

CHARTER TOWNSHIP OF MONITOR  
REGULAR TOWNSHIP BOARD MEETING  
JULY 22, 2013

The Supervisor called the meeting to order at 7:00 p.m.

Members present: Brandt, Kowalski, Pike, Arnold, Kochany, Malkin, Miller  
Members absent: None  
Also Present: R. Austin, Township Attorney

The Pledge of Allegiance was recited by all present.

Public Input opened at 7:01 p.m. No public present wished to speak and public input was closed.

Motion by Kowalski supported by Miller to adopt the agenda as presented.  
Motion carried.

Motion by Miller supported by Pike to approve the minutes of the July 08, 2013 regular meeting as presented.  
Motion carried.

Motion by Pike supported by Kowalski to pay the bills in the amount of \$28,508.89 from General Fund.

Roll call vote:

Yes: Brandt, Kowalski, Pike, Arnold, Kochany, Malkin, Miller

No: None

Absent: None

Motion carried.

Motion by Kowalski supported by Kochany to receive the Treasurer's Report for June 2013.  
Motion carried.

C. Holm Fireworks Permit Application – F. Meyer Property

Motion by Kowalski supported by Pike to approve the fireworks permit application submitted by C. Holm for a fireworks display located on the F. Meyer property, 2558 E. Wheeler Rd., on August 24, 2013 contingent upon Fire Department inspection of the site prior to the event and submittal of a letter of understanding that the fallout area will not be entered by the property owner or his/her employees or family members for a period of 24 hours following the display.

Roll call vote:

Yes: Brandt, Kowalski, Pike, Arnold, Kochany, Malkin, Miller

No: None

Absent: None

Motion carried.

R-2013-005 Resolution Approving Financial Agreement - BAWTP Contract Exhibit A & B

There was discussion regarding the Financial Agreement to the Bay Area Water Treatment Plant; particularly paragraph 5, giving the County the authority to purchase additional bonds for the project and paragraph 6, regarding the municipal fund used to make the payment.

Austin responded the County is the entity promising their full faith and credit for the bonds. This gives them the authority to purchase additional bonds if the additional funds are necessary to protect their initial investment and complete the project.

In response to paragraph 6, this gives each municipality the ability to pay their share of the bond from a tax levy or valid municipal fund of their choosing in the event the rate does not cover the bond payment.

Motion by Arnold supported by Kowalski to adopt resolution R-2013-005, a resolution approving the Financial Agreement – BAWTP Contract Exhibit A & B as follows:

At a regular meeting of the governing body of the Charter Township of Monitor, Bay County, Michigan (the "Municipality"), held on the 22nd day of July, 2013.

PRESENT: Brandt, Kowalski, Pike, Arnold, Kochany, Malkin, Miller

ABSENT: None

The Clerk presented to the governing body of the Municipality a form of contract between the County of Bay (the "County") and the Charter Township of Bangor, the City of Bay City, the Township of Beaver, the City of Essexville, the Township of Frankenlust, the Township of Fraser, the Charter Township of Hampton, the Township of Kawkawlin, the Township of Merritt, the Charter Township of Monitor, the City of Pinconning, the Charter Township of Portsmouth, and the Charter Township of Williams (the Charter Township of Bangor, the City of Bay City, the Township of Beaver, the City of Essexville, the Township of Frankenlust, the Township of Fraser, the Charter Township of Hampton, the Township of Kawkawlin, the Township of Merritt, the Charter Township of Monitor, the City of Pinconning, the Charter Township of Portsmouth, and the Charter Township of Williams collectively, the "Municipalities") relative to the acquisition, construction and financing of the Bay Area Water Treatment Plant and Raw Water Transmission Mains Project (the "Project"), and the plans and estimates of the cost and period of usefulness thereof.

The following resolution was offered by Arnold and seconded by Kowalski:

**BE IT RESOLVED** by the governing body of the Municipality, that:

1. The governing body of the Municipality hereby approves the contract between the County and the Municipalities relating to the acquisition and construction of the Bay Area Water Treatment Plant and Raw Water Transmission Mains Project (the "Contract") as part of the Bay Area Water Treatment Plant and Raw Water Transmission Mains System (the "System"); providing for the payment of the Municipality's share

of the services provided by the Project and the System; providing for the financing of all or part of the cost by the issuance of County revenue bonds in several series secured by revenues of the System including payments made by the Municipalities for the services provided by the Project and the System; and providing for other matters relating to the Project and the acquisition, construction, financing and operation thereof, all under and pursuant to Act No. 342, Public Acts of Michigan, 1939, as amended, and Act No. 94, Public Acts of Michigan, 1933, as amended.

2. The governing body of the Municipality hereby approves the preliminary plans for the Project, and the estimates of the cost and period of usefulness thereof, as contained in Exhibits A and B to the Contract.

3. The Chief Executive Officer and the Clerk are authorized and directed to execute and deliver the Contract for and on behalf of the Municipality in such number of counterparts as may be desirable.

4. A copy of the Contract as presented to the governing body of the Municipality and herein approved and authorized to be executed and delivered shall be attached to the minutes of this meeting and made a part thereof and shall be placed on file with the Clerk and made available for examination by any interested person during normal business hours.

Roll call vote:

Yes: Kowalski, Pike, Arnold, Kochany, Malkin, Miller

No: Brandt

Absent: None

Motion carried.

Fire Chief Recommendation to hire On-Call Probationary Firefighters – D. Campbell & L. Jean

Motion by Kowalski supported by Malkin to hire D. Campbell and L. Jean as probationary on-call firefighters as recommended by the Fire Chief in his letter to the board dated July 18, 2013.

Roll call vote:

Yes: Brandt, Kowalski, Pike, Arnold, Kochany, Malkin, Miller

No: None

Absent: None

Motion carried.

The meeting adjourned at 7:30 p.m.

Cindy L. Kowalski, Clerk

Gary A. Brandt, Supervisor