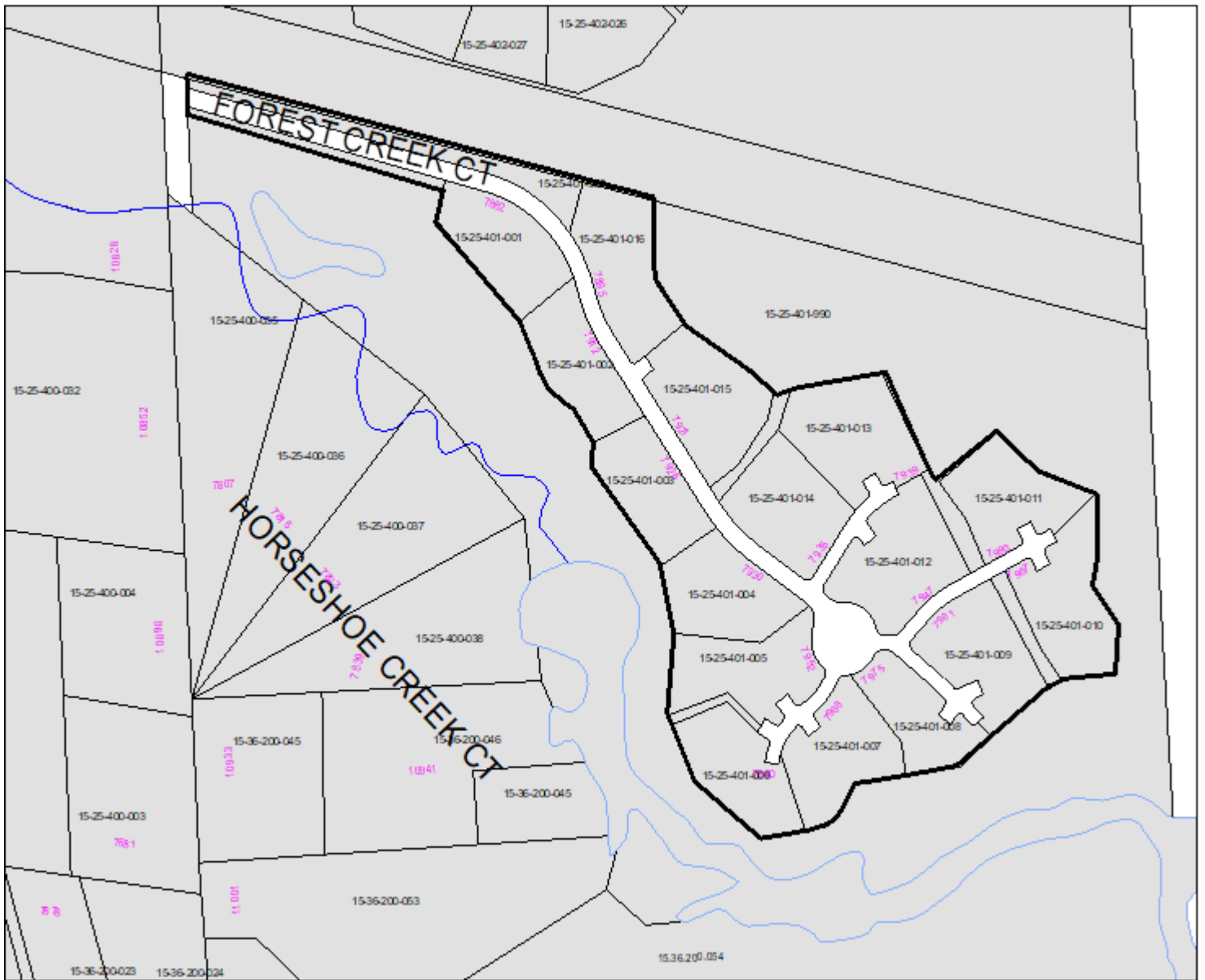
Michael Dolan
Hamburg Township Clerk

EXHIBIT A

DESCRIPTION OF PROJECT

Road improvements shall include pulverizing the existing asphalt into a useable base, removal of the excess material and grading and compacting the existing aggregate base. The Contractor shall furnish and install asphalt in 2 lifts; consisting of a 2.0" 4 EMI Tier II and a 2.0" 5 EML Tier I HMA (hot mix asphalt) layer leaving a 4.0" final compacted thickness. Contractor shall also place a MDOT SS-1H emulsion course (tack coat) between the layers of the HMA, approximately 1,027 tons, with the asphalt to be compacted using an oscillatory and/or vibratory roller. All work shall be completed as quoted. The street rehabilitation shall serve the properties within the Township located along Forest Creek Court that are within the boundaries indicated on the attached map.

EXHIBIT A



Proposed special assessment district boundary shown within thick black-lined area.

Exhibit B

NOTICE OF PUBLIC HEARING

Hamburg Township
Livingston County, Michigan

**NOTICE OF PUBLIC HEARING
UPON A PROPOSED ROAD IMPROVEMENT PROJECT
AND SPECIAL ASSESSMENT DISTRICT FOR THE
FOREST CREEK COURT**

NOTICE IS HEREBY GIVEN:

(1) The Township Board of Hamburg Township, Livingston County, Michigan, in accordance with the laws of the State of Michigan, will hold a public hearing on Tuesday, December 19, 2023 at 6:00 p.m., at the Hamburg Township Hall, 10405 Merrill Road, Hamburg, Michigan 48139, to review the following proposed special assessment district:

**HAMBURG TOWNSHIP FORESET CREEK COURT
ROAD IMPROVEMENT SPECIAL ASSESSMENT DISTRICT**

and to hear any objections thereto and to the proposed Project and to the petitions filed with the Township Board requesting the Project.

(2) The project (the “Project”) will include pulverizing the existing asphalt into a useable base, removal of the excess material and grading and compacting the existing aggregate base. The Contractor shall furnish and install asphalt in 2 lifts; consisting of a 2.0” 4 EMI Tier II and a 2.0” 5 EML Tier I HMA (hot mix asphalt) layer leaving a 4.0” final compacted thickness. Contractor shall also place a MDOT SS-1H emulsion course (tack coat) between the layers of the HMA, approximately 1,027 tons, with the asphalt to be compacted using an oscillatory and/or vibratory roller as quoted by the property owner’s selected Contractor. The Contractor shall also clean up and remove all debris associated with the road improvements. The Project is being designed to serve the properties in the Special Assessment District, which properties are adjacent to Forest Creek Court, and which properties are identified by the following permanent parcel numbers:

15-25-401-001	15-25-401-002	15-25-401-003	15-25-401-004
15-25-401-005	15-25-401-006	15-25-401-007	15-25-401-008
15-25-401-009	15-25-401-010	15-25-401-011	15-25-401-012
15-25-401-013	15-25-401-014	15-25-401-015	15-25-401-016

(3) The Township plans on imposing special assessments on the properties located in the Special Assessment District to pay for the costs of the Project.

(4) The plans and cost estimates for the proposed Project, the boundaries of the Special Assessment District and the petitions filed in support of the Project are now on file in the office of the Township Clerk for public inspection. Periodic redeterminations of the cost of the Project may be made, and subsequent hearings shall not be required if such cost redeterminations do not increase the estimated cost of the Project by more than 10%. Any person objecting to the proposed Project, the petitions for the Project or the proposed Special Assessment District shall file an objection in writing with the Township Clerk before the close of the December 19th, 2023, hearing or within such further time the Township Board may grant.

This notice is given by order of the Hamburg Township Board.

Dated: _____

Michael Dolan
Hamburg Township Clerk
10405 Merrill Rd. P.O. Box 157
Hamburg, MI 48139

Exhibit C

AFFIDAVIT OF MAILING

STATE OF MICHIGAN)
)ss
COUNTY OF LIVINGSTON)

MICHAEL DOLAN, being first duly sworn, deposes, and says that he personally prepared for mailing, and did on December 6, 2023, send by first-class mail, the notice of hearing, a true copy of which is attached hereto, to each record owner of or party in interest in all property to be assessed for the improvement described therein, as shown on the last local tax assessment records of the Township of Hamburg; that he personally compared the address on each envelope against the list of property owners as shown on the current tax assessment rolls of the Township; that each envelope contained therein such notice and was securely sealed with postage fully prepaid for first-class mail delivery and plainly addressed; and that he personally placed all of such envelopes in a United States Post Office receptacle on the above date.

Michael Dolan
Hamburg Township Clerk

Subscribed and sworn to before me
this ____ day of _____, 2023.

_____, Notary Public
Livingston County, MI
My commission expires: