

AVERY TOWNSHIP BOARD
REGULAR MONTHLY MEETING

December 3, 2019

6:00 P.M.

Supervisor Thom Seymour called the regular monthly meeting of the Avery Township Board to order at 6:00 P.M. with the Pledge to the American Flag at the Avery Township Hall.

ROLL CALL: Present: Supervisor Thom Seymour; Treasurer, Jean Angell; Trustee, Gary McMurphy; Dawn Dobbyn, Trustee; Ann Seymour, Clerk. **Absent:** None. **Guests:** Don Angell, Deputy Treasurer; Ken Werner, Montmorency Cty. Road Commissioner.

Motion by Jean Angell, seconded by Dawn Dobbyn to accept the November 5, 2019 minutes as submitted. All in favor, motion carried.

Motion by Ann Seymour, seconded by Gary McMurphy to accept the Treasurer's Report and Tax reports as presented. All in favor, motion carried. All in favor, motion carried.

Motion by Gary McMurphy, seconded by Jean Angell, to pay Vouchers #3979-3992 totaling \$4,780.10. All in favor, motion carried.

Supervisor advised that there were three (3) responses for the Assessor position; 2 from Bellaire and one local. None of the applicants could fulfill the requirements for Avery Assessor.

OTHER BUSINESS: Gloria McSwain previously requested removing 2 large rocks from the Avery Cemetery. After Board members visited the cemetery, the following motion was made by Ann Seymour, seconded by Jean Angell to allow Mrs. McSwain to remove the smaller of the two rocks, and Avery Township will retain the larger rock with "Avery Township" painted on it. All in favor, motion carried.

After contacting the State Liquor Commission regarding Mr. O'Brien's request to obtain a liquor license that was issued to Avery Township, the Supervisor advised that there are two issued to the township. One for packaged alcohol (for resale purposes) one for use in Restaurants where open container serving is available. Motion by Thom Seymour, seconded by Gary McMurphy that Avery Township will retain both licenses for future township establishments. All in favor motion, carried.

Motion by Gary McMurphy, seconded by Dawn Dobbyn to adopt the "Resolution for Poverty Exemptions" for the Year 2020 as attached. Motion carried by the following Roll Call vote: Ayes: Dawn Dobbyn, Gary McMurphy, Jean Angell, Ann Seymour, Thom Seymour. Nos: None Absent: None

Motion by Gary McMurphy, seconded by Dawn Dobbyn to adopt the following "ASSET TEST" for the 2020 year as attached. Motion carried, by the following Roll Call vote: Ayes: Dawn Dobby, Gary McMurphy, Jean Angell, Ann Seymour, Thom Seymour. Nos None Absent: None .

AIRPORT REPORT: Given by Jean Angell. She submitted copies for the Airport Acquisition Obstruction Project. The Joint Operating meeting to be held, Thursday, December 12, 2019 at 6:00 P.M. at the Briley Township Hall.

AMBULANCE REPORT: Given by Thom Seymour. Joint operating meeting to be held Tuesday, December 17 at 7:00 P.M. at the Ambulance Barn.

BOARD OF REVIEW: Given by Thom Seymour. December BOR December 10 at 2: p.m. for Errors and Omissions.

FIRE BOARD REPORT: Given by Dawn Dobbyn.

MONTMORENCY COUNTY ROAD COMMISSION: Given by Ken Werner, Road Commissioner.

MTA: Next meeting January 9, 2020 7 :00 p.m. at the Tri-Twp. Fire Barn. Speaker Michigan State Trooper Steve Stanfead, on the subject "Public Safety in the workplace and the world".

PARK REPORT: Given by Don Angell. Next meetings are scheduled for the first Tuesday in January and March of 2020.

PLANNING COMMISSION: Vacancy

ZONING BOARD OF APPEALS: Vacancy

PUBLIC COMMENT:

There being no further business at hand, the meeting adjourned 6:59 p.m.

Respectfully submitted,



Ann M. Seymour, Clerk

RESOLUTION FOR POVERTY EXEMPTION for 2020 Assessments

WHEREAS, the adoption of guidelines for poverty exemptions is required of the City Council (Township Board); and

WHEREAS, the principal residence of persons, who the Supervisor/Assessor and Board of Review determines by reason of poverty to be unable to contribute to the public charge, is eligible for exemption in whole or in part from taxation under Public Act 390 of 1994 (MCL 211.7u); and

WHEREAS, pursuant to PA 390 of 1994, the City/Township of Avery, Montmorency County adopts the following guidelines for the Board of Review to implement. The guidelines shall include but not be limited to the specific income and asset levels of the claimant and all persons residing in the household, including any property tax credit returns, filed in the current or immediately preceding year;

To be eligible, a person shall do all the following on an annual basis:

- 1) Be an owner of and occupy as a principal residence the property for which an exemption is requested.
- 2) File a claim with the supervisor/assessor or Board of Review, accompanied by federal and state income tax returns for all persons residing in the principal residence, including any property tax credit returns filed in the immediately preceding year or in the current year.
- 3) File a claim reporting that the combined assets of all persons do not exceed the current guidelines. Assets include but are not limited to, real estate other than the principal residence, personal property, motor vehicles, recreational vehicles and equipment, certificates of deposit, savings accounts, checking accounts, stocks, bonds, life insurance, retirement funds, etc.
- 4) Produce a valid driver's license or other form of identification if requested.
- 5) Produce, if requested, a deed, land contract, or other evidence of ownership of the property for which an exemption is requested.
- 6) Meet the federal poverty income guidelines as defined and determined annually by the United States Department of Health and Human Services or alternative guidelines adopted by the governing body providing the alternative guidelines do not provide eligibility requirements less than the federal guidelines.
- 7) The application for an exemption shall be filed after January 1, but one day prior to the last day of the Board of Review. The filing of this claim constitutes an appearance before the Board of Review for the purpose of preserving the right of appeal to the Michigan Tax Tribunal.

The following are the federal poverty income guidelines which are updated annually by the United States Department of Health and Human Services. The annual allowable income includes income for all persons residing in the principal residence.

The applicant and all household members assets shall not exceed the following limits.

*Liquid cash limit in checking & savings: **\$10,000***

*Value of vehicles limit: **\$10,000.00***

*Value of 1 limit: **\$10,000.00***

Excess land attached to or included with the primary residence may be included in the asset test. Excess land is defined as an additional acreage over 10 acres. The primary residence is exempt along with the land not defined as excess.

Federal Poverty Guidelines for the 2020 Assessment Year

**Number of Persons Residing Poverty Guidelines
in the Principal Residence Annual allowable income**

(insert new annual guidelines)

1 person \$12,490
2 persons \$16,910
3 persons \$21,330
4 persons \$25,750
5 persons \$30,170
6 persons \$34,590
7 persons \$39,010
8 persons \$43,430
Each additional person, add \$4,420

The following is a limit on the amount of assets an applicant can have (or insert see attachment): Total assets shall not exceed \$25,000. The value of the home (with less than 5 acres) will be excluded from the asset test along with 1 family vehicle. Extra vehicles, assets, excess land will count toward the \$25,000 maximum. In addition, the cash balances of checking and savings can't exceed \$2,000 and banking statements must be submitted with the application. Applicants are not allowed to have 2nd real estate holdings of any kind, if so, they will be disqualified

NOW, THEREFORE, BE IT HEREBY RESOLVED that the supervisor/assessor and Board of Review shall follow the above stated policy and federal guidelines in granting or denying an exemption, unless the supervisor/assessor and Board of Review determines there are substantial and compelling reasons why there should be a deviation from the policy and federal guidelines and these reasons are communicated in writing to the claimant.

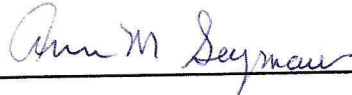
The foregoing resolution offered by Township Board Member Gary McMurphy, Trustee, and supported by Township Board Member Dawn Dobbyn, Trustee..

Upon roll call vote, the following voted:

“Aye”: Dawn Dobbyn, Trustee; Gary McMurphy, Trustee; Jean Angell, Treasurer; Ann Seymour, Clerk; Thomas Seymour, Supervisor.

“Nay”: None

Ann M. Seymour, Avery Township Clerk declare the resolution passed..



Clerk Signature

Ann M. Seymour, Avery Township

Dated: December 3, 2019