

RESOLUTION NO. 70-3

Township of Birch Run
County of Saginaw, State of Michigan

A regular meeting of the Township Board of the Township of Birch Run, County of Saginaw, State of Michigan, held on the 18th day of May, 1990, in the Township Center in the Township at 7:30 p.m., Eastern Daylight Time.

PRESENT: Members Edgar Scharrer, Marcia Strong, Maria Foerster, Thomas Totten, Clifford White

ABSENT: Members None

The following preamble and resolution were offered by Member Strong and supported by Member White :

WHEREAS, this Township Board, pursuant to Act 185, Public Acts of Michigan, 1957, as amended ("Act 185"), expects to contract with the Saginaw County Department of Public works, acting for and on behalf of the County of Saginaw (the "County"), for the construction and installation of certain sewer improvements (the "Project") in the Township of Birch Run (the "Township"), as more particularly described hereinafter, and for the issuance of bonds by the County, to be retired by payments by the Township, to finance the cost of the Project; and

WHEREAS, the Township Board has caused to be prepared by a registered engineer plans showing the public improvements and the location thereof and an estimate of the cost thereof; and

WHEREAS, the Township Board has determined that a part of the payments to be made by the Township to the County pursuant to said contract shall be recovered by the Township through special assessment against properties specially benefitted by the installation of the Project, in accordance with the procedures set forth in Act 185 and Act 188, Public Acts of Michigan, 1954, as amended;

NOW, THEREFORE, BE IT RESOLVED THAT:

1. The Township Board hereby determines that the Project described in Exhibit A attached hereto and made a part hereof are necessary for the health, safety and welfare of the Township and that the Project shall be made and completed pursuant to Act 185.

2. The Township Board hereby approves the plans and preliminary estimate of cost for the Project in the total sum of \$5,500,000, as prepared and presented by Wade-Trim/Edmands, registered engineers of Bay City, Michigan. Of the aforesaid total cost of the Project, the approximate sum of \$1,116,793 will be spread against the hereinafter named special assessment district pursuant to Act 185 and Act 188. The Township Board will give final approval to the estimate of cost of the Project and to the portion of such cost to be spread against said special assessment district in the resolution calling a public hearing on the special assessment roll.

3. The Township Board finally determines that said special assessment district shall consist of all of the lots

and parcels of land described in Exhibit B attached hereto and that the existence of said special assessment district shall be maintained until all special assessments and interest thereon payable on the roll hereinafter described have been paid.

4. The Supervisor is hereby directed to make a special assessment roll in which shall be described all the parcels of land to be assessed as above set forth, with the names of the owners thereof, if known, and the total amount to be assessed against each parcel of land, which amount shall be such relative portion of the whole sum to be levied against all parcels of land in the assessment district as the benefit to such parcel of land bears to the total benefit of all parcels of land in the special assessment district.

5. When the Supervisor shall have completed the special assessment roll, the Supervisor shall affix thereto a certificate stating that said roll was made pursuant to a resolution of the Township Board of the Township adopted on the date of adoption of this resolution, and that in making the assessment roll the Supervisor has, according to the Supervisor's best judgment, conformed in all respects to the directions contained in said resolution and the statutes of the State of Michigan, and the Supervisor shall then report the special assessment roll, with the certificate attached thereto, to the Township Board.

6. All resolutions and parts of resolutions insofar as they conflict with the provisions of this resolution be and they hereby are rescinded.

AYES: Members Scharrer, Strong, Foerster, Totten, White _____

NAYS: Members _____
None

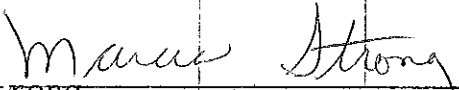
RESOLUTION DECLARED ADOPTED.

Marcia Strong

Marcia Strong, Township Clerk

MILLER, CANFIELD, PADDOCK AND STONE

I hereby certify that the foregoing is a true and complete copy of a resolution adopted by the Township Board of the Township of Birch Run, County of Saginaw, State of Michigan, at a regular meeting held on May 8, 1990, and that said meeting was conducted and public notice of said meeting was given pursuant to and in full compliance with the Open Meetings Act, being Act 267, Public Acts of Michigan, 1976, and that the minutes of said meeting were kept and will be or have been made available as required by said Act.



Marcia Strong, Township Clerk

MILLER, CANFIELD, PADDOCK AND STONE

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ATTACHMENT "A"

PROJECT DESCRIPTION
BIRCH RUN TOWNSHIP WASTEWATER COLLECTION SYSTEM

The proposed Birch Run Township Wastewater Collection System with connection to the Genesee County Treatment Facility in Montrose will serve three areas.

The project area is along Dixie Highway from approximately Moon Drain, south to 3,000 feet south of Birch Run Road. Then east on Birch Run Road to Dehmel Road and along Gera Road (M-54 & M-83) from approximately 600 feet north of Birch Run Road south to Burt Road and the subdivision in the northeast quadrant of Burt and Gera Roads.

The area along Dixie Highway will have gravity sewers and pumping station. The collected sewage will be pumped to the regional pumping station near the intersection of Dixie Highway and Birch Run Road. Gravity sewers from the area along Birch Run Road and Gera Road will discharge directly into the regional pumping station.

The regional pumping station will discharge into a 12" force main running south along Dixie Highway to East Burt Road then west on East Burt Road to Maple Road, then south on Maple Road to a meter pit located at the Maple Road and Willard Road intersection. The force main will then continue into Genesee County south on Webster Road to Farrand Road and connect to the existing Farrand Road interceptor sewer in Genesee County.

The project consists of an estimated 31,100 lineal feet of 12" force main; 1,650 lineal feet of 6" force main, 9,600 lineal feet of 18" sanitary sewer, 9,980 lineal feet of 12" sanitary sewer, 12,185 lineal feet of 10" sanitary sewer, and 3,340 lineal feet of 8" sanitary sewer for an estimated 35,105 total lineal feet sanitary sewer.

This system will allow for future extensions outside the proposed service area as the need arises.