



## County of Montmorency Board of Commissioners

### Resolution #2023-11

#### APPROVING REVISED ASSESSMENT ROLL AND COMPUTATION OF COSTS

At the meeting of the County of Montmorency Board of Commissioners held in the County of Montmorency Building located in Atlanta, Michigan on August 17, 2023.

**PRESENT: Hardies, Edwards, Peltier, Bolser, Girardin**

**ABSENT: None**

The following resolution was made by **Edwards** and seconded by **Bolser**, to-wit:

**WHEREAS**, the Montmorency County Board of Commissioners (the “Board”) and its delegated authority under Part 307 of the Natural Resources and Environmental Protection Act, Act 451 of 1994, as amended (“Part 307”), have the responsibility to maintain the lake levels of **Hiawatha Lake/Lake Hiawatha, Little Brush Lake, and Moose Lake (collectively referred to as “Hiawatha Lakes”)**; and

**WHEREAS**, a special assessment district known as the Hiawatha Lakes – Lake Level Special Assessment District was established by the Montmorency County Circuit Court for **Hiawatha Lakes**, located in Hillman Township, Montmorency County, Michigan, under Part 307, specifically MCL 324.30704; and

**WHEREAS**, the delegated authority of Hiawatha Lakes held a public hearing on June 22, 2023 to review the computation of costs of a lake level project and a special assessment roll consistent with the requirements of Part 307; and

**WHEREAS**, the Board has reviewed the computation of costs of the project and the special assessment roll; and

**WHEREAS**, the Board desires to approve the computation of costs as presented and a revised special assessment roll, as attached to this Resolution.

***NOW, THEREFORE, BE IT RESOLVED:***

1. The Montmorency County Road Commission shall serve as the County's delegated authority as permitted under Part 307 for Hiawatha Lakes and may appoint a representative to work on permitted tasks.
2. The Board approves the computation of costs of the lake level project as presented and the special assessment roll as revised. It further approves all necessary interest charges to be placed on assessments on the roll related to any bonding/financing of the project.

3. The special assessment roll with the assessments listed shall be final and conclusive unless appealed in a court within 15 days of the adoption of this Resolution. MCL 324.30714(4).
4. The Montmorency County Clerk shall forward to the Montmorency County Road Commission a copy of this Resolution so that action can be instituted by Montmorency County in an expedient manner.
5. All resolutions and parts of resolutions insofar as the same may be in conflict herewith are hereby rescinded.

**YES: Edwards, Bolser, Girardin, Hardies**

**NO: Peltier**

**RESOLUTION DECLARED ADOPTED.**

**CERTIFICATION**

I hereby certify that the foregoing is a true and complete copy of a resolution duly adopted by the Board of Commissioners of the County of Montmorency at a regular meeting held on **August 17, 2023**, the original of which resolution is on file in my office. I further certify that notice of said meeting was given in accordance with the provisions of the open meetings act.



Cheryl A. Neilsen, Clerk  
County of Montmorency, Michigan

Dated: **August 17, 2023**



Donald Edwards, Chairperson  
County of Montmorency, Michigan

Dated: **August 17, 2023**