

Resolution #5 – Margaret Drive Area Canal Dredging Project

TOWNSHIP OF HAMBURG

At a special meeting of the Township Board of the Township of Hamburg, Livingston County, Michigan (the “Township”) held at the Hamburg Township Hall Meeting Room on Tuesday, May 7th, 2024, beginning at 3:45 p.m. Eastern Time, there were:

PRESENT: _____

ABSENT: _____

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

RESOLUTION CONFIRMING SPECIAL ASSESSMENT ROLL FOR THE MARGARET DRIVE AREA CANAL DREDGING PROJECT

WHEREAS, the Township Board of Trustees (the “Township Board”) has determined that it is desirable to act favorably upon the request of the property owners to finance the completion of certain waterway improvements within the Township as described in Exhibit A (the “Project”);

WHEREAS, the Township Board has tentatively determined 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 (“Act 188”);

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

WHEREAS, the Special Assessment District for the Project has been determined by the Township Board;

WHEREAS, the Township Board has directed the Township Supervisor to prepare the proposed Special Assessment Roll;

WHEREAS, the Township Supervisor has prepared the proposed Special Assessment Roll and has filed the proposed Special Assessment Roll with the Township Clerk;

WHEREAS, the Township Board has scheduled a public hearing on the proposed Special Assessment Roll and notice of the hearing has been properly provided; and

WHEREAS, the Township Board conducted the public hearing on the proposed Special Assessment Roll on May 7, 2024.

NOW, THEREFORE, BE IT RESOLVED THAT:

1. Roll Confirmation. In accordance with Act No. 188, Michigan Public Acts of 1954, as amended, and the laws of the State of Michigan, the Township Board hereby confirms the Special Assessment Roll for the Hamburg Township Margaret Drive Area – Canal Dredging Special Assessment District (the “Roll”). The estimated cost of the Project is subject to quarterly periodic redetermination of costs, without further notice, pursuant to MCL 41.724(4).

2. Future Installments – Principal. The Township Board determines that each Special Assessment may be paid in 10 equal installments. The first installment shall be due on December 1, 2024. Each subsequent installment shall be due at intervals 12 months from the due date of the first installment.

3. Future Installments – Interest. All unpaid installments shall bear interest, payable annually on each installment due date, at a rate equal to one percent (1%) above the average interest rate on the Township Bonds sold to finance the Project. Interest on such unpaid installments shall accrue from the first day of the month in which interest starts to accrue on such Township bonds.

4. Warrant. The Township Clerk is hereby directed to attach a warrant (in the form of Exhibit B to this resolution) to the Roll and to deliver such warrant and the Roll to the Township Treasurer, who shall thereupon collect the special assessments in accordance with the terms of this Resolution, the Township Clerk’s warrant and the statutes of the State of Michigan.

5. Ratification of Notice. The form and content of the notice published and mailed to property owners in the Special Assessment District by the Township Clerk with respect to the public hearing held on May 7, 2024 and all action of Township officials in scheduling such hearing, are hereby approved, ratified and confirmed.

6. Inconsistent Prior Resolutions. All previously adopted resolutions that are in conflict with this resolution are replaced to the extent of such conflict.

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 regular meeting 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, 1976, as amended) and (4) minutes of such meeting were kept and will be or have been made available as required thereby.

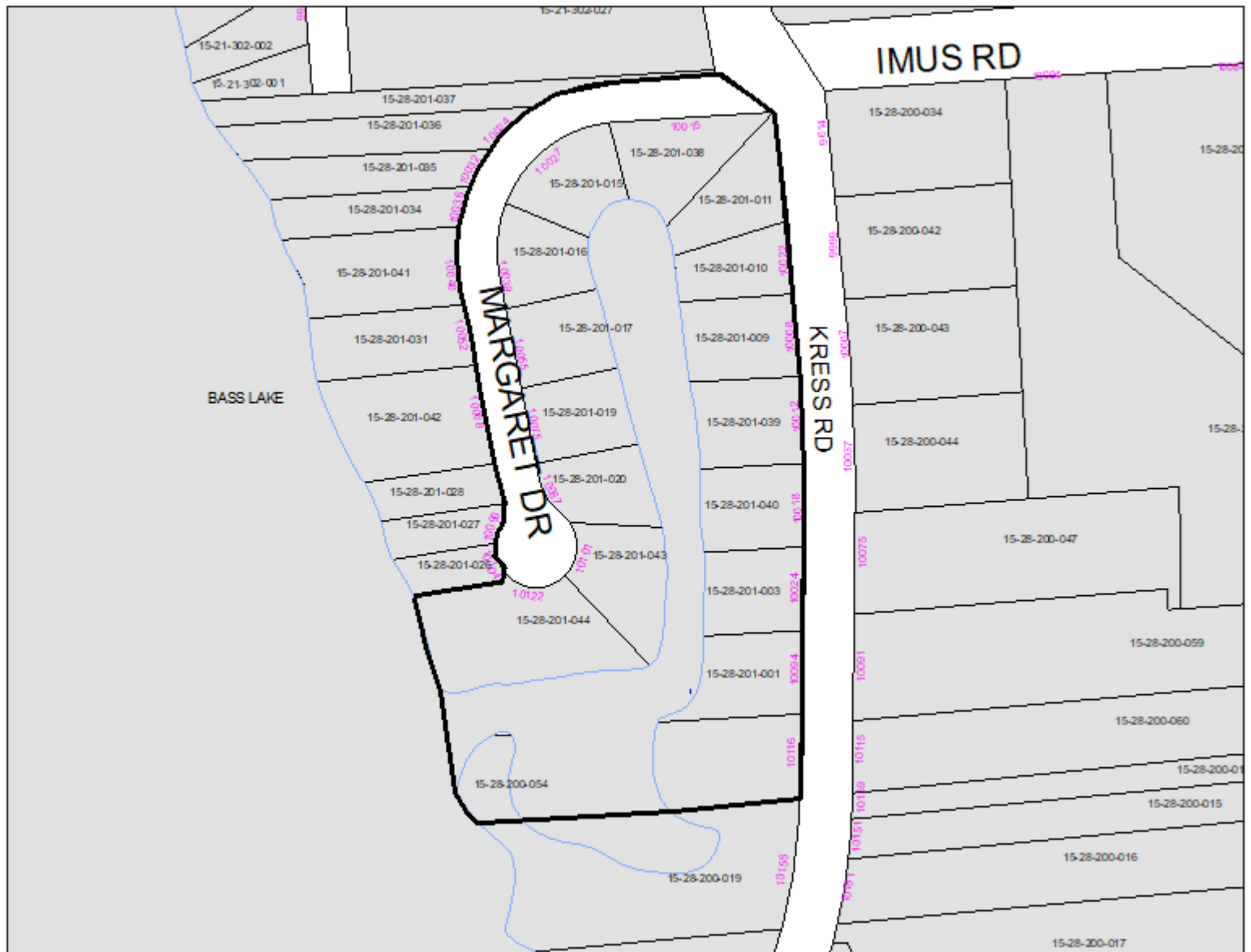
Michael Dolan
Hamburg Township Clerk

EXHIBIT A

DESCRIPTION OF PROJECT

The project will consist of dredging Area #1; approx. 35'x 125' of the canal with a Floating Dredge as far as can be reached from shore with removal of approx. 3-ft. of muck. Dredging of Area #2; Contractor shall dredge approx. 75' x 50' of the canal with a Floating Dredge as far as can be reached by shore including removal of approx. 3' of muck. All spoils from the dredging shall be pumped into a dewatering bag. Homeowners shall be responsible to move/grade spoils when dry from Area #1 and #2. Homeowners shall also be responsible for all costs for any soil erosion control measures required by permits. Contractor is to provide a dewatering bag (903 cubic yards) as well as a turbidity curtain during dredging activities. The waterway rehabilitation shall serve the properties in the Margaret Drive and Kress Road area of the Township that are within the boundaries indicated on the attached map.

Margaret Drive Area Canal Dredging Project
Hamburg Township, Livingston County, Michigan



FAX (810) 231-4295
TELEPHONE: (810) 231-1000



P.O. Box 157
10405 Merrill Road
Hamburg, MI 48139

EXHIBIT B

WARRANT

TO: Treasurer
Hamburg Township
Livingston County, Michigan

I certify that attached to this Warrant is a true copy of the Special Assessment Roll confirmed by the Township Board of the Township of Hamburg on May 7, 2024 (the “Confirming Resolution”). You are hereby directed to proceed to collect the amounts due on such roll in accordance with this Warrant, the Confirming Resolution and the statutes of the State of Michigan.

Michael Dolan
Hamburg Township Clerk