

Pinconning Township Board

Established 1873

NO: _____

91-9

PINCONNING TOWNSHIP RESOLUTION
REQUEST FOR FINANCIAL AND MORAL ASSISTANCE
TO THE
MICHIGAN TOWNSHIP ASSOCIATION LEGAL DEFENSE FUND

WHEREAS, a request for financial assistance is made to the Michigan Township Association Legal Defense Fund in Pinconning Township's Litigation on the Pension Plan

WHEREAS, the previous members of the Township of Pinconning has petitioned the Bay County Chapter of the Michigan Township Association to intervene in their behalf for Financial and Moral Support

WHEREAS, three member sub-committee was formed, to gather facts, the sub-committee never contacted the Township for any information

WHEREAS, the contributions were in an excessive amount to the State Law restricting it to 25%

WHEREAS, we are a small Township with very limited funds,

WHEREAS, the plan was implemented by motion, instead of by Ordinance, required by Law MCLA 41.110 b.

WHEREAS, if a judgement to defend the past Township Official could set precedent, for the future defense of all past officials in suits brought by them against active participating Townships in the Michigan Township Association

WHEREAS, monies we contribute to the Michigan Township Association Defense Fund by the Townships could be used to have suits brought against them

WHEREAS, the Michigan Townships Association has established a Legal Defense for the purpose of participating in cases which are precedent setting

NOW THEREFORE BE IT RESOLVED, that the Pinconning Township Board calls upon the Michigan Township Association as a active member of said Association and the Bay County Chapter to use the resources of the Legal Defense Fund to financially assist Pinconning Township in their legal dispute regarding the pension plan

BE IT FURTHER RESOLVED, that the Supervisor submit this

resolution to the Michigan Township Association and
John M. LaRose, Executive Director

BE IT FURTHER RESOLVED, that the vote be on a roll-call basis
of the Pinconning Township Board.

Sharon Stalsberg
Sharon Stalsberg Supervisor

Lou Ann Verellen
LouAnn Verellen Clerk

Janice Pierson Treas
Janice Pierson Treasurer

Floryan Kubasiak
Floryan Kubasiak Trustee

Randy Augustyniak
Randy Augustyniak Trustee

DATE 10 - 8 91





Pinconning Township Board
Established 1873

October 7, 1991

John M. LaRose
Michigan Township Association
512 Westshire Drive
Lansing, Michigan 48917

Re: Defense of Pinconning Pension Plan Litigation

Dear John,

I recently attended a meeting of the Executive Board of the Bay County Chapter of the Michigan Township Association. At this meeting prior officials of the Pinconning Township Board petitioned the Executive Board for Financial and Moral help in the above mentioned litigation. A resolution was drawn up by a sub-committee to be presented to the entire Bay County Township Association for a vote at their Quarterly Dinner. Please find resolution enclosed.

May I bring it to your attention, that the initial suit was not brought against these past officials, they intervened. It is the understanding of this Township Board, that the M.T.A.'s "Defense Fund" is for Townships and Officials that are now serving in office and actively paying participants in the M.T.A.'s "Defense Fund".

If this resolution is honored, it may set a precedent, in as much as the "Defense Fund" could be used in any litigation involving past officials even against Township's that are active members of the Michigan Township Association, through out the State of Michigan.

In light of these circumstances, I ask of the Michigan Township Association, that any monies expended in this court action; it be spent to defend Pinconning Township.

The Township of Pinconning and its officials are performing the duties of office as prescribed by law, to the best of our ability. Again it is my understanding, the Michigan Township Association's "Defense Fund" is for the protection of active members, and not previous officials with only personal gain as their incentive.

To reiterate, we the Pinconning Township Board, ask for any help available, Financially and Morally in the above litigation.

Respectfully Yours

Sharon Stalsberg

Sharon Stalsberg
Pinconning Township Supervisor

cc Bay County Township Association

