

ORDINANCE NO. 119

AN ORDINANCE OF THE VILLAGE OF NEW LOTHROP ADOPTING THE 2015 EDITION OF THE INTERNATIONAL PROPERTY MAINTENANCE CODE REGULATING AND GOVERNING THE CONDITIONS AND MAINTENANCE OF ALL PROPERTY, BUILDINGS AND STRUCTURES; BY PROVIDING STANDARDS FOR SUPPLIED UTILITIES AND FACILITIES AND OTHER PHYSICAL THINGS AND CONDITIONS ESSENTIAL TO ENSURE THAT STRUCTURES ARE SAFE, SANITARY AND FIT FOR OCCUPATION AND USE; AND THE CONDEMNATION OF BUILDINGS AND STRUCTURES UNFIT FOR HUMAN OCCUPANCY AND USE, AND THE DEMOLITION OF SUCH EXISTING STRUCTURES IN THE VILLAGE OF NEW LOTHROP; PROVIDING FOR THE ISSUANCE OF PERMITS AND THE COLLECTION OF FEES THEREFOR; EFFECTIVE DATE

THE VILLAGE OF NEW LOTHROP ORDAINS:

Section 1. That a certain document, three (3) copies of which are on file in the office of the Village Clerk of the Village of New Lothrop, Michigan, being marked and designated as the International Property Maintenance Code, 2015 edition, as published by the International Code Council, be and is hereby adopted as the Property Maintenance Code of the Village of New Lothrop, in the State of Michigan for regulating and governing the conditions and maintenance of all property, buildings and structures; by providing the standards for supplied utilities and facilities and other physical things and conditions essential to ensure that structures are safe, sanitary and fit for occupation and use; and the condemnation of buildings and structures unfit for human occupancy and use, and the demolition of such existing structures as herein provided; providing for the issuance of permits and collection of fees therefor; and each and all of the regulations, provisions, penalties, conditions and terms of said Property Maintenance Code on file in the office of the Village of New Lothrop are hereby referred to, adopted, and made a part hereof, as if fully set out in this ordinance, with the additions, insertions, deletions and changes, if any, prescribed in Section 2 of this ordinance.

Section 2. The following sections are hereby revised:

Section 101.1 Insert The Village of New Lothrop, Michigan.

Section 103.5 Insert the Schedule of fees as adopted by Resolution of the Village Board of Trustees and as amended from time to time.

Section 111.4 Insert the Building Inspector where appropriate.

Section 302.4 Insert six (6) inches.

Section 304.14 Insert from April 1 to November 1.

Section 602.3 Insert January 1 to December 31.

Section 602.4 Insert January 1 to December 31.

Section 3. That any ordinances of the Village of New Lothrop in conflict with this ordinance are hereby REPEALED.

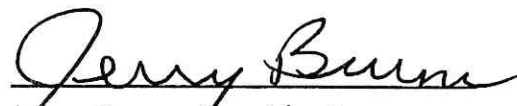
Section 4. That is any section, subsection, sentence, clause or phrase of this ordinance is, for any reason, held to be unconstitutional or unenforceable, such decision shall not affect the validity of the remaining portions of this ordinance. The Village Board of Trustees of the Village of New Lothrop hereby declares that it would have passed this ordinance, and each section, subsection, clause or phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses and phrases be declared unconstitutional or unenforceable.

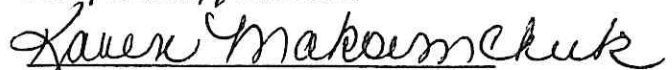
Section 5. That nothing in this ordinance or in the Property Maintenance Code hereby adopted shall be construed to affect any suit or proceeding impending in any court, or any rights acquired, or liability incurred, or any cause or causes of action acquired or existing, under any act or ordinance hereby repealed as cited in Section 3 of this ordinance; nor shall any just or legal right or remedy of any character be lost, impaired or affected by this ordinance.

Section 6. That the Village Clerk is hereby ordered and directed to cause this ordinance to be published or posted as provided by law.

Section 7. That this ordinance shall be effective 15 days after posting or publication.

12-13-17


Jerry Burns, President


Karen Maksimchuk, Clerk

ORDINANCE NO. 120

AN ORDINANCE TO AMEND ORDINANCE NO. 25 RELATIVE TO SIDEWALKS

THE VILLAGE OF NEW LOTHROP ORDAINS:

Section 1. All cement walks shall be built according to plans and specifications furnished by the Village Council. They must be a minimum of four (4) feet wide, and a minimum of four (4) inches thick, except where they cross a drive or alley, in which case they will be a minimum of eight (8) inches thick.

Section 2. It shall be unlawful to injure or deface any walk in the Village of New Lothrop either during and/or subsequent to the period of construction.

Section 3. It shall be unlawful to attempt ingress or egress from any premises by any vehicle, over any sidewalk, except upon that section of the walk which the owner of such premises has saved from injury by cement construction at his own expense.

Section 4. No person shall ride or drive any livestock upon any of the sidewalks in the said Village.

Section 5. Pedestrian Passage. At least six feet of sidewalk space shall be kept clean and clear for the free passage of pedestrians, and, if the building operations are such that such free passageway is impracticable, a temporary plank sidewalk with substantial railings.

Section 6. The occupant of every lot or parcel of land adjoining any sidewalk, or the owner of such lot or parcel of land, if not occupied, shall clear all ice and snow from sidewalks adjoining such lot or parcel of land within the time required in this section. When any snow shall fall or drift upon any sidewalk, the owner or occupant of the lot or parcel of land adjacent to the sidewalk shall remove such snow as shall have fallen or accumulated during the nighttime by 12:00 noon. Snow falling or drifting during the day shall be removed before 12:00 noon of the following day. When any ice shall form on any sidewalk, the owner or occupant of the lot or parcel of land adjoining such sidewalk shall, if practicable, immediately cause sand or salt to be spread upon the ice in such manner and in such quantity as to prevent the sidewalk from being slippery and dangerous to pedestrians, and shall remove the ice as soon thereafter as shall be practicable.

Section 7. Failure to clear. If any occupant or owner shall neglect or fail to clear ice or snow from the sidewalk adjoining his lot or parcel of land within the time limited and required in section 6, or shall otherwise permit ice or snow to accumulate on such sidewalk, he shall be guilty of a violation of this Code, and, in addition, the superintendent may cause such ice or snow to be cleared and the expense of removal

shall become a debt to the Village from the occupant or owner of such lot or parcel of land and may be collected as a single lot assessment.

Section 8. Effective Date. This Ordinance shall be effective 15 days after publication or posting.

Date Enacted: 2-14-18

Date Posted: 2-15-18

Date Published: 2-18-18


Jerry Burns, President


Karen Maksimchuk, Village Clerk

PREPARED BY:
MATTHEW S. McKONE
New Lothrop Village Attorney
6258 W. Pierson Road
Flushing, MI 48433
(810) 410-4204

ORDINANCE NO. 121

AN ORDINANCE TO REGULATE AIR QUALITY

THE VILLAGE OF NEW LOTHROP ORDAINS:

Section 1. Smoke and Air Contaminants: It shall be unlawful for any person, firm or corporation to permit the emission of any smoke or air contaminant in violation of air quality standards adopted by Federal and/or state regulatory authorities.

Section 2. Odors: Any condition or operation which results in the creation of odors of such intensity and character as to be detrimental to the health and welfare of the public or which interferes unreasonably with the comfort of the public shall be removed, stopped or modified as to remove the odor.


Section 3. Gases: The escape or emission of any gas which is injurious or destructive, harmful to person or property, or explosive shall be unlawful and shall be abated.

Section 4. Effective Date. This Ordinance shall be effective 15 days after publication or posting.

Date Enacted: 10-10-18

Date Posted: 10-10-18

Date Published: 10-14-18


Jerry Burns, President


Karen Maksimchuk, Village Clerk

PREPARED BY:
MATTHEW S. McKONE
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6258 W. Pierson Road
Flushing, MI 48433
(810) 410-4204

NEW LOTHROP ORDINANCE
SHIAWASSEE COUNTY, MICHIGAN
ORDINANCE NUMBER 122

PROHIBITION OF RECREATIONAL MARIHUANA ESTABLISHMENTS;

SALE, SMOKING AND CONSUMPTION OF RECREATIONAL MARIHUANA
PROHIBITED; AND EFFECTIVE DATE.

THE VILLAGE OF NEW LOTHROP ORDAINS:

Section 1.

General Business Licenses of the Municipal Code of the Village of New Lothrop is hereby added to read as follows:

a. Pursuant to the provision of Section 6.1 of the Michigan Regulation and Taxation of Marihuana Act, marihuana establishments, as defined by the Act, are completely prohibited within the boundaries of the Village .

b. Any applicant for a state or local license to establish a marihuana establishment, as defined by the Act, within the boundaries of the Village shall be deemed to be not in compliance with this ordinance or with the Code of Ordinances, amended by this Ordinance.

c. This section does not supersede rights and obligations with respect to the transportation of marihuana through the Village to the extent provided by the Act and do not supersede rights and obligations under Michigan law or any other law of the State of Michigan.

Section 2.

a. In conformance with Sections 4.1(e) and 6.2(b) of the Michigan Regulation and Taxation of Marihuana Act, the sale, smoking and consumption of marihuana in any form, as defined by the Act, is prohibited on any Village owned or controlled property within the boundaries of the Village of New Lothrop.

b. Any person who violates any of the provisions of this section shall be responsible for a municipal civil infraction punishable by a civil fine of \$500, plus court imposed costs.

c. This section does not supersede rights and obligations with respect to the transfer and consumption of marihuana on private property to the extent authorized by the person who owns, occupies or operates such property, as provided in and authorized by the Act and

does not supersede rights and obligations with respect to the use of marihuana for medical purposes as provided by any law of the State of Michigan allowing for or regulating marihuana for medical use.

Section 3. Effective Date.

This Ordinance shall be effective twenty (20) days after adoption and after publication.

Date Enacted: 1-9-19

Date Published: 1-27-19

The Village of New Lothrop JH Mahabli
Karen Mahabli
Clerk

ORDINANCE NO. 123

AN ORDINANCE REGULATING CROSS CONNECTIONS WITH THE PUBLIC WATER SUPPLY SYSTEM, I.E., A CONNECTION OR ARRANGEMENT OF PIPING OR APPURTENANCES THROUGH WHICH WATER OF QUESTIONABLE QUALITY, WASTES OR OTHER CONTAMINANTS CAN ENTER THE PUBLIC WATER SUPPLY SYSTEM.

BE IT ORDAINED BY THE VILLAGE OF NEW LOTHROP, STATE OF MICHIGAN:

Section 1. That the Village adopts by reference the Water Supply Cross Connection Rules of the Michigan Department of Environmental Quality being R 325.11401 to R 325.11407 of the Michigan Administrative Code.

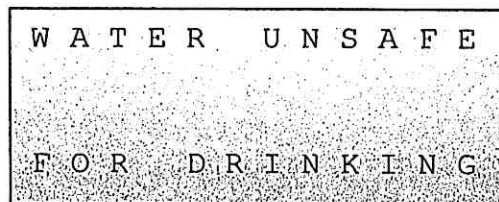
Section 2. That it shall be the duty of the Department of Public Works to cause inspections to be made of all properties served by the public water supply where cross connections with the public water supply is deemed possible. The frequency of inspections and reinspections based on potential health hazards involved shall be as established by the Water Commissioner and as approved by the Michigan Department of Environmental Quality.

Section 3. That the representative of the Department of Public Works shall have the right to enter at any reasonable time any property served by a connection to the public water supply system of the Village for the purpose of inspecting the piping system or systems thereof for cross connections. On request, the owner, lessees, or occupants of any property so served shall furnish to the inspection agency any pertinent information regarding the piping system or systems on such property. The refusal of such information or refusal of access, when requested, shall be deemed evidence of the presence of cross connection.

Section 4. That the Water Commissioner is hereby authorized and directed to discontinue water service after reasonable notice to any property wherein any connection in violation of this ordinance exists and to take such other precautionary measures deemed necessary to eliminate any danger of contamination of the public water supply system. Water service to such property shall not be restored until the cross connection(s) has been eliminated in compliance with the provisions of this ordinance.

Section 5. That all testable backflow prevention assemblies shall be tested at the time of installation or relocation and after any repair. Subsequent testing of devices shall be conducted at a time interval specified by the Department of Public Works and in accordance with Michigan Department of Environmental Quality requirements. Only individuals that hold a valid Michigan plumbing license and have successfully passed an approved backflow testing class shall perform such testing. Each tester shall also be approved by the Department of Public Works. Individual(s) performing assembly testing shall certify the results of his/her testing.

Section 6. That the potable water supply made available on the properties served by the public water supply shall be protected from possible contamination as specified by this ordinance and by the state and the Village plumbing code. Any water outlet which could be used for potable or domestic purposes and which is not supplied by the potable system must be labeled in a conspicuous manner as:



Section 7. That this ordinance does not supersede the state plumbing code and Village plumbing ordinance No. _____, but is supplementary to them.

Section 8. That any person or customer found guilty of violating any of the provisions of this ordinance or any written order of the Water Commissioner, in pursuance thereof, shall be deemed guilty of a misdemeanor and upon conviction thereof shall be punished by a fine of not less than (\$ 100) nor more than (\$ 500) for each violation. Each day upon which a violation of the provisions of this act shall occur shall be deemed a separate and additional violation for the purpose of this ordinance.

Section 9. Effective Date. This Ordinance shall be effective 15 days after publication or posting.

Date Enacted: 12-11-19

Date Posted: 12-12-19

Date Published: 12-15-19


John Maksimchuck, President


Karen Maksimchuk,
Village Clerk

PREPARED BY:

MATTHEW S. MCKONE
New Lothrop Village Attorney
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ORDINANCE NO. 124

AN ORDINANCE TO PROVIDE FOR THE ISSUANCE AND SALE OF REVENUE REFUNDING BONDS TO PAY THE COST OF REFUNDING THE WATER SUPPLY SYSTEM REVENUE BOND 2008; TO PRESCRIBE THE FORM OF THE BONDS; TO PROVIDE FOR THE COLLECTION OF REVENUES FROM THE SYSTEM SUFFICIENT FOR THE PURPOSE OF PAYING THE COSTS OF OPERATION, MAINTENANCE AND ADMINISTRATION OF THE SYSTEM AND TO PAY THE PRINCIPAL OF AND INTEREST ON THE BONDS; TO PROVIDE FOR THE SEGREGATION AND DISTRIBUTION OF THE REVENUES; TO PROVIDE FOR THE RIGHTS OF THE HOLDERS OF THE BONDS IN ENFORCEMENT THEREOF; AND TO PROVIDE FOR OTHER MATTERS RELATING TO THE SYSTEM AND THE BONDS.

THE VILLAGE OF NEW LOTHROP ORDAINS:

Section 1. Definitions. Whenever used in this Ordinance, except when otherwise indicated by the context, the following terms shall have the following meanings:

- (a) "Act 94" means Act 94, Public Acts of Michigan, 1933, as amended.
- (b) "Additional Bonds" shall mean additional bonds issued pursuant to Section 19 of this Ordinance.
- (c) "Authorized Officers" means the President, Village Manager, Village Clerk and Village Treasurer, each individually an Authorized Officer.
- (d) "Bond" or "Bonds" means the Water Supply System Revenue Refunding Bonds, Series 2020, together with any additional bonds of equal standing hereafter issued.
- (e) "Fiscal Year" shall mean the fiscal year of the Issuer and the operating year of the System, commencing March 1 ending February 28 of the subsequent year, as such year may be changed from time to time.
- (f) "Issuer" means the Village of New Lothrop, County of Shiawassee, State of Michigan.
- (g) "Prior Bonds" means the outstanding Water Supply System Revenue Bond 2008, dated March 20, 2008.
- (h) "Prior Ordinance" means Ordinance No. 104 adopted by the Issuer on November 14, 2007, authorizing the issuance of the Water Supply System Revenue Bond 2008, dated March 20, 2008.
- (i) "Refunded Bonds" means all or a portion of the Prior Bonds, as shall be finally determined to be refunded pursuant to the Sale Order referred to herein.

(j) "Revenues" and "Net Revenues" mean the revenues and net revenues of the System and shall be construed as defined in Section 3 of Act 94, including with respect to "Revenues", the earnings derived from the investment of moneys in the various funds and accounts established in this Ordinance.

(k) "Sale Order" means the Sale Order to be executed by an Authorized Officer of the Issuer respecting the sale of the Bonds.

(l) "Sufficient Government Obligations" means direct obligations of the United States of America or obligations the principal of and interest on which is fully guaranteed by the United States of America, not redeemable at the option of the issuer, the principal and interest payments upon which, without reinvestment of the interest, come due at such times and in such amounts as to be fully sufficient to pay the interest as it comes due on the Bonds and the principal and redemption premium, if any, on the Bonds as it comes due whether on the stated maturity date or upon earlier redemption. Securities representing such obligations shall be placed in trust with a bank or trust company, and if any of the Bonds are to be called for redemption prior to maturity, irrevocable instructions to call the Bonds for redemption shall be given to the transfer agent.

(m) "System" means the Issuer's water supply system including such facilities thereof as are now existing, and all enlargements, extensions, repairs and improvements thereto hereafter made.

(n) "Transfer Agent" means the Village Treasurer or such other paying agent, transfer agent and bond registrar for the Bonds appointed by the Issuer as provided in Section 6 of this Ordinance and who or which shall carry out the duties and responsibilities as set forth in Section 6 of this Ordinance.

Section 2. Necessity; Public Purpose; Estimated Cost. It is hereby determined to be a necessary public purpose of the Issuer to refund the Refunded Bonds. The estimated cost of refunding the Refunded Bonds, including legal and financing expenses, in the amount of not to exceed Seven Hundred Fifty-Five Thousand Dollars (\$755,000) is hereby approved.

Section 3. Payment of Cost; Bonds Authorized. To pay all or part of the cost of refunding the Refunded Bonds, including payment of all legal, financial and other expenses incident thereto and incident to the issuance and sale of the Bonds, the Issuer shall borrow the sum of not to exceed Seven Hundred Fifty-Five Thousand Dollars (\$755,000), or such lesser amount as finally determined in the Sale Order, and issue the Bonds therefor pursuant to the provisions of Act 94. The remaining cost of refunding the Refunded Bonds, if any, shall be defrayed from System funds on hand and legally available for such use including monies in the bond and interest redemption fund and the bond reserve account for the Refunded Bonds.

Section 4. Issuance of Bonds; Bond Details. The Bonds hereby authorized shall be designated WATER SUPPLY SYSTEM REVENUE REFUNDING BONDS, SERIES 2020, shall be payable solely out of the Net Revenues as set forth more fully herein, shall consist of bonds in fully-registered form of the denomination of \$1,000, or integral multiples of \$1,000 not

exceeding in any one year the amount maturing in that year, dated as of the date of delivery or such other date as shall be determined in the Sale Order, numbered in order of authentication, shall mature annually on March 1, in the years 2021 to 2042, inclusive, in such amounts or as otherwise may be provided in the Sale Order, and shall be sold at a purchase price of not less than 100% of the par amount of the Bonds.

The Bonds shall bear interest at a rate or rates not to exceed 3.00% per annum, payable on March 1 and September 1 of each year, commencing on March 1, 2021, or such other date as shall be determined in the Sale Order, by check or draft mailed by the Transfer Agent to the person or entity who or which is, as of the 15th day of the month preceding the interest payment date, the registered owner at the registered address as shown on the registration books of the Issuer maintained by the Transfer Agent. The date of determination of registered owner for purposes of payment of interest as provided in this paragraph may be changed by the Issuer to conform to market practice in the future. The principal of Bonds shall be payable at the designated office of the Transfer Agent. The Bonds may be issued as a single instrument bond, a serial or term bonds or both and may be subject to optional or mandatory redemption prior to maturity as determined in the Sale Order.

Section 5. Execution of Bonds; Book-Entry-Only Form. The Bonds shall be executed in the name of the Issuer with the manual or facsimile signatures of the President and the Village Clerk and shall have the seal of the Issuer, or a facsimile thereof, printed or impressed on the Bonds. Bonds bearing the manual signatures shall require no further authentication. Bonds bearing facsimile signatures shall not be valid until authenticated by an authorized officer or representative of the Transfer Agent. The Bonds shall be delivered to the Transfer Agent for authentication and be delivered by the Transfer Agent to the purchaser thereof in accordance with instructions from an Authorized Officer upon payment of the purchase price for the Bonds in accordance with the bid therefor when accepted. Executed blank bonds for registration and issuance to transferees shall simultaneously, and from time to time thereafter as necessary, be delivered to the Transfer Agent for safekeeping.

The Bonds may be issued in book-entry-only form through The Depository Trust Company in New York, New York ("DTC") and any Authorized Officer of the Issuer is authorized to execute such custodial or other agreement with DTC as may be necessary to accomplish the issuance of the Bonds in book-entry-only form and to make such changes in the bond form with the parameters of this Ordinance as may be required to accomplish the foregoing.

Section 6. Bond Registration and Transfer. Any bond may be transferred upon the books required to be kept pursuant to this section by the person in whose name it is registered, in person or by the registered owner's duly authorized attorney, upon surrender of the bond for cancellation, accompanied by delivery of a duly executed written instrument of transfer in a form approved by the Transfer Agent. Whenever any bond or bonds shall be surrendered for transfer, the Issuer shall execute and the transfer agent shall authenticate and deliver a new bond or bonds, for like aggregate principal amount. The Transfer Agent shall require payment by the bondholder requesting the transfer of any tax or other governmental charge required to be paid with respect to the transfer. The Transfer Agent shall not be required (i) to issue, register the transfer of or exchange any bond during a period beginning at the opening of business 15 days

before the day of the giving of a notice of redemption of bonds selected for redemption as described in the form of bonds contained in Section 16 of this Ordinance and ending at the close of business on the day of that giving of notice, or (ii) to register the transfer of or exchange any bond so selected for redemption in whole or in part, except the unredeemed portion of bonds being redeemed in part. The Issuer shall give the Transfer Agent notice of call for redemption at least 20 days prior to the date notice of redemption is to be given.

The Transfer Agent shall keep or cause to be kept, at its principal office, sufficient books for the registration and transfer of the Bonds, which shall at all times be open to inspection by the Issuer; and, upon presentation for such purpose, the Transfer Agent shall, under such reasonable regulations as it may prescribe, transfer or cause to be transferred, on said books, bonds as hereinbefore provided.

If any bond shall become mutilated, the Issuer, at the expense of the holder of the bond, shall execute, and the Transfer Agent shall authenticate and deliver, a new bond of like tenor in exchange and substitution for the mutilated bond, upon surrender to the Transfer Agent of the mutilated bond. If any bond issued under this Ordinance shall be lost, destroyed or stolen, evidence of the loss, destruction or theft may be submitted to the Transfer Agent and, if this evidence is satisfactory to both and indemnity satisfactory to the Transfer Agent shall be given, and if all requirements of any applicable law including Act 354, Public Acts of Michigan, 1972, as amended ("Act 354"), being sections 129.131 to 129.135, inclusive, of the Michigan Compiled Laws have been met, the Issuer, at the expense of the owner, shall execute, and the Transfer Agent shall thereupon authenticate and deliver, a new bond of like tenor and bearing the statement required by Act 354, or any applicable law hereafter enacted, in lieu of and in substitution for the bond so lost, destroyed or stolen. If any such bond shall have matured or shall be about to mature, instead of issuing a substitute bond the Transfer Agent may pay the same without surrender thereof.

Section 7. Payment of the Bonds. The Bonds and the interest thereon shall be payable solely and only from the Net Revenues, and to secure such payment, there is hereby created a statutory lien upon the whole of the Net Revenues which shall be a first lien, to continue until payment in full of the principal of and interest on all Bonds payable from the Net Revenues, or, until sufficient cash or Sufficient Government Obligations have been deposited in trust for payment in full of all Bonds of a series then outstanding, principal and interest on such Bonds to maturity, or, if called for redemption, to the date fixed for redemption together with the amount of the redemption premium, if any. Upon deposit of cash or Sufficient Government Obligations, as provided in the previous sentence, the statutory lien shall be terminated with respect to that series of Bonds, the holders of that series shall have no further rights under this Ordinance except for payment from the deposited funds, and the Bonds of that series shall no longer be considered to be outstanding under this Ordinance.

Section 8. Bondholders' Rights; Receiver. The holder or holders of the Bonds representing in the aggregate not less than twenty percent (20%) of the entire principal amount thereof then outstanding, may, by suit, action, mandamus or other proceedings, protect and enforce the statutory lien upon the Net Revenues of the System, and may, by suit, action, mandamus or other proceedings, enforce and compel performance of all duties of the officers of the Issuer, including the fixing of sufficient rates, the collection of Revenues, the proper

segregation of the Revenues of the System and the proper application thereof. The statutory lien upon the Net Revenues, however, shall not be construed as to compel the sale of the System or any part thereof.

If there is a default in the payment of the principal of or interest on the Bonds, any court having jurisdiction in any proper action may appoint a receiver to administer and operate the System on behalf of the Issuer and under the direction of the court, and by and with the approval of the court to perform all of the duties of the officers of the Issuer more particularly set forth herein and in Act 94.

The holder or holders of the Bonds shall have all other rights and remedies given by Act 94 and law for the payment and enforcement of the Bonds and the security therefor.

Section 9. Management; Fiscal Year. The operation, repair and management of the System and the acquisition and construction of the Project shall be under the supervision and control of the City Council. The Village Council, in accordance with the relevant provisions of the Village Charter, may employ such person or persons in such capacity or capacities as it deems advisable to carry on the efficient management and operation of the System. The Village Council may make such rules and regulations as it deems advisable and necessary to assure the efficient management and operation of the System. The fiscal year of the System shall be the fiscal year of the Village.

Section 10. Rates and Charges. The rates and charges for service furnished by and the use of the System and the methods of collection and enforcement of the collection of the rates shall be those in effect on the date of adoption of this Ordinance.

Section 11. No Free Service or Use. No free service or use of the System, or service or use of the System at less than the reasonable cost and value thereof, shall be furnished by the System to any person, firm or corporation, public or private, or to any public agency or instrumentality, including the Issuer.

Section 12. Fixing and Revising Rates; Rate Covenant. The rates presently in effect in the Issuer are estimated to be sufficient to provide for the payment of the expenses of administration and operation and such expenses for maintenance of the System as are necessary to preserve the System in good repair and working order, to provide for the payment of the principal of and interest on the Bonds as the same become due and payable and to provide for all other obligations, expenditures and funds for the System required by law and this Ordinance. In addition, it is agreed that the rates shall be set from time to time so that there shall be produced each fiscal year, Net Revenues in an amount not less than 115% of the principal of and interest on the Bonds coming due in such fiscal year. The rates shall be reviewed not less than once a year and shall be fixed and revised from time to time as may be necessary to produce these amounts, and it is hereby covenanted and agreed to fix and maintain rates for services furnished by the System at all times sufficient to provide for the foregoing.

Section 13. Funds and Accounts; Flow of Funds. The Village's Treasurer is hereby directed to create and maintain the following funds and accounts into which the proceeds of the Bonds and the Revenues from the System shall be deposited in the manner and at the times

provided in this Ordinance, which accounts shall be established and maintained, except as otherwise provided, so long as the Bonds hereby authorized remains unpaid.

(A) WATER SUPPLY SYSTEM RECEIVING ACCOUNT. Upon and after the effective date of this Ordinance, the Revenues of the System shall be set aside into a separate account to be designated the WATER SUPPLY SYSTEM RECEIVING ACCOUNT (the "Receiving Account"), and moneys so deposited therein shall be transferred, expended and used only in the manner and order as follows:

(1) Operation and Maintenance Account. There is hereby recognize and continued a separate account to be designated the OPERATION AND MAINTENANCE ACCOUNT (the "Operation and Maintenance Account"). Revenues shall be transferred each quarter of the Fiscal Year, commencing upon the effective date of this Ordinance, from the Receiving Account to the Operation and Maintenance Account to pay the reasonable and necessary current expenses of administration and operating and maintaining the System for the ensuing quarter.

(2) Bond and Interest Redemption Account. There is hereby recognized and continued a separate account to be designated as the BOND AND INTEREST REDEMPTION ACCOUNT (the "Bond and Interest Redemption Account"), the moneys on deposit therein from time to time used solely for the purpose of paying the principal of and interest on the Bonds.

Out of the Revenues remaining in the Receiving Fund, after provision for the Operation and Maintenance Account, there shall be set aside each Fiscal Year quarter, in the Redemption Fund, a sum proportionately sufficient to provide for the payment when due of the current principal of and interest on the Bonds, less any amount in the Redemption Account representing accrued interest on the Bonds or investment income on amounts on deposit in the Redemption Account. Commencing on the date of issuance of the Bonds, the amount to be set aside each Fiscal Year quarter for interest, after taking into account moneys in the Redemption Account as above provided, shall be one-half (1/2) of the total amount of interest on the Bonds next coming due, or such greater or lesser amount in approximately equal quarterly installments necessary to accumulate the amount of interest next coming due by the date such interest is to be paid. Commencing on the date of issuance of the Bonds, the amount to be set aside each Fiscal Year quarter for principal shall be one-quarter (1/4) of the total principal amount of the Bonds next coming due, or such greater or lesser amount in approximately equal quarterly installments necessary to accumulate the principal amount next coming due by the date such principal is to be paid. If there is any deficiency in the amounts previously set aside, that deficiency shall be added to the next succeeding quarterly annual requirements. The amount to be set aside for the payment of principal and interest on any date shall not exceed the amount which, when added to the money on deposit in the Redemption Account, including investment income thereon, is necessary to pay principal and interest due on the Bonds on the next succeeding principal payment date.

There is established a subaccount in the Redemption Account to be known as the BOND RESERVE ACCOUNT (the "Bond Reserve Account"). Upon delivery of the Bonds, there may be deposited in the Bond Reserve Account from the proceeds of the Bonds, an amount equal to the lesser of (1) the maximum annual debt service on the Bonds due in the current or any future year, (2) 125% of the average annual debt service on the Bonds, or (3) 10% of the principal

amount of the Bonds (the "Reserve Requirement"). Interest on the Bond Reserve Account must be transferred into the Redemption Account once the Reserve Requirement has been reached.

Except as otherwise provided in this section, the moneys credited to the Bond Reserve Account shall be used solely for the payment of the principal of, redemption premiums (if any) and interest on the Bonds as to which there would otherwise be a default. If at any time it shall be necessary to use moneys credited to the Bond Reserve Account for such payment, then the moneys so used may be replaced from the Net Revenues first received thereafter which are not required for current principal and interest requirements until the amount on deposit equals the Reserve Requirement. If Additional Bonds are issued, each ordinance authorizing the Additional Bonds may provide for additional deposits to the Bond Reserve Account to be made from the proceeds of the Additional Bonds or funds on hand and legally available for such use in an amount that will result in the Bond Reserve Account being funded to the lesser of the following: (a) the maximum annual principal and interest requirements on the Bonds outstanding after issuance of the Additional Bonds, (b) 125% of the average annual debt service on the Bonds outstanding after issuance of the Additional Bonds, or (c) an amount equal to 10% of the principal amount of the Bonds outstanding after issuance of the Additional Bonds, or such lesser amount as may be necessary to maintain the tax-exempt status of the Bonds.

If at any time it shall be necessary to use moneys in the Bond Reserve Account for such payment, then the moneys so used shall be replaced from the Net Revenues first received thereafter which are not required by this Ordinance to be used for operation and maintenance or for current principal and interest requirements for the Bonds.

No further payments need be made into the Bond and Interest Redemption Account after enough of the principal installments of the Bond have been retired so that the amount then held in the Bond and Interest Redemption Account (including the Bond Reserve Account), is equal to the entire amount of principal and interest which will be payable at the time of maturity of all the principal installments of the Bond then remaining outstanding.

The moneys in the Bond and Interest Redemption Account shall be invested in accordance with Section 14 of this Ordinance, and profit realized or income earned on such investment shall be used or transferred as provided in Section 14 of this Ordinance.

(3) Reverse Flow of Funds; Surplus Money In the event the moneys in the Receiving Account are insufficient to provide for the current requirements of the Operation and Maintenance Account, the Bond and Interest Redemption Account (including the Bond Reserve Account), any moneys and/or securities in the funds of the System described by this Ordinance shall be transferred, first, to the Operation and Maintenance Account, and second, to the Bond and Interest Redemption Account.

All moneys remaining in the Receiving Account at the end of any Fiscal Year after satisfying the above requirements for the deposit of moneys into the Operation and Maintenance Account, and the Bond and Interest Redemption Account may be transferred to the Bond and Interest Redemption Account and used to call the Bonds or portions thereof for redemption.

Section 14. Investments. Moneys in the funds and accounts established herein and moneys derived from the proceeds of sale of the Bonds, may be invested by the Village in United States of America obligations or in obligations the principal of and interest on which is fully guaranteed by the United States of America and any investments now or hereafter permitted by Act 94 or other controlling law. Investment of moneys in the Redemption Account being accumulated for payment of the next maturing principal or interest payment of the Bonds shall be limited to obligations bearing maturity dates prior to the date of the next maturing principal or interest payment on the Bonds. In the event investments are made, any securities representing the same shall be kept on deposit with the bank or trust company having on deposit the fund or funds or account from which the purchase was made. Profit realized or interest income earned on investment of funds in the Funds established hereunder shall be deposited in or credited to the Fund having realized the profit or earned the interest (unless otherwise expressly provided in this Ordinance or as determined by the Village), such deposit or credit to occur periodically but not less often than at the end of each Fiscal Year.

Section 15. Issuance Fund; Proceeds of Bond Sale. The Village Treasurer is authorized and directed to open a separate depository account with a bank or trust company or establish a separate account on the books of the Issuer, to be designated 2020 REFUNDING BONDS ISSUANCE FUND (the "Issuance Fund") and deposit into the Issuance Fund a portion of the proceeds of the Bonds sufficient to pay the costs of issuance of the Bonds. The moneys in the Issuance Fund shall be used solely to pay the costs of issuance of the Bonds. Any amounts remaining in the Issuance Fund after payment of issuance expenses shall be transferred to the Bond and Interest Redemption Fund for the Bonds.

The balance of the proceeds of the Bonds shall be paid directly by the purchaser, together with moneys on hand in the Bond and Interest Redemption Fund, including the Bond Reserve Account, for the Refunded Bonds transferred by the Issuer, to the United States Government as holder of the Prior Bonds, or deposited into a separate account established by the Village Treasurer (the "Prior Bonds Payment Account") in which case the Village Treasurer shall use the money deposited into the Prior Bonds Payment Account to redeem the Prior Bonds then outstanding.

Section 16. Bond Form. The Bonds shall be in substantially the following form:

THIS BOND HAS NOT BEEN REGISTERED UNDER THE SECURITIES ACT OF 1933, AS AMENDED, OR THE MICHIGAN UNIFORM SECURITIES ACT, AS AMENDED, IN RELIANCE UPON EXEMPTIONS THEREUNDER. ANY RESALE OR OTHER TRANSFER OF THIS BOND MAY BE MADE ONLY UPON REGISTRATION UNDER SUCH ACTS OR IN AN EXEMPT TRANSACTION UNDER SUCH ACTS AND UPON COMPLIANCE WITH THE CONDITIONS SET FORTH HEREIN AND MAY BE OFFERED AND SOLD ONLY IF REGISTERED PURSUANT TO THE PROVISIONS OF THOSE ACTS OR IF AN EXEMPTION FROM REGISTRATION IS AVAILABLE.

UNITED STATES OF AMERICA
STATE OF MICHIGAN
COUNTY OF SHIAWASSEE

VILLAGE OF NEW LOTHROP

WATER SUPPLY SYSTEM REVENUE REFUNDING BOND, SERIES 2020

Interest Rate
%

Maturity Date
March __, 20__

Date of Original Issue
_____, 2020

REGISTERED OWNER: _____

PRINCIPAL AMOUNT: _____ Dollars (\$_____)

The Village of New Lothrop, County of Shiawassee, State of Michigan (the "Issuer"), acknowledges itself to owe and for value received hereby promises to pay, primarily out of the hereinafter described Net Revenues of the Issuer's System (hereinafter defined), the Principal Amount shown above in lawful money of the United States of America to the Registered Owner shown above, or registered assigns, on the Maturity Date shown above, unless prepaid prior thereto as hereinafter provided, with interest thereon (computed on the basis of a 360-day year consisting of twelve 30-day months) from the Date of Original Issue shown above or such later date to which interest has been paid, until paid, at the Interest Rate per annum shown above, payable on October 1, 2020, and semiannually thereafter. Principal of this bond is payable by the Village Treasurer (the "Transfer Agent"), or such other Transfer Agent as the Issuer may hereafter designate by notice mailed to the registered owner not less than sixty (60) days prior to any interest payment date. Interest on this bond is payable by check or draft mailed by the Transfer Agent to the person or entity who or which is, as of the fifteenth (15th) day of the month preceding the interest payment date, the registered owner of record, at the registered address as shown on the registration books of the Issuer kept by the Transfer Agent. For prompt payment of principal and interest on this bond, the Issuer has irrevocably pledged the revenues of the Water Supply System of the Issuer (the "System"), including all appurtenances, extensions and improvements thereto, after provision has been made for reasonable and necessary expenses of operation, maintenance and administration (the "Net Revenues"), and a statutory first lien thereon is hereby recognized and created.

This bond is a single, fully-registered, non-convertible bond of even Date of Original Issue [in][aggregating] the principal sum of \$_____, issued pursuant to Ordinance No. ____ of the Issuer, duly adopted by the Village Council of the Issuer (the "Ordinance"), and under and in full compliance with the Constitution and statutes of the State of Michigan, including specifically Act 94, Public Acts of Michigan, 1933, as amended, for the purpose of paying the cost of refunding all or a portion of the Issuer's outstanding Water Supply System Revenue Bond 2008, dated March 20, 2008.

For a complete statement of the revenues from which and the conditions under which this bond is payable, a statement of the conditions under which additional bonds of equal standing as to the Net Revenues may hereafter be issued and the general covenants and provisions pursuant to which this bond is issued, reference is made to the above-described Ordinance.

[Principal installments of this bond] [Bonds of this issue] maturing on March 1 in the years 20__ to 20__, inclusive, are not subject to redemption prior to maturity. [Principal installments or portions of principal installments of this bond][Bonds or portions of bonds of this issue] in multiples of \$1,000 maturing March 1 in the years 20__ to 20__, inclusive, may be redeemed at the option of the Issuer, in such order as the Issuer shall determine and within any maturity by lot, on any date on or after March 1, 20__ at par and accrued interest to the date fixed for redemption.

[Insert mandatory redemption provisions.]

In case less than the full amount of an outstanding bond is called for redemption the Transfer Agent upon presentation of the bond called in part for redemption shall register, authenticate and deliver to the registered owner a new bond in the principal amount of the portion of the original bond not called for redemption.

Notice of redemption of any bond or portion thereof shall be given by the Transfer Agent at least thirty (30) days prior to the date fixed for redemption by mail to the registered owner at the registered address shown on the registration books kept by the Transfer Agent. Bonds shall be called for redemption in multiples of \$1,000 and any bond of a denomination of more than \$1,000 shall be treated as representing the number of bonds obtained by dividing the denomination of the bond by \$1,000 and such bond may be redeemed in part. Notice of redemption for a bond redeemed in part shall state that upon surrender of the bond to be redeemed a new bond or bonds in aggregate principal amount equal to the unredeemed portion of the bonds surrendered shall be issued to the registered owner thereof. No further interest on a bond or portion thereof called for redemption shall accrue after the date fixed for redemption, whether presented for redemption or not, provided funds are on hand with the Transfer Agent to redeem the bond or portion thereof.

This bond is solely a self-liquidating bond, payable, both as to principal and interest, solely from the Net Revenues of the System. The principal of and interest on this bond are secured by the statutory lien hereinbefore mentioned.

The Issuer has covenanted and agreed, and does hereby covenant and agree, to fix and maintain at all times while any bonds payable from the Net Revenues of the System shall be outstanding, such rates for service furnished by the System as shall be sufficient to provide for payment of the interest on and the principal of the bonds of this issue and any additional bonds of equal standing as and when the same shall become due and payable, and to create and maintain a bond redemption fund therefor, to provide for the payment of expenses of administration and operation and such expenses for maintenance of the System as are necessary to preserve the same in good repair and working order, and to provide for such other expenditures and funds for the System as are required by the Ordinance.

[This][Any]bond is transferable only upon the books of the Issuer kept for that purpose at the office of the Transfer Agent by the registered owner hereof in person, or by the registered owner's attorney duly authorized in writing, upon the surrender of this bond together with a written instrument of transfer satisfactory to the Transfer Agent duly executed by the registered owner or the

registered owner's attorney duly authorized in writing, and thereupon a new registered bond or bonds in the same aggregate principal amount and of the same maturity shall be issued to the transferee in exchange therefor as provided in the Ordinance authorizing the bonds and upon the payment of the charges, if any, therein prescribed.

It is hereby certified and recited that all acts, conditions and things required by law to be done precedent to and in the issuance of this bond [and the series of bonds of which this is one] have been done and performed in regular and due time and form as required by law.


[This bond is not valid or obligatory for any purpose until the Transfer Agent's Certificate of Authentication on this bond has been executed by the Transfer Agent.]

IN WITNESS WHEREOF, the Issuer, by its Village Council, has caused this bond to be executed with the [manual/facsimile] signatures of its President and its Village Clerk and its corporate seal [or a facsimile thereof] to be [impressed/printed] hereon, all as of the Date of Original Issue.

VILLAGE OF NEW LOTHROP

By 
Its President

(Seal)

By 
Its Village Clerk

CERTIFICATE OF AUTHENTICATION

This bond is one of the bonds described in the within-mentioned Ordinance.

_____, Michigan
Transfer Agent

By _____
Authorized Signatory

Date of Registration: _____

Section 17. Security for Bonds. To pay the principal of and interest on the Bonds as and when the same shall become due, there is hereby created a statutory first lien upon the whole of the Net Revenues of the System to continue until the payment in full of the principal of and interest on the Bonds and said Net Revenues shall be set aside for the purpose and identified as the Bond and Interest Redemption Fund, as hereinafter specified.

Section 18. Covenants. The Issuer covenants and agrees with the holders of the Bonds that so long as any of the Bonds remain outstanding and unpaid as to either principal or interest:

(a) The Issuer will maintain the System in good repair and working order and will operate the same efficiently and will faithfully and punctually perform all duties with reference to the System required by the Constitution and laws of the State of Michigan and this Ordinance.

(b) The Issuer will keep proper books of record and account separate from all other records and accounts of the Issuer, in which shall be made full and correct entries of all transactions relating to the System. The Issuer shall have an annual audit of the books of record and account of the System for the preceding operating year made each year by an independent certified public accountant, and a copy of the audit shall be mailed to the manager of each syndicate or account originally purchasing any issue of the Bonds. The auditor shall comment on the manner in which the Issuer is complying with the requirements of the Ordinance with respect to setting aside and investing moneys and meeting the requirements for acquiring and maintaining insurance. The audit shall be completed and so made available not later than six (6) months after the close of each operating year.

(c) The Issuer will maintain and carry, for the benefit of the holders of the Bonds, insurance on all physical properties of the System and liability insurance, of the kinds and in the amounts normally carried by municipalities engaged in the operation of similar sanitary sewer systems, including self-insurance. All moneys received for losses under any such insurance policies shall be applied solely to the replacement and restoration of the property damaged or destroyed, and to the extent not so used, shall be used for the purpose of redeeming or purchasing Bonds.

(d) The Issuer will not sell, lease or dispose of the System, or any substantial part, until all of the Bonds have been paid in full, both as to principal and interest or provision made thereof as herein provided. The Issuer will operate the System as economically as possible, will make all repairs and replacements necessary to keep the System in good repair and working order, and will not do or suffer to be done any act which would affect the System in such a way as to have a material adverse effect on the security for the Bonds.

(e) The Issuer will not grant any franchise or other rights to any person, firm or corporation to operate a System that will compete with the System and the Issuer will not operate a system that will compete with the System.

Section 19. Additional Bonds. The Village may issue additional bonds of equal standing and priority of lien with the Bonds for the following purposes and on the following conditions:

(a) For the purpose of making reasonable replacement or extension of the System or refunding the Bonds or any additional bonds of equal standing with the Bonds if:

(i) The augmented net revenues (hereinafter defined) of the System for the Fiscal Year preceding the year in which such additional bond is to be issued were 125% of the average annual debt service requirements on the Bonds and any bonds of equal standing then outstanding and those proposed to be issued net of any bonds to be refunded by the new issue; or

(ii) The holders of at least 75 percent of the Bonds consent to such issue in writing.

For purposes of this section the term "augmented net revenues" shall mean the Net Revenues of the System for a year, adjusted to reflect the effect of any rate increase placed in effect during that year (but not in effect for the whole year), placed in effect subsequent to the year or scheduled, at the time the new bond is authorized, to be placed in effect before principal of and interest on the new bond become payable from Revenues of the System, and augmented by any increase in Revenues or decrease in expenses estimated to accrue from the improvements to be acquired from the new bond. The adjustments and augmentations provided for in the preceding sentence shall be established by certificate of an independent consulting engineer filed with the Village Clerk of the Village. If a new bond is issued within 4 months of the end of a Fiscal Year, the determination made in subsection (b)(i) of this section may be based upon the results of a Fiscal Year ending within 16 months of the date of issuance of the new bond.

The funds herein established shall be applied to all additional bonds issued pursuant to this section as if said bonds were part of the original bond issue and all Revenue from any such extension or replacement constructed by the proceeds of an additional bond issue shall be paid to the Receiving Fund mentioned in this Ordinance.

Except as otherwise specifically provided herein, so long as the Bonds herein authorized are outstanding, no additional bonds or other obligations pledging any portion of the Revenues of the System shall be incurred or issued by the Village unless the same shall be junior and subordinate in all respects to the Bonds herein authorized.

Section 20. Negotiated Sale. The Issuer Council has considered the option of selling the Bonds through a competitive sale and a negotiated sale, and, pursuant to the requirements of Act 34, hereby determines that a negotiated sale of the Bonds will result in the most efficient and expeditious means of selling the Bonds and will result in the lowest interest cost to the Issuer.

Section 21. Placement or Sale of Bonds; Delegation to Authorized Officer; Sale Order. Each Authorized Officer is hereby authorized to solicit proposals through a private placement with a qualified bank or other sophisticated institutional investor as purchaser thereof (the "Purchaser"). Each Authorized Officer is individually authorized to negotiate and execute a sale order specifying the final terms of the Bonds with the Purchaser and take all other necessary

actions required to effectuate the sale, issuance and delivery of the Bonds, subject to the parameters set forth in this Resolution.

Section 22. Adjustment of Bond Terms. The Authorized Officers are each hereby authorized to adjust the final bond details as set forth herein to the extent necessary or convenient to complete the sale of the Bonds and in pursuance of the foregoing is each authorized to exercise the authority and make the determinations pursuant to Sections 7a(1)(c)(i) and (v) of Act 94, including but not limited to determinations regarding interest rates, prices, discounts, maturities, principal amounts, denominations, date of issuance, interest payment dates, redemption rights, and other matters within the parameters established by this Ordinance, *provided* the interest rate or rates on the Bonds shall not exceed three percent per annum (3.00%) and the purchase price shall not be less than 100% of the par amount of the Bonds.

Section 23. Tax Covenant; Qualified Tax Exempt Obligations. The Issuer shall, to the extent permitted by law, take all actions within its control necessary to maintain the exclusion of the interest on each issue of the Bonds from gross income for federal income tax purposes under the Internal Revenue Code of 1986, as amended (the "Code"), including, but not limited to, actions relating to any required rebate of arbitrage earnings and the expenditures and investment of Bond proceeds and moneys deemed to be Bond proceeds. The Issuer hereby designates the Bonds as "qualified tax exempt obligations" for purposes of deduction of interest expense by financial institutions pursuant to the Code.

Section 24. Authorization of other Actions. The Authorized Officers and other officers, agents and employees of the Issuer are each authorized and directed to take all other necessary actions required to effectuate the sale, issuance and delivery of the Bonds within the parameters authorized in this Ordinance. The Authorized Officers are authorized to file applications or request for waivers with respect to the Bonds with the Michigan Department of Treasury, and to take all other actions necessary or advisable to enable the issuance, sale and delivery of the Bonds as contemplated herein

Section 25. Appointment of Bond Counsel. The representation of the Issuer by Miller, Canfield, Paddock and Stone, P.L.C. as bond counsel is hereby approved.

Section 26. Appointment of Municipal Advisor. The Issuer hereby appoints Baker Tilly Municipal Advisors, LLC as registered municipal advisor with respect to the Bonds.

Section 27. Appointment of Placement Agent. The Issuer hereby appoints Robert W. Baird & Co. Incorporated as placement agent with respect to the Bonds.

Section 28. Publication and Recordation. This Ordinance shall be published in full in the *Tri-County Citizen*, a newspaper of general circulation in the Issuer, qualified under State law to publish legal notices, promptly after its adoption, and shall be recorded in the Ordinance Book of the Issuer and such recording authenticated by the signatures of the President and the Village Clerk.

Section 29. Severability; Paragraph Headings; and Conflict. If any section, paragraph, clause or provision of this Ordinance shall be held invalid, the invalidity of such section, paragraph, clause or provision shall not affect any of the other provisions of this Ordinance. The

paragraph headings in this Ordinance are furnished for convenience of reference only and shall not be considered to be part of this Ordinance.

Section 30. Effective Date. Pursuant to the provisions of Section 6 of Act 94, this Ordinance shall be approved on the date of first reading and accordingly this Ordinance shall immediately be effective upon its adoption.

Adopted and signed this 19th day of August, 2020.

Signed 
President

Signed 
Village Clerk

I hereby certify that the foregoing constitutes a true and complete copy of an Ordinance duly adopted by the Village Council of the Village of New Lothrop, County of Shiawassee, State of Michigan, at a special meeting held on the 19th day of August, 2020, 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.

I further certify that the following Members were present at said meeting:

S. Buchmeier, J. Makomchuk
C. Seamon, L. Besau and Karen Micro-Soft, Corp

and that the following Members were absent:

Kathleen, Uotinen, Clerk

I further certify that Member S. Buchmeier moved adoption of said Ordinance, and that said motion was supported by Member Besau.

I further certify that the following Member voted for adoption of said Ordinance: S. Buchmeier, Paul Seamon, Zach Besau John Makomchuk
and that the following Members voted against adoption of said Ordinance: - 0 -

I further certify that said Ordinance has been recorded in the Ordinance Book and that such recording has been authenticated by the signatures of the President and the Village Clerk.

Karen Makomchuk
Village Clerk