

"Menominee – Where the best of Michigan begins"

## MENOMINEE COUNTY BOARD OF COMMISSIONERS

*Menominee County Courthouse  
839 10th Avenue  
Menominee, Michigan 49858-3000*

*Sherry Smith - Administrative Assistant  
Telephone: (906) 863-7779 or 863-9648  
Fax: (906) 863-8839*

The Menominee County Board of Commissioners  
will conduct a ***Public Hearing on the Proposed  
Annexation of Certain Properties to the Village of Carney***  
Tuesday, October 27<sup>th</sup>, 2009  
Following the County Board Meeting @ 6:00 PM  
At the Carney-Nadeau School Cafeteria, Carney, MI

### AGENDA

- A. Call to Order
- B. Pledge of Allegiance
- C. Roll Call
- D. Approval of the Agenda
- E. Presentations
  - 1. Public Hearing on the Proposed Annexation of Certain Properties to the Village of Carney.
- F. Public participation/comment (each individual limited to 5 minutes)
- G. Adjourn

*Gary Eichhorn - Chairperson*

*Dick Peterson - Vice Chairperson*

*Bernie Lang*

*James Furlong*

*Garry Anderson*

# MENOMINEE COUNTY PROSECUTOR'S OFFICE

**DANIEL E. HASS, PROSECUTOR**

WILLIAM G. MERKEL, APA  
839 TENTH AVENUE  
MENOMINEE, MICHIGAN 49858  
906-863-2002 telephone  
906-863-2980 facsimile

## MEMORANDUM

**To:** Mike Erdman, Interim Administrator  
**From:** Daniel E. Hass, Prosecuting Attorney   
**Date:** 09/10/2009  
**Re:** Village of Carney Annexation

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The Village of Carney annexation documents meet the statutory requirements of MCL 74.6.

The board should vote on setting a hearing date. The board conducts the hearing. There is a notice requirement of 3 weeks before the hearing.

When the hearing date is set, the Village of Carney Clerk should be notified. The law requires the Village Clerk to provide notice. Notice should be published in the Menominee County Journal at least 3 consecutive weeks preceding the hearing. The notice should also be posted in at least the 3 most public places in the village and in at least 3 of the most public places in the proposed annexed area. The Village Clerk should document where the postings are located in the event of a challenge to the notice.

After the hearing, if the petition is approved, an order shall be prepared setting the boundaries.

The Menominee County Clerk shall then send a certified copy of the order to the Village Clerk and to the Secretary of State.

The boundaries become effective when the order is filed.

DEH:jmc



at a 10-point buck at 6:40 a.m. 14-inch inside spread, was taken shot. Palzewicz hunts west of

The Stephenson Eagle girls' volleyball team lost a four-set match to the Kingsford Flivvers in great Northern Conference action Sept. 29 in Kingsford. Stephenson won the opening game 25-17 but things went downhill from there. Kingsford swept the next three games winning 25-17, 25-13 and 25-9 to claim the match.

Elizabeth Hartges led the Eagles with 100 percent serving, two kills, eight assists and five digs.

Alexis Corey had 100 percent serving to go with an ace, four assists and two digs.

Rachael Eckert collected 90 percent serving with two aces, eight kills and seven digs.

Kristi Raboin had 89 percent serving, two kills and seven digs.

Violet Newlin scored 94 percent serving with three aces, three kills, three assists and two digs.

The Stephenson junior varsity fell 2-1 to the Flivvers. Megan Grinsteiner had 78 percent serving with 10 kills, two assists, two

digs and a block. Katie White added 92 percent serving, six assists and six digs. Brigitte Hartges was 85 percent serving to go with two aces, six kills and four digs.

The team did well at the Ironwood Invitational Oct. 3 finishing 7-1 in pool play to take first in their pool. The Eagles were ousted in semifinal action by Ironwood I 21-16, 21-19.

Stephenson opened the day defeating West Iron County 21-18, 21-17. They split with Ontonagon 17-21, 21-12. They stopped Ironwood II 21-14, 21-12 and beat Bessemer 21-17, 21-15.

Rachael Eckert was good on 91 percent of her serves. She added seven aces, 26 kills, 26 digs and a block.

Violet Newlin was 83 percent from the service line with seven aces, 29 kills, four assists, 20 digs and a block.

Alexis Corey came away with 96 percent serving, 13 aces, 20 assists and 20 digs.

Elizabeth Hartges was 85 percent serving with two aces, 31 assists and 23 digs.

Kristi Raboin scored 11

kills and 22 digs.

Kayla Strohl collected 10 kills and 15 digs.

Alison Starzynski was 100 percent serving.

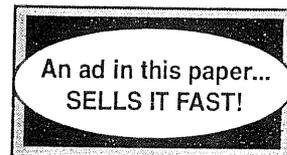
## Post 340 Legion meeting Oct. 8

Floriano-Stecker American Legion Post No. 340, Hermansville, will meet Oct. 8 at the club rooms at 6:30 p.m.

Items on the agenda include final plans for the trick-or-treats to be held Oct. 30, from 4 to 6 p.m., the all-you-can-eat pancake-sausage breakfast Oct. 25 and plans for the Veterans Day observances Nov. 11.

Commander James Wash will preside.

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# Village of Carney Notice of Hearing

## NOTICE OF HEARING OF THE PETITION OF THE VILLAGE OF CARNEY TO ANNEX CERTAIN TERRITORY TO THE VILLAGE OF CARNEY TO WHOM IT MAY CONCERN:

NOTICE IS GIVEN that the Village Officers of the Village of Carney, Menominee County, Michigan, has petitioned the Menominee County Board of Commissioners to annex to the Village of Carney, Menominee County, Michigan, the following described lands located in the Township of Nadeau, Menominee County, Michigan, to-wit:

Section Eighteen (18), Township Thirty-Seven (37) North, Range Twenty-Six (26) West, the Northwest Quarter of the Southeast Quarter (NW1/4 - SE1/4), exc: CS #429. 37.73 acres.

And

Section Eighteen (18), Township Thirty-Seven (37) North, Range Twenty-Six (26) West, the Southeast Quarter of the Northwest Quarter (SE1/4 - NW1/4), and also part of the Southwest Quarter of the Northwest Quarter (SW1/4 - NW1/4), commencing at the Northeast corner, thence West 198', South 291', Easterly 242', North 436', to point of beginning. 41.84 acres.

And

Section Eighteen (18), Township Thirty-Seven (37) North, Range Twenty-Six (26) West, the East Half of the

Southwest Quarter (E1/2 - SW1/4), 80 acres.

And

Section Eighteen (18), Township Thirty-Seven (37) North, Range Twenty-Six (26) West, the Southwest Quarter of the Northeast Quarter (SW1/4 - NE1/4). 40 acres.

And

Section Eighteen (18), Township Thirty-Seven (37) North, Range Twenty-Six (26) West, full Southwest Quarter of the Southwest Quarter (SW1/4 - SW1/4), 41.65 acres.

Located in the Township of Nadeau, State of Michigan.

This notice shall be published in the Menominee County Journal, a newspaper published in the city of Stephenson, one time each week for three weeks immediately preceding the hearing on the petition, and shall be posted in said Village of Carney and on the above described land in the manner required by law.

The hearing on the petition will be a public hearing and all persons for or against the proposed annexation may be heard. The hearing will be held in the Carney-Nadeau School Cafeteria, Village of Carney, County of Menominee, on the 27th day of October, 2009, at 6:00 pm CST.

Dated: September 23, 2009

George Maciejewski

Village Clerk

Village of Carney

Menominee County, Michigan

me by hand, until I was leveled. I can remember the soft polish that made my black granite coat shine.

As they took me to another room, my heart started to pound. I didn't know what was happening. Then they started to chisel names into me. I was confused and I didn't understand. I turned my eyes and saw another stone. I was shocked when I read it. In big bold print, "HERE LIES THE NAMES OF THOSE WHO DIED PROTECTING OUR COUNTRY IN THE VIETNAM WAR." I wanted to die. Why me? Why did they pick me for this? I don't want to be the one to tell people that their husband, father, relatives, friends - were dead.

I can remember the day they put me in the park. I was scared because I didn't know what to expect. The day they opened the Memorial Wall, a girl, no older than 17, came up to me. Her mother whispered that her father's name was imprinted on me. My heart started to pound. When they found his name, she asked her mother to leave her alone. Her mother left, and the girl set an American Flag with a yellow ribbon tied to it, at the bottom of me. She stood back up, touched her father's name, and collapsed to her knees. She was saying a prayer. She asked God why he took him. She explained that he was a very good father, and she didn't understand why he took him, her father, of all people. She asked him to help her cope. As she said this, a warm breeze hit her. I could've sworn that it was an act of God. Then she started to cry, uncontrollably. I wanted to hold her, just to let her know how much I cared.

About 30 minutes later, her mother came and whispered that it was time to go. Her mother called her Marcy. She stood up, face covered in tears, and whispered good-bye.

still cry, because of all the people who died in the war, and for them we all hurt. I know it hurts people to find a loved one chiseled on me, and to remember how much they loved them. It hurts me too, to think about all who died in the war. Although I am just a piece of granite, I have feelings too.

### Warship USS Cole

On Oct. 12, 2000, an American Navy destroyer which had been in harbor for refueling was attacked by terrorists in the Yemeni port of Aden. At least six American sailors were killed, 11 others were missing and 36 were wounded in the initial casualty report.

A small boat helping to moor the warship to a buoy positioned itself near the vessel, then caused the explosion. The blast left a 20-40 foot gash in the port side of the destroyer. Witnesses described it as being so powerful that buildings near the port shook.

The USS Cole, part of the US Fifth Fleet, is an Arleigh Burke class guided missile destroyer with a crew of 350. It is armed with standard missiles and torpedoes. The vessel was heading to the Gulf to join the U.S. led maritime interception operations in support of UN sanctions against Iraq. After extensive repairs, the USS Cole returned to the fleet on April 19, 2002.

All of the acts of terrorism in the past, and all the military conflicts the United States armed forces have engaged in, could have been different if the words to Darrell Thybault's song would have been true. His song titled, A Veteran's Song, was written by veterans for veterans. In the chorus the words are written: "If the makers of the war were the fighters of the war, there'd be nothing but peace on earth." How true those few words are!

Nov. 18 - Ti  
Dinners are  
with child  
younger fre  
from 3 to 7 p.  
Regular We  
dinners inclu  
country style  
salad bar for  
dinner half pr  
Friday fish f  
from 12 noon  
with salad bar  
3 to 7 p.m.  
A children'

## Upco sport

### STEPH Girls

Oct. 22 - /  
High School,  
city, 5 p.m.

### Cross

Oct. 17 - A  
9 a.m.

### Varsity

Oct. 23  
Central, 6 p.m.

### J.V. F

Oct. 22 - A  
Bark River-Ha

### CARNEY

### Girls V

Oct. 20 - At  
6 p.m.

Oct. 22 - A  
Bark River-I  
p.m.

### Cross C

Oct. 17 - A  
finals, 9 a.m.

Oct. 19 -  
Invitational, 4

Oct. 24 -  
Escanaba, TBA

### MENOM

### Girls V

Oct. 22 - A  
Stephenson, J

## Village of Carney Notice of Hearing

### NOTICE OF HEARING OF THE PETITION OF THE VILLAGE OF CARNEY TO ANNEX CERTAIN TERRITORY TO THE VILLAGE OF CARNEY TO WHOM IT MAY CONCERN:

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And

Section Eighteen (18), Township Thirty-Seven (37) North, Range Twenty-Six (26) West, the East Half of the

Southwest Quarter (E1/2 - SW1/4), 80 acres.

And

Section Eighteen (18), Township Thirty-Seven (37) North, Range Twenty-Six (26) West, the Southwest Quarter of the Northeast Quarter (SW1/4 - NE1/4). 40 acres.

And

Section Eighteen (18), Township Thirty-Seven (37) North, Range Twenty-Six (26) West, f1 Southwest Quarter of the Southwest Quarter (SW1/4 - SW1/4), 41.65 acres.

Located in the Township of Nadeau, State of Michigan.

This notice shall be published in the Menominee County Journal, a newspaper published in the city of Stephenson, one time each week for three weeks immediately preceding the hearing on the petition, and shall be posted in said Village of Carney and on the above described land in the manner required by law.

The hearing on the petition will be a public hearing and all persons for or against the proposed annexation may be heard. The hearing will be held in the Carney-Nadeau School Cafeteria, Village of Carney, County of Menominee, on the 27th day of October, 2009, at 6:00 pm CST.

Dated: September 23, 2009

George Maciejewski

Village Clerk

Village of Carney

Menominee County, Michigan

## Win



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Wallace, MI

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## Village of Carney Notice of Hearing

NOTICE OF HEARING  
OF THE PETITION OF THE VILLAGE OF  
CARNEY

TO ANNEX CERTAIN TERRITORY  
TO THE VILLAGE OF CARNEY  
TO WHOM IT MAY CONCERN:

NOTICE IS GIVEN that the Village Officers of the  
Village of Carney, Menominee County, Michigan, has  
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lands located in the Township of Nadeau, Menominee  
County, Michigan, to-wit:

Section Eighteen (18), Township Thirty-Seven (37)  
North, Range Twenty-Six (26) West, the Northwest  
Quarter of the Southeast Quarter (NW1/4 - SE1/4), ex-  
CS #429, 37.73 acres.

Section Eighteen (18), Township Thirty-Seven (37)  
North, Range Twenty-Six (26) West, the Southeast  
Quarter of the Northwest Quarter (SE1/4 - NW1/4), and  
also part of the Southwest Quarter of the Northwest  
Quarter (SW1/4 - NW1/4), commencing at the Northwest  
corner, thence West 198', South 291', Easterly 242',  
North 436', to point of beginning, 41.84 acres.

Section Eighteen (18), Township Thirty-Seven (37)  
North, Range Twenty-Six (26) West, the East Half of the

## For Sale By Owner

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Beautiful log home on Menominee River.  
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round! 2 bedroom, 2 bath, large great room with wood  
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driveway.

Appraised at \$290,000, will sacrifice  
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Call Jim or Doug at 906-788-4642 or 906-788-4297

Southwest Quarter (E1/2 - SW1/4), 80 acres.

And

Section Eighteen (18), Township Thirty-Seven (37)  
North, Range Twenty-Six (26) West, the Southwest  
Quarter of the Northeast Quarter (SW1/4 - NE1/4), 40  
acres.

And  
Section Eighteen (18), Township Thirty-Seven (37)  
North, Range Twenty-Six (26) West, Frl Southwest  
Quarter of the Southwest Quarter (SW1/4 - SW1/4), 41.65  
acres.

Located in the Township of Nadeau, State of Michigan.  
This notice shall be published in the Menominee  
County Journal, a newspaper published in the city of  
Stephenson, one time each week for three weeks  
immediately preceding the hearing on the petition, and  
shall be posted in said Village of Carney and on the  
above described land in the manner required by law.

The hearing on the petition will be a public hearing and  
all persons for or against the proposed annexation may  
be heard. The hearing will be held in the Carney-Nadeau  
School Cafeteria, Village of Carney, County of  
Menominee, on the 27th day of October, 2009, at 6:00  
pm CST.

Dated: September 23, 2009  
George Maciejewski  
Village Clerk  
Village of Carney  
Menominee County, Michigan

Sell it with a Journal and MCJ Extra ad!

10/22/09

# VILLAGE OF CARNEY

August 24, 2009

Mike Erdman, Administrator  
Menominee County Courthouse  
839 Tenth Avenue  
Menominee MI 49858

Re: Annexation

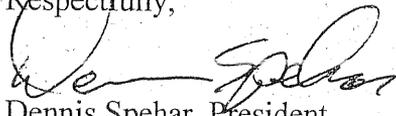
Dear Mr. Erdman:

The Carney Village Council has enclosed the following materials for the County Commissioners to review; Petition for Annexation from BTI Properties LTD, Resolution for the Annexation of Real Property to the Village of Carney, Petition to the Board of Commissioners, Menominee County.

The Council has also included a letter of support for the Water and Sewer Authorities efforts regarding economic development for our community.

The Carney Village Council respectfully request that this matter be placed on the agenda for the September Meeting of the Whole.

Respectfully,



Dennis Spehar, President  
Carney Village Board

# VILLAGE OF CARNEY

TO: Menominee County Board Members

RE: Economic Development, Village of Carney

The Village of Carney Council is in full support of the intentions of the Carney-Nadeau Water and Sewer Authority to purchase property owned by BTI Properties for the purpose of a water treatment facility.

The Council feels there would be a great economic advantage to the community should the Water Authority be successful in obtaining the necessary funding for this project.

Sincerely,



Dennis Spehar  
President, Village Board  
Village of Carney

**B T I PROPERTIES LTD  
W7865 ELMER'S LANE  
VULCAN, MI 49892**

PETITION FOR ANNEXATION

We, Allan G. Burklund, James F. Burklund, Barbara M. LaRoche and Renee M. Augustine, the officers and private owners of a business entity known as BTI Properties Ltd. whose address is W7865 Elmer's Lane, Vulcan, Michigan, 49892: being owners of a certain real property lying contiguous to the boundaries of the Village Of Carney , Township of Nadeau, County of Menominee, State of Michigan , do hereby resolve and request that the said Village of Carney annex and incorporate certain properties to lie within the boundaries of the Village of Carney. Said real properties are described as:

Section Eighteen (18) , Township Thirty-Seven (37) North, Range Twenty-Six (26) West, the Northwest Quarter of the Southeast Quarter (NW1/4 - SE1/4, exc: CS #429. 37.73 acres.

And

Section Eighteen (18), Township Thirty- Seven (37) North, Range Twenty-Six (26) West, the Southeast Quarter of the Northwest Quarter (SE1/4 - NW1/4), and also part of the Southwest Quarter of the Northwest Quarter (SW1/4-NW1/4), commencing at the Northeast corner, thence West 198', South 291', Easterly 242', North 436', to point of beginning 41.84 acres.

And

Section Eighteen (18), Township Thirty-Seven (37) North, Range Twenty-Six (26) West, the East Half of the Southwest Quarter (E1/2 - SW1/4), 80 acres.

And

Section Eighteen (18), Township Thirty-Seven (37) North, Range Twenty-Six (26) West, the Southwest Quarter of the Northeast Quarter (SW1/4 - NE1/4). 40 acres.

And

Section Eighteen (18), Township Thirty-Seven (37) North, Range Twenty Six (26) West, the Southwest Quarter of the Southwest Quarter (SW1/4 - SW1/4), 41.65 acres.

located in the Township of Nadeau, State of Michigan.

Dated: 8/10/2009

Allan G. Burklund  
Allan G. Burklund

Dated 8/9/09

James F. Burklund  
James F. Burklund

Dated  
aug 4. 2009

Barbara M. LaRoche  
Barbara M. LaRoche

Dated:  
8/4/09

Renee M. Augustine  
Renee M. Augustine

# VILLAGE OF CARNEY PETITION

The Village Council of the Village of Carney, Menominee County, Michigan, having heretofore adopted a resolution determining the desirability of annexing to the Village of Carney, Menominee County, Michigan, all of the following lands located in the Township of Nadeau, to-wit:

Section Eighteen (18), Township Thirty-Seven (37) North, Range Twenty-Six (26) West, the Northwest Quarter of the Southeast Quarter (NW1/4-SE1/4), exc: CS #429. 37.73 acres.

And

Section Eighteen (18), Township Thirty-Seven (37) North, Range Twenty-Six (26) West, the Southeast Quarter of the Northwest Quarter (SE1/4- NW1/4), and also part of the Southwest Quarter of the Northwest Quarter (SW1/4- NW1/4), commencing at the Northeast corner, thence West 198', South 291', Easterly 242', North 436', to point of beginning. 41.84 acres.

And

Section Eighteen (18), Township Thirty-Seven (37) North, Range Twenty-Six (26) West, the East Half of the Southwest Quarter (E1/2- SW1/4). 80 acres.

And

Section Eighteen (18), Township Thirty-Seven (37) North, Range Twenty-Six (26) West, the Southwest Quarter of the Northeast Quarter (SW1/4-NE1/4). 40 acres.

And

Section Eighteen (18), Township Thirty-Seven (37) North, Range Twenty-Six (26) West, the Southwest Quarter of the Southwest Quarter (SW1/4-SW1/4). 41.65 acres.

Located in the Township of Nadeau, State of Michigan.

Pursuant to Section 6, Chapter 14, Act 3 of 1895 of the Public Acts of the State of Michigan (MCL 74.6; MSA 5.1470) petitions the Board of Commissioners, Menominee County, Michigan, to order the annexation in accordance with the resolution and this petition.

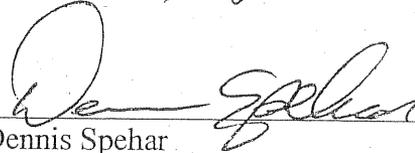
# VILLAGE OF CARNEY

A copy of the resolution is attached and made a part of.

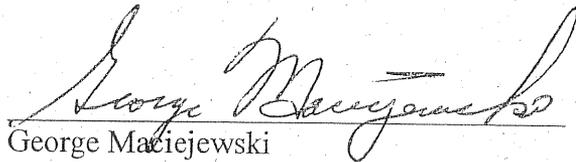
The reasons for the annexation are fully set forth in the resolution of the Village Council of the Village of Carney, Menominee County, Michigan, attached hereto. The annexation is necessary to promote the business and economic development of the Village of Carney.

Petitioner prays that the Board of Commissioners set a date for the hearing of this petition and that on the date of the hearing of the petition, the Board of Commissioners order and determine that the annexation, as proposed, be approved and that the lands above described be annexed and be incorporated within the corporate limits of the Village of Carney, Menominee County, Michigan.

Signed at Carney, Michigan, this 24<sup>th</sup> day of August, 2009.



Dennis Spehar  
President, Village Council  
Village of Carney



George Maciejewski  
Village Clerk  
Village of Carney

**RESOLUTION FOR THE ANNEXATION  
OF REAL PROPERTY TO THE VILLAGE OF CARNEY**

RESOLUTION:

NOW COMES the Officers of the Village of Carney, and having received a Petition for the Annexation of real property lying contiguous to the boundaries of this Village; those boundaries being described as:

Section 1.1 Boundaries. The Village of Carney shall include the following territory situated in Nadeau Township, Menominee County, State of Michigan, bounded and described as follows:

Beginning at the center of section twenty(20), township thirty-seven(37) north, range twenty- six west; thence running west to the southwest corner of SE1/4 of NW1/4 of section twenty (20); thence south to the section line of said section; then west on said section line to a point on the west line of the right of way of County Road C; thence northeasterly and north along said line of right of way to a point 428.5' south and 33' west of the northwest corner of the NE 1/4 of SE 1/4 of section nineteen (19); thence southwesterly, south 74 degrees 15M west for 322' parallel to the right of way of County Road G18; thence north to the point of intersection with the north line of said road, thence northeasterly along said north line for 76.5'; thence north 120'; thence north 74 degrees 15M east for 279.5' paralleling said north line of G18, to the east line of NW ¼ of SE 1/4 of section nineteen (19); thence running north to the east and west quarter line of section eighteen (18); thence east on said quarter line to the east line of the NW ¼ of the SW ¼ of section seventeen (17); thence south to the northwest corner of the SE 1/4 of SW ¼ of section seventeen (17); thence east to the northeast corner of the SE ¼ of SW ¼, thence south to the northwest corner of SW ¼ of NE ¼ of section twenty (20); thence east to the northeast corner of SW ¼ of NE ¼; thence south to the southeast corner of SW ¼ of NE ¼, thence west to the point of beginning.

And having reviewed the Petition of certain property owners who wish to have real properties contained within the boundaries of the Village of Carney, and finding those properties to be described as:

Section Eighteen (18), Township Thirty-Seven (37) North, Range Twenty-Six (26) West, the Northwest Quarter of the Southeast Quarter (NW1/4- SE1/4), exc: CS #429. 37.73 acres.

And

Section Eighteen (18), Township Thirty-Seven (37) North, Range Twenty-Six (26) West, the Southeast Quarter of the northwest Quarter (SE1/4-NW1/4), and also part of the Southwest Quarter of the Northwest Quarter (SW1/4-NW1/4), commencing at the Northeast corner, thence West 198', South 291', Easterly 242', North 436', to point of beginning. 41.84 acres.

And

Section Eighteen (18), Township Thirty-Seven (37) North, Range Twenty-Six (26) West, the east half of the Southwest Quarter (E1/2-SW1/4). 80 acres.

And

Section Eighteen (18), Township Thirty-Seven (37) North, Range Twenty-Six (26) West, the Southwest Quarter of the Northeast Quarter (SW1/4-NE1/4). 40 acres.

And

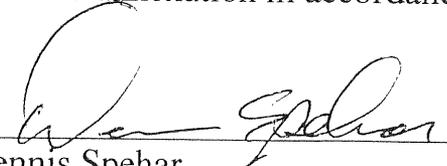
Section Eighteen (18), Township Thirty-Seven (37) North, Range Twenty-Six (26) West, the Southwest Quarter of the Southwest Quarter (SW1/4-SW1/4). 41.65 acres.

Located in the Township of Nadeau, State of Michigan.

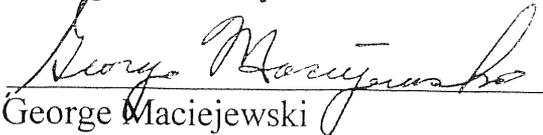
And the Officers of the Village of Carney having determined that annexation of said property would be beneficial to the Village of Carney in economic development and the expansion of any and all water and sewage systems.

IT IS HEREBY RESOLVED that this Board shall petition the Commissioners of the County of Menominee, State of Michigan, to order said annexation in accordance with this Resolution.

Dated: 8-24-09

  
Dennis Spehar  
President, Village Board  
Village of Carney

Dated 8/24/09

  
George Maciejewski  
Village Clerk  
Village of Carney