AGENDA

WALLED LAKE LAKE IMPROVEMENT BOARD MEETING

June 17, 2010 at 7:00 P.M.

Novi Civic Center 45175 W. Ten Mile Road

 Call Meeting to Orde 		Call	Meeting	to	Orde
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- II. Roll Call
- III. Public Comment on items not on the Agenda
- IV. Approval of Minutes of May 20, 2010 meeting
- V. Presentation of Meeting Notice as posted
- VI. Approve Payment of Bills
- VII. Continuation of the May 20, 2010 Public Hearing
 - A. Purpose of hearing
 - B. Rules for hearing
 - C. Documentation regarding notice
 - D. Open public hearing
 - 1. Description of project and cost estimate
 - 2. Review correspondence received
 - 3. Open floor for comment
 - E. Close public hearing
- VIII. Consideration of Resolution Confirming Assessment Roll
- IX. Public Comment on items not on the Agenda
- X. Other Business
 - A. Fertilizer Ordinance Letters
- XI. Adjournment

Please visit <u>www.cityofnovi.org/lakeboard</u> for additional information

WALLED LAKE LAKE IMPROVEMENT BOARD MEETING *DRAFT* MINUTES May 20, 2010

The meeting of the Lake Improvement Board for Walled Lake was held at the Novi Civic Center at 45175 W. 10 Mile Road on May 20, 2010. The meeting was called to order by Dave Galloway, Chairman, at 7:08 p.m.

Present: Dave Galloway, Chairman and Riparian Representative

Brian Coburn, Secretary-Treasurer, City of Novi

William Burke, City of Walled Lake

Jeff Potter, Oakland County Board of Commissioners Representative Karen Warren, Oakland County Water Resource Commissioner's Office

Also

Present: Glenn Lemmon, City Assessor—Novi

Marjorie Bixby, Deputy City Assessor—Novi

John McCarthy, Oakland County Equalization (representing Walled Lake)

Mark Roberts, Attorney, Secrest Wardle

At Public Comment on Items not on the Agenda, 14 individuals addressed the Board regarding the petition that is being circulated to dissolve the Lake Board, the benefit received by back lot owners for the lake improvement, a request for the two cities to find money in their budgets to complete the project without an assessment, the impact of fertilizer use on the lake, the impact of the project on the fishing, zebra mussels impact on the lake, request for the board to move forward with the project, request for the board to do more research before moving forward, questions about the petitions used at the beginning of the process, question about the timing of the project and impact of assessment on residents, concerns about the chemical treatments, question about the public hearing notification requirement, and request for the board to investigate weevils as a treatment option.

Moved by Potter, Supported by Burke; CARRIED UNANIMOUSLY: To approve the Minutes of March 25, 2010.

Moved by Potter, Supported by Coburn; CARRIED 4-0 with one abstention, Warren: To approve the Minutes of May 11, 2010.

Secretary-Treasurer Coburn presented bills for payment to: City of Novi; Spinal Column Newsweekly (Invoice Nos. S1813180, S1821300; S1821660), Secrest Wardle (Invoice Nos. 1198609, 1199449, 1200500) totaling \$6,171.34.

Moved by Potter, Supported by Coburn; CARRIED UNANIMOUSLY: To approve payment of Bills.

At discussion of Rules for Public Hearing and Public Comment, Mr. Coburn recommended that the last comment period be designated for questions and answers in a more informal manner. Mr. Burke stated that at the meeting on May 11, 2010 with the Walled Lake City Council, he felt that when people were allowed to participate in a more informal setting, the meeting seemed to have a better flow; Mr. Potter agreed.

Moved by Potter, Supported by Coburn; CARRIED UNANIMOUSLY: To modify the rules for the public hearing to make the last public comment a question and answer session.

Mr. Galloway gave a brief summary of the background of the lake board process thus far. He stated that there was a \$130,000 budget for this year, which had been reduced from \$136,000 by taking out education of the public and asking the homeowners associations to do that. The budget for the remaining years was \$97,000.

Glenn Lemmon, Novi's Assessor, introduced John McCarthy from Oakland County Equalization Division acting for the City of Walled Lake.

Mr. Lemmon stated that in the assessment roll, they had included: 1) lake access and deeded access; 2) had brought forth assessment roll that had parcels that touched the lake and had been given 45 days to add backlots; there were now no orphan lots left; 3) previously he had set an interest rate at six percent but this time had set no interest rate, except if delinquent; 4) backlot owners were assessed at 0.1 unit of benefit; 5) in this situation, the City of Novi had reduced its contribution to \$30,000 from \$45,000 and with the inclusion of backlot parcels, the assessors had added 700 more parcels, which made the final per unit cost to be \$1,083 per unit of benefit for the 5 year assessment. He further dated that they have examined all parcels where a house may straddle a parcel boundary and in those cases there would only be an assessment for the one parcel.

Mr. Galloway asked why Novi had reduced its contribution; Mr. Lemmon replied that the City had wanted to make contribution to account for parcels that were of unknown ownership that could be serving as access lots for the back lot parcels. Once the back lot parcels were included the City drew back to cover the Landings property and Lakeshore Park and a few other parcels owned by the City.

Mr. Potter stated that the assessment for the back lot owners is higher for other lake boards based on his discussions with Commissioner Bullard. He asked Mr. Lemmon what criterion was used by the Assessors to determine the 0.1 unit of benefit. Mr. Lemmon responded that he is looking for direction from the Board as to the appropriate assessment for the back lot owners.

Mr. Potter asked how a change could be made to the roll if an error is found and how the per unit benefit could be changed in the coming years; Mr. Roberts responded that it could be done through several ways at a later point. Mr. McCarthy stated that at a previous meeting he had said that errors could be stipulated by both parties at tax tribunal and that could save the delay in fixing an error under that method.

Mr. Galloway opened the public hearing for public comment.

Mr. Coburn reported that the board had received six letters in response to the public hearing.

At Public Comment, the following people spoke:

Ken Holmes, 905 E Walled Lake Dr, said that everyone benefitted when improvements were made; everyone that uses the lake receives a benefit and thinks that lakefront owners and back lot owners should pay the same amount.

Joe DeBrincat, 1339 E Lake Dr., wanted to discuss a statement from public comment about the tax-deductible nature of the assessment but was requested to save his statement for the last comment session since it did not apply to the specific topic of the public hearing.

Pete Carolan, 835 Bluffton, said he would be in favor of paying the assessment if the weevil approach is used but not for chemical treatment.

Sandra Carolan, 835 Bluffton, said that she did not understand the sequence of the meeting. She said she can make her comment about the assessment until the units of benefit and the dollar amounts are decided. She questioned if she is being assessed for each of the access lots in Welfare Lakeview sub.

Sherri Cooks, 126 Dekalb St., wanted to make sure that she would have access to the lake and stated that the hearing notice was the first that she had heard about the this.

Bob Daar, 148 Arvida, protested the assessment roll because he felt owners were not notified legally because the public hearing notice did not include his sidwell number. He is not in favor of the project.

David Hultgren, 116 Arvida, he has reviewed the assessment roll and is fully supportive of what he is being assessed. He explained that he lives in Welfare Lakeview Sub and the he is being assessed \$21.30 per year regardless of the number of access points that the sub has. He is supportive of the roll as it stands.

Amy Muldoon, 126 Sandy Lane, said she had never received notification of the public hearing.

Russ McClellan, 132 Coalmont, agreed that it is difficult to speak about the assessment when he is unsure of how much he is being assessed. He is opposed to being assessed based on the process and the use of chemicals in the lake.

Paul Weindorf, 1641 W Lake Dr, protested the assessment. He believed that the .1 unit of benefit was arbitrary and felt that his health was being attacked environmentally.

Sandra Carolan representing Isabelle Douse Trust, 1661 Harbor Cove, said that the actions would not improve the lake; the condo association was already treating the lake; therefore, there would be double payment.

Mike Brewer, 130 Maudlin, is a renter who spoke for the owner who was unable to attend the meeting. He supported the 0.1 unit of benefit, but not anything additional.

Terry Daar, 148 Arvida, said that there was no sidwell number on her letter and that her husband's name was not on the letter. She just wanted it to be fair. She also noted that some parcels are being assessed zero units of benefit.

Mike Condon, 1411 W Lake Drive, supported the assessment roll and asked that the board move forward with the project.

The public hearing was suspended.

A brief discussion was held regarding a draft resolution to confirm the assessment roll.

Mr. Lemmon noted that following the deadline for the public hearing notice, there was information provided that substantiates the addition of 57 parcels within Lakewinds North and Lakeside Townhomes condominiums to the roll. Ms. Warren asked Mr. Lemmon if 57 lots were added if it would require another public hearing and notice, Mr. Roberts responded that it would require another continuation of the public hearing.

Moved by Potter, Supported by Warren; Motion Failed 1-4 (Coburn, Galloway, Warren and Potter): To approve the Resolution Confirming the Special Assessment Roll, as presented.

Mr. Potter asked about the net impact of adding the back lot owners on the overall assessment. Mr. Lemmon responded that by removing the assessments on the orphan lots and adding the back lot owners to the roll the net change in the assessment over the five year was actually a decrease of approximately \$22 per unit of benefit for the five year period. Mr. Potter found the 0.1 unit of benefit assessment of backlots to be negligible; he said anyone benefitted from the lake but as a practical matter it was not worth considering.

Moved by Potter; Motion failed for lack of support; To approve the assessment roll with an amendment to remove backlots from present roll and reflect assessment roll presented in March.

Ms. Warren suggested allocating the access parcels each 3.0 units of benefit and dividing the benefit equally amongst the back lot owners. Mr. Coburn suggested continuing with the uniform unit of benefit as proposed. Mr. Lemmon commented that he would expect to see a more uniform assignment of benefit as proposed in the roll, but is looking to the Board for direction.

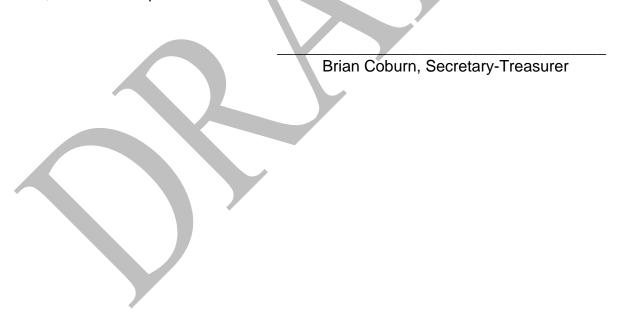
Moved by Coburn; Supported by Burke; CARRIED UNANIMOUSLY: To adjourn the meeting until June 17, 2010 at 7:00 pm for the Assessor to prepare a revised assessment roll that; includes the parcels in Lakewinds North and Lakeside Townhouse condos and three other parcels added at the end of Buffington, removes 19 parcels from Henning, changes the units of benefit for 3 parcels on South Lake, Walled Lake and in Jenny Park Subdivision from 1.0 unit to 0 units, and the deletion of 8 parcels along Lake Court; and changes the backlot unit of benefit from 0.1 to 0.2 unit of benefit based on the point that 0.1 unit of benefit was insufficient for backlot single family properties.

Mr. Coburn suggested that the public hearing notice mailing be sent to the backlot parcels that were to be changed from 0.1 units of benefit to 0.2 as well as the new parcels that have been added to the roll that require the mailed notice. No members objected.

At Public Comment on Items not on the Agenda, Nine individuals addressed the Board with questions or comments regarding: the determination of a fair unit of benefit allocation, questioned the reason that the Board has not considered using weevils, the petition drive to dissolve the board, questions regarding the notice requirements, questions about the interest that would be earned on the money before it is spent by the Board, pending treatment by Bayside in Walled Lake, question about whether other treatments need to be coordinated with the Board, a suggestion that the Board send a poll the property owners to determine the preferred course of treatment, and general questions about the approved project.

Under Other Business, Mr. Potter suggested that the board send letters to both cities requesting them to consider adoption of an ordinance to control fertilizer use. Mr. Coburn stated he would draft a letter to both communities for Mr. Galloway's signature unless there was objection from the Board.

ADJOURNMENT: There being no further business to come before the Lake Board, the meeting was suspended at 10:19 p.m. until the continuation of the public hearing on June 17, 2010 at 7:00 p.m.



No. <u>L-10-30</u>

NOTICE OF MEETING OF THE LAKE IMPROVEMENT BOARD

FOR

WALLED LAKE

A meetir	ng of the	e Lake Improvement Board for	Walled Lake	
will be h	eld on	Thursday, June 17, 2010	at	7:00 p.m.
at the	Novi C	ivic Center - Council Chambers		
_	45175	W. Ten Mile Road, Novi MI 4837	75	

Posted: 5-24-10

1:00 p.m.

of 1 Rev.: 01/06/10

MEMORANDUM

TO: WALLED LAKE IMPROVEMENT BOARD MEMBERS FROM: BRIAN COBURN, P.E.; SECRETARY/TREASURER

SUBJECT: PAYMENT OF BILLS

DATE: JUNE 11, 2010

We have received the following invoices for payment since the last meeting as attached and summarized below:

Payee	Description	Invoice No.	Amount
City of Novi	June 2010 Postage for Public Hearing Notice		\$245.08
Spinal Column Newsweekly	Public Hearing Notice 6/2/10	S1824170	\$149.75
Observer & Eccentric	Public Hearing Notice	3438175	\$471.60
Secrest Wardle	Legal Services through 5/31/10	1201096	\$2,579.00
Allied Media	Envelopes for Public Hearing Notices	3228	\$239.49
TOTAL BILLS DUE:			\$3,684.92

Please also see attached report showing all expenditures as of June 11, 2010.

WALLED LAKE IMPROVEMENT BOARD EXPENDITURES TO DATE as of 6/11/10

Approval Date	<u>Description</u>	Inv No.	<u>Vendor</u>		<u>Amount</u>
9/23/2009	Legal Services through 5/31/09	1190502	Secrest Wardle	\$	696.00
9/23/2009	Legal Services through 6/30/09	1191901	Secrest Wardle	\$	588.65
9/23/2009	Legal Services through 8/31/09	1193552	Secrest Wardle	\$	204.00
9/23/2009	Progress Payment for Engineering Study	0057727	Spalding DeDecker	\$	12,892.00
11/5/2009	Legal Services through 9/30/09	1194483	Secrest Wardle	\$	636.65
11/5/2009	Public Hearing Notice 10/14/09	s1795710	Spinal Column Newsweekly	\$	143.75
11/5/2009	Public Hearing Notice 10/21/09	s1797070	Spinal Column Newsweekly	\$	143.75
3/25/2010	Legal Services through 10/31/09	1195368	Secrest Wardle	\$	876.00
3/25/2010	Legal Services through 11/30/09	1196397	Secrest Wardle	\$	888.00
3/25/2010	Legal Services through 12/31/09	1196918	Secrest Wardle	\$	2,776.30
3/25/2010	Legal Services through 1/31/10	1197953	Secrest Wardle	\$	2,432.43
3/25/2010	Final Payment for Engineering Study	0058404	Spalding DeDecker	\$	3,223.00
3/25/2010	Public Hearing Notice 10/15/09	3430943	Observer & Eccentric	\$	170.30
3/25/2010	Public Hearing Notice 10/22/09	3730943	Observer & Eccentric	\$	170.30
3/25/2010	Notice of Resolution Published	S1800040	Spinal Column Newsweekly	\$	35.94
3/25/2010	Public Hearing Notice 03/10/10	S1812640	Spinal Column Newsweekly	\$	227.62
3/25/2010	Notice of Resolution Published	3432469	Observer & Eccentric	\$	78.60
5/20/2010	March 2010 Postage for Public Hearing No	tice	City of Novi	\$	320.76
5/20/2010	May 2010 Postage for Public Hearing Notic	е	City of Novi	\$	236.72
5/20/2010	Legal Services through 2/28/10	1198609	Secrest Wardle	\$	840.00
5/20/2010	Legal Services through 3/31/10	1199449	Secrest Wardle	\$	1,667.00
5/20/2010	Legal Services through 4/30/10	1200500	Secrest Wardle	\$	2,424.00
5/20/2010	Public Hearing Notice 3/17/10	S1813180	Spinal Column Newsweekly	\$	227.62
5/20/2010	Public Hearing Notice 5/5/10	S1821300	Spinal Column Newsweekly	\$	227.62
5/20/2010	Public Hearing Notice 5/12/10	s1821660	Spinal Column Newsweekly	\$	227.62
	Total Expenditures Approved as of June 13	1, 2010		\$	32,354.63
Invoices for ann	roval on 6/17/10 agenda				
invoices for app	June 2010 Postage for Public Hearing Notic	· o		\$	245.08
	Public Hearing Notice 6/2/10	S1824170	Spinal Column Newsweekly	<i>\$</i>	243.08 149.75
	Public Hearing Notice Public Hearing Notice	3438175	Observer & Eccentric	<i>\$</i>	471.60
	Legal Services through 5/31/10	1201096	Secrest Wardle	\$ \$	2,579.00
	Envelopes for Public Hearing Notices	3228	Allied Media	\$ \$	239.49
	Livelopes for Fublic Hearing Notices	3220	Allied Wedia	J	233.43
	Total Expenditures Approved as of May 13	3, 2010		\$	3,684.92
	Grand Total			<u>\$</u>	36,039.55

Coburn, Brian

From: McNamara, Cheryl

Sent: Friday, June 04, 2010 4:23 PM

To: Coburn, Brian

Subject: FW: Lake Board Mailing 6/4/10

Brian,

Please let me know if this is okay. I will make a Journal Entry to reclassify the postage to the Lake Board.

Cheryl McNamara Finance Department City of Novi 45175 W. 10 Mile Novi, MI 48375

Office 248-347-0465 Fax 248-735-5682

cmcnamara@cityofnovi.org

From: Brennan, Cortney

Sent: Friday, June 04, 2010 11:44 AM

To: McNamara, Cheryl **Cc:** Troutman, Sue

Subject: Lake Board Mailing 6/4/10

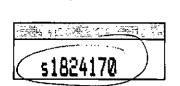
Hi Cheryl,

The Lake Board mailing that went out today was charged to Admin 299. The amount was \$245.08, please charge this amount to acct 101-000.00-043.000

Thank you,

Cortney Brennan | Deputy City Clerk | 45175 W. Ten Mile, Novi, MI 48375 | (p) 248.347.0456 | (f) 248.347.0577 | <u>www.cityofnovi.org</u>

INVOICE



CITY OF NOVI

NOVI MI 48375

45175 W TEN MILE ROAD



☐ SPINAL COLUMN NEWSWEEKLY ☐ THE PAPER □ OAKLAND HOMES □ OAKLAND LAKEFRONT ☐ MONTHLYADVERTISER ☐ WEST OAKLAND DIRECTORY ☐ TYPE N PRINT SHOP

PAYMENT ADDRESS: 505/ P.O. Box 14 Union Lake, MI 48387-0014

Phone (248) 360-6397 • (248) 360-7355

ACCOUNT NO. a101986 DUE DATE

06/12/10

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ENSURE PROPER CREDIT TO YOUR ACCOUNT, RETURN THIS PORTION WITH PAYMENT. Please make checks payable to SCN COMMUNICATIONS GROUP

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DATE	CODE/CUSTOMER REFERENCE	INV./P.O. #	SIZE/INCH	RATE	AMOUNT
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More reac	h. Less cost. Spinal Column Want Ads	!!	INVOICE DATE Ø6/Ø2/10	PAY TOTAL	149.75

spinalcolumnonline.com / oaklandpaper.com / oaklandlakefront.com / monthlyadvertiser.com

WALLED LAKE IMPROVEMENT BOARD NOTICE OF CONTINUED PUBLIC HEARING

TO THE OWNERS OF ALL PROPERTIES ABUTTING AND/OR WITH DEEDED ACCESS TO WALLED LAKE, LOCATED WITHIN THE CITIES OF NOVI AND WALLED LAKE, OAKLAND COUNTY MICHIGAN

Hotice is hereby given that the Walled Lake Improvement Board, Cities of Novi and Walled Lake, County of Oakland, will theet at the Novi City Hall located at 45175 West Ten Mile Road, Novi, Michigan 48375-3924 on Thursday, June 17; 2010, 7:00 p.m., to continue its review, to hear any additional objections to, and to consider confirming a five-year Special Assessment Roll for the purpose of implementing a Lake improvement Program to control weeds in Walled Lake for the Jears 2010 through 2014: Residential martan parcels with up to 96 feet of lake montage are proposed to be assessed at die unit of benefit for each year of the Project. Residential riparian parcels with more than 96 feet of take trontage are proposed to be assessed at one and one-half unit of benefit for each year of the Project-Commercial riparian parcels are proposed to be assessed at three units of benefit for each year of the Project. Parcels having deeded access to the Lake are proposed to be assessed at 0.2 unit of benefit per property serviced for each year of the Project Waterfront condominium properties located directly on the lake are proposed to be assessed at 0.75 unit of benefit for each year of the Project. Condominium properties that have indirect take access are proposed to be assessed at 0.1 unit of benefit for each year of the Project. The estimated assessment for one unit of benefit is approximately \$191:97 for each of the five years: The Special Assessment Roll will be on file at the City of Novi Clerk's Office, City of Walled Lake Clerk's Office and available on the internet at www.cityotnovi.org/lakeboard for public examination.

Any person may appeal and be heard at the said Hearing, which is called pursuant to the provisions of Section 30913 of Public Acts No. 451 of 1994 as amended, which provides that the special assessment must be protested at the hearing held for the purpose of confirming the special assessment roll before the Michigan. Tax Tribunal may acquire jurisdiction of any special assessment dispute. Appearance and protest of the special assessment at the time and place of review is required in order to appeal the amount of the special assessment to the Michigan Tax Tribunal. An owner of or party in interest in property to be assessed, or his or her agent, must appear in person to protest the Special Assessment or must protest the special assessment by letter filed with Brian Coburn, Walled Lake Improvement Board Secretary, 45175 West Ten Mile Road, Novi, Michigan 48375-3024, prior to the time of review, in which case personal appearance is not required. If the special assessment is protested as provided above, the owner or any party having an interest in the real property may file a written appeal of the special assessment with the Michigan Tax Tribunal within 30 days after the confirmation of the special assessment roll has been published in a newspaper of general circulation.

Brian Cobum,
Walled Lake Improvement Board Secretary,

Bright Street

The City of Novi, on behalf of the Walled Lake Improvement Board, will provide necessary, reasonable auxiliary aids and services at all meetings to individuals with disabilities. All such reglests must be made at least five days prior to said meeting. Individuals with disabilities requiring auxiliary aids or services should contact the Novi Clerk's Office by writing or calling the following: Novi Clark's Office, 45175 West Tan Mile Road, Novi, Michigan 48375-3024. Telephone: (248) 347-0460

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SC: 6-2-10 & 6-9-10

AFFIDAVIT OF PUBLICATION STATE OF MICHIGAN COUNTY OF OAKLAND

MABLE McCULLOUGH being duly sworn, deposes and says that the annexed printed copy of a notice was taken from the SPINAL COLUMN NEWSWEEKLY, a newspaper printed and circulated in said State and County, and that said notice was published in said newspaper on the following date(s):

JUNE 2, 2010 (NOTICE OF CONTINUED PUBLIC HEARING)

That (s)he is the agent of the printers of above said newspaper and knows well the facts stated herein.

Subscribed and sworn to before this SECOND day of JUNE 2010 A.D.

Carolyn J Petherbridge

Notary Public, Oakland County, Michigan Acting in the County Of Oakland

My Commission Expires March 27, 2014

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NEWSPAPERS

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ADDRESSEE:

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\$1585.10

DISCOVER

AMOUNT

CITY OF NOVI ATTN:FINANCE 45175 W 10 MILE RD NOVI, MI 48375-3006

THE OBSERVER & ECCENTRIC NEWSPAPERS P. O. BOX 3202 CINCINNATI, OH 45263-3202

IF PAYING BY CREDIT CARD, PLEASE FILL OUT BELOW
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Lake Board Charges for Public Hearing Notice in Novi News

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03/18	8692849 LEGAL	4840E	2x9I 18I	1	23	5.80
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03/18	8693784 LEGAL	special land use per 19914 8693784 101-371	2x3.5I 7I	1	9	1.70
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* ALL CODES APPEAR ON BACK

If you have questions, email us at adbilling@dnps.com

Contact us: (313) 222-8679

CUSTOMER NUMBER	STATEMENT DATE	INVOICE NUMBER	AILLING PERIOD		
1687887	03/28/10	3438175	03/01/10 - 03	3/28/10	
CURRENT MET AMOUNT	JULI JO DAYS	60 DAYS	90 DAYS	UNAPPLIED	AMOUNT THE THE TOTAL AMOUNT DUE
(1,585.10)	.00	1,100.40	222.70		2,908.20

BE IT MADE KNOWN THAT THE FOLLOWING LEGAL AD AP Novi - W Oakland

CITY OF NOVI ATTN: FINANCE 45175 W 10 MILE RD NOVI MI 48375-3006

REFERENCE: 1687887

8692849

Public Hearing - Wal

STATE OF MICHIGAN

COUNTY OF

DAKLANO

THE OBSERVER & ECCENTRIC and MIRROR Newspapers, a newspaper published in the English language for the dissemination of local or transmitted news, which is a duly qualified newspaper, and that annexed hereto is a copy of a certain order taken from said newspaper, in which the order was published on the date indicated below.

and for said Count

12-9-2013

PUBLISHED ON: 03/11 03/18

KAREN A. MARZOLF Notary Public, State of Michigan County of Macomb My Commission Expires Dec. 9, 2013 Acting in the County of WAY NG

TOTAL COST:

471.60

FILED ON:

03/11/10

AD SPACE: 18.000 INCH

All questions may be directed to Customer Service 313-222; normal business hours of Monday through Friday 8:30am until

WALLED LAKE IMPROVEMENT BOARD

NOTICE OF PUBLIC HEARING

TO THE OWNERS OF ALL PROPERTIES ABUTTING AND/ , ÓR

WITH DEEDED ACCESS TO WALLED LAKE, LOCATED WITHIN THE CITIES OF NOVI AND WALLED LAKE, OAKLAND COUNTY, MICHIGAN

Notice is hereby given that the Walled Lake Improvement Board. Cities of Novi and Walled Lake, County of Oakland, will meet at the Novi City Hall located at 45175 West Ten Mile Road, Novi, Michigan 48375-3024 on Thursday, March 25, 2010, 7:00 p.m., to review, to hear any objections to, and to consider confirming a five-year Special Assessment Roll for the purpose of implementing a Lake Improvement Program for the years 2010 through 2014. Residential riparian parcels with up to 96 feet of lake frontage are proposed to be assessed at one unit of benefit, or \$217.97 for each year of the Project. Residential riparian parcels with more than 96 feet of lake frontage are proposed to be assessed at one and one-half unit of benefit, or \$326.96 for each year of the Project. Lake access. parcels with unknown ownership are proposed to be assessed at two units of benefit, or \$435.94. Commercial riparian parcels are proposed to be assessed at three units of benefit, or \$653.91 for each year of the Project. Lake access parcels are proposed to be assessed at 1 unit of benefit per property serviced, or \$21.80 multiplied by the number of properties serviced for each year. of the Project. Waterfront condominium properties are proposed to be assessed at .75 unit of benefit, or \$163.48 for each year of the Project. The Special Assessment Roll will be on file at the City of Novi Clerk's Office and available on the internet at www.cityofnovi.org/lakeboard for public examination:

Any person may appeal and be heard at the said Hearing, which is called pursuant to the provisions of Section 30913 of Part 309 of Public Acts No. 451 of 1994, as amended, which provides that the special assessment must be protested at the hearing held for the purpose of confirming the special assessment roll before the Michigan Tax Tribunal may acquire jurisdiction of any special assessment dispute. Appearance and protest of the special assessment at the time and place of review is required in order to appeal the amount of the special assessment to the Michigan Tax Tribunal. An owner of or party in interest in property to be assessed, or his or her agent, must appear in person to protest the Special Assessment or must protest the special assessment by letter filed with Brian Coburn, Walled Lake Improvement Board Secretary, 45175 West Ten Mile Road, Novi, Michigan 48375-3024, prior to the time of review, in which case personal appearance is not required. If the special assessment is protested as provided above, the owner or any party having an interest in the real property may file a written appeal of the special assessment with the Michigan Tax Tribunal within 30 days after the confirmation of the special assessment roll has been published in a newspaper of general circulation.

Brian Coburn.

Walled Lake Improvement Board Secretary

The City of Novi, on behalf of the Walled Lake Improvement Board, will provide necessary, reasonable auxiliary aids and services at all meetings to individuals with disabilities. All such requests must be made at least five days prior to said meeting. Individuals with disabilities requiring auxiliary aids or services should contact the Novi Clerk's Office by writing or calling the following: Novi Clerk's Office, 45175 West Ten Mile Road, Novi, Michigan 48375-3024. Telephone: (248) 347-0460.

Publish: March 11, 2010 & March 18, 2010

OBSERVER & ECCENTRIC and HTW NEWSPAPERS
615 W LAFAYETTE BLVD DETROIT MI 48226

BE IT MADE KNOWN THAT THE FOLLOWING LEGAL AD APPEARED IN Novi - W Oakland

CITY OF NOVI
ATTN:FINANCE
45175 W 10 MILE RD
NOVI MI 48375-3006

REFERENCE: 1687887

8692849

Public Hearing - Wal

STATE OF MICHIGAN

COUNTY OF

OUKLUYO

THE OBSERVER & ECCENTRIC and MIRROR Newspapers, a newspaper published in the English language for the dissemination of local or transmitted news, which is a duly qualified newspaper, and that annexed hereto is a copy of a certain order taken from said newspaper, in which the order was published on the date indicated below.

NOTARIZED BY

(Acting in) WAYNE

Notary Public i

and for said County

Commission expires

12-9-2013

PUBLISHED ON: 03/11 03/18

KAREN A, MARZOLf Notary Public, State of Michigan County of Macomb My Commission Expires Dec. 9, 2013 Acting in the County of いんくいに

TOTAL COST: FILED ON: 471.60 03/18/10 AD SPACE: 18.000 INCH

All questions may be directed to Customer Service 313-222-86% normal business hours of Monday through Friday 8:30am until $4 \pm \frac{1}{12}$

WALLED LAKE IMPROVEMENT BOARD

NOTICE OF PUBLIC HEARING

TO THE OWNERS OF ALL PROPERTIES ABUTTING AND

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Publish: March 11, 2010 & March 18, 2010



SECREST, WARDLE, LYNCH HAMPTON, TRUEX & MORLEY 30903 NORTHWESTERN HIGHWAY P.O. BOX 3040 FARMINGTON HILLS, MICHIGAN 48333-3040

(248) 851-9500

IRS # 38-1863919

Walled Lake Improvement Board Brian Coburn 45175 W 10 Mile Road Novi, MI 48375-3024 June 3, 2010 Invoice # 1201096 Client No. M1104 Matter No. 091331

RE: Walled Lake Improvement Board

INTERIM

Services Rendered:

CLAIM#

CURRENT BILLING SUMMARY THROUGH MAY 31, 2010

Fees for Professional Services Expenses Advanced \$2,544.00 \$35.00

CURRENT BILL DUE

\$2,579.00

PLEASE REMIT TO:

SECREST, WARDLE, LYNCH,

HAMPTON, TRUEX & MORLEY, PC

P.O. BOX 634213

CINCINNATI, OH 45263-4213

Matter: 091331 Walled Lake Improvement Board June 3, 2010 Page 2

DATE	TKPR	DESCRIPTION	HOURS
05/03/10	MSR	Receipt and review of e-mail correspondence from B. Coburn regarding notices to be mailed regarding public hearing	0.20
05/03/10	MSR	Prepare and send email correspondence to B. Coburn regarding contents of mailed notice	0.20
05/03/10	MSR	Receipt and review of email with attached documents from B. Coburn regarding notice of public hearing; review and respond to email	0.20
05/04/10	MSR	Receipt and review of email with attached documents from B. Coburn regarding FAQ document	0.30
05/04/10	MSR	Check citations in draft FAQ document and revise	0.40
05/04/10	MSR	Prepare and send email with attached documents to B. Coburn regarding revisions to FAQ document	0.20
05/05/10	MSR	Work on lake board issues regarding scope of work, assessment roll concerns and contracting	1.90
05/05/10	MSR	Telephone conference(s) with Dave Hieber, Oakland County Equalization regarding assessment roll	0.20
05/05/10	MSR	Receipt and review of email with attached documents from B. Coburn regarding further revisions to the FAQ document explaining the lake improvement process	0.60
05/05/10	MSR	Receipt and review of email with attached documents from B. Coburn regarding invitation to meet with the City of Walled Lake	0.30
05/05/10	MSR	Review Open Meetings Act and lake board statutes to determine issues raised by invitation to meet with City of Walled Lake	0.60
05/05/10	MSR	Telephone conference(s) with B. Coburn regarding lake board issues	0.20
05/05/10	MSR	Prepare and send email correspondence to B. Coburn discussing alternative response to invitation from City of Walled Lake	0.40
05/06/10	MSR	Receipt and review of email with attached documents from B. Coburn regarding draft letter to Walled Lake	0.20
05/06/10	MSR	Telephone conference(s) with B. Coburn regarding revisions to Walled Lake letter	0.20
05/06/10	MSR	Telephone conference(s) with B. Coburn regarding Lake Board's decision to attend the joint meeting with City of Walled Lake	0.20
05/06/10	MSR	Receipt and review of email with attached documents from B. Coburn regarding notice of special Lake Board meeting	0.20

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Page 3

DATE	TKPR	DESCRIPTION	HOURS
05/06/10	MSR	Receipt and review of email with attached documents from B. Coburn regarding correspondence to Lake Board members with invitation to meet with Walled Lake	0.20
05/07/10	MSR	Receipt and review of email with attached documents from B. Coburn regarding assessment roll as revised for the May 20, 2010 public hearing	0.40
05/07/10	MSR	Receipt and review of e-mail correspondence from G. Lemmon regarding meeting at City of Walled Lake	0.20
05/07/10	MSR	Receipt and review of e-mail correspondence from B. Coburn regarding meeting at City of Walled Lake	0.20
05/07/10	MSR	Prepare and send email correspondence to B. Coburn regarding meeting at City of Walled Lake	0.30
05/11/10	MSR	Receipt and review of email with attached documents from G. Lemmon regarding access right questions related to Lot 3, Bentley Subdivision and Philipski Subdivision access lot	0.30
05/12/10	MSR	Telephone conference(s) with B. Coburn regarding agenda and resolution for the May 20, 2010 continued public hearing	0.20
05/12/10	MSR	Receipt and review of email with attached documents from B. Coburn regarding agenda for May 20, 2010 public hearing	0.30
05/12/10	MSR	Prepare and send email correspondence to B. Coburn and D. Galloway regarding public hearing procedures	0.20
05/12/10	MSR	Preparation of revised resolution to adopt revised special assessment roll for the May 20, 2010 public hearing	1.20
05/12/10	MSR	Prepare and send email with attached documents to B. Coburn regarding revised resolution	0.20
05/13/10	MSR	Receipt and review of e-mail correspondence from B. Coburn regarding notice of May 20, 2010 public hearing, mailing error and new properties to be included just received from County	0.20
05/13/10	MSR	Receipt and review of email with attached documents from G. Lemmon regarding Philipski subdivision	0.40
05/13/10	MSR	Telephone conference(s) with B. Coburn regarding notice problem and need to have new public hearing on assessment roll	0.20
05/17/10	MSR	Review notice requirements for adjourned public hearings; telephone call to B. Coburn	0.30

Matter: 091331

Walled Lake Improvement Board

June 3, 2010

Page 4

DATE	TKPR	DESCRIPTION	HOURS
05/17/10	MSR	Review email with attached documents from B. Coburn regarding M. Hilousky email with attachments regarding biological weed treatment to K. Holmes	0.20
05/17/10	MSR	Receipt and review packet for May 20, 2010, public hearing; review draft roll; locate properties represented by written objections	1.40
05/17/10	MSR	Receipt and review agenda for May 20, 2010, Board meeting and site plans	0.30
05/19/10	MSR	Review file for 5/20/10 public hearing	1.40
05/19/10	MSR	Telephone conference(s) with B. Coburn re: meeting with Assessor re: Pratt Sub access issue	0.20
05/19/10	MSR	Review research notes and documents re: Pratt Sub access for meeting with Assessor	0.40
05/20/10	MSR	Attend meeting at Novi City Hall with Novi and Walled Lake Assessors re: final questions on assessment roll	1.40
05/20/10	MSR	Attend public hearing on assessment roll	3.40
05/21/10	MSR	Receipt and review of email with attached documents from B. Coburn regarding FAQ additions	0.30
05/24/10	MSR	Prepare proposed changes to FAQs and email to B. Coburn	0.40
05/24/10	MSR	Receipt and review email with attached documents from B. Coburn regarding proposed notice of the June 17, 2010 continued public hearing	0.20
05/28/10	MSR	Receipt and review email with attached documents from B. Coburn re: letters to City of Novi and City of Walled Lake with sample fertilizer ordinance	0.30

HOURLY CHARGES:

INIT.	TIMEKEEPER	RATE	HOURS	BILLED
MSR	MARK S ROBERTS, Associate	\$120.00	21.20	\$2,544.00

TOTAL HOURLY CHARGES:

\$2,544.00

EXPENSES ADVANCED:

04/16/10	ATTORNEY MILEAGE - Vendor: Mark S Roberts (23.00 x 0.50)	11.50
04/19/10	ATTORNEY MILEAGE - Vendor: Mark S Roberts (24.00 x 0.50)	12.00
04/27/10	ATTORNEY MILEAGE - Vendor: Mark S Roberts (23.00 x 0.50)	11.50
EXPENSE SUMMARY:		
	ATTORNEY MILEAGE	\$35.00
	TOTAL EXPENSES ADVANCED	\$35.00
	TOTAL CURRENT BILL	<u>\$2,579.00</u>

Matter: 091331

Walled Lake Improvement Board

June 3, 2010 Page 5 Matter: 091331 June 3, 2010
Walled Lake Improvement Board Page 6

	OUTSTANDING STATEMENTS AS	S OF June 3, 2010
Statement No: 1198609	3/3/2010	\$840.00
Statement No: 1199449	4/7/2010	\$1,667.00
Statement No: 1200500	5/10/2010	\$2,424.00
	TOTAL	\$4,931.00

SECREST, WARDLE, LYNCH HAMPTON, TRUEX & MORLEY

30903 NORTHWESTERN HIGHWAY P.O. BOX 3040 FARMINGTON HILLS, MICHIGAN 48333-3040 (248) 851-9500

IRS # 38-1863919

Walled Lake Improvement Board Brian Coburn 45175 W 10 Mile Road Novi, MI 48375-3024

June 3, 2010 Invoice # 1201096 Client No. M1104 Matter No. 091331

Walled Lake Improvement Board RE:

INTERIM

Services Rendered:

CLAIM#

CURRENT BILLING SUMMARY THROUGH MAY 31, 2010

Fees for Professional Services

\$2,544.00 \$35.00

Expenses Advanced

CURRENT BILL DUE

\$2,579.00

PLEASE REMIT TO:

SECREST, WARDLE, LYNCH,

HAMPTON, TRUEX & MORLEY, PC

P.O. BOX 634213

CINCINNATI, OH 45263-4213

REMITTANCE COPY



240 N. Fenway Drive Fenton, MI 48430 8194

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		Invoic	9
	DATE	VINVOICE#	
_	5/25/2010	3228	\int
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BILL TO

City Of Novi Finance Department 45175 West 10 Mile Road Novi MI 48375

SHIP TO	.,	
City Of Novi 45175 West 10 Mile Road Novi, MI 48375		- K. p.

P.O. NUMBER TERMS REP SHIP VIA

299-126 Net 30 Days JH DEL. UPS

	_					
	QUANTITY	ITEM CODE	DESCRIPTION		AMOUNT	
	2,500	ENV	DPS #10R ENVELOPES NON TAXABLE		328.26T 0.00	ر ا
	-	h i	824 envelopes used for public learing notices at \$0.1313 per envelope = \$239.49 to be paid to be pa		,	
٠				Total	\$328.26	
	Thank you for che	oosing AlliedMedia. If ontact Christine Veit-Ja	you have any billing questions, ames at 810-433-7351.	Payments/Cred	its \$0.00	
				Balance Due	\$328.26	

Rules for Public Hearings Approved by Walled Lake Improvement Board on 11/5/09

- (a) Public Hearings shall be scheduled and due notice given in accordance with the provisions of the Inland Lake Improvement Act.
- (b) Except in extraordinary circumstances found to exist by the Walled Lake Improvement Board, no Public Hearings shall be held within five (5) business days after a holiday recognized by the City of Novi.
- (c) The order of presentation shall be as follows:

Introduction by Lake Board and/or Lake Board
Consultants, describe purpose of hearing
Reference to rules of the hearing
Document the notice given
Open Public Hearing
Description of Project and Cost Estimate
Review of Correspondence
Open Floor for Comment

Close Public Hearing

- (d) Any member of the public wishing to address the Lake Board during a Public Hearing shall fill out a card giving his/her name and address.
 - 1) The general public shall limit their remarks to three (3) minutes each. Speakers shall not exceed the time limit of this rule without permission from the Chairperson.
 - 2) Any person speaking of behalf of a group shall limit his/her remarks to five (5) minutes, provided that all those in the audience being represented identify themselves.
 - 3) Speakers shall address their remarks only to the Chairperson.
 - 4) No member of the audience shall be allowed to address an issue for Public Hearing following the closing of that Public Hearing by the Chairperson.
- (e) The Chairperson shall instruct all those who wish to speak during the Public Hearing to sum up their remarks when the Chairperson or Lake Board members feel that they have exceeded their time limit, strayed from the pertinent facts, or have become repetitive or disrespectful.

WALLED LAKE IMPROVEMENT BOARD

NOTICE OF CONTINUED PUBLIC HEARING

TO THE OWNERS OF ALL PROPERTIES ABUTTING AND/OR WITH DEEDED ACCESS TO WALLED LAKE, LOCATED WITHIN THE CITIES OF NOVI AND WALLED LAKE, OAKLAND COUNTY, MICHIGAN.

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> Brian Coburn, Walled Lake Improvement Board Secretary

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Publish: June 3, 2010 & June 10, 2010

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Walled Lake Improvement Board Secretary,

Bright Street

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SC: 6-2-10 & 6-9-10

AFFIDAVIT OF PUBLICATION STATE OF MICHIGAN COUNTY OF OAKLAND

MABLE McCULLOUGH being duly sworn, deposes and says that the annexed printed copy of a notice was taken from the SPINAL COLUMN NEWSWEEKLY, a newspaper printed and circulated in said State and County, and that said notice was published in said newspaper on the following date(s):

JUNE 2, 2010 (NOTICE OF CONTINUED PUBLIC HEARING)

That (s)he is the agent of the printers of above said newspaper and knows well the facts stated herein.

Subscribed and sworn to before this SECOND day of JUNE 2010 A.D.

Carolyn J Petherbridge

Notary Public, Oakland County, Michigan Acting in the County Of Oakland

My Commission Expires March 27, 2014

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The proposed Special Assessment District Roll is posted at:

http://cityofnovi.org/Services/PublicWorks/Engineering/LakeImprovementBoard/ProposedSpecialAssessmentRoll100617.pdf

A map of the proposed Special Assessment District can be found here:

http://cityofnovi.org/Services/PublicWorks/Engineering/LakeImprovementBoard/ Map-CurrentParcelsOnRoll100617.pdf

1676 LEON ROAD WALLED LAK, MICHIGAN 48390-3651

PHONE: 248-926-8110

NOVÍ CAY HALL
45175 WEST TEN MILE ROAD
NOVÍ, MICHIGAN
48375-3024

ATTENTION :

MR. BRIAN COBURN

WALLED LAKE IMPROVEMENT BOARD SECRETARY

RE! NOTICE REGARDING THE PUBLIC
HEARING ON MAY 20, 2010

I AM SENDING THIS LETTER AS PER OUR PHONE CONVERSATION. AS STATED I WAS UNABLE TO ATTEND DUE TO ILLNESS. FACTS:

- I LIVE AT 1676 LEON ROAD WALLED LAKE
WERE LEON ROAD ENGS AT DECKER (S.W. CORNER
- WIDOWED FOR FORTY YEARS (RELATIVES)

- 87 X EARS OF AGE

- LOW INCOME

- DO NOT USE LAKE FRONTAGE

HAPPRECIATE YOUR TIME AND CONSIDERATION. Zhank you, so much, Estelle Hays Re: To the owners of all properties abutting and/or with deeded access to Walled Lake, located within the cities of Novi and Walled Lake, Oakland County, Michigan

Willard Tu 30327 Pennington Lane Novi, MI 48377

June 6, 2010

Brian Coburn Walled Lake Improvement Board Secretary 45175 West Ten Mile Road Novi, MI 48375-3024

Dear Brian,

The purpose of this letter is to appeal the proposed five-year special assessment roll for the Lake Improvement Program to control weeds in Walled Lake for the years 2010-2014. First of all, I was unable to attend your first hearing. Secondly, my property does not have direct access to the lake as I live in Bristol Bluffs North subdivision. I do not live on the lake with a dock or boat. I do not use Walled Lake as a recreational source. Therefore I do not feel it is appropriate to add this cost onto my property assessment. I am appealing the special assessment.

Sincerely,

Willard H. Tu

Re: To the owners of all properties abutting and/or with deeded access to Walled Lake, located within the cities of Novi and Walled Lake, Oakland County, Michigan

Deborah Majeski 30304 Pennington Lane Novi, MI 48377

June 6, 2010

Brian Coburn Walled Lake Improvement Board Secretary 45175 West Ten Mile Road Novi, MI 48375-3024

Dear Brian,

The purpose of this letter is to appeal the proposed five-year special assessment roll for the Lake Improvement Program to control weeds in Walled Lake for the years 2010-2014. First of all, I was unable to attend your first hearing. Secondly, my property does not have direct access to the lake as I live in Bristol Bluffs North subdivision. I do not live on the lake with a dock or boat. I do not use Walled Lake as a recreational source. Therefore I do not feel it is appropriate to add this cost onto my property assessment. I am appealing the special assessment.

Sincerely,

Deborah Majeski

248 345 9060

MEMORANDUM

TO: WALLED LAKE IMPROVEMENT BOARD MEMBERS **FROM:** BRIAN COBURN, P.E.; SECRETARY/TREASURER

SUBJECT: DRAFT RESOLUTION CONFIRMING ASSESSMENT ROLL

DATE: JUNE 11, 2010

The attached draft resolution is being provided for consideration, should the Lake Improvement Board decide that it will take action to approve the proposed assessment roll.

STATE OF MICHIGAN

COUNTY OF OAKLAND

WALLED LAKE IMPROVEMENT BOARD

WALLED LAKE IMPROVEMENT BOARD SPECIAL ASSESSMENT DISTRICT

RESOLUTION CONFIRMING ASSESSMENT ROLL

RECITATIONS:

It has been determined that the Walled Lake Improvement Board will implement a five year aquatic weed control program for Walled Lake (the Project).

The Project is intended to make annual improvements to Walled Lake through the year 2015 at a total cost estimated to be \$518,615.00 for the benefit of the properties identified in Exhibit 1, which properties together shall constitute The Walled Lake Improvement Board Special Assessment District, hereinafter referred to as the "Lake Board SAD", and for administrative purposes to be known as SAD 175 in the City of Novi and SAD 175 in the City of Walled Lake.

Plans for the Project, the estimated cost of the Project, and the special assessment district boundaries were approved by Resolution of the Walled Lake Improvement Board following a public hearing on November 5, 2009. The Lake Board resolution further directed the Assessors for the City of Novi and for the City of Walled Lake to prepare a proposed assessment roll, which was considered by the Lake Board at its March 25, 2010 public hearing and the continuation of the public hearing on May 20, 2010.

In accordance with the direction of the Walled Lake Improvement Board following the March 25, 2010 public hearing and the continuation of the public hearing on May 20, 2010, the City Assessors have prepared a revised special assessment roll allocating the total cost of the Project, less the City of Novi's voluntary contribution to the Project in the amount of \$30,000.00,

to the property within the Lake Board SAD and the Assessors have filed such roll with the Lake Board.

A public hearing to review the revised special assessment roll was set and duly noticed in accordance with law for the purpose of hearing objections to the revised assessment roll.

The public hearing was conducted in accordance with the notice, and the Walled Lake Improvement Board determined that it would be appropriate to approve and confirm the revised assessment roll.

NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS:

- 1. The revised special assessment roll for the Walled Lake improvement Board Project, the Lake Board SAD, in the total amount of \$488,615.00 (\$97,723.00 annually for years 2010 through 2014), attached as Exhibit 1 to this resolution, shall be and is hereby adopted and confirmed, and shall be collected from the properties benefited within the Lake Board District.
- 2. The Walled Lake Improvement Board Secretary/Treasurer is directed to endorse on the assessment roll the date of this confirmation.
- 3. All amounts of an assessment shall be assessed against each parcel of land in the Lake Board SAD as described on the Special Assessment Roll (Exhibit 1) to be due and payable in five installments, the first to be due on the <u>1st</u> day of <u>December</u>, <u>2010</u>, and the several subsequent installments shall be due and payable successively in intervals of twelve (12) months from the due date of the first installment.
- 4. The Clerks for the Cities of Novi and Walled Lake are directed to attach their warrants as required by law to the roll and to direct the roll, with their warrants attached, to the respective City Treasurer. The City Treasurer for the Cities of Novi and Walled Lake shall thereupon collect the special assessment from those properties listed in Exhibit 1 which are located within

each City's jurisdiction in accordance with the terms of this Resolution, the warrant, and the

statutes of the State of Michigan.

5. Any portion of an assessment which has not been paid on or before the **14th** day of

February of the tax year shall be considered delinquent by the City Treasurer for the City in

which the property is located and shall accrue interest at the rate of ½ of 1% for each month or

fraction of a month that the assessment remains unpaid before being reported to the City Council

for reassessment upon the City tax roll.

6. The City Treasurer shall report to the Lake Board on September 1 following the date

when the assessment or any part of the assessment became due any delinquencies by submitting

a sworn statement listing the names of the delinquent persons, if known, a description of the

parcels of land upon which there are delinquent assessments, and the amount of the delinquency,

including accrued interest and penalties computed to September 1 of the year.

7. If the City Treasurer reports as delinquent any assessment or part of an assessment, the

Lake Board shall certify the delinquency to the City's Assessing official for the City in which the

property is located, who shall reassess on the City annual tax roll of that year the delinquent sum

plus a six percent administrative fee.

AYES:

NAYS:

ABSTENTIONS:

ABSENT:

CERTIFICATION

It is hereby certified that the foregoing Resolution is a true and accurate copy of the

Resolution adopted by the Walled Lake Improvement Board located within the Cities of Novi

and Walled Lake at a meeting duly called and held on the day of , 2010.

3

WALLED LAKE IMPROVEMENT BOARD

BY:_	
_	BRIAN COBURN, SECRETARY-TREASURER

 $C:\ \ Nr Portbl\\ imanage\\ ROBERTMS\\ 1424876_1.DOC$



WALLED LAKE IMPROVEMENT BOARD C/O CITY OF NOVI 45175 W TEN MILE RD NOVI, MI 48375

May 28, 2010

Mayor and City Council City of Walled Lake 1499 E West Maple Walled Lake, MI 48390

Re: Fertilizer Use in the Walled Lake Watershed

I am writing to you on behalf of the Walled Lake Improvement Board to encourage the City of Walled Lake to develop and adopt an ordinance regulating the use and application of fertilizer. The Walled Lake Improvement Board is charged by resolutions from both the City of Novi and the City of Walled Lake to develop, finance, and implement a program for controlling weeds in Walled Lake. The weed control effort can be aggravated by the overuse of fertilizers in the watershed tributary to the lake.

In addition to adopting and enforcing a fertilizer ordinance, we encourage the City to develop a public outreach and education program, especially in the area that is tributary to Walled Lake.

Sincerely,

WALLED LAKE IMPROVEMENT BOARD

David Galloway

Chairperson

cc: L. Dennis Whitt, Walled Lake City Manager

WALLED LAKE IMPROVEMENT BOARD C/O CITY OF NOVI 45175 W TEN MILE RD NOVI, MI 48375

May 28, 2010

Mayor and City Council City of Novi 45175 W Ten Mile Road Novi, MI 48375

Re: Fertilizer Use in the Walled Lake Watershed

I am writing to you on behalf of the Walled Lake Improvement Board to encourage the City of Novi to enforce Novi Ordinance 02-119.10 regarding the application of fertilizer. The Walled Lake Improvement Board is charged by resolutions from both the City of Novi and the City of Walled Lake to develop, finance, and implement a program for controlling weeds in Walled Lake. The weed control effort can be aggravated by the overuse of fertilizers in the watershed tributary to the lake.

We encourage the City to develop a public outreach and education program, especially in the area that is tributary to Walled Lake. We also encourage the City to enforce the ordinance by applying the penalties for violation to those that violate the ordinance.

Sincerely,

WALLED LAKE IMPROVEMENT BOARD

David Galloway

Chairperson

cc:

Clay Pearson, Novi City Manager



CITY COUNCIL

Mayor David B. Landry

Mayor Pro Tem Bob Gatt

Terry K. Margolis

Andrew Mutch

Kathy Crawford

Dave Staudt

Justin Fischer

City Manager Clay J. Pearson

City Clerk Maryanne Cornelius June 9, 2010

Mr. David Galloway Chairperson Walled Lake Improvement C/O City of Novi 45175 W. Ten Mile Road Novi, Michigan 48375

Re: Fertilizer Use in the Walled Lake Watershed

Dear Mr. Galloway,

Thank you for your recent correspondence on behalf of the Walled Lake Improvement Board encouraging the City of Novi to undertake further outreach and education programs as well as enforcement of restrictions on fertilizer use.

As part of Novi's Public Education Program required for the City's stormwater discharge permit, the Department of Public Services (DPS) has communicated to the public the need to limit fertilizer use and use only low-nitrogen and low-phosphorus containing fertilizers to minimize the negative impacts to our surface waters. There is a section dedicated to this topic on DPS's website and several different brochures; plus we've beat the green drum at many Homeowners' Association (HOA) meetings and other events (including Fall for Novi and the HOA Leaders Breakfasts).

In addition to these efforts, an article was included in the most recent edition of the "Novi in a Nutshell" e-newsletter that is sent to 5,250 community members and included links to the fertilizer ordinance requirements. Future plans include either a specific fall or spring mailing to lake area residents or inclusion in the Engage newsletter that is sent to all homes and businesses in the City of Novi.

Ordinance Enforcement staff will continue to provide enforcement on a complaint basis. Copies of a few of the documents mentioned above are included for your information.

Should you have any further questions or need for information, or if I can be of assistance, please let me know. Thank you

Respectfully,

Charles Boulard

lew Daul

Community Development Director

CC:

file

Clay Pearson, City Manager

Rob Hayes, City Engineer/Department of Public Services Director

City of Novi 45175 W. Ten Mile Road Novi, Michigan 48375 248.347.0460 248.347.0577 fax

Coburn, Brian

From: Your friends in Neighborhood and Business Relations [communityrelations@cityofnovi.org]

Sent: Tuesday, June 08, 2010 2:29 PM

To: Coburn, Brian

Subject: Novi in a Nutshell - Your electronic community newsletter



Happening now...



Use caution when fertilizing to protect our waterways

Novi is green - literally! The grass is green and many homeowners and businesses want to keep that way for the entire season by fertilizing. It is important to remember the City of Novi Code of Ordinances provides regulations for the purpose of fertilizer application in a manner that protects natural resources.

It is recognized that there is a probability that storm water flowing through an over-fertilized area of turf is likely to pick up and carry portions of the fertilizer. If such storm water drains into wetlands and water courses this will have an adverse impact on the water

quality. The ordinance provides regulations that are reasonably calculated to reduce the extent of adverse impact from fertilizer application.

For more information about maintaining quality waterways, CLICK HERE.

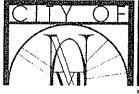
Summer Fun at Fuerst Park

Sizzling Summer Art Series

Presented in partnership with Mathnasium Back again this summer is the FREE Sizzling Summer Art Series. With everything from jazz to movies, there is something for



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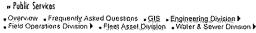
















Overview - Maintaining Our Waterways - Park Maintenance & Forestry ▶ - Potholes
 Recycling and Household Hazardous Waste - Road Closures - Snow Removal - Street Light Repair
 • West Mile Virus

Maintaining Our Waterways



Novi is fortunate to have many high quality waterways and prides itself on keeping them this way. Over the last few years, the City of Novi has invested greatly in improving water quality in the Middle One Rouges sub watershed's lakes and streams with the dredging of Meadowbrook and Village Oaks Lakes.

If our waterways are to stay this way, we must all play a part. For example, did you know that a major source of pollution in our creeks, ponds, lakes, and streams is due to storm water runoff? As the rain water flows over land it picks up pollutants, including eroded soil, fertilizers, and pesticides. Proper maintenance of the following can prevent pollution:

> Lawn Care: Keep fertilizers, pesticides and herbicides off paved surfaces and out of drainage paths and do not use them within 25 feet of waterways. When choosing a fertilizer, select a slow release formula to promote steady, uniform growth. Mow your grass at a high setting and let the short grass blades fall back onto the lawn. Maintain a buffer of taller vegetation plantings at the water's edge

> Automobile Maintenance: Direct polluted wash water away from streets and storm drains. Instead of washing your car in the driveway or street, wash your car on your lawn or go to a car wash.

> Animal Waste: Clean up animal waste before it washes into the storm drain. You can throw it in the trash, preventing bacteria from entering the waterway

Landscaping: Reduce the amount of paved surfaces to reduce the volume and velocity of runoff. Create buffer zones of vegetation to provide a greater opportunity for plants to slow and filter storm water,

Please download the below publication for additional information.

6/8/10 Zoning Board of Appeals Meeting

Planning Commission Meeting -CANCELLED

6/10/10 Building Authority Meeting (New Novi Public Library)

6/10/10 Parks, Recreation & Cultural Services Commission Meeting

6/12/10 Summer Sidewalk Series at Twelve Mile Crossing at Fountain Walk More

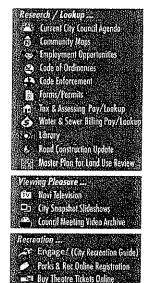


bscribe to Novi in a Nutshel Quarterly e-newslette



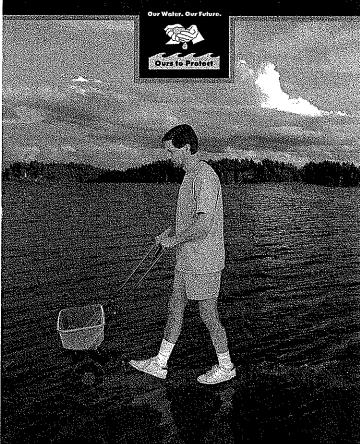
Subscribe to the Recreation Reminder e-newsletter





loyee Website - Login Require

Remember, you're not just fertilizing your lawn



Fertilize sparingly and caringly

Storm drains found in our streets and yards empty into our lakes and rivers. So, when we fertilize our lawn we could also be fertilizing our lakes and rivers. While fertilizer is good for our lawn, it's bad for our water. Fertilizer in our lakes and rivers causes algae to grow. Algae can form large blooms and use oxygen that fish need to survive. With 1.5 million homes in Southeast Michigan, all of us need to be aware of the cumulative affects of our lawn care practices.

What can you do? Follow the simple tips on the back of this card for a healthier lawn that's cheaper and easier to maintain.