

TOWNSHIP OF PINCONNING

BAY COUNTY, MICHIGAN

Minutes of a regular meeting of the Township Board of the Township of Pinconning, Bay County, Michigan, held at the Pinconning Township Hall, 1751 Cody Estey Road, Pinconning, Michigan, on the 13 day of September 2011, at 4 P.m. Local Time.

PRESENT: Members: Long, Holbrook, Stalsberg, LaFramboise, Hribek

ABSENT: Members: 0

The following preamble and resolution were offered by Member LaFramboise and supported by Member Long:

RESOLUTION NO. 11-01

RESOLUTION TO APPROVE AND AUTHORIZE THE EXECUTION OF WATER EXTENSION AND PAYBACK AGREEMENT

WHEREAS, the Township of Pinconning (the "Township") has received a request from Don and Dawn LaBean property owner (collectively, the "Owner") to extend the Township's existing water system from M-13 to serve the Owner's property, as well as certain other properties located adjacent to and in the vicinity of the Owner's property within the Township (collectively, the "Service Area"); and

WHEREAS, the Owner has agreed to pay for the cost to extend water to Owner's property and through the Service Area (the "Project"); and

WHEREAS, the Owner has requested that the Township enter into a payback arrangement, whereby the Township will pay to the Owner any connection fees paid to the Township for new connections to the Township's water system within the Service Area; and

WHEREAS, a proposed Water Extension and Payback Agreement (the "Agreement") by and between the Township and the Owner in the form attached as Exhibit A has been submitted to the Township Board; and

WHEREAS, the Township Board determines that it is in the best interest of the Township to enter into the Agreement.

NOW, THEREFORE, BE IT HEREBY RESOLVED AS FOLLOWS:

1. The Agreement is hereby approved in the form attached hereto as Exhibit A.
2. The Township Supervisor and Clerk are hereby authorized and directed to execute Agreement and to deliver the same on behalf of the Township with such immaterial additions and deletions as shall be determined by the Supervisor and Clerk to be in the best interest of the Township.
3. All resolutions or parts of resolutions in conflict herewith shall be in the same are hereby rescinded.

AYES: Members: 5

NAYS: Members: 0

Beverlene Hribek
 Beverlene Hribek, Clerk
 Township of Pinconning

STATE OF MICHIGAN)
) ss.
 COUNTY OF BAY)

I, Beverlene Hribek, the duly qualified and acting Clerk of the Township of Pinconning, Bay County, Michigan (the "Township") do hereby certify that the foregoing is a true and complete copy of a Resolution adopted by the Township Board of the Township at a regular meeting thereof held on the 13 day of Sept, 2011, the original of which is on file in my office. Public notice of said meeting was given pursuant to and in compliance with Act 267, Public Acts of Michigan, 1976, as amended, including in the case of a special or rescheduled meeting, notice by publication or posting at least eighteen (18) hours prior to the time set for the meeting.

IN WITNESS WHEREOF, I have affixed by official signature this 13 day of Sept, 2011.

Beverlene Hribek
 Beverlene Hribek, Clerk
 Township of Pinconning