

The April 4, 2017 Special Meeting for the paving of West Black Lane and Canton Road was called to order at 6:00pm and began with the Pledge of Allegiance to the Flag.

ROLL CALL: Four board members were present, Supervisor Archambo, Treasurer Couture, Clerk Passeno and Trustee Beckwith. Trustee Charboneau was absent. Assessor Clayton McGovern and Attorney Tim MacArthur were in attendance. In addition, Constable Tim Fenlon and 36 electorates were present.

The following is a synopsis of the correspondence that was received regarding the paving of West Black Lane and Canton Road: William, Adelaide and Brian Carmody, Larry E. Mitchell, Dawson Comps, Ron & Mary Mallory and Richard Seidl are opposed to the special assessment. Correspondence in support of the special assessment district was received from Michael F. Martlock, Randy Lee & Susan Kowzan, Jim Grieshaber and Dave & Dorothy Tarnowski. Pat Cunningham inquired about the percentage paid by Benton Township and mailing time on the required notice and voiced his opposition to the project. David Englehardt protested Mr. Cunningham's questioning and requested that the discussion stay on point. Bob Ashbaugh requested the list of bidders and amount of bids. Doris Moulder pointed out the paving her driveway will cost \$7,000.00, below the cost per owner to pave two roads. Questions regarding the engineering, quality of the work, drainage issue and overall outcome of the project was voiced by Walter and Lynn Daneils, Pat Cunningham, Terry Lauhoff and Adelaide Carmody. Adelaide Carmody stated that the responsibility and financial burden is the responsibility of the CRCC not the home owners. Rebecca Patrick voiced her support of the project, stating that it will improve the safety of the children. Bob Bradd is in favor of the project stating the savings on the repairing of vehicles. Doug Damm stated his support to repair the roads so emergency vehicles, mail persons and home owners can safely travel the roads. Don Chapman voiced his support of the project. Mike Hillaker pointed out that the CRCC was at the last special meeting and explained the procedure to alleviate the erosion and road base issues. Tim MacArthur pointed out the bids are much lower than the windshield estimate, the material cost are low at this time and the CRCC does not charge for engineering and they fund \$25,000.00 toward the project. If the 10% contingency fund is not used for the project, the funds will be returned to the homeowners. Lynn Daniels voiced her support of the project. Time lines, road accessibility and the prospective finish date of late September was discussed.

Trustee Beckwith made a motion to close the meeting at 6:50pm and was supported by Treasurer Couture.

The April 4, 2017 regular Benton Township meeting was called to order at 7:00pm.

ROLL CALL: Five board members were present, Supervisor Archambo, Treasurer Couture, Clerk Passeno, Trustee Beckwith and Trustee Charboneau. In addition, Constable Tim Fenlon and 12 electorates were present.

ADDITIONS OR DELETIONS TO THE AGENDA: Clerk Passeno added the approval of the road loan from Cheboygan County.

MINUTES: There was a motion by Trustee Beckwith to accept the minutes and bills from the March 7, 2017 monthly meeting, supported by Supervisor Archambo. Motion carried.

CORRESPONDENCE: State of MI DOT Annual Rural and Tribal Elected Officials Meeting, Tuesday April 11, 2017 in Alanson. DEQ Notice of Authorization for Pat and Donna McPhee to construct a permanent 6' wide by 36' long open pile dock.

REPORTS: Clerk Passeno reminded the Board that it is time for the Adopt-A-Highway annual road cleanup. Treasurer Couture reported that Benton Township has settled the tax roll with Cheboygan County with a 95% collection rate and two personal property bills remain uncollected at this time.

LIBRARY LIAISON: Mary Ellen Enos reported that a new book drop container has been installed and the old container was donated to the Cheboygan Area High School. The library is now advertising the available classes in the Shoppers Fair newspaper. The current balance is \$415,515.63.

FIRE CHIEF: Chief Williams reported on the five training sessions and a controlled burn at the Barr house. Several Fire Departments joined in the training, AFD has responded to 1 gas leak, two brush fires and two down power lines this month.

GROUNDKEEPER: Doug Felmler reported that the shrub guards at the Community Center will be removed this week. Werner Plumbing and Heating will prepare the restrooms, at the park, for the season on Tuesday, April 11th.

OLD BUSINESS: A motion, upon approval from Attorney Tim MacArthur, to approve the Telecommunication and Information Services Franchise Ordinance from Cherry Capital Communications was made by Treasurer Couture and supported by Supervisor Archambo. Motion carried by all.

The resolution to approve the resolution for West Black Lane and Canton Road improvement and paving Special Assessment District No. 17-1 Proceedings was made by Clerk Passeno and supported by Trustee Beckwith.

PUBLIC ACT 188 of 1954 PROCEEDINGS
Benton Township
Cheboygan County, Michigan
Canton Road and West Black Lane Improvement and Paving Special
Assessment District No. 17-1 Proceedings

Excerpts of minutes of a regular meeting of the Benton Township Board of Benton Township, County of Cheboygan, Michigan, held at the Benton Township Hall on the 4th day of April, 2017, at 7:00 o'clock p.m.

PRESENT: ANDREW ARCHAMBO, ANN COUTURE, JAYNE PASSENO, CHARLES BECKWITH and MICHAEL CHARBONEAU

ABSENT: None

The Supervisor stated that the next order of business was the consideration of the assessment roll for Special Assessment District No. 17-01 which had been prepared by the Supervisor and Assessing Officer of the township in accordance with the resolution of the township board adopted on March 7, 2017 and had been noticed for a public hearing on this date commencing at 6:00 p.m.

The Township Clerk reported that a proper Notice of this public hearing on these matters had been published in the **Cheboygan Daily Tribune** on March 21, 2017 and March 28, 2017 and had been mailed by first class mail to each property owner within the proposed assessment district as shown on the current tax rolls of the township on March 27, 2017. Affidavits of the publications and mailing of these Notices will be filed as a part of the records of the meeting. At the request of the Supervisor, the Assessing Officer presented a proposed assessment roll which had been previously filed with the Clerk assessing the cost of the project on a per owner of the lots basis and all persons present were invited to inspect the same and make comments with respect thereto. Comments from the public had been noted at the Public Hearing and further comments were noted at this time. Everyone present at the Public Hearing were given the opportunity to be heard concerning the assessment roll. The board fully considered all comments which had been made and all comments made in connection therewith, the following Preamble and Resolution were offered by Clerk, Jayne Passeno and supported by Trustee, Charles Beckwith for adoption by the township board.

PREAMBLE AND RESOLUTION

Re: Canton Road and West Black Lane Improvement and Paving Special Assessment District No. 17-1 Proceedings

WHEREAS, the township board of the Township of Benton, Cheboygan County, Michigan, after due and legal notice, has conducted a public hearing upon a proposed assessment roll prepared by the supervisor and assessing officer of the township for the purpose of defraying the costs of improving, upgrading and paving Canton Road from South River Road easterly to the end of the road and West Black Lane from Canton Road to the end of the road, proposed to be accomplished within the Special Assessment District No. 17-01 as shown on the proposals for said district;

WHEREAS, the public hearing on this matter was preceded by proper notice in newspapers of general circulation in the township, and by first class mail notice to each property owner of record within said district and upon said assessment roll;

WHEREAS, comments were received from those present at such public hearing concerning said assessment roll and opportunity to all present to be heard in the matter;

WHEREAS, some objections were received to said roll and levy;

WHEREAS, the oral comments received indicated the reasonableness of the assessment roll;

WHEREAS, a record of those present to protest, and of written protests submitted at or before the public hearing was made a part of the minutes of the hearing;

WHEREAS, the township board has duly inspected the proposed assessment roll and considered all comments and proposed amendments thereto and has found the proposed assessment roll to be correct, just and reasonable;

NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS:

1. The assessment roll submitted by the supervisor and assessing officer of the township shall hereafter be designated as the **Canton Road and West Black Lane Improvement and Paving Special Assessment District No. 17-1 Roll** (the "Roll") and shall be hereby confirmed as the assessment roll for Special Assessment District No. 17-01.

2. The assessments in the assessment role in the amount of \$452,837.50 for said **Canton Road and West Black Lane Improvement and Paving Special Assessment District No. 17-1** shall be divided into ten (10) equal annual installments of principal with the first installment to be due on or before the 14th day of February, 2018, and the following installments to be due or before the 14th day of the same month of each and every year thereafter. All unpaid installments prior to their transfer to the tax roll as provided by Michigan Public Act 188 of 1954, as amended, shall bear interest payable annually on each installment due date at the rate of three (3%) percent per annum, commencing on the first installment due date hereinbefore set forth. Any payments made before such first installment due date shall not bear any such interest.

3. Future due installments of an assessment against any parcel of land may be paid to the township treasurer at any time in full with interest accrued through the month in which the final installment is paid in accordance with the Michigan Public Act 188 of 1954, as amended. If any installment of a special assessment is not paid when due, then the installment shall be considered to be delinquent and there shall be collected, in addition to interest as provided by this section, 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, also in accordance with said Act 188.

4. The assessments made in said special assessment roll are hereby ordered and directed to be collected by the township treasurer, and the township assessor shall deliver said special assessment roll to said treasurer with his warrant attached, commanding the treasurer to collect such assessments in accordance with the direction of the township board and said Public Act 188.

5. All resolutions and parts of resolutions insofar as they conflict with the provisions of this resolution be and the same are hereby rescinded.

Upon roll call vote of the adoption of the resolution, the following voted

"Aye": **ANDREW ARCHAMBO, ANN COUTURE, JAYNE PASSENO,**

CHARLES BECKWITH and MICHAEL CHARBONEAU

The following voted "Nay": None

Members Absent: None

The Supervisor declared the resolution duly adopted.

NEW BUSINESS: A motion to approve an agreement for 7,200 cubic yards of 23A gravel from CCRC for the estimate cost of \$35,000.00 was made by Trustee Beckwith and supported by Treasurer Couture. Motion carried.

A motion to contract with Beckman Production Services for brine at .22 cents per gallon for dust control was made by Trustee Beckwith and supported by Treasurer Couture.

Clerk Passeno made a motion for the Board to authorize Supervisor Archambo to contract with Cheboygan County for the Road Loan Program. Support was provided by Trustee Charboneau and carried by all.

PUBLIC COMMENTS: Doug Damm and Dave Englehardt thanked the Board for being pro-active with the West Black Lane and Canton Road project and requested copies of letters opposing the project.

Paul Salvatore requested a response in regards to his letter dated February 11, 2017. Supervisor Archambo will respond to letter and Clerk Passeno will supply Mr. Salvatore with the requested correspondence.

Gary Williams commented on the positive comments he has heard from people regarding the refurbished floors at the Community Center.

MTA will be hosted at Wilmot Township, April 27 at 7:00pm.

BILLS: Clerk Passeno presented the outstanding bills for the Boards approval. A motion was made by Archambo to pay the bills as presented and support by Couture. Motion carried.

ADJOURNMENT: There was a motion by Clerk Passeno to adjourn at 8:13pm and supported by Trustee Charboneau. Motion carried.

April-17			
CHECK NUMBER	PAYEE	FUND	AMOUNT
	IRS	101	\$ 1,444.49
3623	State of Michigan	101	\$ 329.55
3615	Alverno Fire Dept.	101	\$ 104,055.03
3616	AT&T	101	\$ 247.19
3617	AVG Technologies	101	\$ 98.99
3618	Carquest Auto Part	101	\$ 21.60
3619	Ginop Sales Inc.	101	\$ 30.62
3620	Johnson Snow Plowing	101	\$ 60.00
3621	National Office Products	101	\$ 139.68
3622	Rivertown Do It Center	101	\$ 36.55
3624	John Hancock	101	\$ 2,309.88
3625	John Hancock	101	\$ 54.00
DD931	Andrew Archambo	101	\$ 1,122.64
DD932	Charles Beckwith	101	\$ 366.58
DD933	Michael Charboneau	101	\$ 243.71
DD934	Ann Couture	101	\$ 1,430.91
DD935	Clayton McGovern	101	\$ 2,525.03
DD936	Jayne L. Passeno	101	\$ 1,285.02
3626	Accident Fund Co	101	\$ 2,115.00
3627	Amber Makowski	101	\$ 50.00
3628	AT&T	101	\$ 89.60
3629	Cheboygan County Treasurer	101	\$ 90.00
3630	Consumers Energy	101	\$ 237.03
3631	Jamie Gapczynski	101	\$ 50.00
3632	Jayne L. Passeno	101	\$ 354.44
3633	Jenna Wheelock	101	\$ 50.00

3634	Jocelyn Cripps	101	\$ 50.00
3635	Keri Morrish	101	\$ 50.00
3636	Mckay Builders	101	\$ 40.00
3637	Megan Fen Ion	101	\$ 50.00
3638	National Office Products	101	\$ 7.99
3639	PIE& Gas Co-Op	101	\$ 706.59
3640	Republic Services	101	\$ 3,110.60
3641	Ronnie Vallance	101	\$ 50.00
3642	Sign & Banner Factory	101	\$ 18.00
3643	Werner Plumbing & Htg.	101	\$ 251.14
3644	Bernard Building Center	101	\$ 17.63
3645	Carquest Auto Part	101	\$ 157.59
3646	Dave Conlin	101	\$ 25.00
3647	Mannings Northern Tire	101	\$ 63.98
3648	Rivertown Do It Center	101	\$ 35.98
DD937	Deborah Berden	101	\$ 121.58
DD938	Douglas Felmlee	101	\$ 898.62
DD939	Keith Fen Ion	101	\$ 89.20
DD940	Charles Getz Jr.	101	\$ 96.21
DD941	Carol Neumann	101	\$ 358.65
DD942	Marvin Smith	101	\$ 797.90
3649	Andrew Archambo	101	\$ 588.03
			\$ 124,977.74
SUPERVISOR ANDREW ARCHAMBO _____			
TREASURER ANN COUTURE _____			
CLERK JAYNE PASSENO _____			
TRUSTEE MICHAEL CHARBONEU _____			
TRUSTEE CHARLES BECKWITH _____			