

**CHARTER TOWNSHIP OF JAMESTOWN
COUNTY OF OTTAWA, MICHIGAN**

At a regular meeting of the Township Board of the Charter Township of Jamestown, Ottawa County, Michigan, held in the Township Hall, in said Township on the 19th day of June, 2017, at 7:00 p.m.

PRESENT: Members: Bergwerff, DeHaan, Brower, Tacoma, Altman, Miller

ABSENT: Members: Oskin

The following preamble and resolution was offered by Member Tacoma and supported by Member Miller:

RESOLUTION NO. R17-007

**RESOLUTION TO APPROVE AGREEMENT RE:
ABANDONMENT OF PUBLIC SANITARY SEWER
INFRASTRUCTURE AND MATTERS RELATED THERETO**

WHEREAS, the County of Ottawa, acting by and through the Road Commission (the “County”), the City of Hudsonville (the “City”), and the Charter Township of Jamestown (the “Township”) previously entered into a certain agreement in 1989 relating to the acquisition and construction of a sanitary sewer collection system and metering facility by and for the Township (the “Jamestown System”); and

WHEREAS, pursuant to the 1989 agreement, the Jamestown System discharges to the City’s public sanitary sewer system and through the “Rush Creek System,” to the City of Grandville Wastewater Treatment Plant; and

WHEREAS, under the terms of the prior agreement, the Township (a) acquired, constructed and owns: (1) a metering and chemical feed station including a building and related improvements (the “Chemical Feed Station”) located on the real property in the City, and (2) sanitary sewer transmission lines, including force main and gravity sewer (collectively, the “Township

Improvements”), and (b) acquired certain capacity in the Hudsonville Sewer System (the “Township Allocated Capacity”); and

WHEREAS, due to other contractual arrangements, the Township no longer needs to utilize (a) the Township Improvements, or (b) the Township Allocated Capacity; and

WHEREAS, it is necessary and in the best interests of the Township, the City, and the County to provide for the abandonment or conveyance of the components of the Township Improvements and to establish the terms and conditions for such abandonment or conveyance components of the Township Improvements pursuant to a written agreement (the “Agreement”), which Agreement has been prepared in the form on file with the Township Clerk; and

WHEREAS, it is necessary and in the best interest of the Township to approve the Agreement, authorize the Township Supervisor and Clerk to execute and deliver the Agreement to the City and the County, and authorize and direct the necessary Township officials, employees and agents to complete the abandonment and conveyance of the Township Improvements as set forth in the Agreement.

NOW, THEREFORE, BE IT RESOLVED THAT:

1. The Township Board hereby approves the Agreement in the form on file with the Township Clerk.
2. The Township Board hereby authorizes and directs the Township Supervisor and Township Clerk to execute the Agreement on behalf of the Township and to deliver a certified copy of this resolution to the City and the County along with the executed Agreement.
3. The Township Board hereby authorizes and directs the Township Supervisor, in cooperation with the Township’s sewer and water department, and any other necessary Township officials, employees or agents to undertake the necessary actions and steps set forth in the

Agreement for the abandonment and conveyance of the Township Improvements as more particularly described in the Agreement.

4. All resolutions and parts of resolutions in conflict herewith shall be and the same are hereby rescinded.

AYES: Members: Altman, Brower, DeHaan, Bergwerff, Miller, Tacoma

NAYS: Members: None

ABSENT: Members: Oskin

RESOLUTION DECLARED ADOPTED.


Candy DeHaan, Township Clerk

STATE OF MICHIGAN)
) ss.
COUNTY OF OTTAWA)

I, Candy DeHaan, the duly qualified and acting Clerk of the Charter Township of Jamestown, Ottawa 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 19th day of June, 2017, the original of which is on file in my office. Public notice of said meeting was given pursuant to and in compliance with Act No. 267, Public Acts of Michigan, 1976, as amended, including in the case of a regular 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 22nd day of June, 2017.


Candy DeHaan, Township Clerk