

**Village of Mayville Council  
Official Act 33 of 1951 Assessment Public Hearing Meeting Minutes**

**May 22nd, 2018**

**Present:** Bill Barkowska, Steve Charette, Sue Marlow,  
Sue Atkinson, Roxann Hiiter, Barbara Valentine

**Absent:** None

**Employees:** Attorney Adam Flory with Smith Bovill - (Treasurer)  
Kayla Reed

**Guests:** 27

**Next Meetings: Committee of the Whole June 5th, 2018 7:00pm Fire Hall**  
**3rd Assessment Public Hearing June 12th, 7:00pm Fire Hall**  
**Regular Council Meeting June 19th 2018, 7:00pm Library**

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1. The Village of Mayville Council held a Public Hearing at the Mayville Fire Hall, with Attorney Adam Flory present. Village President Valentine called the meeting to order at 7:01 pm
2. Act 33 of 1951 Assessment overview

Village President Valentine, along with Attorney Adam Flory, discussed how the Act 33 of 1951 is an assessment that is evaluated yearly and based on taxable value, in which 1 mil equates to \$1.00 for every \$1,000 in property value. This assessment is for 3mils, which brings about \$39,000, total. The assessment is reviewed annually, and the expectation is that it would only be for a period of 1 to 2 years. Significant sewer increases will take place in 2019 to cover required repairs to the Sanitary Sewer and Lagoon system, and Council doesn't want citizens to bear the burden of both expenses at the same time. This assessment is short term, whereas the sewer rate increases will be permanent..

The Act 33 assessment is specified for Fire and Police Protection Equipment, but there are provisions for maintenance and fuel costs, as well. The Fire Department and Police Department requested consideration for new vehicles in the next 3-5 years in their Capital Improvement Plan, and this allows for the future planning of those anticipated expenses. It is our legal obligation, as a Village, to provide our Departments (Fire and Police) with the necessary equipment needed to provide services to the community.

Council\Attorney Response - We are required to use specific wording as stated in Act 33 of 1951 and that is reflected in the Notices that were mailed and the Resolutions we have passed.

Resident Concern - Why can't everyone pay equally, why does home value matter? Everyone benefits equally from services provided, home values should not make a difference.

Council\ Attorney Response - A millage or tax assessment is always based on the value of the property, by law. We have no control over that.

Resident Concern - Based on Parcels\ Properties, How many Signatures would it take to stop this and get it on the Ballot?

Council Response - 10% of all Real Assessed Property parcel owners, not Registered Voter signatures, are required. However, if residents are so strongly opposed to this assessment that there are enough signatures requesting a Referendum, then that will be the end. The Village can not afford to put on the issue on the ballot for a Special Election next year.

Resident Concerns - How much will paying off the Fire truck this year save the General Fund?

Council Response - The exact numbers of the debt service for the current Fire Truck payment were not available at the meeting, but it should be around \$4,500.

Resident Concern - Will that payment then go into Fire Department Sinking Fund?

Council Response - That would be part of next year's budget and would be considered then. We still have the payment included in this year's budget. Also, the down payment for the last Fire Truck came out of the Sewer Fund 25 years ago, and has never been paid back. This funding scheme played a significant role in the sewer and lagoon maintenance issues we have now.

Terry Wingert - State Law and the Federal Government require that after 25 years of road service a fire truck can be recertified for up to five more years, but that is it. We are within that 5 year certification period. The state will mandate that truck not be the #1 main service truck within the next 5 years. Even if its working better than ever.

#### 4. Council Closing Statements

President Valentine wants to remind everyone that the Act 33 Assessment is Evaluated yearly, can be changed accordingly, or can be dissolved. It is a method of short term revenue generation, as opposed to a more long term Millage or Rural Development loan.

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**VILLAGE OF MAYVILLE  
Tuscola County, Michigan**

**Resolution Designating Special Assessment District  
Police and Fire Protection**

At a regular meeting of the Village Council, Tuscola County, Michigan, held at the Village of Mayville Fire Hall, which is located at 6044 Trend St., Mayville, Michigan, 48744 on the 22nd day of May, 2018, at 7:00 o'clock p.m. Michigan Time.

PRESENT: Barkowska, Atkinson, Charette, Hiiter, Marlow, Valentine

ABSENT: None

The Village President announced that this was the time fixed for hearing and considering any objections to the proposed special assessment for police and fire operations and for the purchase, maintenance and operation of equipment, and to the special assessment district as tentatively established for the proposed assessment by the Village Council.

No written or oral objections were received except as follows:

Opposed: Fred Liestman, Clare and Rita Fryers

The Village President then declared the hearing closed.

The following resolution was offered by Charette and seconded by Atkinson:

WHEREAS, the Village Council has tentatively determined, pursuant to the provisions of Act No. 33 of the Michigan Public Acts of 1951, as amended, to establish a special assessment district to defray the cost of police and fire operations and for the purchase, maintenance and operation of police and fire equipment and vehicles in the amount of \$39,000.

STATE OF MICHIGAN )

COUNTY OF TUSCOLA )

I, the undersigned, the fully qualified and acting Clerk of the Village of Mayville, Tuscola County, Michigan, do hereby certify that the foregoing is a true and complete copy of a resolution adopted at a regular meeting of the Village of Mayville Village Council, Mayville Michigan, held on the 22nd day of May, 2018. The original of the proceedings is on file in my office and is available to the Public. Public notice of the meeting was given to and in compliance with Act 267, Public Acts of Michigan, 1976.

IN WITNESS, I have fixed my official signature on this 22nd day of May, 2018.



Donna Coleman, Clerk  
Village of Mayville