

MIDLAND COUNTY BOARD OF COMMISSIONERS

**RESOLUTION APPROVING FOUR LAKES SPECIAL ASSESSMENT DISTRICT 3-YEAR OPERATION AND MAINTENANCE PROJECT COST, 2022 FOUR LAKES SPECIAL ASSESSMENT ROLL, AND ESTIMATED CAPITAL IMPROVEMENT PROJECT COSTS (Midland and Gladwin Counties, Michigan)**

At a special meeting of the Board of Commissioners of the County of Midland held at the Meridian High School Auditorium, located at 3303 N. Meridian Road, Sanford, Michigan, commencing at 12 : 00 p.m., prevailing Eastern Time, on July 12, 2022:

PRESENT: Snyder, Glaser, Terwillegar  
Noesen, Dorrien, Geisler  
Bone

ABSENT: N/A

The following resolution was offered by Terwillegar and seconded by Geisler :

WHEREAS, pursuant to Part 307 of the Michigan Natural Resources and Environmental Protection Act, Act 451, Public Acts of Michigan, 1994, as amended ("Part 307"), the Midland County Board of Commissioners and the Gladwin County Board of Commissioners (each, a "County" and collectively, the "Counties") each appointed the Four Lakes Task force, a Michigan nonprofit corporation and organization described in Section 501(c)(3) of the Internal Revenue Code of 1986, as amended (the "Code"), as the "delegated authority" of the Counties to perform the duties of the Counties with respect to maintaining the normal lake levels for Wixom Lake, Sanford Lake, Smallwood Lake and Secord Lake (collectively, the "Four Lakes") and the Four Lakes Special Assessment District (the "District"); and

WHEREAS, on October 16, 2018 the Midland County Board of Commissioners by resolution determined that the cost of the lake level project to establish, and maintain the normal level of the Four Lakes shall be defrayed by special assessments against privately owned parcels of land, political subdivisions of the state, and state-owned lands for the benefits derived; and,

WHEREAS, on May 28, 2019 the Midland County Circuit Court entered an Order setting the normal lake levels of the Four Lakes and confirmed the Four Lakes Special Assessment District boundaries; and,

WHEREAS, in accordance with Part 307 on June 29, 2022 the Delegated Authority held a public hearing in connection the: (1) the estimated computation of cost in connection with the Lake Level Capital Improvement Project for Secord Lake, Smallwood Lake, Wixom Lake and Sanford Lake ("Four Lakes"), (2) the computation of cost in connection with the 3-year cost and expenses with respect to the administration, operations and maintenance of the lake levels and related facilities of the Four Lakes for

the years 2022, 2023 and 2024, (3) a 3-year operations and maintenance special assessment roll (“special assessment roll”) for the years 2022, 2023 and 2024; and (4) hear any objections; and

WHEREAS, following the public hearing, the Delegated Authority approved: (1) 3-year cost and expenses with respect to the administration, operations and maintenance of the lake levels and related facilities of the Four Lakes for the years 2022, 2023 and 2024 totaling \$4,692,000 (\$1,564,000 assessed each year for the years 2022, 2023 and 2024); (2) a 3-year operations and maintenance special assessment roll for the Four Lakes Special Assessment District (“special assessment roll”) for the years 2022, 2023 and 2024; and estimated computation of cost in the amount of \$250,000,000 in connection with the Lake Level Capital Improvement Project for Secord Lake, Smallwood Lake, Wixom Lake and Sanford Lake.

IT IS HEREBY RESOLVED BY THE BOARD OF THE COMMISSIONERS, AS FOLLOWS:

1. The computation of cost, attached **Appendix A**, in connection with the 3-year cost and expenses with respect to the administration, operations and maintenance of the lake levels and related facilities of the Four Lakes for the years 2022, 2023 and 2024 totaling \$4,692,000 (\$1,564,000 assessed each year for the years 2022, 2023 and 2024) is hereby approved.
2. The 3-year operations and maintenance special assessment roll for the Four Lakes Special Assessment District (“special assessment roll”) for the years 2022, 2023 and 2024 attached **Appendix B**, is hereby approved.
3. The estimated computation of cost in the amount of \$250,000,000 in connection with the Lake Level Capital Improvement Project for Secord Lake, Smallwood Lake, Wixom Lake and Sanford Lake, attached as **Appendix C**, is hereby approved.
4. This resolution shall become effective only if the Board of Commissioners of the County of Gladwin adopts a resolution substantially in the form of this resolution.

All resolutions and part of resolutions, insofar as the same may be in conflict with the provisions of this resolution, are hereby rescinded.

Roll Call:

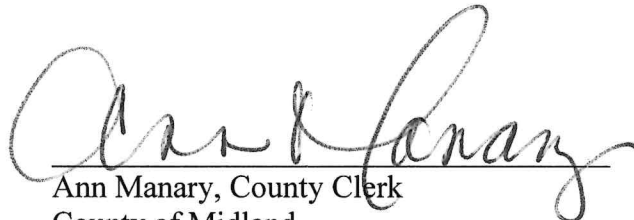
Yeas: Snyder, Glaser, Terwilliger, Geister  
Dorrien, Noesen, Bone  
Nays: None

Resolution adopted.

STATE OF MICHIGAN     )  
  ) SS  
COUNTY OF MIDLAND    )

I, the undersigned, the duly qualified and acting County Clerk of the County of Midland, do hereby certify that the foregoing is a true and complete copy of a resolution adopted by a majority vote of the members elect of the Midland County Board of Commissioners at a special meeting of said Board of Commissioners at the Meridian High School Auditorium, located at 3303 N. Meridian Road, Sanford, Michigan, held at 12:00 p.m., prevailing Eastern Time, on July 12, 2022.

I further certify that notice of the meeting was given in accordance with the Open Meetings Act.

  
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Ann Manary, County Clerk  
County of Midland