

The special meeting of Cass City Village Council

A Special Meeting of the Cass City Village Council was held June 17, 1980 at 7:00 a.m. All Trustees were present with the exception of Trustee Ware.

President Lambert Althaver noted to the council that at 10:00 a.m. on Monday, June 23, 1980 a pre-construction meeting would be held at the council chambers and at 10:00 a.m. Tuesday, June 24, 1980 the closing will be taking place at the council chambers concerning our Wastewater Treatment Expansion Program.

A motion was made by Trustee Helwig and supported by Trustee Rawson that the initial operating budget for the Wastewater Treatment Plant Expansion be approved. Motion carried 5 yeas, 0 nays (attached).

A motion was made by Trustee Hampshire and supported by Trustee Helwig that the loan resolution with Farmers' Home Administration be approved. Motion carried 5 yeas, 0 nays (attached).

A motion made by Trustee Stahlbaum and supported by Trustee Hampshire that the Reports Resolution for quarterly and other reports for the Bookkeeper Agreement be approved. Motion carried 5 yeas, 0 nays (attached).

A motion was made by Trustee Helwig and supported by Trustee McIntosh that the contract for the Safer Off System with the Department of Transportation be approved. Roll Call Vote: Rawson - yea, Hampshire - yea, Stahlbaum - yea, Helwig - yea, McIntosh - yea. Motion carried 5 yeas, 0 nays (attached).

There being no further business a motion was made by Trustee Stahlbaum and supported by Trustee Rawson that the meeting be adjourned. Motion carried 5 yeas, 0 nays.

Joyce LaRoche Village Clerk

INITIAL OPERATING BUDGET		Name of Association Village of Cass City				
		Address 6737 Church Street				
		County Tuscola				
		State (Including ZIP Code) MI. 48726				
From	To	1979	1980	1981	1982	First Full Year
Jan. 1	Dec. 31					
CASH ON HAND AT BEGINNING OF PERIOD: AVAILABLE FOR EXPENDITURE						
INCOME:						
G.O. Millage						
System Revenue						
TOTAL INCOME						
TOTAL CASH AVAILABLE (CASH ON HAND) PLUS INCOME						
OPERATION AND MAINTENANCE EXPENSES:						
WAGES - SALARY						
OFFICE EXPENSES (telephone, rent, supplies)						
TAXES, INSURANCE, BONDS						
F.R.S. (accounting, legal, other)						
UTILITIES						
PAID TO FACILITIES AND EQUIPMENT						
TEL - GAS - OIL						
MISCELLANEOUS MATERIAL AND SUPPLIES						
CHEMICALS						
TOTAL OPERATION AND MAINTENANCE						
CAPITAL IMPROVEMENTS: (OTHER THAN LOAN OR GRANT FUNDS)						
DEBT REPAYMENT:						
FHA LOAN (Principal and Interest) Existing Bond						
Tuscola G.O. Bond						
TOTAL DEBT REPAYMENT						
RESERVE: (Amount to be added during year)						
TOTAL O&M, DEBT REPAYMENT, CAPITAL IMPROVEMENTS AND RESERVE						
BALANCE AVAILABLE						

CERTIFICATION: I, the undersigned, as Village President of the Village of Cass City, do hereby certify that the foregoing is true and correct and has been adopted by the Governing Body on June 17, 1980.

ATTEST: Joyce A. LaRoche Village Clerk Lambert E. Althaver Village President

LOAN RESOLUTION (Public Bodies)

A RESOLUTION OF THE Village Council OF THE Village of Cass City AUTHORIZING AND PROVIDING FOR THE INCURRENCE OF INDEBTEDNESS FOR THE PURPOSE OF PROVIDING A PORTION OF THE COST OF ACQUIRING, CONSTRUCTING, ENLARGING, IMPROVING, AND/OR EXTENDING ITS Sewer FACILITY TO SERVE AN AREA LAWFULLY WITHIN ITS JURISDICTION TO SERVE.

WHEREAS, it is necessary for the Village of Cass City (Public Body) (herein after called association) to raise a portion of the cost of such undertaking by issuance of its bonds in the principal amount of One Million Two Hundred Fifty Thousand (\$1,250,000.00) Dollars

pursuant to the provisions of Act 320 of the Public Acts of 1927, as amended

WHEREAS, the association intends to obtain assistance from the Farmers Home Administration, United States Department of Agriculture, (herein called the Government) acting under the provisions of the Consolidated Farm and Rural Development Act (7 U.S.C. 1921 et seq.) in the planning, financing, and supervision of such undertaking and to purchasing of bonds lawfully issued, in the event that no other acceptable purchaser for such bonds is found by the association:

NOW THEREFORE, in consideration of the premises the association hereby resolves:

- To have prepared on its behalf and to adopt an ordinance or resolution for the issuance of its bonds and containing such terms and in such forms as are required by STATE statutes and as are agreeable and acceptable to the Government.
- To refinance the unpaid balance, in whole or in part, of its bonds upon the request of the Government if at any time it shall appear to the Government that the association is able to refinance its bonds by obtaining a loan for such purposes from responsible cooperative or private sources at reasonable rates and terms for loans for similar purposes and periods of time as required by section 333(c) of said Consolidated Farm and Rural Development Act (7 U.S.C. 1983(c)).
- To provide for, execute, and comply with Form FmHA 400-A, "Nondiscrimination Agreement"; and Form FmHA 400-1, "Equal Opportunity Agreement", including an "Equal Opportunity Clause", which clause is to be incorporated in, or attached as a rider to, each construction contract and subcontract involving in excess of \$10,000.
- To indemnify the Government for any payments made or losses suffered by the Government on behalf of the association. Such indemnification shall be payable from the same source of funds pledged to pay the bonds or any other legally permissible source.
- That upon default in the payments of any principal and accrued interest on the bonds or in the performance of any covenant or agreement contained herein or in the instruments incident to making or insuring the loan, the Government, at its option may (a) declare the entire principal amount then outstanding and accrued interest immediately due and payable, (b) for the account of the association (payable from the source of funds pledged to pay the bonds or any other legally permissible source) incur and pay reasonable expenses for repair, maintenance, and operation of the facility and such other reasonable expenses as may be necessary to cure the cause of default, and/or (c) take possession of the facility, repair, maintain, and operate or rent it. Default under the provisions of this Resolution or any instrument incident to the making or insuring of the loan may be construed by the Government to constitute default under any other instrument held by the Government and executed or assumed by the association, and default under any such instrument may be construed by the Government to constitute default hereunder.
- Not to sell, transfer, lease, or otherwise encumber the facility or any portion thereof, or interest therein, nor permit others to do so, without the prior written consent of the Government.
- Not to borrow any money from any source, enter into any contract or agreement, or incur any other liabilities in connection with making enlargements, improvements or extensions to, or for any other purpose in connection with the facility (exclusive of normal maintenance) without the prior written consent of the Government if such undertaking would involve the source of funds pledged to pay the bonds.
- To place the proceeds of the bonds on deposit in an account, in a bank, and in a manner approved by the Government.
- To comply with all applicable State and Federal laws and regulations and to continually operate and maintain the facility in good condition.
- To provide for the receipt of adequate revenues to meet the requirements of debt service, operation and maintenance, and the establishment of adequate reserves. No free service or use of the facility will be permitted.
- To acquire and maintain such insurance coverage including fidelity bonds as may be required by the Government.
- To establish and maintain such books and records relating to the operation of the facility and its financial affairs and to provide for required audit thereof in such a manner as may be required by the Government, to provide the Government without its request, a copy of each such audit, and to make and forward to the Government such additional information as it may from time to time require.
- To provide the Government at all reasonable times access to all books and records relating to the facility and access to the property of the system so that the Government may ascertain that the association is complying with the provisions hereof and of the instruments incident to the making or insuring of the loan.
- To serve any applicant within the service area who desires service and can be feasibly and legally served, and to obtain the concurrence of the Farmers Home Administration prior to refusing service to such applicant. Upon failure to provide such service which is feasible and legal such applicant shall have a direct right of action against the association under this agreement.

The provisions hereof and the provisions of all instruments incident to the making or insuring of the loan, unless otherwise specifically provided by the terms of such instruments, shall be binding upon the association as long as the bonds are held or insured by the Government. The provisions of sections 6 through 13 hereof may be provided for in more specific detail in the bond resolution or ordinance; to the extent that the provisions contained in such bond resolution or ordinance should be found to be inconsistent with the provisions hereof, these provisions shall be construed as controlling as between the association and the Government.

The vote was: Yeas 5; Nays 0; Absent 1.

IN WITNESS WHEREOF, the Village Council of the Village of Cass City has duly adopted this Resolution and caused

it to be executed by the officers below in duplicate on this 17th day of June, 1980.

(SEAL) By Joyce A. LaRoche Village President

Attest: Joyce A. LaRoche Village Clerk

Title Village Clerk

CERTIFICATION

I, the undersigned, as Clerk of the Village of Cass City hereby certify that the Village Council of such Association is composed of 6 members, of whom 4, constituting a quorum, were present at a meeting thereof duly called and held on the 17th day of June, 1980; that the foregoing resolution was adopted at such meeting by the vote shown above; and that said resolution has not been rescinded or amended in any way.

Dated, this 17th day of June, 1980.

Joyce A. LaRoche
Title Village Clerk

REPORTS RESOLUTION

WHEREAS, the UNITED STATES DEPARTMENT OF AGRICULTURE, acting through the FARMERS HOME ADMINISTRATION, has approved financial assistance to the Village of Cass City to construct a Wastewater Treatment Plant

NOW, THEREFORE BE IT RESOLVED: that the Village of Cass City will make Quarterly Reports on Form FmHA 442-2 and any other reports required by the FARMERS HOME ADMINISTRATION, as itemized in the

"Bookkeepers Agreement."

Yeas: 5

Nays: 0

I hereby certify that this is a true and accurate copy of the resolution passed by the Village of Cass City at their meeting of June 17, 1980.

SEAL

Clerk, Joyce A. LaRoche
Date: June 17, 1980

U.S. Department of Agriculture
Farmers Home Administration

FHA Instruction 1942-A
Michigan Guide 40

BOOKKEEPER'S AGREEMENT

This Agreement entered into this 17th day of June, 1980 between the Farmer's Home Administration and the Village of Cass City (hereinafter called "Association").

WHEREAS, the Association intends to construct, enlarge, improve, and/or extend its Wastewater Treatment system to serve an area lawfully within its jurisdiction to serve:

WHEREAS, the government intends to assist the Association in the planning, financing, and supervision of such undertaking and to purchase bonds lawfully issued by the Association;

WHEREAS, the Association agrees to maintain adequate records and accounts and submit financial and statistical reports to Farmers Home Administration. Farmers Home Administration representatives may have access to and the right to inspect any books, records, and accounts pertaining to the facility of the Association. The elected and/or appointed official (hereinafter referred to as "bookkeeper") of the Association, is by virtue of the position charged with:

- Keeping and safely preserving the books of account, and all other books, records, and memoranda which support the entries in such books of account so as to be able to furnish full information as to any items included in any account. Each entry shall be supported by such detailed information as to permit ready identification, analysis, and verification of all facts relevant thereto.
- Establishment of an accounting system in accordance with the "Uniform Accounting Procedures Manual for Local Units of Government in Michigan." This system will be operational and approved in writing by Farmers Home Administration before any loan funds are advanced.
- Two copies of Form FmHA 442-2, STATEMENT OF INCOME AND EXPENSES, will be forwarded to the FHA County Supervisor no later than 10 days after the end of each quarter. This form will be provided by Farmers Home Administration.
- Two copies of Form FmHA 442-3, STATEMENT OF FINANCIAL CONDITION, will be forwarded to the FHA County Supervisor no later than 20 days after the end of the fiscal year.
- A copy of the annual audit will be forwarded to the FHA County Supervisor as soon as it is received.
- A letter will be forwarded to the FHA County Supervisor within 20 days following the end of the fiscal year containing the following information:
 - The name, address, and term of office of each member of the governing body.
 - The number of residential users and number of commercial users.
 - Evidence that the required property and liability insurance, workmen's compensation, and fidelity bond premiums have been paid.

By Lambert E. Althaver
Title Village President

NOTE: A copy of the resolution by the governing body establishing the use of Form FmHA 442-2 and all other forms must be furnished to the Farmers Home Administration as part of the final docket.

RESOLUTION

It is Hereby Resolved that the Village President and Clerk are hereby authorized to enter into a contract (project No. SOS-79 (113)) on behalf of the Village of Cass City with the Michigan Department of Transportation and the Tuscola County Board of Road Commissioners for the reconstruction and improvement of Doerr Road from Highway M-81 southerly to approximately 150 feet south of Garfield Road and Garfield Road from Doerr Road easterly to the at-grade crossing of the tracks of The Grand Trunk Western Railroad Company, hereinafter referred to as the "RAILROAD", with Doerr Road to provide a 40 foot roadway with curb and gutter, all together with necessary related work, within the corporate limits of the Village of Cass City, Michigan. This resolution is made pursuant to a motion adopted by this council on May 8, 1979 to enter this contract for road improvements, the costs of which are in a substantial part offset by federal matching funds.

Adopted this 17th day of June, 1980 by the Village Council of Cass City, Tuscola County, Michigan.

On Roll Call - vote was yeas - 5, nays - 0.

Lambert E. Althaver, Village President

Joyce LaRoche, Village Clerk

CERTIFICATION

I, Joyce LaRoche, Clerk of the Village of Cass City, Michigan, do hereby certify that the foregoing is a true and compared copy of a resolution adopted by the Village Council of the Village of Cass City at a meeting held June 17, 1980 at the Cass City Municipal Building.

Joyce LaRoche, Village Clerk

Your Neighbor says

Teachers should not strike

Cass City teachers are in the process of negotiating for a new multi-year contract. An interesting twist would enter the picture if a proposed bill is passed by the state giving public employees, including teachers, the right to strike.

Two years ago, a contract was ratified only after teachers staged a walkout. Another such occurrence would only hurt students, according to Sherry Stec.

A junior at Cass City High School, Miss Stec is one person who will be directly affected should teachers go on strike again.

She said teachers should attempt to get proper compensation but not by such drastic means a strike represents.

"It is not doing us any good to have them out," Miss Stec said.

Even though time off work because of a strike is made up, students have lost a portion of their education during a strike that is not always replaced during the make-up period.

Having gone through one walkout, she pointed out that many people probably would not take a teacher strike for

what it really is.

"Nobody took it as seriously as they should have then and probably wouldn't again," she stated.

Teachers should stick with their jobs even through times of financial uncertainty because it is their duty as educators, she added.

"They should want to do it for the sake of teaching."

Sherry lives with her parents, Mr. and Mrs. Mike Stec at 4183 Maple Street. She has one brother at home and three sisters who have graduated.



Gage town News

Mrs. Harold Koch

Phone 665-2536

Callers at the Harold Kochs Sunday afternoon included Albert Schellhas, Mrs. Alma Lobdell of Tuscola, Miss Hulda Vater of Frankenmuth and Mrs. Nora Meyer of Birch Run.

Many in the area enjoyed the country and western music show Saturday evening at Caro High School featuring Tommy Cash, sponsored by the Tuscola County Sheriff's Posse. Among those attending were Marian Turner and Gerry Carolan.

Mr. and Mrs. James Dunn and Mrs. Gerry Carolan attended a graduation party in Fairgrove for Roger Wood Sunday afternoon.

Becky Loomis of Cass City had dinner with her grandparents, Mr. and Mrs. Frank Weatherhead, one day last week.

Elaine Hendrick of Cass City called on her parents, Mr. and Mrs. Frank Weatherhead Saturday.

Becky Loomis and several

of her friends left for an extended vacation to Canada last week.

Patti and Lori Ondrajka spent overnight with their grandmother, Mrs. Mabel Ondrajka.

Mr. and Mrs. Don Loomis, Tom and Kay, are on a trip to California.

Mr. and Mrs. Harold Koch and Janet called on the Franklin Kochs Sunday evening.

Mary Esau gets degree at Western

Mary Beth Esau, daughter of Mr. and Mrs. Jack Esau of 6100 E. Milligan Road, received her master's degree in social work recently from Western Michigan University.

She is presently employed at the Mount Carmel Mercy Hospital in Detroit as a medical social worker.

Miss Esau received her bachelor's degree in 1976 from Central Michigan University. She is a 1972 graduate of Cass City High School.

Levin aide to visit area soon

If representatives in Congress are to act on the wishes of their constituents then the constituents must make those wishes known.

Area residents will have an opportunity Thursday, July 3, to do just that when an aide of Sen. Carl Levin (D-Detroit) will visit three Tuscola county locations.

Ida Delgado will be at the Elkland township hall from 3:43 p.m.; at the Commissioner's Room in the County Courthouse in Caro from 1:23 p.m. and at the Vassar City Hall from 10-11 a.m.

DIAMONDS

See ...

Wm. Manasse

THE JEWELRY

Caro's Leading Jeweler

Phone 673-2444

TO THE RESIDENTS OF ELLINGTON TOWNSHIP

Please be notified that there will be a public hearing at the Ellington Township Hall, located at the intersection of Dutcher Road and M-81, Caro, Michigan at 7:30 p.m., July 2, 1980. The following change of zoning will be considered: the township of Ellington proposes the rezoning of the S.W. 1/4 of the N.W. 1/4 of Section 34 T.13N - R.10E from the present zoning classification of agricultural, to residential.

The proposed change and zoning map may be examined at the Township Zoning Administrator's residence, located at 2940 Hurds Corner Road.

PAUL C. SKINNER

Ellington Township
Zoning Administrator