# CHARTER TOWNSHIP OF VAN BUREN BOARD OF TRUSTEES FEBRUARY 3, 2020 WORK STUDY MEETING 4:00 P.M. TENTATIVE AGENDA

<b>ROLL CALL:</b>		
Supervisor McNamara	 Trustee Miller	
Clerk Wright	 Trustee White	
Treasurer Budd	 Engineer Potter	
Trustee Frazier	 Attorney McCauley	
Trustee Martin	 Secretary Montgomery	·

#### **UNFINISHED BUSINESS:**

#### **NEW BUSINESS:**

- 1. Discussion on the appointment of Penny Young as alternate on the Board of Review with a term to expire on December 31, 2020.
- 2. Discussion on the appointment of Patricia Tumas to the Endowment Committee with a term to expire January 15, 2022.
- 3. Discussion on the appointment of Eileen Parent to the Water and Sewer Commission with a term to expire June 1, 2020.
- 4. Discussion on the purchase of a 2020 Ford F-350 for the Fire Department in the amount of \$47,736.60 to be expensed from line item 101-336-970-000.
- 5. Discussion on Resolution 2020-04 the US Signal Maintenance Agreement which outlines the responsibility of the identified sanitary connection to the Township sanitary manhole located at 9275 Haggerty Road.

#### **PUBLIC COMMENT:**

#### **ADJOURNMENT:**

# Charter Township of Van Buren

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Agenda	rtem	 	

# REQUEST FOR BOARD ACTION

WORK STUDY: FEBRUARY 3, 2020 MEETING DATE: FEBRUARY 4, 2020

Consider the Appointment of Penny Young to fill the vacancy of alternate	New Business	Unfinished Business	Public Hearing	x_ Consent Agenda
Linda M. Stevenson, Assessment Coordinator  699-8946  Agenda topic  Agenda topic  Consider the appointment of Penny Young to fill the vacancy of alternate on the Board of Review with a term to expire on 12-31-20.  BACKGROUND — (SUPPORTING AND REFERENCE DATA, INCLUDE ATTACHMENTS)  The Board of Review currently has a vacancy for the alternate position. I have received an application from Penny Young and would like to Board to consider appointing her to this opening. Penny previously served on the Board of Review in the late 1980's/early 1990's. I had the pleasure of working with her at that time and I feel that she will contribute greatly to this committee once again.  BUDGET IMPLICATION None  IMPLEMENTATION NONE  DEPARTMENT RECOMMENDATION N/A  ATTORNEY RECOMMENDATION N/A  (May be subject to Attorney/Client Privilege and not available under FOIA)	ітем (Ѕивјест)	Consider the Appointment on the Board of Review wit	of Penny Young to fil h a term to expire or	I the vacancy of alternate n 12-31-20.
AGENDANCE (OTHER THAN PRESENTER)  Agenda topic  AGENDANCE (OTHER THAN PRESENTER)  AGENDANCE (OTHER THAN PRESENTER)  AGENDANCE (OTHER THAN PRESENTER)  AGENDANCE (OTHER THAN PRESENTER)  Consider the appointment of Penny Young to fill the vacancy of alternate on the Board of Review with a term to expire on 12-31-20.  BACKGROUND — (SUPPORTING AND REFERENCE DATA, INCLUDE ATTACHMENTS)  The Board of Review currently has a vacancy for the alternate position. I have received an application from Penny Young and would like to Board to consider appointing her to this opening. Penny previously served on the Board of Review in the late 1980's/early 1990's. I had the pleasure of working with her at that time and I feel that she will contribute greatly to this committee once again.  BURGET IMPLICATION None  IMPLEMENTATION NONE  IMPLEMENTATION NONE  COMMITTEE/COMMISSION RECOMMENDATION N/A  ATTORNEY RECOMMENDATION N/A  (May be subject to Attorney/Client Privilege and not available under FOIA)	DEPARTMENT	Assessing Office		
AGENDANCE (OTHER THAN PRESENTER)  AGENDANCE (OTHER THAN PRESENTER)  AGENDANCE (OTHER THAN PRESENTER)  ACTION REQUESTED  Consider the appointment of Penny Young to fill the vacancy of alternate on the Board of Review with a term to expire on 12-31-20.  BACKGROUND — (SUPPORTING AND REFERENCE DATA, INCLUDE ATTACHMENTS)  The Board of Review currently has a vacancy for the alternate position. I have received an application from Penny Young and would like to Board to consider appointing her to this opening. Penny previously served on the Board of Review in the late 1980's/early 1990's. I had the pleasure of working with her at that time and I feel that she will contribute greatly to this committee once again.  BUDGET IMPLICATION None  IMPLEMENTATION NONE  IMPLEMENTATION NONE  COMMITTEE/COMMISSION RECOMMENDATION N/A  ATTORNEY RECOMMENDATION N/A  (May be subject to Attorney/Client Privilege and not available under FOIA)	PRESENTER	Linda M. Stevenson, Assess	sment Coordinator	
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IMPLEMENTATION NEXT STEP  DEPARTMENT RECOMMENDATION   Approval  COMMITTEE/COMMISSION RECOMMENDATION   N/A  ATTORNEY RECOMMENDATION   N/A  (May be subject to Attorney/Client Privilege and not available under FOIA)	Penny previously s of working with h	carved on the Board of Review	in the late 1980's/ear	ly 1990's. I had the pleasure
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COMMITTEE/COMMISSION RECOMMENDATION N/A  ATTORNEY RECOMMENDATION N/A  (May be subject to Attorney/Client Privilege and not available under FOIA)	FIRTH COMMON CONTRACTOR OF THE PROPERTY OF THE PARTY OF T			
ATTORNEY RECOMMENDATION N/A  (May be subject to Attorney/Client Privilege and not available under FOIA)	DEPARTMENT RECOM	MENDATION Approval		
(May be subject to Attorney/Client Privilege and not available under FOIA)	COMMITTEE/COMMIS	SION RECOMMENDATION N/A		
	ATTORNEY RECOMME	ndation N/A		
ADDITIONAL REMARKS	(May be subject to At	torney/Client Privilege and not availab	le under FOIA)	
· · · · · · · · · · · · · · · · · · ·	ADDITIONAL REMARK	(S		
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# BACKGROUND AND PERSONAL DATA OUTLINE ON CANDIDATES FOR APPOINTMENT TO COMMITTEES, COMMISSIONS AND BOARDS

Committee, Commission or Board in which interested:
Board of Review
Name: Penny Young
Address: 12113 E. Huron River Drive Van Braten Twistp
Home Telephone: 734 · 649 · 3776 Cellular Telephone 734 · 740 · 7350
Work Telephone:Email Address pmyou 4 @ yahoo.com
High School: Willow Run / yes Cont. Education
College: Some Degree/Course(s): Real Catale hicense
College: Some Degree/Course(s): Kent Estate hicense  Current Employment: Coldwell Banker Prof. State Appraisal Courses
Job Title: Registor Agent
Duties performed: Not actively working
Current membership in organizations and offices held:
Membership-NAR & GMAR, WWOCBR
Past membership in organizations and offices held: <u>Same as above</u>
Additional information and comments: I have surved on
the Brand of Review in the yearst.
RETURN COMPLETED FORM TO THE TOWNSHIP SUPERVISOR'S OFFICE, 46425 Tyler Road, Belleville, MI 48111 (734) 699-8910.

## Charter Township of Van Buren Agenda Item: Z

**WORK STUDY** 2-3-2020 **BOARD MEETING** 2-4-2020

## REQUEST FOR **BOARD ACTION**

Consent Agenda X	New Business (WS)	Unfinished Business	Public Hearing
ITEM (SUBJECT)	Appointment of Patricia	Tumas to the Endown	nent Committee
DEPARTMENT	Supervisor's Departmen	t	
PRESENTER	Supervisor McNamara		
PHONE NUMBER	734-699-8900		
INDIVIDUALS IN ATTENDANCE (OTHER THAN PRESENTER)			
Agenda topic			
<b>ACTION REQUE</b>	STED		
To consider the a to expire: Januar	• •	Tumas to the Endowme	ent Committee with a term
BACKGROUND — (SUPPO	DRTING AND REFERENCE DATA, IF	NCLUDE ATTACHMENTS)	
Please see attached application and resume for Patricia Dumas' appointment to the Endowment Committee.			
BUDGET IMPLICATION			
IMPLEMENTATION NEXT STEP			
DEPARTMENT RECOMM	ENDATION Approval	не постоя на принципент на постоя на пос На постоя на постоя н	антий предил том можен посторяй отого организа можен высодня два и выродня до неродня до постору со содержива организа до не основности два до него обществой два до него обществой два
COMMITTEE/COMMISSION RECOMMENDATION -			
ATTORNEY RECOMMENDATION			
(May be subject to Attorney/Client Privilege and not available under FOIA)			
ADDITIONAL REMARKS None			
APPROVAL OF SUPERVISOR MICHAEL			

# BACKGROUND AND PERSONAL DATA OUTLINE ON CANDIDATES FOR APPOINTMENT TO COMMITTEES, COMMISSIONS AND BOARDS

Committee, Commission or Board in which interested:
Endowment Committee
Name: Patricia Tumas
Address: 45888 Reedgrass Ln.
Home Telephone: 734 699-0734 Cellular Telephone
Work Telephone:Email Address patriciatumas & I cloud . com
High School: Ladywood
College: <u>Carnegie</u> Degree/Course(s): <u>Medical Assistant</u>
Current Employment: refired
Job Title:
Duties performed:
Current membership in organizations and offices held:
September Days - Meadows of Van Buren - Board member
Past membership in organizations and offices held:
Additional information and comments:
RETURN COMPLETED FORM TO THE TOWNSHIP SUPERVISOR'S OFFICE, 46425 Tyler Road, Belleville, MI 48111 (734) 699-8910.
Patricia Tumes January 28, 2020 Signature Date

## Patricia Tumas

45888 Reedgrass Ln. Van Buren Twp., MI 48111

### **Education:**

Carnegie Institute (Troy, MI)

Medical Assistant

Ladywood High School (Livonia, MI)

## **Experience:**

Henry Ford Medical Center - Fairlane

Medical Assistant (OBGYN)

Retired

1978 - 2001

(retired)

### Volunteer:

September Days Senior Center

Volunteers Thursdays at Front Desk

2015 - current

Meadows of Van Buren

Board Member

current

# Charter Township of Van Buren Agenda Item: \_

REQUEST FOR BOARD ACTION

**WORK STUDY** 2-3-2020 **BOARD MEETING** 2-4-2020

Consent Agenda_X_	New Business (WS) Unfinished Business Public Hearing		
ITEM (SUBJECT)	Appointment of Eileen Parent to the Water & Sewer Commission		
DEPARTMENT	Supervisor's Department		
PRESENTER	Supervisor McNamara		
PHONE NUMBER	734-699-8900		
INDIVIDUALS IN ATTENDANCE (OTHER THAN PRESENTER)	Jim Taylor		
Agenda topic			
<b>ACTION REQUE</b>	STED		
To consider the term to expire: J	appointment of Eileen Parent to the Water & Sewer Commission with a une 1, 2020.		
BACKGROUND - (SUPP	ORTING AND REFERENCE DATA, INCLUDE ATTACHMENTS)		
Please see attached application and resume for Eileen Parent's appointment to the Water & Sewer Commission.			
BUDGET IMPLICATION:			
IMPLEMENTATION NEXT STEP			
DEPARTMENT RECOMMENDATION Approval			
COMMITTEE/COMMISSION RECOMMENDATION			
ATTORNEY RECOMMENDATION.			
(May be subject to Attorney/Client Privilege and not available under FOIA)			
ADDITIONAL REMARKS None			
APPROVAL OF SUPERV	ISOR MY MIMICIA		

# BACKGROUND AND PERSONAL DATA OUTLINE ON CANDIDATES FOR APPOINTMENT TO COMMITTEES, COMMISSIONS AND BOARDS

Committee, Commission or Board in which interested: Water
Name: Eileen Parent
Name: Eileen Parent  Address: 42782 Berkdale Dr VBT
721-771-4009
Work Telephone:Email Address eh Porent 41169mail.
High School: Bishop Noil Inst Hammond IN
Work Telephone: Email Address & h Rorent 41169 mail.  High School: Bishop Noil Inst Hammond IN  College: Degree/Course(s): Bs. business: MS educ  Current Employment:
04) 10(16, 17) 17(0)
Job Title: retired teacher
Duties performed:
Current membership in organizations and offices held:
Past membership in organizations and offices held:
Additional information and comments:
RETURN COMPLETED FORM TO THE TOWNSHIP SUPERVISOR'S OFFICE, 46425 Tyler Road, Belleville, MI 48111 (734) 699-8910.
exparent 01-09-2020
Signature Date

#### PERSONAL DATA

Eileen Hanley Parent

42782 Berkdale Drive Belleville MI 48111-4370 734-776-4008

#### CERTIFICATION

Michigan Provisional Teacher's Certificate No. 972GB Business Education K-12

Indiana Standard Teacher's License No. 567569

Business Education K-12 General Mathematics 5-12 Computer K-12

New York Certificate of Qualification for Provisional Teacher's Certificate No. 328469626 Business and Distributive Education

Montana Teacher's Certificate No. 66891 Business Education 7-12

Ohio Provisional Teacher's Certificate No. 4-CH-S
Business Education 7-12
Bookkeeping/Business 9-12
Data Processing 9-12

Pennsylvania Professional Teacher's Certificate No. 328 46 9626 Accounting 63 96 026438 Data Processing

Illinois Teacher's Certificate No. 1474099

Accounting6-12English6-12Basic Business6-12U.S. History6-12Economics6-12World History6-12Marketing6-12

Placement File #68646 Office of Career Services
Indiana University, School of Education
W. W. Wright Education Building
Bloomington IN 47405
812-856-8506

### EDUCATION

Eastern Michigan Univ, Ypsilanti, MI 1/96-4/98 continuing education	GPA:	4.0
Indiana University at South Bend, IN 1/91-12/95 Master of Science in Education awarded 12/95	GPA:	3.8
Indiana University at Fort Wayne, IN 8/90-12/90 continue Teacher Certification Program	GPA:	3.0
Chicago State University, Chicago, IL 6/89-12/89 begin Teacher Certification Program	GPA:	4.0
DePaul University, Chicago, IL 1/81-12/82 Bachelor of Science in Commerce awarded 2/83 with Honor	GPA:	3.7
Moraine Valley Comm College, Palos Hills, IL 6/77-12/80 Associate of Arts in Liberal Arts awarded 5/81 with Hono		3.9

### STUDENT TEACHING

LaSalle High School Business Education		Fall, 1992 & Mrs. Darlene McDonnell
	School, South Bend, - Mrs. Debbie Banik	IN Summer, 1992 & Mrs. Mary Chris Adams

### PROFESSIONAL EXPERIENCE

instructor	Dorsey Business School Wayne, Michigan	4/97 - 6/99
substitute	Plymouth-Canton Comm Schls Plymouth, Michigan	Fall '94-Spring '97
substitute	Van Buren Public Schools Belleville, Michigan	Fall '94-Spring '97
substitute	Elkhart Community Schools Elkhart, Indiana	Spring '91-Spring '93
substitute	Marian High School Mishawaka, Indiana	Spring '93-Spring '94
substitute	Penn High School Mishawaka, Indiana	Spring '91-Spring '94
substitute	Bishop Dwenger High School Fort Wayne, Indiana	Fall, 1990
substitute	Thornridge High School Dolton, Illinois	Fall '88 - Fall '89

### RELATED WORK EXPERIENCE

Temporary Client Accountant	Accountemps Ann Arbor, Michigan	6/95-10/95
Accounting Systems Analyst	Mesirow Financial Corporation Chicago, Illinois	2/86-2/88
Staff Accountant Payroll Clerk	Mesirow Financial Corporation Chicago, Illinois	5/83-10/84
Legal Assistant Bookkeeper	Edw J Hanley, Attorney at Law Lansing, Illinois	6/79-4/83
Retail Store Dept Manager	Stuarts Matteson, Illinois	11/77-5/79
Office Manager Bookkeeper	Olympic Investigations Homewood, Illinois	10/74-11/77

### HONORS/AWARDS

Beta Alpha Psi		National Honor Society in Accounting
Beta Gamma Sigma		National Honor Society in Business Admin
Delta Mu Delta	-	National Honor Society in Business Admin
Omicron Delta Epsilon	_	International Honor Society in Economics
Kappa Gamma Pi	_	Nat'l Catholic College Grad Honor Society

### MEMBERSHIPS/ACTIVITIES

National Business Education Association	No. 65673	
National Council of Teachers of Mathematics	No. 696313	
	No. 209429	
Internat'l Society for Technology in Education	110. 207427	

# Charter Township of Van Buren Agenda Item: 4

**WORK STUDY** <u>2-3-2020</u> **BOARD MEETING** <u>2-4-2020</u>

# REQUEST FOR BOARD ACTION

Consent Agenda	New Business X	Unfinished Business	Public Hearing								
ІТЕМ (SUBJECT)	Purchase of a 2020 Ford.	Ford F-350 for the Fire	Department from Atchinson								
DEPARTMENT	Public Safety – Fire D	Department									
PRESENTER	Director Greg Laurain	Director Greg Laurain, Interim Fire Chief Dave McInally									
PHONE NUMBER	734-699-8930	734-699-8930									
INDIVIDUALS IN ATTENDANCE (OTHER THAN PRESENTER)											
Agenda topic											
<b>ACTION REQUE</b>	STED										
			or the Fire Department in the 6-970-000 (Capital Outlay).								
BACKGROUND - (SUPP	ORTING AND REFERENCE DAT	A, INCLUDE ATTACHMENTS)									
was a planned and budgeted purchase from the 2020 Budget.  Please see attached Memo from Interim Fire Chief Dave McInally and spec sheet for the 2020 Ford F-350.											
BUDGET IMPLICATION	\$47,736.60 from I	Line Item: 101-336-970-	·000 (Capital Outlay).								
IMPLEMENTATION NEXT STEP											
DEPARTMENT RECOMMENDATION Approval											
COMMITTEE/COMMISSION RECOMMENDATION											
ATTORNEY RECOMMEN		Marin (1946) (1946) (1946) (1946) (1946) (1946) (1946) (1946) (1946) (1946) (1946) (1946) (1946) (1946) (1946)	NICOLARIA BIO SI SANTA ANNO CONTANA NICOLARIA REPUBBICA REPUBBICA PER SANTA								
(May be subject to Attorney/Client Privilege and not available under FOIA)											
ADDITIONAL REMARKS None											
APPROVAL OF SUPERVI	SOR MILL	eme-									



## Van Buren Township Department of Public Safety



**Gregory Laurain**Director of Public Safety

# **MEMO**

TO: Township Board of Trustees

From: David. C. McInally II, Interim Fire Chief

Re: 2020 Van Buren Fire Department vehicle purchase

The Van Buren Fire Department is requesting approval of the purchase of a 2020 Ford F350 4-wheel Drive Super Duty to take over the primary role of pulling the public safety dive trailer housed at fire station #1, and the additional role of off road brush fire truck.

The current F350 (Utility 1) does not have the extra towing capacity for personnel or equipment outside of the new trailer. Utility 1 recently had a truck bed replaced, and is in great shape with low miles. This vehicle will remain in the fleet as it has several other valuable uses within the fire department for years to come.

This purchase was planned and approved as part of the 2020 budget. The vehicle will cost \$47,736.60 which will come out of Fire Department Capital Outlay.



2020 Ford F350 Crew Cab 4 Wheel Drive

Race Red

176" Inch Wheelbase

40/20/40 Cloth Bench Seat

XLT Trim Level

6.71 V8 Diesel Engine

10-Speed Automatic Transmission

3.55 Regular Axle

Trailer Tow Package

Carpet Delete

**Upfit Integrated Module** 

**Skid Plates** 

**Back Glass Defrost** 

Spare Tire and Wheel

Power Scope Trailer Tow Mirrors

High Mount Stop Lamp

Splash Guards Front and Rear

**Upfitter Switch** 

Reverse Vehicle Aid Sensing

Tough Bed

**Total Sale Price** 

\$47,736.60

## Charter Township of Van Buren

# REQUEST FOR BOARD ACTION

Agenda Item_	<u> </u>
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WORK STUDY MEETING\_DATE: 2020-02-03

**BOARD MEETING DATE:** 2020-02-04

Consent Agenda	HCW D	13111C33 _ X	_	Ollillished busin		r ublic freating		
ITEM (SUBJECT)	Resolution 2020-04 US Signal Maintenance Agreement							
DEPARTMENT	Public Ser	Public Services / Water & Sewer						
PRESENTER	Executive	Executive Assistant Elizabeth Renaud						
PHONE NUMBER	734-699-8	734-699-8947						
INDIVIDUALS IN ATTENDANCE (OTHER THAN PRESENTER)	Water & Sewer Director James T. Taylor							
Agenda topic								
ACTION REQUESTED					12 10 10 10 10 10 10 10 10 10 10 10 10 10			
Recommend to the Township Board to approve Resolution 2020-04 which will assign all maintenance responsibility of the identified sanitary connection to the Township sanitary manhole located at 9275 Haggerty Road as specified within the agreement.  BACKGROUND – (SUPPORTING AND REFERENCE DATA, INCLUDE ATTACHMENTS)								
BUDGET IMPLICATION	BUDGET IMPLICATION None.							
IMPLEMENTATION NEXT STEP								
Board approval of request recommended by Water & Sewe Director.						d by Water & Sewer		
COMMITTEE/COMMISSION RECOMMENDATION								
Approve Resolution 2020-04.								
(May be subject to Attorney/Client Privilege and not available under FOIA)								
ADDITIONAL REMARKS	1 1		1	000000000000000000000000000000000000000				
APPROVAL OF SUPERVI	SOR	MY	am	an:	***************************************			



# DEPARTMENT OF PUBLIC SERVICES WATER & SEWER

DATE: February 04, 2020

TO: Township Board of Trustees

FROM: Elizabeth Renaud, Executive Assistant, James T. Taylor, Director of Water & Sewer

RE: Resolution 2020-04 (US Signal Maintenance Agreement)

Board of Trustees,

A maintenance agreement was required between US Signal and Van Buren Township related to a sanitary tap located at a Township owned manhole at 9275 Haggerty. The Township attorney drafted an agreement which was reviewed and agreed upon by both parties. The agreement will require US Signal to provide the Township with yearly confirmation that maintenance has been completed in the system.

When the tap was constructed at the Township manhole, all parts of the tap were done per the drawings, specifications, and the Township standards. Due to the critical location of the manhole in Haggerty Road, any infiltration caused by a bad seal could eventually undermine the roadway and/or manhole. Fishbeck personnel (John Becht) will be contacted prior to any work on or around the Township manhole through the completion of the project. The contractor must also provide accurate as-built information on the force main for Van Buren Township records.

Board approval of the resolution will provide an enforceable agreement on behalf of the Township. The resolution and agreement have been reviewed and recommended to the Board for approval.

#### MISSION STATEMENT

"The Van Buren Public Services Department is committed to a clean and safe environment, enhanced service delivery to its customers and protection of the significant public investment in the township's buildings and grounds, and water distribution and sanitary collection systems."

#### **RESOLUTION 2020-04**

#### MAINTENANCE AGREEMENT

This Maintenance Agreement ("AGREEMENT") made this 19th day of November, 2019 between the Charter Township of Van Buren, a Michigan Municipal Corporation ("TOWNSHIP") whose address is 46425 Tyler Road, Van Buren, Michigan, 48111 and US Signal Company, LLC, a Michigan limited liability company, ("USS") whose address is 201 Ionia Ave SW, Grand Rapids, MI 49503.

#### WITNESSETH:

Whereas, USS is in the process of constructing a new data center ("FACILITY") within the TOWNSHIP located at 9275 Haggerty Rd, Van Buren Twp. MI 48111; and

Whereas, due to existing subsurface conditions under Haggerty Road, USS was required to redesign the project including a wet well and grinder pump sanitary service, to the FACILITY; and

Whereas, the service will be pumped from the well, to a depth that allows for the service line to be directionally drilled above existing utilities within the Haggerty Right of Way. The existing sanitary manhole which the USS property will discharge to, has shallow fiber optic lines surrounding the manhole, preventing deep excavation. A shallower sanitary service tap typically requires an external drop connection. The Township Engineering Standards do not allow for internal drop connections, due to the maintenance they can require, and the potential for disruption to service. However, due to the inability to excavate deeply around the existing manhole to install a standard external drop connection, USS has asked for an exception to the Township engineering standards, particularly Chapter IV, paragraph A4b; and

Whereas, the TOWNSHIP and USS desire to enter into an AGREEMENT that would allow USS to construct its sanitary system to provide service to the FACILITY.

NOW THEREFORE, in consideration of the premises, the foregoing recitals fully incorporated into this AGREEMENT and the undertakings of the TOWNSHIP and USS as set forth in this AGREEMENT, the TOWNSHIP and USS agree as follows:

- 1. USS shall be completely, unconditionally and solely responsible and shall pay all costs for the inspection, construction, maintenance and repairs of the internal drop and sanitary force main between the wet well and manhole.
- 2. USS agrees that disruption to the service due to failure from the internal drop is the sole responsibility of USS and not the TOWNSHIP.
- 3. USS shall provide to the TOWNSHIP on an annual basis a letter confirming and documenting that the pump, line and drop have all been inspected, cleaned and are operating properly.
- 4. USS shall defend, indemnify and save harmless the TOWNSHIP, its employees, agents, servants and elected officials, from any claims, costs, demands, actions, injuries, expenses, reasonable attorney fees and damages of any kind of nature whatsoever, fixed or contingent, known or unknown, which occur or in any way connected with the design, construction, ownership, inspection, maintenance, repair, operation (or omission in such regard) or in use of the FACILITY, or in any way related to the sanitary service infrastructures described in this Agreement, or the failure of USS to comply with the requirements or any other obligations of this Agreement; provided, however, that the foregoing indemnity obligations shall not extend to claims, costs, demands, actions, injuries,

expenses, attorney fees or damages arising from the negligence of willful misconduct of the TOWNSHIP, its employees, agents, servants or elected officials.

- 5. USS shall comply with all other applicable State, County or TOWNSHIP law, rules, regulations, ordinances or engineering standards related to the sanitary service to the FACILITY.
- 6. The TOWNSHIP may enter upon the USS property, upon reasonable notice for the purpose of inspecting the sanitary system. In the event that USS, at any time, fails to carry out the responsibilities specified within this AGREEMENT, the TOWNSHIP may serve written notice upon USS setting forth the deficiencies in maintenance and/or preservation along with a demand that the deficiencies be cured within a stated reasonable time period and, if not cured, the TOWNSHIP shall thereupon have the power and authority, but not the obligation, to enter upon the USS property, or cause its agents or contractors to enter the USS property and perform such obligation or take such corrective measures as reasonably found by the TOWNSHIP to be appropriate or necessary. The cost and expense of making and financing such actions by the TOWNSHIP, including notices by the TOWNSHIP and reasonable legal fees incurred by the TOWNSHIP, plus an administrative fee in an amount of not to exceed twenty-five (25%) percent of the total of all such costs and expenses incurred shall be paid by USS within thirty (30) days of a TOWNSHIP billing to USS. All unpaid amounts may be placed on the delinquent tax roll of the TOWNSHIP and shall accrue interest and penalties, and shall be collected as, and shall be deemed delinquent real property taxes, according to the laws made and provided for the collection of delinquent real property taxes. In the discretion of the TOWNSHIP, such costs and expenses may be collected by suit initiated against USS and in such event; USS shall pay all court costs and reasonable attorney fees incurred by the TOWNSHIP in connection with such suit.
- 7. USS shall record this AGREEMENT with the Wayne County Register of Deeds, to ensure that this AGREEMENT shall be binding on the TOWNSHIP and USS, and their successors and assignees in interest. USS within thirty (30) days of the execution of this AGREEMENT shall provide the TOWNSHIP with a copy of the AGREEMENT indicating that it has been filed for recording at the Wayne County Register of Deeds. Should USS fail to timely record this AGREEMENT, the TOWNSHIP may record this AGREEMENT and USS shall pay the costs associated therewith. This AGREEMENT shall run with the land.

**IN WITNESS WHEREOF**, the TOWNSHIP and USS have caused this AGREEMENT to be executed by their respective duly authorized officers, managers, or members all as of the day and year above written.

USS	: US	Signal	Com	ıpany,	LLC							
By: _												
Its: _						-						
		F MICH		)s	s.:							
COL	JNTY	OF KE	:NI)	)								
On	this			day	of	_, to me knov	vn, who,	being	•		personally depose th	

an Authorized Signatory of US Signal Company, LLC, the corporation described in and which executed the above instrument.
Notary Public,
My commission expires
TOWNSHIP: CHARTER TOWNSHIP OF VAN BUREN,
a Michigan body public
Ву:
Kevin McNamara, Supervisor
By:
Leon Wright, Clerk, CMC
STATE OF MICHIGAN)
)ss.: COUNTY OF WAYNE )
The foregoing instrument was acknowledged before me this day of, 2020, by Kevin McNamara and Leon Wright, the Supervisor and Clerk, respectively, of the Charter Township of Van Buren, a Michigan body public, on behalf of said body.
Notary Public, Wayne County, Michigan
My commission expires:

### DRAFTED BY:

Patrick B. McCauley, Esq.
Gasiorek, Morgan, Greco,
McCauley & Kotzian. P.C.
30500 Northwestern Hwy., Ste 425
Farmington Hills, MI 48334
WHEN RECORDED RETURN TO:
Attn: Leon Wright, Clerk
Charter Township of Van Buren
46425 Tyler Road
Van Buren Township, MI 48111