

**TOWNSHIP OF BIRCH RUN
SAGINAW COUNTY, MICHIGAN**

**BIRCH RUN TOWNSHIP
RESOLUTION TO RESTATE MMWA'S ARTICLE OF INCORPORATION**

NO. 04-15

At a Regular Meeting of the Birch Run Township Board, Township of Birch Run, Saginaw County, Michigan, held at the Township Meeting Room on the 14TH day of September, 2004, at 7 o'clock Eastern Standard Time.

**PRESENT: Earl Schlegel, Debbie Trevino, Amy Cook, Ed Magnus, Dave Stewart,
and Jeff Putnam**

ABSENT: Joanne Strahm

The following resolution was made by Magnus and seconded by Cook:

WHEREAS, the Mid Michigan Waste Authority (herein "Authority") is an Authority established pursuant to Public Act no. 233 of 1955, Michigan Public Acts; and

WHEREAS, the Mid Michigan Waste Authority was formed in 1991 to provide constituent municipal members with a comprehensive, integrated solid waste management system; and

WHEREAS, Birch Run Township is a constituent member of the Mid Michigan Waste Authority; and

WHEREAS, the Articles of Incorporation for the Mid Michigan Waste Authority were duly adopted by the constituent municipal members pursuant to Act 233, Michigan Public Acts, as amended; and

WHEREAS, the time demands and constraints on our constituent members are more prolific than ever, and the need for timely response to Authority issues can be negatively impacted by failure to have a quorum of members attending many Board meetings; and

WHEREAS, the Authority Board notes that in an ever more time-demanding environment, the membership of the Authority and its future activities will be better served by restating the Articles to remove sections of the Articles of Incorporation that are in conflict with state law, to amend and move areas dealing with quorum definition to the By-Laws are therein define such to require fewer needed members for all actions save those specifically noted therein as requiring a 2/3 vote, along with other assorted clean-ups to better stream line the processes used to operate the Authority.

NOW, THEREFORE BE IT RESOLVED by the Board of Trustees, that he Articles of Incorporation of the Authority shall be amended as noted in the 2004 Restatement as attached. In other respects, the Articles of