

TOWNSHIP OF NEW BUFFALO

PUBLIC SAFETY SPECIAL ASSESSMENT DISTRICT NO. 1

RESOLUTION NO. 2

DETERMINATION TO MAKE PUBLIC IMPROVEMENTS; APPROVAL OF PLANS AND ESTIMATE OF COSTS; FINAL DETERMINATION OF SPECIAL ASSESSMENT DISTRICT; PREPARATION OF SPECIAL ASSESSMENT ROLL

At a meeting of the Township Board of the Township of New Buffalo, held on the 19th day of January, 2021, at 4:00 p.m.

PRESENT: _____

ABSENT: _____

The following Resolution was offered by _____ and seconded by _____.

WHEREAS, the Township currently operates a fire department and contracts with other governmental units for police protection and emergency medical services, as authorized by law; and

WHEREAS, pursuant to Act 33 of 1951, MCL 41.801 *et seq*, the Township may defray the cost of maintaining and operating police and fire departments through a special assessment, which assessment is to be spread across the taxable value of the parcels in the district; and

WHEREAS, pursuant to Act 368 of 1978, as amended by Act 179 of 1990 (MCL 333.20948), the Township may defray the cost of a contract for emergency medical services (ambulance) operation through a special assessment, which must conform as nearly as possible to the procedure set forth in section 1 of Act 33 of 1951; and

WHEREAS, the Township wishes to defray the costs of maintaining and operating its fire department and maintaining its contracts for police protection and emergency medical services

(“Public Safety Services”) through a special assessment under Act 33 of 1951 and Act 368 of 1978, as amended; and

WHEREAS, the Township Board has resolved its intention to proceed with establishing a special assessment district and set January 19, 2021, for a public hearing; and

WHEREAS, after notice was duly given by publication and by first-class mail, the Township Board held a public hearing on January 19, 2021, though electronic means in accordance with Michigan law, at which the Township Board heard and considered objections to the proposed Public Safety Services, the designated special assessment district, and all other matters related to the Public Safety Services.

NOW, THEREFORE, THE TOWNSHIP RESOLVES AS FOLLOWS:

1. The Township Board determines to defray the costs of the Public Safety Services, in whole or in part, through a special assessment.
2. The special assessment district known as the Public Safety Special Assessment District No. 1 (“District”) is hereby determined to consist of all real property parcels in the Township, except those that are exempt from the collection of taxes under the General Property Tax Act. Pursuant to Act 33, the cost will be spread across the taxable value of the parcels in the District.
3. The Township estimates that the cost will equate to an assessment of 2.1 mills per year, which is estimated to generate \$1,297,954 in the first year of the District.
4. The District will remain in effect for a period of twenty (20) years. The Township will annually determine the amount to be assessed in the District and hold a public hearing in the manner required by Act 33.

5. All or a portion of the costs of the Public Safety Services will be paid by special assessments assessed within the District against the property located in the District and benefited by the proposed Public Safety Services.

6. The Township Supervisor is hereby directed to make a special assessment roll for the District describing all the parcels of land to be assessed, the names of the respective record owners of each parcel, if known, and the total amount to be assessed against each parcel of land.

7. The special assessment roll will be reported to the Township Board and will be filed in the office of the Township Clerk.

8. All actions taken by Township officials, employees, and agents with respect to the special assessment are hereby ratified and confirmed.

9. All resolutions and parts of resolutions that conflict with the provisions of this resolution are hereby rescinded.

ADOPTED:

YEAS: _____

NAYS: _____

STATE OF MICHIGAN)
)
COUNTY OF BERRIEN)

I, the undersigned, the duly qualified and acting Township Clerk of the Township of New Buffalo, Berrien County, Michigan, DO HEREBY CERTIFY that the foregoing is a true and complete copy of certain proceedings taken by the Township Board of said Township at a regular meeting held on the 19th day of January, 2021.

Judith H. Zabicki, Township Clerk