



CITY OF BROWN CITY

A Progressive Industrial and Agricultural Community

4205 Main Street, Post Office Box 99, Brown City, Michigan 48416-0099

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Mayor
Laura Carpenter

Resolution 10-05

A RESOLUTION AFFIRMING MEMBERSHIP IN MICHIGAN TOWNSHIP PARTICIPATING PLAN COOPERATIVE ACTION AGREEMENT AND CONFIRMING APPOINTMENT OF MEMBER REPRESENTATIVE

Councilmembers:
Ken Brown
Christine Lee
Patricia Jacobson
Ross McIvor
Julie Miller
William Walters

WHEREAS, THE City Council of the City of Brown City, County of Sanilac, State of Michigan has independent power to manage risk and acquire insurance coverage to protect the interests of the residents of the City; and,

City Clerk:
Kelly Pavel

WHEREAS, Section 5 of the Chapter 124 of the Michigan Compiled Laws (P.A. No. 38, 1982 Section 2) authorizes local units of government, including townships, to contract jointly to provide cooperative action relative to enumerated insurance coverages and risk management services; and,

City Treasurer:
Carol Walters

City Manager:
Clint Holmes

WHEREAS, several municipalities of the State of Michigan have joined together to form a risk management and insurance program under the name of "Michigan Township participating Plan Cooperative Action Agreement" (the "Agreement"), originally dated as of April 1, 1985; and,

Police Chief:
Ron Smith

WHEREAS, the municipality has received the reviewed a copy of the Agreement and the Bylaws and Rules adopted by the Board of Directors of the Michigan Township Participating Plan (the "Board"); and,

DPW Foreman:
Phil Bartle

WHEREAS, by previous resolution of the municipal Board, the municipality has determined that it is in the best interests of the residents of the municipality to join the Michigan Township Participating Plan and has entered into the Agreement; and,

Administrative
Assistant:
David Van Cura

WHEREAS, from time to time it is necessary to appoint an elected official of the municipality to serve as the municipality's Member Representative to the Michigan Township Participating Plan;

NOW THEREFORE, THE CITY COUNCIL FOR THE CITY OF BROWN CITY RESOLVES THAT:

1. The Municipality hereby appoints **William H. Walters IV** to serve as the municipality's Member Representative. All immunities and privileges of the governmental office held by the municipality's Member Representative shall apply to the decisions of the municipality's Member Representative while acting as a municipal Member Representative to the Michigan Township Participating Plan.

2. The Municipality hereby authorizes and directs the Municipality's Member Representative, if elected by the other Member Representatives from the Zone (as the term is defined in the Agreement) to serve on the Board of Directors of the Michigan Township Participating Plan. All immunities and privileges of the governmental office held by the Municipality's Member Representative shall apply to the decisions of the Municipality's Member Representative while acting as a member of the Board of Directors.
3. All resolutions and parts of resolutions insofar as they conflict with the provisions of this resolution be and the same hereby are rescinded.

The foregoing Resolution was offered on April 26, 2010, by Councilmember Ross McIvor, and seconded by Councilmember Dan Loutzenhiser. There followed a Roll Call Vote with five (5) Councilmembers present:

CM Jacobson-yes, CM Lee-absent, CM Loutzenhiser-yes, CM McIvor-yes, CM Miller-yes, CM Walters-abstain.

Yeas: <u>4</u>	Abstaining: <u>1</u>
Nays: <u>0</u>	Absent: <u>1</u>

A QUORUM BEING PRESENT – MOTION DECLARED CARRIED.

I, Kelly J. Pavel, City Clerk of the City of Brown City, hereby certify that the foregoing is a true and complete copy of a resolution adopted by the City Council of the government of the City of Brown City, County of Sanilac, State of Michigan at a regular meeting held on April 26, 2010, 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.

Kelly J. Pavel
City Clerk
City of Brown City
Sanilac County, Michigan