

FAX 810-231-4295
PHONE 810-231-1000



P.O. Box 157
10405 Merrill Road
Hamburg, Michigan 48139

HAMBURG TOWNSHIP BOARD OF TRUSTEES
SPECIAL MEETING
HAMBURG TOWNSHIP HALL BOARD ROOM
Thursday, April 16, 2009
2:00 P.M.

1. Call to Order

Supervisor Hohl called the meeting to order at 2:04 p.m.

2. Pledge to the Flag

3. Roll Call of the Board

Present were: Dolan, Hahn, Hohl, Semprevivo, Skiba

~~Also present:~~ Evon, Menzies

ABSENT:

4. CALL TO THE PUBLIC

Call was made with no response

5. Approval of the Agenda

Motion by Hohl, supported by Hahn to approve the agenda as presented.

Voice Vote: AYES: 5 NAYS: 0 ABSENT: 2 (Evon, Menzies) MOTION CARRIED.

6. Current Business

04093.001 Resolution and Financing for the Ore Lake Sewer Project

A. Reimbursement Resolution

Hohl moved the Resolution, supported by Semprevivo to approve the Reimbursement Resolution as written and presented.

Roll Call Vote: Evon – Absent, Dolan – Y, Hahn – Y, Hohl – Y, Menzies – Absent,
Semprevivo – Y, Skiba – Y RESOLUTION PASSED.

B. Resolution Authorizing Publication of Notice of Intent to Issue Bonds

Hohl moved the Resolution, supported by Semprevivo to authorize the Notice of Intent to Issue Bonds

Roll Call Vote: Evon – Absent, Dolan – Y, Hahn – Y, Hohl – Y, Menzies – Absent,
Semprevivo – Y, Skiba – Y RESOLUTION PASSED.

MCS

MCS

7. CALL TO THE PUBLIC

Call was made with no response.

8. Board Comments

9. Adjournment

Motion by Semprevivo, supported by Hahn to adjourn

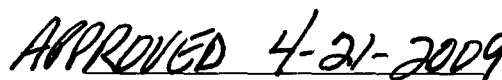
Voice Vote: AYES: 5 NAYS: 0 ABSENT: 2 (Evon, Menzies) MOTION CARRIED.

The meeting adjourned at 2:09 p.m.

Respectfully Submitted,

Laura Gibson, Secretary


Matthew C. Skiba, Clerk


Patrick J. Hohl, Supervisor

[Resolution No. 1 – Ore Lake Sewer System Improvement Project (2009)]

HAMBURG TOWNSHIP

At a meeting of the Township Board of Hamburg Township, Livingston County, Michigan, (the "Township") on April 16, 2009, at 2:00 p.m., there were

PRESENT: Skiba, Hohl, Dalam, Semprevivo
Hahn

ABSENT: Menzies, Evon

The following preamble and resolution were offered by Hohl and seconded by Semprevivo.

Reimbursement Resolution

WHEREAS, the Township intends to construct improvements to its Ore Lake sanitary sewer system (the "Project") and desires to finance a portion of the cost of the Project by issuing bonds;

WHEREAS, the Township intends to finance a substantial portion of the costs of the Project through the issuance of tax-exempt bonds in an approximate amount of not to exceed \$2,500,000 (the "Bonds"); and

WHEREAS, the Township expects to pay certain expenses of the Project prior to the issuance of the Bonds, and to reimburse itself for such expenses from proceeds of the Bonds.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWNSHIP BOARD OF HAMBURG TOWNSHIP as follows:

1. The Township makes the following declarations for the purpose of complying with the reimbursement rules of Treas. Reg. § 1.150-2 pursuant to the Internal Revenue Code of 1986, as amended:

- (a) The Township reasonably expects to reimburse itself for the expenditures described in (b) below with proceeds of the Bonds.
- (b) The expenditures described in this paragraph (b) are for the purpose of defraying the costs of the Project and paying related bond issuance costs, all as described in this resolution.
- (c) The Bonds will be issued no later than 18 months after the later of (i) the date the first expenditure to be reimbursed was made; or (ii) the date the Project was placed in service or abandoned, but in no case later than 3 years after the date the first expenditure was made.

(d) The expenditures described in (b) above are "capital expenditures" as defined in Treas. Reg. §1.150-1, which are any costs of a type which are properly chargeable to a capital account (or would be so chargeable with a proper election) under general Federal income tax principles (as determined at the time the expenditures are paid).

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

A vote on the foregoing resolution was taken and was as follows:

YES: Dolan, Hahn, Hohl, Skiba, Semprevivo

NO: _____

~~ABSTAIN:~~ Absent: Menzies, Evon

CLERK'S CERTIFICATE

The undersigned, being the duly qualified and acting Clerk of the Township, hereby certifies that (1) the foregoing is a true and complete copy of a resolution duly adopted by the Township Board at a meeting of the Township Board, at which meeting a quorum was present and remained throughout, (2) the original thereof is on file in the records in my office; (3) the meeting was conducted, and public notice thereof was given, pursuant to and in full compliance with the Open Meetings Act (Act No. 267, Public Acts of Michigan, 1976, as amended) and (4) minutes of such meeting were kept and will be or have been made available as required thereby.


Township Clerk

Exhibit A

Form of Notice

**NOTICE OF INTENTION OF HAMBURG TOWNSHIP TO
ISSUE CAPITAL IMPROVEMENT BONDS AND OF RIGHT TO
PETITION FOR REFERENDUM THEREON**

TO ALL ELECTORS OF HAMBURG TOWNSHIP

NOTICE IS HEREBY GIVEN that the Township Board of Hamburg Township, Livingston County, Michigan (the "Township") intends to authorize the issuance of capital improvement bonds in one or more series (the "Bonds") for the purpose of financing improvements to the Township's Ore Lake sanitary sewer system. The Bonds will be issued pursuant to the provisions of Act No. 34, Public Acts of Michigan, 2001 ("Act 34"). The principal amount of the Bonds to be issued shall not exceed \$2,500,000, the term of the Bonds shall not exceed 25 years and the Bonds shall bear interest at a rate not to exceed 3.00% per annum. The principal and interest on the Bonds will be payable from the revenue generated from the sewer system and from moneys in the Township's general fund.

RIGHT TO PETITION FOR REFERENDUM

NOTICE IS FURTHER GIVEN to the electors of the Township to inform them of the right to petition for a referendum on the question of issuing the Bonds without a vote of the electors thereon, and the Bonds shall not be issued until at least 45 days after publication of this notice. If, within such 45-day period, a petition or petitions requesting a referendum on the question of the issuance of the Bonds signed by not less than 10% of the registered electors of the Township has been filed with the Township Clerk, the Bonds shall not be issued unless and until approved by a majority of the electors of the Township voting thereon at a general or special election.

This notice is given by order of the Township Board as required by Act 34. Further information may be obtained at the office of the Township Supervisor, 10405 Merrill Road, Hamburg, Michigan 48139.

Dated: April 17, 2009

Pat Hohl
Hamburg Township Supervisor

**Hamburg Township
Ore Lake Sewer System Improvements Project (2009)
Capital Improvement Bonds Issued Under Act 34
State Revolving Fund 3rd Quarter Financing
Draft Financing Schedule and Timetable**

<u>Step</u>	<u>Action</u>	<u>Date</u>
1.	Part I of the SRF Application Submitted	Completed
2.	Part II of the SRF Application Submitted	Completed
3.	Publication of Bid Advertisement	April __, 2009
4.	Reimbursement Resolution Adopted by Township Board	April 16, 2009
5.	Resolution Authorizing Publication of Notice of Intent to Issue Bonds Adopted by Township Board	April 16, 2009
6.	Notice of Intent to Issue Bonds Published in Paper	April 19, 2009
7.	Opening of Construction Bids	April 27, 2009
8.	Bond Authorizing Resolution Adopted by Township Board	May 7, 2009
9.	Part III of the SRF Application Due	May 15, 2009
10.	Qualified Status Letter Obtained from Department of Treasury	May __, 2009
11.	Indication of Acceptable Rating Letter Obtained from Rating Agencies	May __, 2009
12.	Deadline for Rating Letter and Sending Bond Resolution to MMBA	May __, 2009
13.	Conference Call with MMBA	May __, 2009
14.	Expiration of 45 Days to File Petition Requesting a Referendum	June 3, 2009
15.	Certificate of No Referendum is Signed	June 4, 2009
16.	Final Date for DEQ to Issue Order	June 5, 2009
17.	Sign Purchase Contract with the MMBA	June 9, 2009
18.	Execute Closing Documents	June __, 2009
19.	Preclosing with the MMBA	June 12, 2009
20.	Closing with the MMBA	June 22, 2009
21.	Begin Construction on the Project	July 1, 2009

[Resolution No. 2 – Ore Lake Sewer System Improvement Project (2009)]

HAMBURG TOWNSHIP

At a meeting of the Township Board of Hamburg Township, Livingston County, Michigan (the "Township") held on April 16, 2009, at 2:00 p.m., there were

PRESENT: SKiba, Hohl, Ddan, Semprevivo, Hahn

ABSENT: Menzies, Evon

The following preamble and resolution were offered by Hohl and seconded by Semprevivo.

**Resolution Authorizing Publication
of Notice of Intent to Issue Bonds**

WHEREAS, the Township Board has previously determined that it is appropriate for the Township to construct certain improvements to its Ore Lake sanitary sewer system (the "Project");

WHEREAS, the Township Board has determined that it is appropriate to issue capital improvement bonds pursuant to Act No. 34, Public Acts of Michigan, 2001 (the "Bonds") to pay for the costs of the Project; and

WHEREAS, in order to issue the Bonds under Act 34, it is necessary to publish a notice of intent to issue bonds;

NOW, THEREFORE, BE IT RESOLVED BY THE TOWNSHIP BOARD OF HAMBURG TOWNSHIP as follows:

1. The notice set forth in Exhibit A to this resolution is approved, and the Township Supervisor is authorized and instructed to publish the notice once in the Livingston County Daily Press & Argus, a newspaper of general circulation within the Township. The notice shall not be less than one-fourth (1/4) page in size when it is printed in such newspaper.

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

A vote on the foregoing resolution was taken and was as follows:

YES: Semprevivo, Hahn, Dolan, Skiba, Hoh

NO: _____

Absent: Menzies, Evon
~~ABSTAIN:~~

CLERK'S CERTIFICATE

The undersigned, being the duly qualified and acting Clerk of the Township, hereby certifies that (1) the foregoing is a true and complete copy of a resolution duly adopted by the Township Board at a meeting of the Township Board, at which meeting a quorum was present and remained throughout, (2) the original thereof is on file in the records in my office; (3) the meeting was conducted, and public notice thereof was given, pursuant to and in full compliance with the Open Meetings Act (Act No. 267, Public Acts of Michigan, 1976, as amended) and (4) minutes of such meeting were kept and will be or have been made available as required thereby.

Matthew Amala Skiba
Township Clerk