

TOWNSHIP OF HOMER

**RESOLUTION
PRORATING SURPLUS SPECIAL ASSESSMENTS
WILDERNESS, SHADY AND FERN DRIVES**

The following proceedings took place at a meeting of the Board of Trustees of the Township of Homer, County of Midland, held at the Township Hall, on the 20th day of June, 2012 at 7:00 p.m., Eastern Standard Time:

PRESENT: Chad Moody, Sandra Turk, Todd Lee, John Pruiett,
John Stern and Russ Varner

ABSENT: Charles Glynn

The following preamble and resolution were offered by Chad Moody, and seconded by Sandra Turk.

WHEREAS, pursuant to the Township Public Improvement Act, MCL 41.721, et. seq., (the "Act") the Township Board created Road Special Assessment District No. 1 to improve portions of Wilderness, Shady and Fern Drives within the Township (the "Improvement"); and

WHEREAS, on February 20, 1993 the Township Board confirmed the special assessment roll for the Improvement in the total amount of \$80,000.00; and;

WHEREAS, the bonds issued by the Township to finance the Improvement have been paid in full through the special assessments and there remain funds in the Township account for collection of the assessments and bond payments an amount of approximately \$9,500.00, which surplus is in of 5% of the original roll; and

WHEREAS, Section 12 of the Act, MCL 41.732, provides that should the total amount collected on special assessments prove larger than necessary for the improvement by more than 5% of the original roll, then the surplus shall be prorated among the properties assessed in accordance with the amount assessed against each and may be refunded to the persons who are the respective record owners.

NOW, THEREFORE, BE IT RESOLVED that the surplus held by the Township from special assessment collections for Road Special Assessment District No. 1 shall be refunded to the current record owners of the properties specially assessed in the special assessment roll of February 20, 1993, to-wit the following tax codes:

- 56-040-010-300-075
- 56-040-010-300-055
- 56-040-010-300-049
- 56-040-010-300-040
- 56-040-010-300-030
- 56-040-010-200-409
- 56-040-010-200-406

- 56-040-010-200-405
- 56-040-010-300-120
- 56-040-010-300-110
- 56-040-010-300-107
- 56-040-010-300-100
- 56-040-010-200-400
- 56-040-010-200-412
(part of former 56-040-010-200-417)
- 56-040-010-200-418
(part of former 56-040-010-200-417)
- 56-040-010-200-420

BE IT FURTHER RESOLVED that the Township Treasurer is herein authorized to make the aforesaid refunds.

A roll-call vote on the foregoing resolution was taken and was as follows:

YES: Moody, Turk, Lee, Pruiett, Stern and Varner

NO: _____

ABSTAIN: _____

The undersigned, being the duly qualified and Clerk of the Township of Homer, County of Midland, hereby certifies that the foregoing is a true and complete copy of a resolution duly adopted by its Board of Trustees at a duly constituted meeting held on the _____ day of June, 2012.

Dated: _____, 2012

Todd Lee
Clerk