

**VILLAGE OF LAKE ISABELLA
(Isabella County, Michigan)**

RESOLUTION 2009-04

FIRE PROTECTION SPECIAL ASSESSMENT DISTRICT

**CONFIRMATION OF SPECIAL ASSESSMENT ROLL; LIEN;
PAYMENT AND COLLECTION OF SPECIAL ASSESSMENT**

Minutes of a regular meeting of the Village Council of the Village of Lake Isabella, Isabella County, Michigan, held in the Village Hall, Lake Isabella, 1010 Clubhouse Drive, Lake Isabella, Michigan 48893 on May 19, 2009 at 7:00 p.m., local time.

PRESENT: Members _____

ABSENT: Members _____

The following resolution was offered by Member _____ and supported by Member _____:

WHEREAS, the Village Council, pursuant to Act 33, Public Acts of Michigan, 1951, as amended (“Act 33”) has resolved its intent to defray the cost of purchasing and housing equipment and providing fire protection (“Fire Protection”) by special assessment on all the lands and premises in the Village to be benefited, except for lands and premises exempt from the collection of taxes under the General Property Tax Act, Act 206 of the Public Acts of Michigan of 1893 (“Exempt Properties”); and

WHEREAS, the Assessor has prepared, certified and reported to this Village Council the Fire Protection Special Assessment District No. 1 Roll (the “Roll”) for the parcels of property benefited by the Fire Protection and located in the Fire Protection Special Assessment District No. 1 (the “Special Assessment District”) showing the amount of the levy as it will appear in a column provided in the regular tax roll; and

WHEREAS, after notice duly given by publication on May 3, 2009 in the *Morning Sun* and by first-class mail on May 1, 2009, the Village Council held a public hearing to consider the Roll and objections thereto for the Public Improvements on the 19th day of May, 2009 at 7:00 p.m., at the Village Hall; and

WHEREAS, the Village Council deems the Roll to be fair, just and equitable and each of the assessments contained thereon is relative to the benefits to be derived by the parcel of land assessed.

NOW, THEREFORE, BE IT HEREBY RESOLVED AS FOLLOWS:

1. The Village Council determines that the estimate of the amount that will be necessary to provide Fire Protection for the next tax year in the amount of \$35,000 or a maximum of 1 mill, if less, is reasonable and appropriate, and is approved, and that of this amount the Village shall levy the amount of \$35,000 or a maximum of 1 mill, if less, as a special assessment on all the lands and premises in the Special Assessment District, except for Exempt Properties.

2. That the Roll and levy in the amount of \$35,000 or a maximum of 1 mill, if less, for the Fire Protection in the Special Assessment District is hereby confirmed.

3. That the Village Clerk shall endorse on the Roll the date of this meeting as the date of confirmation of the Roll.

4. The assessment shall be spread and become due and be collected at the same time as Village taxes are assessed, levied and collected, and shall be returned in the same manner for nonpayment.

5. The assessment shall not bear interest if paid on or before the date it is due. If an assessment against any parcel of land is not paid when due, then the assessment shall be considered to be delinquent and there shall be collected such interest and penalties as are due on delinquent Village taxes.

6. All special assessments contained in the Roll shall constitute a lien upon the respective parcels of land assessed from the date of confirmation of the Roll.

7. That the special assessments made in the Roll are hereby ordered and directed to be collected, and the Village Clerk shall deliver the Roll to the Village Treasurer with a warrant attached thereto, which shall command the Village Treasurer to collect the special assessments on the Roll in accordance with the direction of the Village Council.

8. That upon receiving the Roll and warrant the Village Treasurer shall proceed to collect the several amounts assessed therein as the same shall become due.

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

YEAS: Members _____

NAYS: Members _____

ABSENT: Members _____

RESOLUTION DECLARED ADOPTED.

Jeffrey P. Grey
Village Clerk

STATE OF MICHIGAN)
) ss.
COUNTY OF ISABELLA)

I, Jeffrey P. Grey, hereby certify that the foregoing is a true and complete copy of a resolution adopted by the Village Council of the Village of Lake Isabella at a regular meeting held on May 19, 2009, and that public notice of said meeting was given pursuant to Act. No. 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.

IN WITNESS WHEREOF, I have affixed my official signature on May 19, 2009.

Jeffrey P. Grey
Village Clerk

EXHIBIT A

Fire Protection
Special Assessment District No. 1
Special Assessment Roll

EXHIBIT B

Warrant of Village Clerk

I, Jeffrey P. Grey, the Village Clerk of the Village of Lake Isabella, Isabella County, Michigan, hereby direct and command the Village Treasurer to collect the assessments set forth in the attached Fire Protection Special Assessment District No. 1 Roll in accordance with the directions of the Village Council set forth in the Resolution confirming such special assessment adopted by the Village Council on May 19, 2009.

Dated: May 19, 2009

Jeffrey P. Grey
Village Clerk