

Village of Lake Isabella
1010 Clubhouse Drive
Lake Isabella, MI, 48893

Resolution 2009-10
Single Parcel Special Assessment Districts 09-01 & 09-02

- Whereas;** the Lake Isabella Village Council has received a report regarding expenses incurred by the Village of Lake Isabella to abate a public nuisance at their regular meeting of September 22, 2009; and,
- Whereas;** the Village of Lake Isabella has incurred a cost of \$140.¹⁵ to abate a public nuisance at 1028 Vallado Drive, Parcel ID# 22-077-00-099-00; and,
- Whereas;** the Village of Lake Isabella has incurred a cost of \$113.¹⁸ to abate a public nuisance at 1012 Sandtrap Drive, Parcel ID# 22-065-00-129-01; and,
- Whereas;** the public nuisance abated at both locations was for long weeds in grass in violation of the Village of Lake Isabella Blight Ordinance, and repair of a broken window violation of the Village of Lake Isabella Blight Ordinance; and,
- Whereas;** the nuisance was abated only after several attempts on the part of the Village to notify the property owner(s) of the nuisance, who either refused, neglected, or otherwise failed to properly abate the nuisance; and,
- Whereas;** the Village Clerk has prepared, certified and reported to this Village Council a special assessment roll for the parcel where the public nuisance was abated by the Village in accordance with the codified ordinances of the Village of Lake Isabella which is hereto attached as Exhibit A; and,
- Whereas;** after notice duly given by first class mail on September 12, 2009 the Village Council held a public hearing to consider a proposed special assessment roll and objections thereto for the full and complete recovery of costs incurred in the abatement of a public nuisance on September 22, 2009 at 7:00 p.m., at the Village Hall; and

Now therefore be it resolved;

1. That the special assessment roll, a copy of which roll is attached hereto as Exhibit A, in the amount of \$140.¹⁵ is hereby confirmed and shall be known

and designated as the Single Parcel Special Assessment District 2009-01 Roll (the "Roll").

2. That the special assessment roll, a copy of which roll is attached hereto as Exhibit A, in the amount of \$113.¹⁸ is hereby confirmed and shall be known and designated as the Single Parcel Special Assessment District 2009-02 Roll (the "Roll").
3. The Village Clerk shall endorse on the Roll the date of this meeting as the date of confirmation of the Roll.
4. The Roll shall be payable in one installment, due and payable on or before January 2, 2009.
5. That interest shall accrue from January 4, 2010 and any payments on assessments made prior to such date shall be without interest.
6. The interest payable annually on each installment due date, shall be paid on the balance of the unpaid assessment at the rate of five percent (4%) per year annum.
7. The assessment may be paid in full to the Village Treasurer at any time, with interest accrued through the time at which such assessment is paid. If the special assessment is not paid when due, such installment shall be considered to be delinquent and there shall be collected, in addition to the interest provided in paragraph 5, a penalty at the rate of 1% for each month or fraction of a month that the installment remains unpaid before being reported to the Village Council for reassessment upon the Village tax roll. The special assessment contained in the Roll, including any part thereof deferred as to payment, shall from the date of confirmation of the Roll, pursuant to the Village Charter constitute a lien upon the respective parcels of land assessed.
8. The special assessment made in the Roll is 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 assessment in the Roll in accordance with the direction of the Village Council. The warrant shall further require the Village Treasurer, on the first day of March following the date when any such assessments or any part thereof have become due, to submit to Isabella County a sworn statement setting forth the names of the persons delinquent, if known, a description of the parcels of land upon which there

are delinquent assessments and the amount of such delinquency including accrued interest computed to March 1 of such year. The form of the warrant is attached hereto as Exhibit B.

9. Upon receiving the Roll and warrant the Village Treasurer shall proceed to collect the amount assessed therein as the same shall become due.
10. That all resolutions or parts of resolutions in conflict herewith shall be and the same are hereby rescinded to the extent of the conflict.

I, Jeffrey P. Grey, the duly qualified and acting Clerk of the Village of Lake Isabella, Isabella County, Michigan (the "Village") do hereby certify that the foregoing is a true and complete copy of a resolution adopted by the Village Council at a meeting held on September 22, 2009, the original of which is on file in the Village Office. Public notice of said meeting was given pursuant to and in compliance with Act No. 267 of the Public Acts of Michigan of 1976, as amended.

Date

Jeffrey P. Grey
Lake Isabella Village Clerk

Timothy R. Wolff
Lake Isabella Village Manager

EXHIBIT A

Single Parcel Special Assessment District 2009-01

Owner of Record: Paul Schramm
1028 Vallado Drive
Lake Isabella, MI 48893

Item	Rate	Qty.	Location
			1028 Vallado
Staff Time	\$ 29.61	2.5	\$ 74.03
Machine Time	\$ 43.86	1.25	\$ 54.83
Machine Fuel	\$ 4.50	1	\$ 4.50
Correction Notice Mailings	\$ 1.00	2	\$ 2.00
Mileage Round Trip	\$ 0.585	8.2	\$ 4.80
Post Office Mileage	\$ 0.540	0	\$ -
Certified Mailing Fee	\$ 5.25	0	\$ -
TOTAL COSTS			\$ 140.15

Single Parcel Special Assessment District 2009-02

Owner of Record: Mark & Carla Weiss
1012 Sandtrap Drive
Lake Isabella, MI 48893

Item	Rate	Qty.	Location
			1012 Sandtrap
Staff Time	\$ 29.61	2	\$ 59.22
Machine Time	\$ 43.86	1	\$ 43.86
Machine Fuel	\$ 4.50	1	\$ 4.50
Correction Notice Mailings	\$ 1.00	2	\$ 2.00
Mileage Round Trip	\$ 0.585	0.25	\$ 0.15
Post Office Mileage	\$ 0.540	6.4	\$ 3.46
Certified Mailing Fee	\$ 5.25	0	\$ -
TOTAL COSTS			\$ 113.18

CLERK'S CERTIFICATE

I, Jeffrey P. Grey, the Clerk of the Village of Lake Isabella, hereby state that the attached Special Assessment Roll was made and confirmed pursuant to a resolution of the Village Council adopted September 16, 2008, and in making such Special Assessment Roll, I, according to my best judgment, have conformed in all respects to the directions contained in such resolution and the statutes of the state of Michigan.

Date: _____

Jeffrey P. Grey, Village Clerk

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 Single Parcel Special Assessment District 2008-03 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 November 18, 2008.

Dated: November 18, 2008

Jeffrey P. Grey
Village Clerk
Village of Lake Isabella