

CRYSTAL TOWNSHIP SPECIAL MEETING
October 18, 2023 7:00 pm
Crystal Community Center

The meeting was called to order by Supervisor C McCracken at 7:00 p.m. followed by the Pledge of Allegiance.

MEMBERS PRESENT: C McCracken, P Baker-Marek, N Johnson, A Little, S Daily

PUBLIC COMMENT:

Motion by Baker-Marek, seconded by Johnson to approve agenda adding Sewer Tree Removal. Motion carried: ayes-all.

Shinabarger Drain: Motion by Little, seconded by Daily to approve Resolution for Shinabarger Drain.

CRYSTAL TOWNSHIP
(Montcalm County, Michigan)
RESOLUTION APPROVING AGREEMENT
WITH SHINABARGER DRAIN DRAINAGE DISTRICT
Resolution # 2023-13

A regular meeting of the Township Board of Trustees for Crystal Township, held at Crystal Community Center, located at 217 W. Park Street, Crystal, MI 48818, on October 18, 2023. The following trustees were:

PRESENT: McCracken, Johnson, Little, Daily, Baker-Marek
ABSENT: None

The resolution set forth below was offered by Trustee Little and was supported by Trustee Daily.

WHEREAS, pursuant to Act 40, Public Acts of Michigan, 1956, as amended, MCL 280.1 et seq. ("Drain Code"), the Drain Commissioner has undertaken proceedings for the making of certain intracounty drain improvements referred to as Shinabarger Drain Project (the "Project") that are being undertaken by Drainage District in the Shinabarger Drain Special Assessment District (the "Special Assessment District") located in Montcalm County which have been determined necessary for the protection of the public health, convenience or welfare by an independent Board of Determination; and

WHEREAS, the Drain Special Assessment Roll for the Drainage District has been prepared and duly confirmed by the Drain Commissioner in the aggregate principal amount of \$1,186,480, which assessments are payable in annual installments over a period of twenty (20) years, commencing 2024 by certain public corporations, including the Township, and benefited lands, according to apportionments determined by the Drain Commissioner acting pursuant to Section 262 of the Act, together with interest thereon (the "Drain Special Assessments"); and

WHEREAS, the at-large Drain Special Assessment against the Township totals \$106,783.20; and,

WHEREAS, to finance the cost of the Project the Drain Code authorizes the Drainage District to issue Bonds or Notes ("Obligations") in anticipation of the collection of the Special Assessments and to pledge the full faith and credit of the Drainage District for the prompt payment of the principal of and interest on the Obligations; and

WHEREAS, Drainage District intends to issue the Obligations to finance the Project in December 2023 and any prepayment of drain assessments will affect the sizing of the financing; and

WHEREAS, to avoid interest costs associated with the financing for the Project, the Township desires to prepay the amount of the Drain Assessment but has requested to delay full payment of its Special Assessment and the Drain Commissioner has prepared an agreement to ensure full and prompt payment.

NOW THEREFORE BE IT RESOLVED BY THE TOWNSHIP BOARD OF TRUSTEES AS FOLLOWS:

1. The Township approves to pay \$53,391.60 representing 50% of its Drain Assessment for the Project to the Drain Commissioner no later than November 30, 2023.

2. The Township approves the attached Agreement (Exhibit A) between the Township and the Shinabarger Drain Drainage District for the remaining balance of its Drain Assessment no later than March 1, 2024.

3. All previous resolutions of the Board of Commissioners of the County, or parts thereof, that are inconsistent with this resolution, are hereby rescinded.

Discussion followed. A vote was thereupon taken on the foregoing resolution and the vote for each such resolution was as follows:

AYES: Little, Baker-Marek, McCracken, Johnson, Daily

NAYS: NONE

Community Center Rental: Motion by Johnson, seconded by Little to approve rental of room to B Litwiller for \$400 per month. Motion carried: ayes-all.

Tree Removal: Motion by Johnson, seconded by Baker-Marek to approve bid from Sarge's for 3 trees removal at Owosso St. Motion carried: ayes-all.

Public Comment

Motion by Johnson, seconded by Little to adjourn at 7:33. Motion carried: ayes-all.