

**TOWNSHIP OF BIRCH RUN**  
**AMENDED RESOLUTION CONFIRMING SPECIAL ASSESSMENT ROLL**

94-16

The following proceedings took place at a regular meeting of the Township Board of the Township of Birch Run, Saginaw County, Michigan, held at the Township Hall on the 9th day of August, 1994, at 7:30 p.m., Eastern Daylight Savings Time there were:

PRESENT: Edward Magnus, Sheila DiBerardino, Nancy Henige,  
Larry Russell, Jackie Hayes, Gary St. Charles, Joanne Strahm

ABSENT: None

The following preamble and resolution were offered by DiBerardino and seconded by Russell :

WHEREAS, a hearing was held on April 26, 1994 by the Township Board of the Township of Birch Run (the "Township") on a special assessment district and the special assessment roll in the amount of \$780,000 made to defray part of the cost of a water project serving the Township (the "Project") in a special assessment district created by the Township known as the Birch Run Township Water Supply System Water Extension No. 2, Special Assessment District B (the "Special Assessment District"); and

WHEREAS, on April 26, 1994, the Township confirmed the special assessment roll pursuant to the provisions of Act No. 185 of the Michigan Public Acts of 1957, as amended ("Act 185"), and the County of Saginaw (the "County") sold bonds at an average interest rate of 6.2413% on July 26, 1994; and

WHEREAS, this Board wishes to set the interest rate on the special assessment roll and to establish principal payments on such assessments in co-ordination with bond maturities.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWNSHIP BOARD OF THE TOWNSHIP OF BIRCH RUN, SAGINAW COUNTY, MICHIGAN, as follows:

1. The special assessments on the roll against each parcel of land shall be payable in twenty installments, according to the schedule attached as Appendix A, which shall become due and payable on December 1 of each year beginning December 1, 1994, and shall be collectable through February 15 of each such year without penalty. On and after February 16 of each such year unpaid assessments shall be deemed delinquent and there shall be collected 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 Township Board for reassessment upon the Township tax roll.

Interest on unpaid assessments shall accrue from June 1, 1994, at the rate of 7.00% per annum which is a rate less than 1% above the average interest rate on bonds to be issued under Act 185 to finance the Project, such interest to be payable annually together with each annual installment then due on the assessments.

2. The Township Clerk is hereby directed to attach his or her warrant, as required by law, to the special assessment roll as amended by this resolution and to deliver the roll to the Township Treasurer commanding the Township Treasurer to collect the assessments in accordance with the terms of this resolution, the warrant, and the statutes of the State of Michigan. Upon receiving the special assessment roll and warrant, the Township Treasurer shall proceed to collect the assessments as the same shall become due.

A vote upon the foregoing resolution was taken, and the results were as follows:

ADOPTED: YEAS: Magnus, DiBerardino, Henige, Hayes, Russell,  
St. Charles, Strahm

NAYS: None

ABSENT: \_\_\_\_\_

The resolution was then declared adopted.



APPENDIX A

SPECIAL ASSESSMENTS DUE DECEMBER 1, 1994 THROUGH DECEMBER 1, 2013

Date -----	Amount -----
Dec 1 1994	\$40,000.00
Dec 1 1995	30,000.00
Dec 1 1996	30,000.00
Dec 1 1997	30,000.00
Dec 1 1998	35,000.00
Dec 1 1999	35,000.00
Dec 1 2000	35,000.00
Dec 1 2001	35,000.00
Dec 1 2002	35,000.00
Dec 1 2003	40,000.00
Dec 1 2004	40,000.00
Dec 1 2005	40,000.00
Dec 1 2006	40,000.00
Dec 1 2007	40,000.00
Dec 1 2008	40,000.00
Dec 1 2009	45,000.00
Dec 1 2010	45,000.00
Dec 1 2011	45,000.00
Dec 1 2012	50,000.00
Dec 1 2013	50,000.00
	\$780,000.00

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