

1999-20
COUNTY OF CLINTON
BOARD OF COMMISSIONERS

At a regular meeting of the Board of Commissioners of Clinton County, held in St. Johns, Michigan on September 28, 1999, at 9:00 o'clock a.m., there were

PRESENT: Richard Hawks, John Arehart, Larry Martin, Mary L. Rademacher, Russel Bauerle, Scott Hummel and Sara Clark Pierson

ABSENT: None

The following preamble and resolution were offered by Commissioner Pierson and seconded by Commissioner Hummel.

1999-20
**RESOLUTION DIRECTING THE DEPARTMENT OF
PUBLIC WORKS TO UNDERTAKE A SANITARY SEWER
SYSTEM PROJECT FOR THE CHARTER TOWNSHIP OF BATH**

WHEREAS, the County of Clinton (the "County"), by resolution of its Board of Commissioners, has established a Department of Public Works (the "DPW") for the administration of the powers conferred upon the County by Act No. 185, Michigan Public Acts of 1957, as amended (the "Act"), which Department is under the general control of the Board of Commissioners; and

WHEREAS, the Township Board of the Charter Township of Bath (the "Township") has adopted a resolution requesting the establishment and construction of improvements to the sanitary sewer system in the Township, a description of which is attached hereto as Exhibit I (the "Project") which resolution is on file with the DPW; and

WHEREAS, the DPW has adopted a resolution recommending the establishment of the Project;

WHEREAS, the establishment of the Project will protect the public health and welfare of the citizens of the County to be served by the Project;

NOW, THEREFORE, BE IT RESOLVED as follows:

1. The establishment of the Project to serve a portion of the Township, as described in the resolution adopted by the Township, is hereby approved pursuant to the Act and the DPW is directed to proceed with the establishment and financing of the Project.

2. The Project shall be known as the "Bath Charter Township Sanitary Sewer Project (1999)".

3. The County, subject to approval of a bond resolution with respect to the bonds to be issued under the Act to finance the Project (the "Bonds"), intends to pledge its full faith and credit to the payment of principal of and interest on the Bonds.

4. The Chair of the County Board of Commissioners, the County Clerk, the County Treasurer, the Chair of the DPW and the Secretary of the DPW are each authorized to:

- (a) apply to the Municipal Finance Division of the Michigan Department of Treasury for either (i) prior approval of the sale of the Bonds or (ii) an exception from the requirement that such approval be obtained;
- (b) file with such application all required supporting material; and
- (c) pay all fees required in connection therewith.

5. All resolutions or parts of resolutions in conflict with this resolution are hereby rescinded.

A vote on the following resolution was taken and was as follows:

YES: Hawks, Arehart, Martin, Rademacher, Bauerle, Hummel and Pierson

NO: None

ABSTAIN: None

CERTIFICATION

I certify that the foregoing is a true and accurate copy of a resolution adopted at a regular meeting of the Clinton County Board of Commissioners held on September 28, 1999, and that notice of such meeting was given as required by law and such meeting was held in compliance with Act No. 267, Michigan Public Acts of 1976, as amended.

Diane Zuker
Clinton County Clerk

Dated: September 28, 1999

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EXHIBIT I

DESCRIPTION OF PROJECT

The project will consist of providing certain sanitary sewer improvements from a point beginning on the east side of the Remy Chandler drain easement approximately 650 feet north of the Clinton County/Ingham County boundary, and then proceeding in a northerly direction to the abandoned railroad right of way and then proceeding along such right of way in a northeasterly direction along such railroad right of way to the Township's existing sanitary sewer system. The Project will include approximately 4,800 feet of ten-inch sanitary sewer gravity collection pipes, approximately 1,300 feet of four-inch force main, approximately 6,900 feet of eight-inch force main, two pump stations, approximately fifteen manholes, and related appurtenances and will include all necessary restoration.

The project is estimated to cost approximately \$842,920. The Township plans on deferring the cost of the project as follows: (i) the Township will make a cash payment of \$250,000 from its general fund; (ii) the residents in the Chandler Road Special Assessment District will pay \$250,258 in special assessment payments over the next twenty years; and (iii) the Township will pay the annual principal and interest components for the remaining amount of \$342,662, which is the amount that could have been assessed to certain areas that will benefit from the proposed project. It is anticipated that future tap-fees and user fees will be collected by the Township to reimburse the Township for such expenditures.