

DEXTER VILLAGE COUNCIL
REGULAR MEETING
MONDAY, JULY 9, 2012

AGENDA 7-23-12
ITEM C-1

A. CALL TO ORDER AND PLEDGE OF ALLEGIANCE

The meeting was called to order at 7:30 PM by President Keough at the Dexter Senior Center located at 7720 Ann Arbor Street in Dexter, Michigan.

B. ROLL CALL: President Keough

J. Carson

D. Fisher

J. Smith

P. Cousins

J. Semifero

R. Tell

Also present: Courtney Nicholls, Assistant Village Manager; Allison Bishop, Community Development Manager; Carol Jones, Village Clerk; Rhett Gronevelt, Orchard, Hiltz & McCliment; Dan Schlaff, Public Services Superintendent; Patrick Greve, Waste Management; David Read, Representative to the Countywide Transit Plan Initiative and Scio Township Trustee; and residents and media.

C. APPROVAL OF THE MINUTES

1. Regular Council Meeting – June 25, 2012

Motion Smith; support Tell to approve the minutes of the Regular Council Meeting of June 25, 2012 as presented.

Unanimous voice vote for approval

D. PREARRANGED PARTICIPATION

David Read, Local Representative to the Countywide Transit Plan Initiative

Mr. Read spoke about the two documents from the Countywide Transit Plan Initiative – The Four Party Agreement and The Articles of Incorporation and he also discussed the possible millage and process of opting out.

Patrick Greve, Waste Management Representative, Discussion of Contract Renewal Options

Mr. Greve distributed a handout on recycling and discussed the possible weekly and bi-weekly options and the type of containers used for the collection.

E. APPROVAL OF THE AGENDA

Motion Cousins; support Tell to approve the agenda with following additional information:

Add item L-1 to New Business – Consideration Item to reverse the decision of one way traffic on Central Street and go to two way traffic with flag personnel during the construction and move other New Business items down accordingly.

Voice vote for approval with six Aye votes and one Nay vote

F. PUBLIC HEARINGS

Action on each public hearing will be taken immediately following the close of the hearing

None

G. NON-ARRANGED PARTICIPATION

Father Brendan Walsh of 3430 Dover, Dexter spoke about three things: 1) talked to Mrs. Dettling and President Keough about opening Central Street for two way traffic on the weekends, 2) using the three churches (Dexter United Methodist, St. Joseph's and Webster UCC) to aid in communication and 3) work with the contractor to finish the project as soon as possible.

Neil Ehnis of 6791 Brassow Lane, Dexter and President of the Deer Run Homeowners Association spoke about how the many subdivisions and residents in Webster Township are cut off from the Village and the need for flagmen to continue two-way traffic.

Steve Trammel, manager of the Dexter Party Store at 7490 Huron River Drive, Dexter spoke of the 60% drop in their clientele in just one day with the closing of southbound traffic and asked the Village to figure a way to continue two-way traffic.

Mark Erdman of 3668 Central, Dexter addressed the possibility of accidents as vehicles on Monday were attempting to come into town against traffic going north out of town.

John Cares, owner of the Dexter Mill at 3515 Central, Dexter spoke about how if the roadway stays closed his business will be destroyed as it was way down in just one day.

Ralph Schlaff, owner of Classic Pizza at 8015 Huron Street, Dexter spoke about his suppliers unable to make deliveries as well as his customers who normally come across the bridge from Huron River Drive having to go 8-9 miles around for the detour.

Bob Schefer, owner of the Dexter Party Store at 7490 Huron River Drive, Dexter addressed the issue that he had not received any communication from the Village regarding the southbound shut down and he did half of the business today (Monday) that he normally does. He also addressed the issue of deliveries and accident potential.

H. COMMUNICATIONS:

1. Upcoming Meeting List
2. Sign Calendar
3. June Citation Report
4. Letter from Michigan Municipal League

I. REPORTS

1. Community Development Manager – Allison Bishop

Ms. Bishop submits her report as per packet. Ms. Bishop gave the following updates:

- Mill Creek Park continues to be worked on this week and next with paving of the walkway, installation of rails, installation of pavers, tree clearing for stairway with the completion of the stairway by August 1.
- Ms. Bishop asked Council for feed back on the Sign Regulations and discussion followed.
- Discussion also followed on the railings on the Border to Border Trail.

2. Boards, Commissions. & Other Reports-“Bi-annual or as needed”

Washtenaw Area Transportation Study Policy Rep. – Jim Carson

Western Washtenaw Area Value Express Representative – Jim Carson

Mr. Carson reported on the following:

- Announced that his term of Chairman on the Policy Board for the Washtenaw Area Transportation Study has been extended for two more years.
- Reported on the Western Washtenaw Area Value Express (WAVE) has been providing public transportation for 40 years and ridership is up. There is a concern as what will happen to the 20 employees and 40,000 riders with the countywide transportation program.
- Also shared concerns if the Village or Scio Township opts out, there could be no bus service for the Village.
- Mentioned that Village resident, Julie Knight is the new treasurer and at large member of WAVE.

3. Subcommittee Reports

Economic Preparedness

Facilities

Website-Ms. Nicholls reported that Ciesa has created the remaining pages needed in the website and that staff can now begin to transfer the content. She does not know how long this will take and when the site will go live.

4. Village Manager Report

Mrs. Dettling and Ms Nicholls submit their report as per packet. Ms. Nicholls gave the following verbal update:

- On the next agenda will be the awarding of the bid for the Sludge Management Project and adopt the Bond Authorizing Resolution.
5. Mr. Keough submits his report as per packet. In addition Mr. Keough gave the following verbal update:
- Not a lot of residents have applied as of yet for the two open positions on the Parks and Recreation Commission.
 - Have been contacted by a resident of the Huron Farms/Orchard Hill subdivision regarding issues with fireworks. Asked Ms. Bishop if she would look into what Village ordinances and Homeowner Associations have currently in writing regarding fireworks.

J. CONSENT AGENDA

1. Consideration of: Bills and Payroll in the amount of \$313,150.34
2. Consideration of: Closure of Central Street from Fifth Street to Main Street from Wednesday, August 8, 2012 at 9 a.m. until Sunday, August 12, 2012 at noon to hold Dexter Daze
3. Consideration of: Request from Dexter Daze Committee to hold Dexter Daze Parade on Saturday, August 11, 2012 including the temporary road closure of Main Street from approximately 10 a.m. to 11 a.m.

Motion Fisher; support Smith to approve items 1, 2 and 3 of the Consent Agenda.

Unanimous voice vote for approval

K. OLD BUSINESS-Consideration and Discussion of:

1. Discussion of: Cityhood Next Steps

President Keough reported that the application is still on the desk of the Director of Licensing and Regulatory Affairs. The Village is waiting to hear back on it.

L. NEW BUSINESS-Consideration of and Discussion of:

1. Consideration of: Reversing the Decision of One-Way Traffic on Central Street and Go to Two-Way Traffic during Construction with Flag Personnel

Motion Cousins; support Fisher to reverse the decision of one-way traffic on Central Street with flagged traffic during the work period, re-instating two-way

traffic at the end of the work and weekends, and going to signals should the permits be completed with the railroad.

Ayes: Cousins, Fisher, Smith, Tell, Carson and Keough

Nays: Semifero

Motion carries 6 to 1

2. Consideration of: Extension of Existing Medical Marihuana Dispensary Moratorium until July 18, 2014

Motion Semifero; support Smith to approve the extension of the existing Medical Marihuana Dispensary Moratorium until July 18, 2014.

Ayes: Smith, Semifero, Tell, Carson, Fisher, Cousins and Keough

Nays: None

Motion carries

3. Consideration of: Bid Award to Bedient Construction for the Dexter Business and Research Park Detention Basin Outlet Pipe Replacement in an Amount not to Exceed \$20,000

Motion Semifero; support Tell to award the bid the Bedient Construction for the Dexter Business and Research Park Detention Basin outlet pipe replacement in an amount not to exceed \$20,000.

Ayes: Semifero, Tell, Fisher, Carson, Cousins, Smith and Keough

Nays: None

Motion carries

4. Discussion of: STPU (Surface Transportation-Urban) Road Funding

Discussion included but was not limited to finishing Ann Arbor Street to have a complete street including crosswalks, the need for more details for crosswalks and updated costs, looking at grant applications, and the possible change in road designations within the Village.

5. Discussion of: Planning Commission Recommendations for Amendments to Zoning Ordinance Article 5 – Parking and Loading

The amendinents were reviewed by Ms. Bishop with the recommended changes.

M. COUNCIL COMMENTS

Cousins	Reminded Council of the August 10 Yellow Door Event from 8 – 11 at the Cousins home to benefit the Arts, Culture and Heritage Committee.
Fisher	None
Semifero	Thanked staff for the options for broadcasting Council meetings.
Jones	None
Smith	None
Tell	None

Carson None

N. NON-ARRANGED PARTICIPATION

Father Brendan Walsh 3430 Dover, Dexter thanked Council for reversing the road closure decision.

O. ADJOURNMENT

Motion Smith support Cousins to adjourn at 9:46 PM.

Unanimous voice vote for approval
Respectfully submitted,

Carol J. Jones
Clerk, Village of Dexter

Approved for Filing: _____

2012 Upcoming Meetings

Board	Date	Time	Location	Website	Village Representative
Webster Township Planning	7/18/2012	7:30 p.m.	Webster Township Hall	http://www.twp.webster.mi.us/	
Dexter Downtown Development Authority	7/19/2012	7:30 a.m.	Senior Center	http://www.villageofdexter.org	Shawn Keough Paul Cousins
Healthy Community Steering Committee	7/19/2012	8:30 a.m.	Chelsea Hospital - White Oak Room		
Dexter Village Council	7/23/2012	7:30 p.m.	Dexter Senior Center	http://www.villageofdexter.org	
Scio Township Planning	7/23/2012	7:30 p.m.	Scio Township Hall	http://www.twp.scio.mi.us/	
Scio Township Board	7/24/2012	7:00 p.m.	Scio Township Hall	http://www.twp.scio.mi.us/	
Western Washtenaw Area Value Express	7/24/2012	8:15 a.m.	Chelsea Community Hospital		Jim Carson
Farmers Market/Community Garden Oversight	7/25/2012	5:30 p.m.	Dexter Village Offices		Ray Tell
Washtenaw County Board of Commissioners	8/1/2012	6:45 p.m.	Board Room, Admin Building	http://www.ewashtenaw.org/government/boc/	
Washtenaw Area Transportation Study-Technic	8/1/2012	9:30 a.m.	Road Commission Offices	http://www.miwats.org/	Rhett Gronewelt
Dexter Area Historical Society Board	8/2/2012	7:30 p.m.	Gordon Hall	http://www.dextermuseum.org/	
Dexter District Library Board	8/6/2012	7:30 p.m.	Dexter District Library	http://www.dexter.lib.mi.us/	
Dexter Village Planning Commission	8/6/2012	7:30 p.m.	Senior Center	http://www.villageofdexter.org	Jim Carson
Dexter Village Arts, Culture & Heritage Comm	8/7/2012	7:00 p.m.	Dexter Senior Center	http://www.villageofdexter.org	Paul Cousins
Dexter Area Chamber of Commerce	8/8/2012	8:00 a.m.	Copeland Board Room	http://www.dexterchamber.org/	Paul Cousins
Regional Fire Consolidation	8/8/2012	8:30 a.m.	Scio Township Hall		Shawn Keough
Dexter Village Council	8/13/2012	7:30 p.m.	Dexter Senior Center	http://www.villageofdexter.org	
Scio Township Planning	8/13/2012	7:30 p.m.	Scio Township Hall	http://www.twp.scio.mi.us/	
Scio Township Board	8/14/2012	7:00 p.m.	Scio Township Hall	http://www.twp.scio.mi.us/	
Webster Township Planning	8/15/2012	7:30 p.m.	Webster Township Hall	http://www.twp.webster.mi.us/	
Washtenaw Area Transportation Study-Policy	8/15/2012	9:30 a.m.	Scio Township Hall	http://www.miwats.org/	Jim Carson

AGENDA 7-23-12
ITEM M-1

Due to the possibility of cancellations please verify the meeting date with the listed website or the Village Representative

2012 Sign Requests

Month	Name of Group	Dates	Number Approved	Approval Date	Locations	Name of Group	Dates	Number Approved	Approval Date	Locations	
January	St. Andrews - Blood Drive	12/29-1/9	2-18" x 24"	9/2/2011	8, 22	Historical Society - Civil War Days	5/21-6/4	2-4' x 4'	5/21/2012	1, 5	
	Friends of the Library - Book Sale	1/5-1/7	5-18" x 24"	11/22/2011	1, 4, 16, 19, 20	Senior Center - Ice Cream Social	5/25-6/3	5-18" x 24"	5/2/2012	1, 2, 4, 5, 44	
	K of C - Quarter Mania	1/9-1/20	5-18" x 24"	1/6/2012	1, 2, 4, 5, 10	Friends of the Library - Book Sale	5/31-6/2	5-18" x 24"	11/22/2011	1, 4, 16, 19, 20	
	Encore - Intermittent	1/16-2/26	2-36" x 24"	1/31/2011	15, 16	Historical Society - Civil War Days	5/31-6/11	5-18" x 24"	5/30/2012	1, 2, 4, 5, 10	
	Mill Creek - Blood Drive	1/16-1/30	2-18" x 24"	1/20/2012	21	Dexter Soccer Club - Registration	6/2-6/17	5-18" x 24"	5/2/2012	2, 4, 5, 10, 44	
February	K of C - Rummage Sale	1/23-2/5	5-18" x 24"	1/6/2012	1, 2, 4, 5, 10	St. Andrews - Rummage Sale	5/25-9/9	5-18" x 24"	5/18/2012	1, 2, 4, 5, 36	
	St. Andrews's - Monthly Dinner	1/27-2/2	1-36" x 24"	1/23/2012	8	St. James - Concert	6/10-6/24	5-18" x 24"	6/4/2012	1, 2, 4, 10, 44	
	Friends of the Library - Book Sale	2/2-2/4	5-18" x 24"	1/22/2011	1, 4, 16, 19, 20	Boy Scouts - Rummage Sale	6/20-6/23	2-4' x 4'	5/30/2012	1, 5	
	Dexter High Drama Club - Play	2/1-2/12	2-2' x 4'	2/3/2012	1, 3	Community Orchestra - Concert	6/1-6/15	2-3' x 4'	3/2/2012	5, 9	
	Little League - Registration	2/9-2/22	5-18" x 24"	2/10/2012	1, 2, 5, 44, 4	St. Joseph - Flea Market	7/2-7/16	4-18" x 24"	7/2/2012	1, 2, 4, 5, 10	
March	Varsity Hockey Team - Skate	2/10-2/18	3-18" x 24"	2/1/2012	1, 46	St. Joseph - Parish Festival	7/9-7/23	4-18" x 24"	7/9/2012	1, 2, 4, 10	
	Community Band - Concert	2/13-2/26	-18" x 24"	2/10/2012	1, 3, 5	Peace Lutheran - Bible School	7/10-7/24	1-24" x 30"	7/10/2012	1	
	St. Andrews's - Monthly Dinner	2/24-3/1	1-36" x 24"	1/23/2012	8	St. Andrews's - Ice Cream Social	7/20-8/3	5-18" x 24"	7/12/2012	1, 4, 5, 10, 22	
	Friends of the Library - Book Sale	3/1-3/3	5-18" x 24"	1/22/2011	1, 4, 16, 19, 20	Touchdown Club - Golf Outing	7/21-8/6	5-18" x 24"	7/12/2012	1, 4, 5, 10, 44	
	Historical Society - Art Fair	3/3-3/17	5-18" x 24"	2/9/2012	1, 2, 4, 10, 5	Friends of the Library - Book Sale	8/9-8/11	5-18" x 24"	11/22/2011	1, 4, 16, 19, 20	
April	Community Orchestra - Concert	3/7-3/18	2-3' x 4'	3/2/2012	5, 9	Encore Theatre - Intermittent	7/12-8/12	2-36" x 24"	1/3/2011	15	
	Civil War Days-Volunteer Recruitment	3/16-3/26	5-18" x 24"	3/15/2012	1, 2, 4, 5, 10	St. Andrews's - Monthly Dinner	8/31-9/6	1-36" x 24"	1/23/2012	8	
	Peace Lutheran - Easter Egg Hunt	3/22-3/31	1-24" x 30"	3/22/2012	1	United Methodist - Rummage Sale	9/17-9/30	-18" x 24"	4/9/2012	1, 2, 4, 5, 10	
	Knights of Columbus-QuarterMania	3/26-3/30	5-18" x 24"	3/26/2012	1, 2, 4, 5, 10	St. Andrews's - Monthly Dinner	9/28-10/4	1-36" x 24"	1/23/2012	8	
	Connexions - Easter Egg Hunt	3/26-4/8	1-3' x 5'	3/14/2012	9	Friends of the Library - Book Sale	10/4-10/6	5-18" x 24"	11/22/2011	1, 4, 16, 19, 20	
May	Village - Easter Egg Hunt	4/3-4/7	1-2' x 4'	4/3/2012	44	St. Andrews's - Monthly Dinner	11/30-12/6	1-36" x 24"	1/23/2012	8	
	Friends of the Library - Book Sale	4/5-4/7	5-18" x 24"	1/22/2011	1, 4, 16, 19, 20	Friends of the Library - Book Sale	11/29-12/1	5-18" x 24"	11/22/2011	1, 4, 16, 19, 20	
	St. Andrews - Blood Drive	4/2-4/16	2-28" x 22"	9/2/2011	8, 22	St. Andrews's - Monthly Dinner	10/28-11/1	1-36" x 24"	1/23/2012	8	
	St. Andrews's - Monthly Dinner	4/6-4/12	1-36" x 24"	1/23/2012	8	Friends of the Library - Book Sale	11/1-11/3	5-18" x 24"	11/22/2011	1, 4, 16, 19, 20	
	Community Band - Concert	4/16-4/29	2-2' x 4'	2/10/2012	1, 3, 5						
June	United Methodist - Rummage Sale	4/16-4/29	2-2' x 3'	4/9/2012	1, 2, 4, 5, 10						
	Dexter Drama Club - Musical	4/23-4/30	1-4' x 6'	4/23/2012	7, 3						
	Village - Arbor Day/ReLeaf	4/27-5/3	-2' x 4'	4/26/2012							
	Peace Lutheran - Family Fun Day	4/23-5/7	5-18" x 24"	4/19/2012	44						
	St. Andrews's - Monthly Dinner	4/27-5/3	1-24" x 30"	4/19/2012	44						
July	St. Joseph - Plant Sale	5/5-5/19	5-18" x 24"	4/19/2012	8						
	St. James - Concert	5/7-5/21	2-2' x 3'	4/27/2012	5, 10						
	Community Orchestra - Concert	5/9-5/20	2-3' x 4'	3/2/2012	5, 9						
	Relay for Life	5/14-5/20	5-18" x 24"	5/9/2012	2, 4, 5, 10, 21						
	Historical Society - Dinner	5/11-5/27	5-18" x 24"	5/11/2012	1, 2, 4, 5, 10						
August	Young People's Theater - Play	5/19-5/22	1-18" x 24"	5/17/2012	44						
	K of C - Chicken Broil	5/18-5/29	5-18" x 24"	5/17/2012	1, 2, 4, 5, 44						
	Dexter Lacrosse - Playoffs	5/23-5/26	5-18" x 24"	5/23/2012	1, 2, 4, 44, 3						
September											
October											
November											
December											

Location Listing: 1 - Baker/Main, 2 - Central/Mill, 3 - Dexter Ann Arbor/Copeland, 4 - Main/Alpine, 5 - Baker/Cemetery, 6 - Monument Park, 7 - Creekside, 8 - 7610 Dexter Ann Arbor, 9 - Peace Park, 10 - Dexter Ann Arbor/Limits, 11 - Cornerstone, 12 - Bates, 13 - 3443 Inverness, 14 - 7720 Ann Arbor Street, 15 - S. Main/Broad, 16 - N. Main/Broad, 17 - Edison/Ann Arbor Street, 18 - Dover/Fifth, 19 - Central/Fifth, 20 - Broad/Fifth, 21 - Mill Creek Middle School, 22 - Fourth/Inverness, 23 - Dexter Bakery, 24 - Lighthouse, 25 - Dexter Pharmacy, 26 - Warrior Creek Park Driveway, 27 - Dexter Flowers, 28 - Terry B's, 29-7785 Ann Arbor St, 30 - 7915 Fourth, 31 - 7651 Dan Hoey, 32 - Wylie, 33-Lions Park, 35-Dexter Crossing Entrance, 36 - Dan Hoey/Dexter Ann Arbor, 37 - Dover/Main, 38 - Fourth/Central, 39 - Baker/Hudson, 40 - Inverness/Ann Arbor, 41 - Main/Jeffords, 42 - Third/Broad, 43 - 3rd/Dover, 44 - Ryan/Dexter Ann Arbor, 45 - Meadowview/Dexter Ann Arbor, 46 - Ice Rink

** Dexter Farmers Market will place up to 5 signs on Saturday and Tuesday to advertise for the market

THE VEHICLE

Washtenaw Area Transportation Study



705 N. Zeeb Rd | Ann Arbor, MI 48103

Ph 734-994-3127 | Fax 734-994-3129 | wats@miwats.org

JULY 2012

INSIDE THIS ISSUE

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TRANSPORTATION MANAGEMENT AREA

WATS provides continuing, cooperative and comprehensive transportation planning to guide the use of state and federal transportation funds in Washtenaw County

WATS Meetings

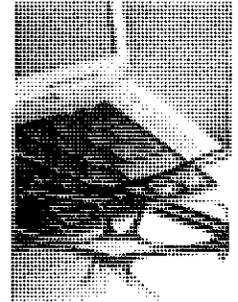
- Technical Committee
1st Wednesday 9:30 am
- Policy Committee
3rd Wednesday 9:30 am

WATS Products

- Long Range Transportation Plan
- Transportation Improvement Program

++ LAST - PRINT - COPY ++

To advance WATS' commitment to a sustainable office, *THE VEHICLE* will become an electronic newsletter starting in October. The electronic edition features direct access to external information with embedded links. A mailed paper copy will be available only upon request.



THE VEHICLE provides information about local construction projects, updates on transportation and land use planning in the County and the Region and other transportation news.

Please contact WATS to provide an email to receive the electronic edition or to request a paper copy of *THE VEHICLE*.

Contact WATS at wats@miwats.org or 734-994-3127 to provide email for e-newsletter or request a paper copy. Please include "Green" in the subject line. No paper copies will be sent without contacting WATS. Thank you!

Community Values Survey

WATS kicked off development of the 2040 Long Range Transportation Plan by asking Washtenaw County residents, workers and travelers about their community values.



The Community Values Survey seeks feedback on transportation and land use priorities and results will be provided at the first round of LRP public involvement meetings in August. WATS is attending local farmers markets and other community events across the county offering the survey to patrons during July. To request someone at your event contact Brian at RakovitisB@miwats.org or 734-994-3127.

The survey and visual aids are also available at www.miwats.org

Upcoming Meetings

- TheRide Five-Year Improvement Program - public meetings will be held in September

MDOT State Long Range Plan public meeting - August 22 from 5-7pm (presentations at 5:15 & 6:15) at Ann Arbor District Library

New on MIWATS.org

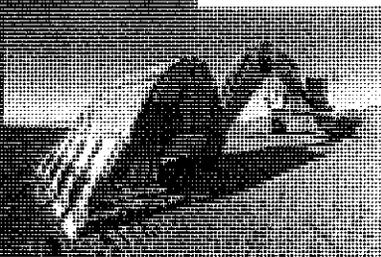
- 2040 Long Range Plan Community Values Survey and land use visual aids
- 2011 Crash Report for Washtenaw County
- Updated Traffic Data

Brenda Stumbo,
Ypsilanti
Township Supervisor



Roy Townsend said it best "Ypsilanti Township will have the best roads in Washtenaw County. They are leaders in road infrastructure investments and WCRC wishes others would follow their lead."

Ypsilanti Township worked with the Road Commission to identify roads requiring reconstruction, mill and overlay and maintenance. Our board authorized the sale of \$6,000,000 for road improvements bringing parts of Ypsilanti's road infrastructure into good condition in two years. We are grateful for the 1.25% bond rate provided by Washtenaw County. Working in partnership with the Road Commission, Ypsilanti Township will be a better place to live, work and attract new business.



THE VEHICLE

2012 Construction Project Update

Several Washtenaw County transportation agencies added construction projects to the 2012 improvement program. A list of recently added projects is included below. WCRC projects are funded by Ypsilanti Township and will take place between July and November.



Chelsea - US-12 and Silver Maples Drive - install pedestrian rapid flashing beacon - June to August - \$15,000 - City of Chelsea

Milan - Entire Milan Crossing Subdivision - complete final asphalt surface - August to October — \$100,000 Special Assessment District

WCRC - Bridge Road from Textile to Grove - mill and overlay with paved shoulder/bike lanes - \$150,000

WCRC - Bunton from Bemis to Textile - overlay with limestone shoulders - \$225,000

WCRC - Clark from Leforge to Ridge - overlay with limestone shoulders - \$460,000

WCRC - Forest from Ford Blvd to Allen - mill and overlay with limestone shoulders - \$20,000

WCRC - Forest from Allen to Midway - concrete repairs and joint sealing - \$25,000

WCRC - Martz from Tuttle Hill to Rawsonville - mill and overlay with limestone shoulders - \$280,000

WCRC - McGregor from William to Tyler - reshape and overlay - \$200,000

WCRC - McKean from Martz to Stony Creek - mill and resurface \$230,000

WCRC - Merritt from Munger to Stony Creek - reshape and overlay - \$320,000

WCRC - Whittaker from Bemis to Textile - mill and overlay with limestone shoulders, rehabilitation of paved approaches at Whittaker/Merritt intersection - \$260,000

TheRide Closer to Countywide Authority

The Cities of Ann Arbor and Ypsilanti have signed the Four-Party Agreement necessary to form a Countywide Transit Authority. The Washtenaw County Board of Commissioners will consider the Agreement at their July Ways and Means meeting. Once approved TheRide can initiate forming a transit authority under MI Public Act 196.

TheRide will present the Five Year Improvement Program, with incorporated public comment, in September. Visit MovingYouForward.org and PartnersForTransit.org for more information.



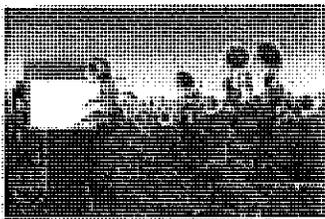
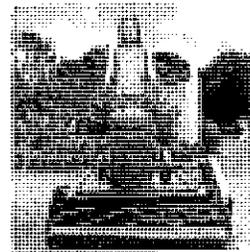
Did you know.

TheRide now coordinates commuter van-pool services.

Visit AATA.org for more info and to sign up.

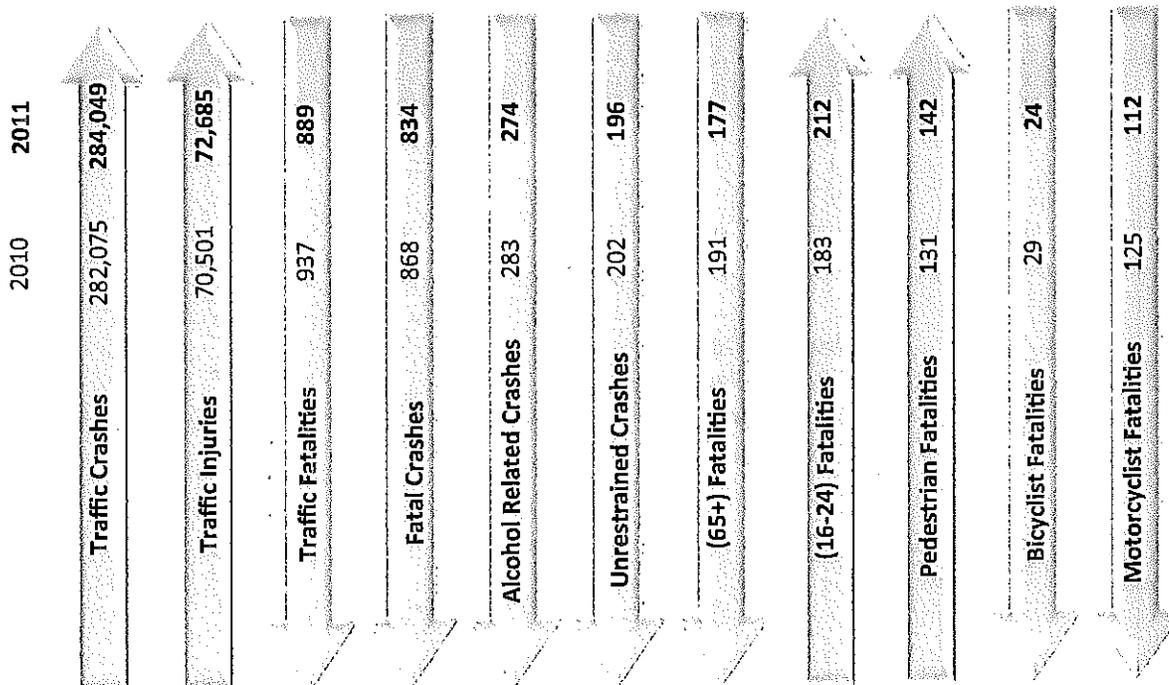
Summer 2012 Ozone Action Days

Hot, sunny days contribute to elevated amounts of ground-level ozone which can be a health hazard, particularly for the elderly, young, and those with respiratory ailments such as emphysema or asthma. The first Ozone Action day of 2012 was May 24 with many Ozone Action days following.

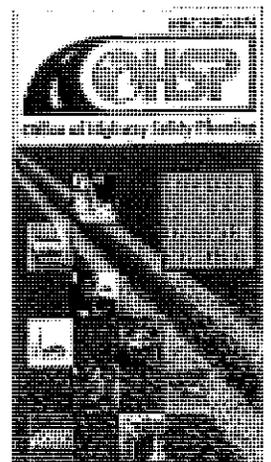


Visit www.semcog.org/ozoneaction (any day) to see if it is an ozone action day. On action days, you can reduce environmental impacts from ground level ozone by not refueling your vehicle, grilling or operating gas powered lawn equipment.

Michigan Crash Changes In 2011



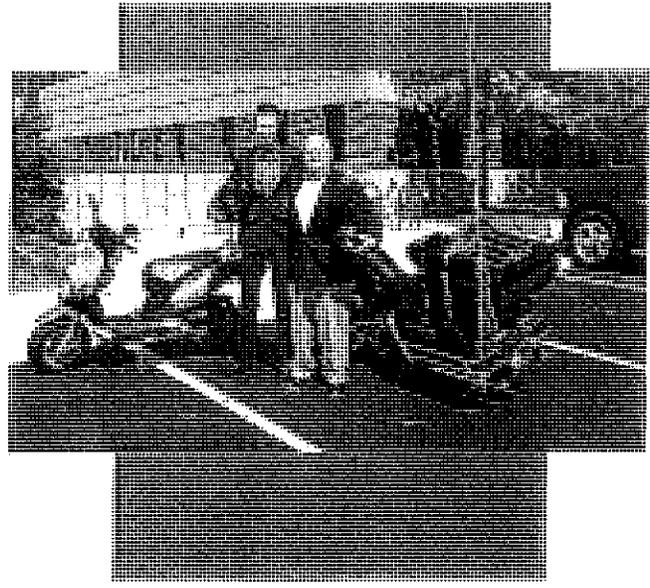
2011 Washtenaw
Crash Report
available at
MIWATS.ORG



The Michigan
Annual Evaluation
Report is available
at MICHIGAN.GOV

Green Commute ON...

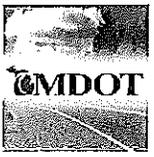
WATS Policy Committee members commit to sustainable transportation policies ... and practices! Pictured at right are Ann Arbor City Council member Tony Derezinski and Washtenaw County Commissioner Yousef Rabhi with their two-wheeled transportation.



Both Tony and Yousef ride to WATS Committee meetings in Scio Township where transportation policy and funding for projects are regular topics.

WATS Committees focus on sustainability by participating in both transit and non-motorized plans for developed for Washtenaw County, focusing on sustainability in long range transportation planning and most recently by adopting a Complete Streets plan for Washtenaw County.

MDOT State Long Range Plan - Public Meeting



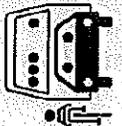
The Michigan Department of Transportation (MDOT) will host a public meeting **August 22, from 5-7pm** (presentations at 5:15 and 6:15) to update the Michigan Long Range Transportation Plan. For more information visit www.michigan.gov/slrp/

ANN ARBOR MI 48106
05 JUL 2012 5PM 8-1



WATS COMMITTS TO A SUSTAINABLE OFFICE, EMAIL WATS@MIWATS.ORG TO RECEIVE AN ELECTRONIC NEWSLETTER INSTEAD OF A PAPER COPY.

Washtenaw Area
Transportation Study (WATS)
705 North Zeeb
Ann Arbor, Michigan 48103-1560



Donna L. Dettling
Dexter Village
8140 Main St.
Dexter MI 48130

48130109299



**Treasurer/Finance Director's Report to Council
Fiscal Year 2011/2012
Fourth Quarter**

I am pleased to present you with the Treasurer/Finance Director's Report to Council for the Fourth Quarter of Fiscal Year 2011/2012.

In this report I will give Council a more detailed view of this department's activities, as well as an overview of the Village's financial outlook. As always, if you have any questions, please call me. I would be happy to sit down with you.

Department Activities

2012 Tax Collection

The 2012 tax bills have been sent to taxpayers. If you know someone who did not get their bill (especially if they were in the Tornado-affected areas), please ask them to contact me.

Streetscape Special Assessment

The rebate checks were included with the 2012 tax bills for those property owners who were due to receive one.

Fiscal Year 2012-2013 Budget

Budget books will be completed in the near future. Please let me know if you would prefer to not have a printed copy.

Education and Committee Memberships

- I am a current member of the Michigan Municipal Treasurer Association's (MMTA) Education Committee and the Michigan Government Finance Officers (MGFOA) Mentoring Committee, and am continuing as a budget reviewer for the Government Finance Officer's Association.
- I attended the GFOA's National Conference in June, and am scheduled to attend a public funds investing seminar at the end of this month.

Fiscal Year 2011/2012 Fourth Quarter Budget Reports

The Revenue/Expenditure Report is used to track how our revenue and expenditures compare to our budget. A general rule of thumb is that each quarter represents 25% of the budget, although certain departments may spend all of their budget at one time.

General Fund Revenue and Expenditures:

- All General Fund expenditure departments finished the fiscal year at or under budget. As was anticipated in the budgeting process we will be using reserves to cover the budget shortfall that was created by the Mill Creek Park project and the purchase of the 8087 Forest.
- The approximately \$200,000 shortage in revenue is due to the utility billing cycle for May-June usage which has not yet been booked back to this fiscal year and the enterprise fee payments which have not been made from the water/sewer and municipal street funds.

REVENUE AND EXPENDITURE REPORT FOR VILLAGE OF DEXTER
 PERIOD ENDING 06/30/2012

GL NUMBER	DESCRIPTION	2011-12 ORIGINAL BUDGET	2011-12 AMENDED BUDGET	END BALANCE 06/30/2012	AVAILABLE BALANCE	% BDGT USED
				NORMAL (ABNORMAL)	NORMAL (ABNORMAL)	
Fund 101 - GENERAL FUND						
Revenues						
000.000-ASSETS, LIABILITIES & REVENUE		2,907,500.00	2,931,750.00	2,709,445.01	222,304.99	92.42
TOTAL Revenues		2,907,500.00	2,931,750.00	2,709,445.01	222,304.99	92.42
Expenditures						
101.000-VILLAGE COUNCIL		50,600.00	62,600.00	48,938.99	13,661.01	78.18
172.000-VILLAGE MANAGER		268,100.00	272,100.00	265,998.73	6,101.27	97.76
201.000-FINANCE DEPARTMENT		17,000.00	13,000.00	11,787.74	1,212.26	90.67
210.000-ATTORNEY		25,000.00	25,000.00	22,647.69	2,352.31	90.59
215.000-VILLAGE CLERK		6,600.00	6,600.00	5,910.57	689.43	89.55
253.000-TREASURER		102,500.00	102,500.00	102,186.89	313.11	99.69
265.000-BUILDINGS & GROUNDS		64,700.00	68,700.00	65,903.81	2,796.19	95.93
285.000-VILLAGE TREE PROGRAM		24,000.00	24,000.00	20,387.97	3,612.03	84.95
301.000-LAW ENFORCEMENT		557,500.00	557,500.00	554,237.52	3,262.48	99.41
336.000-FIRE DEPARTMENT		379,000.00	412,000.00	411,758.73	241.27	99.94
400.000-PLANNING DEPARTMENT		123,700.00	125,700.00	123,028.16	2,671.84	97.87
410.000-ZONING BOARD OF APPEALS		1,100.00	1,100.00	98.50	1,001.50	8.95
441.000-DEPARTMENT OF PUBLIC WORKS		181,800.00	182,300.00	180,762.34	1,537.66	99.16
442.000-DOWNTOWN PUBLIC WORKS		82,800.00	82,800.00	73,537.78	9,262.22	88.81
447.000-ENGINEERING		11,000.00	11,000.00	9,423.50	1,576.50	85.67
448.000-MUNICIPAL STREET LIGHTS		66,000.00	77,500.00	77,196.44	303.56	99.61
528.000-SOLID WASTE		517,400.00	535,400.00	488,960.26	46,439.74	91.33
728.000-ECONOMIC DEVELOPMENT		0.00	49,000.00	29,190.75	19,809.25	59.57
751.000-PARKS & RECREATION		52,400.00	63,400.00	57,107.08	6,292.92	90.07
850.000-LONG-TERM DEBT		128,300.00	128,300.00	127,782.50	517.50	99.60
851.000-INSURANCE & BONDS		58,300.00	53,300.00	50,694.20	2,605.80	95.11
875.000-CONTRIBUTIONS		23,300.00	23,300.00	23,250.00	50.00	99.79
890.000-CONTINGENCIES		23,000.00	12,000.00	4,469.44	7,530.56	37.25
901.000-CAPITAL IMPROVEMENTS		110,000.00	182,500.00	131,094.46	51,405.54	71.83
965.000-TRANSFERS OUT - CONTROL		402,600.00	402,600.00	402,600.00	0.00	100.00
TOTAL Expenditures		3,276,700.00	3,474,200.00	3,288,954.05	185,245.95	94.67
Fund 101:						
TOTAL REVENUES		2,907,500.00	2,931,750.00	2,709,445.01	222,304.99	92.42
TOTAL EXPENDITURES		3,276,700.00	3,474,200.00	3,288,954.05	185,245.95	94.67
NET OF REVENUES & EXPENDITURES		(369,200.00)	(542,450.00)	(579,509.04)	37,059.04	106.83

Streets Funds (Fund 202, Fund 203 and Fund 204)

Major Streets (Fund 202) Revenue and Expenditures

- All expenditure departments finished the fiscal year at or under budget.
- Revenue appears low because funds are transferred from Fund 204 only as needed.

Local Streets (Fund 203) Revenue and Expenditures

- All expenditure departments finished the fiscal year at or under budget.
- Revenue appears low because funds are transferred from Fund 204 only as needed.

Municipal Streets (Fund 204) Revenue and Expenditures

- Expenditures finished the fiscal year at or under budget.
- As was anticipated in the budget process we are using funds from the municipal street millage and reserves to cover the cost of the Streets Department operations and the Main Street resurfacing project.

GL NUMBER	DESCRIPTION	2011-12 ORIGINAL BUDGET	2011-12 AMENDED BUDGET	END BALANCE 06/30/2012 NORMAL (ABNORMAL)	AVAILABLE BALANCE (ABNORMAL)	% BDGT USED
Fund 202 - MAJOR STREETS FUND						
Net - Dept 000.000-ASSETS, LIABILITIES & REVENUE		732,000.00	727,900.00	320,107.02	407,792.98	43.98
Net - Dept 248.000-ADMINISTRATION		(1,700.00)	(1,700.00)	(1,634.52)	(65.48)	96.15
Net - Dept 445.000-STORMWATER		(35,900.00)	(46,900.00)	(42,683.20)	(4,216.80)	91.01
Net - Dept 451.000-CONTRACTED ROAD CONSTRUCTION		(708,000.00)	(708,000.00)	(374,511.07)	(333,488.93)	52.90
Net - Dept 463.000-ROUTINE MAINTENANCE		(80,000.00)	(86,400.00)	(63,980.14)	(22,419.86)	74.05
Net - Dept 474.000-TRAFFIC SERVICES		(30,100.00)	(30,100.00)	(20,643.00)	(9,457.00)	68.58
Net - Dept 478.000-WINTER MAINTENANCE		(65,200.00)	(54,200.00)	(37,931.82)	(16,268.18)	69.98
Net - Dept 890.000-CONTINGENCIES		(10,000.00)	(3,600.00)	0.00	(3,600.00)	0.00
Fund 202:						
TOTAL REVENUES		732,000.00	727,900.00	320,107.02	407,792.98	43.98
TOTAL EXPENDITURES		930,900.00	930,900.00	541,383.75	389,516.25	58.16
NET OF REVENUES & EXPENDITURES		(198,900.00)	(203,000.00)	(221,276.73)	18,276.73	109.00
Fund 203 - LOCAL STREETS FUND						
Net - Dept 000.000-ASSETS, LIABILITIES & REVENUE		220,100.00	220,100.00	191,929.60	28,170.40	87.20
Net - Dept 248.000-ADMINISTRATION		(1,700.00)	(1,700.00)	(1,451.30)	(248.70)	85.37
Net - Dept 445.000-STORMWATER		(15,900.00)	(19,400.00)	(16,670.02)	(2,729.98)	85.93
Net - Dept 451.000-CONTRACTED ROAD CONSTRUCTION		(48,000.00)	(48,000.00)	(41,903.53)	(6,096.47)	87.30
Net - Dept 463.000-ROUTINE MAINTENANCE		(69,600.00)	(74,000.00)	(64,635.98)	(9,304.02)	87.43
Net - Dept 474.000-TRAFFIC SERVICES		(19,100.00)	(19,100.00)	(12,725.04)	(6,374.96)	66.62
Net - Dept 478.000-WINTER MAINTENANCE		(55,800.00)	(52,300.00)	(31,127.78)	(21,172.22)	59.52
Net - Dept 890.000-CONTINGENCIES		(10,000.00)	(58,200.00)	(52,523.06)	(5,676.94)	90.25
Fund 203:						
TOTAL REVENUES		220,100.00	220,100.00	191,929.60	28,170.40	87.20
TOTAL EXPENDITURES		220,100.00	272,700.00	221,096.71	51,603.29	81.08
NET OF REVENUES & EXPENDITURES		0.00	(52,600.00)	(29,167.11)	(23,432.89)	55.45
Fund 204 - MUNICIPAL STREETS						
Net - Dept 000.000-ASSETS, LIABILITIES & REVENUE		528,100.00	528,100.00	524,979.37	3,120.63	99.41
Net - Dept 248.000-ADMINISTRATION		(40,300.00)	(42,500.00)	(13,256.16)	(29,243.84)	31.19
Net - Dept 965.000-TRANSFERS OUT - CONTROL		(715,000.00)	(715,000.00)	(290,000.00)	(425,000.00)	40.56
Fund 204:						
TOTAL REVENUES		528,100.00	528,100.00	524,979.37	3,120.63	99.41
TOTAL EXPENDITURES		755,300.00	757,500.00	303,256.16	454,243.84	40.03
NET OF REVENUES & EXPENDITURES		(227,200.00)	(229,400.00)	221,723.21	(451,123.21)	(96.65)
TOTAL REVENUES - ALL FUNDS						
TOTAL REVENUES		1,480,200.00	1,476,100.00	1,037,015.99	439,084.01	70.25
TOTAL EXPENDITURES		1,906,300.00	1,961,100.00	1,065,736.62	895,363.38	54.34
NET OF REVENUES & EXPENDITURES		(426,100.00)	(485,000.00)	(28,720.63)	(456,279.37)	5.92

Enterprise Funds (Fund 590 and Fund 591)

Sewer Fund (Fund 590) Revenue and Expenditures

- Revenues are high due to the bond proceeds for the Rural Development refunding. This will be removed as part of year-end closing.
- Long-Term Debt is high due to the refunding of the Rural Development bonds. This will be removed as part of year-end closing.
- The utility billing cycle for May-June usage has not yet been booked back to this fiscal year.

Water Fund (Fund 591) Revenue and Expenditures

- Revenues are high due to the bond proceeds for the Rural Development refunding. This will be removed as part of year-end closing.
- Long-Term Debt is high due to the refunding of the Rural Development bonds. This will be removed as part of year-end closing.
- The utility billing cycle for May-June usage has not yet been booked back to this fiscal year.

GL NUMBER	DESCRIPTION	2011-12 ORIGINAL BUDGET	2011-12 AMENDED BUDGET	END BALANCE 06/30/2012	AVAILABLE BALANCE	% BDGT USED
				NORMAL (ABNORMAL)	NORMAL (ABNORMAL)	
Fund 590 - SEWER ENTERPRISE FUND						
Net - Dept 000.000-ASSETS, LIABILITIES & REVENUE		981,500.00	1,025,400.00	3,179,664.99	(2,154,264.99)	310.09
Net - Dept 248.000-ADMINISTRATION		(80,700.00)	(80,700.00)	(12,755.10)	(67,944.90)	15.81
Net - Dept 548.000-SEWER UTILITIES DEPARTMENT		(553,400.00)	(576,400.00)	(555,738.05)	(20,661.95)	96.42
Net - Dept 850.000-LONG-TERM DEBT		(280,000.00)	(315,900.00)	(2,713,950.95)	2,398,050.95	859.12
Net - Dept 890.000-CONTINGENCIES		(15,000.00)	0.00	0.00	0.00	0.00
Net - Dept 901.000-CAPITAL IMPROVEMENTS		(35,000.00)	(35,000.00)	(17,210.10)	(17,789.90)	49.17
Fund 590:						
TOTAL REVENUES		981,500.00	1,025,400.00	3,179,664.99	(2,154,264.99)	310.09
TOTAL EXPENDITURES		964,100.00	1,008,000.00	3,299,654.20	(2,291,654.20)	327.35
NET OF REVENUES & EXPENDITURES		17,400.00	17,400.00	(119,989.21)	137,389.21	(689.59)
Fund 591 - WATER ENTERPRISE FUND						
Net - Dept 000.000-ASSETS, LIABILITIES & REVENUE		669,500.00	740,700.00	2,410,109.51	(1,669,409.51)	325.38
Net - Dept 248.000-ADMINISTRATION		(71,400.00)	(71,400.00)	(8,937.35)	(82,462.65)	12.52
Net - Dept 556.000-WATER UTILITIES DEPARTMENT		(294,400.00)	(374,400.00)	(357,730.83)	(16,669.17)	95.55
Net - Dept 850.000-LONG-TERM DEBT		(271,600.00)	(299,800.00)	(2,195,654.41)	1,895,854.41	732.37
Net - Dept 890.000-CONTINGENCIES		(15,000.00)	0.00	0.00	0.00	0.00
Net - Dept 901.000-CAPITAL IMPROVEMENTS		(30,000.00)	(41,000.00)	(30,342.36)	(10,657.64)	74.01
Fund 591:						
TOTAL REVENUES		669,500.00	740,700.00	2,410,109.51	(1,669,409.51)	325.38
TOTAL EXPENDITURES		682,400.00	786,600.00	2,592,664.95	(1,806,064.95)	329.60
NET OF REVENUES & EXPENDITURES		(12,900.00)	(45,900.00)	(182,555.44)	136,655.44	397.72
TOTAL REVENUES - ALL FUNDS						
TOTAL EXPENDITURES - ALL FUNDS		1,651,000.00	1,766,100.00	5,589,774.50	(3,823,674.50)	316.50
NET OF REVENUES & EXPENDITURES		1,646,500.00	1,794,600.00	5,892,319.15	(4,097,719.15)	328.34
		4,500.00	(28,500.00)	(302,544.65)	274,044.65	1,061.56

Other Funds (Fund 275, Fund 303 and Fund 402)

Tree Fund (Fund 275) Revenue and Expenditures

- All lines are at or below benchmark.

Streetscape Debt Service Fund (Fund 303) Revenue and Expenditures

- All lines are at or below benchmark.

Equipment Replacement Fund (Fund 402) Revenue and Expenditures

- All lines are at or below benchmark.

Special note on the Mill Creek Park Project Fund: There is currently a negative (pooled) cash balance in this fund, because we have not yet received the reimbursements due on this project. As part of year-end closing, this fund will be reconciled, receivables will be recorded, and cash may be moved to cover shortfalls if necessary.

We are anticipating payments from the following sources:

Michigan Department of Natural Resources Trust Fund - \$277,000

Waterways Grant - \$48,000

Washtenaw County (STPU fund swap) - \$283,000 - the final amount of this payment will be determined based on the amount remaining after the determination of the cost of the Village portion of the Westside Connector and the completion of the stairway to Alpine Street.

GL NUMBER	DESCRIPTION	2011-12		2011-12		END BALANCE		AVAILABLE		% BDGT USED
		ORIGINAL BUDGET	AMENDED BUDGET	NORMAL	(ABNORMAL)	06/30/2012	NORMAL	(ABNORMAL)	BALANCE	
Fund 275 - TREE REPLACEMENT FUND										
Net - Dept 000.000-ASSETS, LIABILITIES & REVENUE		500.00	500.00			1,388.08		(888.08)		277.62
Net - Dept 965.000-TRANSFERS OUT - CONTROL		(68,000.00)	(68,000.00)			(68,000.00)		0.00		100.00
Fund 275:										
TOTAL REVENUES		500.00	500.00			1,388.08		(888.08)		277.62
TOTAL EXPENDITURES		68,000.00	68,000.00			68,000.00		0.00		100.00
NET OF REVENUES & EXPENDITURES		(67,500.00)	(67,500.00)			(66,611.92)		(888.08)		99.68
Fund 303 - STREETScape DEBT SERVICE FUND										
Net - Dept 000.000-ASSETS, LIABILITIES & REVENUE		213,400.00	213,400.00			219,512.77		(6,112.77)		102.86
Net - Dept 248.000-ADMINISTRATION		(300.00)	(1,100.00)			(476.39)		(623.61)		43.31
Net - Dept 570.000-STREETScape		(232,700.00)	(232,700.00)			(232,630.00)		(70.00)		99.97
Fund 303:										
TOTAL REVENUES		213,400.00	213,400.00			219,512.77		(6,112.77)		102.86
TOTAL EXPENDITURES		233,000.00	233,800.00			233,105.39		693.61		99.70
NET OF REVENUES & EXPENDITURES		(19,600.00)	(20,400.00)			(13,593.62)		(6,806.38)		66.64
Fund 402 - EQUIPMENT REPLACEMENT FUND										
Net - Dept 000.000-ASSETS, LIABILITIES & REVENUE		93,500.00	93,500.00			43,736.66		49,763.34		46.78
Net - Dept 248.000-ADMINISTRATION		(200.00)	(200.00)			(151.36)		(48.64)		75.68
Net - Dept 441.000-DEPARTMENT OF PUBLIC WORKS		(16,000.00)	(22,000.00)			(20,462.74)		(1,537.26)		93.01
Fund 402:										
TOTAL REVENUES		93,500.00	93,500.00			43,736.66		49,763.34		46.78
TOTAL EXPENDITURES		16,200.00	22,200.00			20,614.10		1,585.90		92.86
NET OF REVENUES & EXPENDITURES		77,300.00	71,300.00			23,122.56		48,177.44		32.43
TOTAL REVENUES - ALL FUNDS										
TOTAL EXPENDITURES - ALL FUNDS		307,400.00	307,400.00			264,637.51		42,762.49		86.09
NET OF REVENUES & EXPENDITURES		317,200.00	324,000.00			321,720.49		2,279.51		99.30
		(9,800.00)	(16,600.00)			(57,082.98)		40,482.98		343.87

GL NUMBER	DESCRIPTION	2011-12		2011-12		END BALANCE		AVAILABLE		% BDC USED
		ORIGINAL BUDGET	AMENDED BUDGET	NORMAL	ABNORMAL	NORMAL	ABNORMAL	NORMAL (ABNORMAL)	BALANCE	
Fund 405 - MILL CREEK PARK PROJECT FUND										
Revenues										
000.000-ASSETS, LIABILITIES & REVENUE		1,240,600.00	1,240,600.00	638,984.45		601,615.55		51.51		
TOTAL Revenues		1,240,600.00	1,240,600.00	638,984.45		601,615.55		51.51		
Expenditures										
901.000-CAPITAL IMPROVEMENTS		1,240,600.00	1,240,600.00	1,015,882.31		224,717.69		81.89		
TOTAL Expenditures		1,240,600.00	1,240,600.00	1,015,882.31		224,717.69		81.89		
Fund 405:										
TOTAL REVENUES		1,240,600.00	1,240,600.00	638,984.45		601,615.55		51.51		
TOTAL EXPENDITURES		1,240,600.00	1,240,600.00	1,015,882.31		224,717.69		81.89		
NET OF REVENUES & EXPENDITURES		0.00	0.00	(376,897.86)		376,897.86		100.00		

**Village of Dexter
Cash Accounts**

General Ledger Name	Bank & Account Name	Purpose	Balance 06/30/12	Status of Cash
General Fund				
Cash	TCF & PNC Pooled	General operating	\$ 27,508.96	Unrestricted
Cash Savings	TCF Bank	General operating	\$ 771.71	Unrestricted
Chelsea Bank CD	Chelsea Bank	General operating	\$ 206,085.12	Unrestricted
CSB Investments Money Market	Chelsea Bank	General operating	\$ 73,120.41	Unrestricted
Comerica Bank CD	Comerica Bank	General operating	\$ 261,402.45	Unrestricted
MBIA Class	MBIA Class	General operating	\$ 100,348.19	Unrestricted
Building Reserve Account	TCF Pooled	Reserved for future building project	\$ 6,819.96	Restricted
Building Reserve CD	Multi-Bank Securities	Reserved for future building project	\$ 235,000.00	Restricted
Petty Cash	Office	Small cash purchases	\$ 100.00	Unrestricted
Property Tax Savings	TCF Property Tax Savings	Clearing account for undistributed tax collections	\$ 25,013.00	Unrestricted*
Property Tax Checking	TCF Property Tax Checking	Used to distribute taxes and make refunds	\$ 500.01	Unrestricted
Voluntary Public Parking	TCF Pooled	Reserved for parking activities	\$ 10,050.92	Restricted
Arts, Culture & Heritage	TCF Pooled	Reserved for Arts, Culture & Heritage	\$ 2,448.00	Restricted
Facilities Bond Debt	PNC Bank	Debt retirement	\$ 38,444.45	Restricted
Subtotal Unrestricted			\$ 694,849.85	
Subtotal Restricted			\$ 292,763.33	
Total General Fund			\$ 987,613.18	

*This account contains undistributed taxes collections. New this fiscal year is breaking this account across funds (like Pooled).

Major Streets Fund

Cash	TCF Pooled	General operating for major streets activities	\$ 22,986.85	Unrestricted*
Central Street Pooled	TCF Pooled	Central Street Project	\$ -	Restricted**
Subtotal Unrestricted			\$ 22,986.85	
Subtotal Restricted			\$ -	
Total Major Streets Fund			\$ 22,986.85	

*These funds come from the State in the form of Act 51 payments and transfers from Municipal Streets.

**This is the reimbursement from the Ann-Arbor Street project, which must be used in Major Streets.

Local Streets Fund

Cash	TCF Pooled	General operating for major streets activities	\$ 20,743.31	Unrestricted*
Metro Act Account (Pooled)	TCF Pooled	Reserved for right of way activities	\$ 2,098.60	Restricted
Subtotal Unrestricted			\$ 20,743.31	
Subtotal Restricted			\$ 2,098.60	
Total Local Streets Fund			\$ 22,841.91	

*These funds come from the State in the form of Act 51 payments and transfers from Municipal Streets.

Municipal Streets Fund

Cash	TCF Pooled	Available for transfer to Major & Local Streets	\$ 845,170.08	Unrestricted
Property Tax Savings	TCF Property Tax Savings	Available for transfer to Major & Local Streets	\$ -	Unrestricted
Subtotal Unrestricted			\$ 845,170.08	
Subtotal Restricted			\$ -	
Total Municipal Streets Fund			\$ 845,170.08	

**Village of Dexter
Cash Accounts**

General Ledger Name	Bank & Account Name	Purpose	Balance 06/30/12	Status of Cash
Tree Replacement Fund				
Multi-Bank CD	Multi-Bank Securities	Restricted for trees	\$ 125,002.91	Restricted
Restricted Tree Replacement	PNC Bank	Restricted for trees	\$ 48,483.92	Restricted
Subtotal Unrestricted			\$ -	
Subtotal Restricted			\$ 173,486.83	
Total Tree Replacement Fund			\$ 173,486.83	
Streetscape Debt Service Fund				
Cash	TCF Pooled	Tax collections for GO Bond payments	\$ 9,700.34	Restricted
Streetscape Debt Retire	PNC Streetscape	Special Assessments for bond payments	\$ 105,477.33	Restricted
Property Tax Savings	TCF Property Tax Savings	Tax collections for GO Bond payments	\$ -	Restricted
Tax Savings for Streetscape	TCF Property Tax Savings	Special Assessments for bond payments	\$ -	Restricted
Subtotal Unrestricted			\$ -	
Subtotal Restricted			\$ 115,177.67	
Total Streetscape Debt Service Fund			\$ 115,177.67	
Equipment Replacement Fund				
Cash	TCF Pooled	Reserved for vehicle expenses including capital pu	\$ 194,822.53	Restricted
Subtotal Restricted			\$ 194,822.53	
Total Equipment Replacement Fund			\$ 194,822.53	
Mill Creek Park Project Fund				
Cash	TCF Pooled	Reserved for Mill Creek Park Project	\$ (282,513.92)	Restricted
Subtotal Restricted			\$ (282,513.92)	
Total Equipment Replacement Fund			\$ (282,513.92)	
Sewer Enterprise Fund				
Cash	TCF Pooled	Sewer operating	\$ 190,730.09	Unrestricted
University Bank CD - Taps	University Bank Ann Arbor	Sewer tap-in fees	\$ 254,505.39	Unrestricted
Property Tax Savings	TCF Property Tax Savings	Tax collections for delinquent utilities	\$ -	Unrestricted
RD Sewer Repair & Improve	TCF Pooled	Reserved for infrastructure & equipment replacem	\$ -	Restricted
RD Sewer Bond Reserve	Pooled	Reserved for RD Sewer final year bond payment	\$ -	Restricted
Sewer Tap Fees Account	TCF Sewer & Water	Sewer tap-in fees	\$ 385,698.07	Unrestricted
Subtotal Unrestricted			\$ 830,933.55	
Subtotal Restricted			\$ -	
Total Sewer Enterprise Fund			\$ 830,933.55	
Water Enterprise Fund				
Cash	TCF Pooled	Water operating	\$ 94,937.60	Unrestricted
Bank of Ann Arbor CD	Bank of Ann Arbor	Water tap-in fees	\$ 255,587.57	Unrestricted
Property Tax Savings	TCF Property Tax Savings	Tax collections for delinquent utilities	\$ -	Unrestricted
RD Water Repair & Improve	TCF Pooled	Reserved for infrastructure & equipment replacem	\$ -	Restricted
RD Water Bond Reserve	TCF Pooled	Reserved for RD Water final year bond payment	\$ -	Restricted
Water Tap Fees Account	TCF Sewer & Water	Water tap-in fees	\$ 288,920.66	Unrestricted
Subtotal Unrestricted			\$ 639,445.83	
Subtotal Restricted			\$ -	
Total Water Enterprise Fund			\$ 639,445.83	

**Village of Dexter
Cash Accounts**

General Ledger Name	Bank & Account Name	Purpose	Balance 06/30/12	Status of Cash
Trust & Agency Fund				
Performance Guarantees	TCF Performance Guarantees	Escrows for development bonds such as tree bond	\$ 66,198.50	Restricted
Site Plan Review	TCF Pooled	Escrows for payment of development related fees	\$ 8,686.01	Restricted
Tree Escrow	TCF Pooled	Escrows for Tree Replacement	\$ 4,500.00	Restricted
Subtotal Unrestricted			\$ -	
Subtotal Restricted			\$ 79,384.51	
Total Trust & Agency Fund			\$ 79,384.51	
Retiree Health Care Fund				
Cash	Mers	Funds reserved for OPEB	\$ 310,612.94	Restricted
Subtotal Unrestricted			\$ -	
Subtotal Restricted			\$ 310,612.94	
Total Trust & Agency Fund			\$ 310,612.94	
*Balance as of March 30, 2011.				
Payroll Fund				
Cash	TCF Payroll	Funds reserved for payment of accrued benefits	\$ 44,741.77	Restricted
Subtotal Unrestricted			\$ -	
Subtotal Restricted			\$ 44,741.77	
Total Trust & Agency Fund			\$ 44,741.77	
Economic Development Fund				
Cash	TCF Pooled	Funds reserved for economic development	\$ -	Restricted
Subtotal Unrestricted			\$ -	
Subtotal Restricted			\$ -	
Total Trust & Agency Fund			\$ -	
Total Unrestricted			\$ 2,771,615.55	
Total Restricted			\$ 1,213,088.18	
Grand Total Cash			\$ 3,984,703.73	

Summary of General Funds Available for Non-Operational Use

General Fund Unrestricted	\$ 694,849.85
15% Fundbalance (based on revenue budget)	\$ (438,112.50)
Expected revenue (based on budget)	\$ 222,304.99
Expected expenditures (based on budget)	\$ (185,245.95)
Available Unrestricted	\$ 293,796.39
Restricted for Equipment	\$ 194,822.53
Restricted for Facilities	\$ 241,819.96
Restricted for Public Parking	\$ 10,050.92
Restricted for Arts, Culture & Heritage	\$ 2,448.00
Restricted for Trees	\$ 173,486.83

Fund	Bank Code	Description	Beginning Balance 04/01/2012	Total Debits	Total Credits	Ending Balance 06/30/2012
		PERFORMANCE GUARANTEE	74,323.50	15,429.00	23,554.00	66,198.50
101	PETTY CASH	GENERAL FUND	100.00	0.00	0.00	100.00
		PETTY CASH	100.00	0.00	0.00	100.00
		POOLED CASH				
101	GENERAL FUND	GENERAL FUND	125,875.32	820,155.00	899,202.48	46,827.84
202	MAJOR STREETS FUND	MAJOR STREETS FUND	207,889.10	335,861.76	520,764.01	22,986.85
203	LOCAL STREETS FUND	LOCAL STREETS FUND	58,908.56	78,189.19	114,255.84	22,841.91
204	MUNICIPAL STREETS	MUNICIPAL STREETS	955,498.65	17,700.39	128,028.96	845,170.08
303	STREETScape DEBT SERVICE FUND	STREETScape DEBT SERVICE FUND	154,784.42	18,763.43	163,847.51	9,700.34
402	EQUIPMENT REPLACEMENT FUND	EQUIPMENT REPLACEMENT FUND	198,098.89	18,938.04	22,214.40	194,822.53
403	SRF PROJECT FUND	SRF PROJECT FUND	(43,448.13)	397,260.04	353,811.91	0.00
404	DWRF PROJECT FUND	DWRF PROJECT FUND	(733.48)	0.00	171,758.75	(172,492.23)
405	MILL CREEK PARK PROJECT FUND	MILL CREEK PARK PROJECT FUND	0.00	253,768.25	536,282.17	(282,513.92)
590	SEWER ENTERPRISE FUND	SEWER ENTERPRISE FUND	314,884.98	2,886,844.00	3,010,998.89	190,730.09
591	WATER ENTERPRISE FUND	WATER ENTERPRISE FUND	238,076.73	2,176,841.63	2,319,980.76	94,937.60
701	TRUST & AGENCY FUND	TRUST & AGENCY FUND	1,625.00	48,380.00	36,818.99	13,186.01
792	ECONOMIC DEVELOPMENT T & A	ECONOMIC DEVELOPMENT T & A	104.08	0.00	104.08	0.00
		POOLED CASH	2,211,564.12	7,052,701.73	8,278,068.75	986,197.10
		SAVIN POOLED SAVINGS ACCOUNT				
101	GENERAL FUND	GENERAL FUND	75,766.12	5.59	75,000.00	771.71
		POOLED SAVINGS ACCOUNT	75,766.12	5.59	75,000.00	771.71
		STSCA STREETScape BOND				
303	STREETScape DEBT SERVICE FUND	STREETScape DEBT SERVICE FUND	98,453.94	8,523.39	1,500.00	105,477.33
		STREETScape BOND	98,453.94	8,523.39	1,500.00	105,477.33
		TAX TAX CHECKING				
101	GENERAL FUND	GENERAL FUND	500.01	0.00	0.00	500.01
		TAX CHECKING	500.01	0.00	0.00	500.01
		TAXSA TAX SAVINGS				
101	GENERAL FUND	GENERAL FUND	25,000.00	13.00	0.00	25,013.00
303	STREETScape DEBT SERVICE FUND	STREETScape DEBT SERVICE FUND	3,622.38	1.22	3,623.60	0.00
		TAX SAVINGS	28,622.38	14.22	3,623.60	25,013.00
		TREE FUND MONEY MARKET				
275	TREE REPLACEMENT FUND	TREE REPLACEMENT FUND	116,418.76	65.16	68,000.00	48,483.92
		TREE FUND MONEY MARKET	116,418.76	65.16	68,000.00	48,483.92
		TAPS WATER & SEWER TAP FEES				

Bank Code Fund	Description	Beginning Balance 04/01/2012	Total Debits	Total Credits	Ending Balance 06/30/2012
590	SEWER ENTERPRISE FUND	358,526.80	52,771.78	25,600.51	385,698.07
591	WATER ENTERPRISE FUND	274,629.64	32,256.00	17,964.98	288,920.66
	WATER & SEWER TAP FEES	633,156.44	85,027.78	43,565.49	674,618.73
	TOTAL - ALL FUNDS	6,241,325.83	7,680,362.72	9,711,292.40	4,210,396.15



AGENDA F-23-12
ITEM I-2
VILLAGE OF DEXTER – COMMUNITY DEVELOPMENT OFFICE

8140 Main Street • Dexter, Michigan 48130-1092 • (734) 426-8303 • Fax (734) 426-5614

MEMORANDUM

TO: Village Council / Planning Commission
Donna Dettling, Village Manager
FROM: Allison Bishop, AICP, Community Development Manager
SUBJECT: 4th Quarter Board and Commission Update FY 11-12
DATE: July 16, 2012

Attached you will find the FY 11-12 4th Quarter Board and Commission update, Zoning/Ordinance Activity report, and Project Summary. You will also find an update on current Village projects and a summary of ongoing projects and activity from the Community Development Office.

Parks and Recreation Commission (PaRC)

Park Construction Projects – See attached for update.

Planning Commission

Zoning Ordinance –

Article 5, Parking and Loading – amendments were recommended to the Village Council for consideration. Village Council consideration item on July 23, 2012 agenda.

Article 6, Landscaping Standards, Article 15B, Ann Arbor Road Corridor, Article 15D, Baker Road Corridor and Article 20, Schedule of Regulations, ordinance amendments were approved by the Village Council to condense overlay standards into general ordinance standards. Ordinances were effective June 2012.

Article 14A, Professional Business District – ordinance amendments were approved June 2012 to add Child Care/Day Care Centers as a permitted land use in the district.

Article 7, Signs – The Planning Commission and staff continue to work on ordinance amendments. Consultant proposal to assist in process was provided, however staff will work with a subcommittee, including Planning Commissioners, Council persons, residents and business owners to attempt to draft an ordinance that is suitable for the community.

Master Plan – Adopted by the Village Council on June 25, 2012. Plan is good for 5 years.

Other

Storm Water Workshops – Organized and facilitated 2 storm water workshops for public education.

Development Coordination – Continue to meet with prospective property owners and developers about potential property purchases and/or developments within the Village, including properties for sale, foreclosures and vacant properties.

OHM Update Meetings – Participated in meetings and project coordination of water main projects and trees, stormwater projects and parks, stormwater projects and other grant proposals currently under review, coordination and update information into the CIP. Assist in the revisions to the Engineering standards based on experience, environmental stewardship and development projects within the Village.

Dexter Schools Coordination – Continue to meet with the schools about project collaboration, including school improvements, education and regulatory requirements.

DAPCO Redevelopment Subcommittee – Participated in development team update meetings, prepared paperwork for reimbursement of \$13,250 grant funding.

Northern United Brewing Company – Met with to discuss potential building purchase, 2319 Bishop Circle East, including discussions about impact to WWTP and tasting room special land use consideration.

Dexter Crossing – Met with new owner, Oxford Properties, to discuss potential plans for building improvement and development of outlots.

FACEBOOK – Over 1194 (up from 1115 fans in 3rd quarter). Continue to provide updates on a variety of information in and around the Village, including project information, event information, board and commission meeting information, news press on the Village, environmental education and economic development. Add photographs of events, activities when available.

WEMU Interview – Interviewed on WEMU radio “Issues on the Environment” to discuss the Mill Creek Park Project and publicize the Village’s new destination and economic development opportunity.

Newsletter – Contributed to the newsletter, ordinance reminders, project/trail updates, parks, tree planting, environmental/storm water education, other.

Chamber Board – I continue to participate on the Chamber Board and look for ways to coordinate Village activities and economic development opportunities for members, Village residents and business owners.

Gateway Communities – Continue to participate in initiative and team to establish goals and commitment to creating a regional outdoor and recreation destination image for the area. Annual meeting to be held September 2012 to launch brand for region.

ZBA

Case #2012-01 – LaFontaine Chevrolet sign variance.

Please feel free to contact me if you have any questions.

Thank you.

**Village of Dexter
4th Quarter Update 2011-12
April 1, 2012 – June 30, 2012**

Park Construction Projects

Mill Creek Park

- Village Council awarded project to Cedroni Associates on June 13, 2011.
- Pre construction meeting held on June 30, 2011.
- Earthwork commenced week of July 25th.
- Stream Restoration and Rock Vein Structures completed week of November 7, 2011
- Council authorized change order April 9, 2012 to complete additional work.
- Contractor requested a Substantial Completion extension to July 1, 2012.
- MNRTF Grant Extension requested and granted to September 1, 2012.
- Weekly Update meetings held to note progress and outstanding issues.
- Stairway to start August 2012 and be completed by September 1, 2012
- Waterways Grant items to be wrapped up by July 26, 2012 and final grant administrator walk scheduled.
- Substantial completion/punch list to be generated; items being discussed weekly.
- August 11th Ribbon Cutting Scheduled following Dexter Daze Parade.

County Border to Border and Subdivision Connector

- Village Council approved the site plan August 27, 2010.
- Construction commenced July 11, 2011.
- Project Grand Opening and Wellness Walk held March 24, 2012.
- Punch list generated April 12th, items to be completed by May 2012.
- Project Completed, items addressed as needed.

County Segment D1

- Village Council approved the site plan March 14, 2011.
- MDEQ permit for project expired July 2012 for bridge installation.
- Bridge crossing Huron River at Dexter Huron Park installed April 6, 2012.
- Boardwalk construction to be completed for Phase 1 by fall 2012.
- Phase 2 of project into the Village of Dexter at Central Street under consideration with Village and Railroad at this time.
- Easement from Norfolk Southern Railroad still necessary over Village utility easement.

Dexter Crossing – Blackhawk Development / Signature Home Traditions

Victoria Condominiums

Preliminary Zoning Compliance	0
Final Zoning Compliance	0
Units Not Sold (Total Units)	106(114)
Single Family Homes Final Zoning Compliance	0

CONDOS

- A maximum of five buildings may be under construction at any one time.
- Homestead exemption forms required for each Final Zoning Compliance request.
- Nuisance Violation for open basement. Basement filled in December 2010.
- As-Builts submitted in March 2012 and approved.
- Project for Sale.

SINGLE FAMILY

- 8 vacant single-family home sites remain in Dexter Crossing under BHD control.
- The roads within Phases 1-5A were milled and resurfaced – October 2009

COMMERCIAL

- Dexter Pharmacy, Pack N Mail Plus, Movie Planet, Monica’s and Frivolities have vacated the mall leaving occupancy at less than 45% (based on square footage).
- MI Dance Academy moved in July 2011.
- As-Builts submitted in March 2012 approved.
- Land Division approved February 2012; project sold to Oxford Properties.
- Oxford Properties considering development of outlot.

Dexter Crossing (Phases 6-8) - Peters Building Company

Preliminary Zoning Compliance	0
Final Zoning Compliance	0
Units Remaining (ready for occupancy, not sold)	0
Vacant Lots <i>(Total Lots Phases 6-8 = 76)</i>	46

- Final punch list walk through conducted October 2006. Another final walk necessary prior to dedication.
- Residents interested in what is required to dedicate roads, request made to Village, Village reviewing options, not recommended by Village Engineer.
- An assessment of road maintenance is recommended due to the age of the roads and due to the future request for road dedication.

West Ridge of Dexter – Hazel Ravine Partnership, Peters Building Company, Norfolk Development and B & H Properties

Preliminary Zoning Compliance	4
Final Zoning Compliance	5
Units Remaining (ready for occupancy, not sold)	0
Vacant Lots	64

- Norfolk Development purchased vacant lots in March 2012.
- Hazel Ravine Partnership and Robertson Brothers control approximately 15 lots.
- Westridge of Dexter (Peters Building) controls 22 vacant lots.
- Construction on the Westside Connector and Subdivision Connector completed March 2012.

Cedars of Dexter – UMRC / Gordon Hall Project

Preliminary Zoning Compliance	0
Final Zoning Compliance	0
Total Units	60
Units Occupied	49 (11 available)

- The Planning Commission recommended approval of the Final site plan on May 7, 2007. The Village Council approved the final site plan on September 24, 2007.
- The development agreement was approved by the Village Council on January 14, 2008.
- Water and sewer permits were granted by the MDEQ in May 2008.
- The Club House was completed in October 2010.
- The tree contribution of \$240,188.52 has been submitted.
- EDC approved Cedars of Dexter Project Plan/Council approved 12-13-10.
- Project final walk through completed and substantial completion list generated for project close out (7/9/12).
- Project built out, no further building construction.

Dexter Wellness Center (Former Colorbok site)

- The Village Council approved the final site plan for the overall site development on October 8, 2007. An extension has been granted until October 8, 2011.
- The Planning Commission and Village Council reviewed a revised site plan and approved the final site plan in February 2012.
- Water and Sewer permits for the project were issued by the MDEQ in March 2012.
- Brownfield Plan approved by DDA and Council March 2011.
- 5 year timeline requirement to complete project.
- Demolition started June 2012, utility installation to start August 2012.
- Project completion anticipated for June 2013.

Schulz Development – Mill Creek Building – NO NEW ACTIVITY

- The Planning Commission recommended approval of the combined site plan on November 5, 2007. The Village Council approved the combined site plan on November 26, 2007.
- The final site plan and development agreement were granted an extension by the DDA and Village Council to December 1, 2010. A second extension of the site plan and development agreement by the DDA and Village Council until December 1, 2012.
- Developer still interest in the development, however financing cannot be awarded until property is 70% leased.

LaFontaine Chevrolet

- LaFontaine Chevrolet Combined Site Plan Approved December 27, 2010.
- Project under construction, slated to be completed spring 2012.
- Temporary parking granted at Dexter Crossing commercial during construction. New vehicle storage approved April 2012 at 7931 Grand Street.
- Streetscape light pole wind turbine request made to the Planning Commission in April 2012; action postponed and then applicant withdrew request.
- Phase 1 of redevelopment to be completed by May 2012, Phase 2 to be complete by September 2012.
- Sign variance granted (Case#2012-01) for building signage and ground signage.

Plan Reviews/Approved

- K-Space Associates Combined Site Plan Approved June 27, 2011; project complete July 2012.
- DAPCO Addition Combined Site Plan approved October 28, 2011; project complete June 2012. Tap Fee payment agreement and sidewalk construction deferral granted.
- MedHub Combined Site Plan and PUD minor amendment approved October 14, 2011; interior renovations underway.
- Dr. Gray Dental Office (3060 Baker Road) site plan approved; renovations underway.
- Dexter Plaza – sold March 2012 to AF Jonna.
- Dexter Crossing – sold April 2012 to Oxford Properties.

Grants

- MNRTF-Michigan Natural Resources Trust Fund 2009 - \$450,000 (Awarded - Project Underway) Project close out expected October 2012.
- Waterways Infrastructure 2009 - \$48,000 (Awarded - Project Underway) Project close out expected August 2012.
- DTE Tree Planting Grant - \$2,830 (Mill Creek Park-Awarded) \$2,000 added to grant to assist with tornado restoration. Reimbursement for \$4,830 submitted July 2012.
- Wellhead Protection Grant - \$10,103.94 (submitted June 2011-awarded)
- Wellhead Protection Grant - \$9,100.00 (submitted June 2012- pending)
- MEDC Project Planning Grant - \$13,250 (submitted June 2011-awarded, project close out anticipated August 2012)
- 5 Healthy Towns Playground Equipment Grant - \$10,000 (submitted September 2011-Awarded, Project completed June 2012.

Village of Dexter
4th Quarter Report 2011-12
April 1 - June 30, 2012

1st Quarter Activity April 1 - June 30, 2012	1st Qtr. July-Sept		2nd Qtr. Oct-Dec		3rd Qtr. Jan-March		4th Qtr. April-June		11-12 YTD Total		10-11 YTD Total		09-10 YTD Total		08-09 YTD Total		07-08 YTD Total		06-07 YTD Total		05-06 YTD Total		04-05 YTD Total		03-04 YTD Total				
	11	12	1	2	3	4	5	6	7	8	9	10	11	12	1	2	3	4	5	6	7	8	9	10	11	12	1	2	
Prelim. Zoning Compli. Permits	11	6	11	21	49	41	65	32	32	98	67	211	161																
(New Construction)	3	4	3	7	17	6	8	2	2	11	12	107	75																
Condominium Units	0	0	0	0	0	18	39	0	0	0	0	1	21																
(Commercial/Office)	1	0	3	2	6	8	8	5	5	30	8	3																	
(Additions/Remodels/Build outs))	1	0	0	1	2	9	20	13	10	21	5	5	3																
(Accessory structure)	2	1	3	3	9	2	1	2	1	4	1	5	3																
(Decks)	4	1	2	8	15	11	9	8	10	24	38	65	65																
Final Zoning Compli. Permits	6	8	7	3	24	46	36	29	44	58	188	157	122																
(New Construction)	1	5	3	2	11	7	8	2	10	9	38	85	78																
(Additions/Remodels/Build Outs)	2	2	1	0	5	9	7	9	10	4	19	6	1																
(Decks)	1	0	0	0	1	3	7	0	13	25	121	58	43																
(Accessory structure)	0	0	0	0	0	1	0	0	2	0	2	1	0																
(Commercial/Office)	0	1	0	1	2	11	6	18	6	19																			
(Condominium Units)	6	0	8	0	14	18	15	0	3	0	8	7	0																
INTERIOR REMODEL (Prelim./Final)	6	6	12	7	31																								
FENCE PERMITS	4	2	2	4	12																								
PERMITS/OTHER																													
Temporary Uses/Structures	0	0	2	1	3	4	7	0	6	7	11	7	0																
Land Division / Combination	0	0	1	0	1	0	2	3	4	2	0	3	2																
Ordinance Amendments	2	1	0	5	8	9	9	4	15	11	9	11	6																
Rezoning or Conditional Rezoning	0	0	0	0	0	0	1	2	0	1	0	1	0																
Special Use Permits	0	0	0	0	0	0	1	1	0	8	6	1	3																
Preliminary Site Plan Approvals	0	0	1	0	1	0	0	0	1	4	3	0	1																
Final Site Plan Approvals	0	0	1	0	1	1	0	0	2	4	3	0	2																
Combined Site Plan Approvals	0	0	0	1	1	2	2	1	3	1	2	0	1																
PUD Area Plan	0	0	0	0	0	0	0	0	0	1	0	0	2																
PUD Amendment	4	4	4	1	13	11	9	10	12	21	13	11	14																
Sign Permits	20	7	2	7	36	37	32	13	21	37	21	14																	
Temporary Signs/Sandwich/Use	1	0	0	3	4	11	10	6	2	5	6																		
Outdoor Seating Permits	0	0	0	1	1	2	2	1	1	2	3	5	3																
(ZBA Cases) Non-Residential	1	0	0	0	1	1	0	2	2	4	4	3	2																
(ZBA Cases) Residential	1	0	0	1	2	2	2	2	2	5	7	7	5																
Variances Granted	2	1	0	3	6	2	6	2	2	6	5	2	4																
Demolition Permits	1	1	1	7	10	2	7	1	2	7	4	3	2																
Right-of-way permits	4	3	5	7	19	8	15	14	6	7	4	3	4																
Park Use																													



Memorandum

To: Village Council and President Keough
Donna Dettling, Village Manager
From: Allison Bishop, AICP, Community Development Manager
Re: Information on Tobacco Free Parks Policy
Date: July 18, 2012

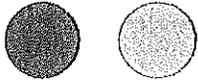
DeBorah Borden from the Washtenaw County Public Health Department contacted the Village about adoption of a Tobacco-Free Policy for Village owned outdoor parks and recreation areas.

Attached is the information she has provided for our consideration.

At this time I am presenting the information to Council for review. The Parks and Recreation Commission will discuss the information at their August 21st meeting and staff plans to present the information to Council for consideration at the meeting on August 27, 2012.

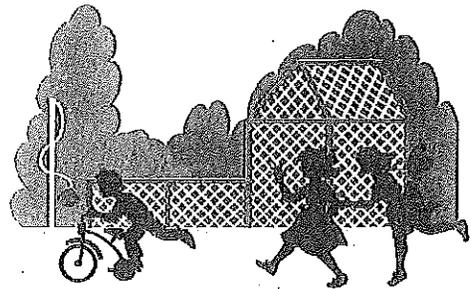
Please feel free to contact me prior to the meeting if you have any questions or feedback.

Thank you.



15 Reasons Parks & Playgrounds Should be Tobacco-Free

1. Tobacco use is the leading cause of preventable death in the U.S.
2. There is no safe level of exposure to secondhand smoke.
3. Secondhand smoke leads to many serious illnesses including asthma, respiratory infections and cardiovascular disease.
4. When children see adults using tobacco in family-friendly places such as parks and playgrounds, they see the behavior as acceptable and are more likely to mimic the behavior.
5. A critical component in addressing youth tobacco use is to create an environment in which tobacco use is not considered the norm in adult society.
6. Parks are about clean air, natural beauty, and engaging in healthy activities.
7. Kids should be able to play without being directly exposed to the harmful effects of secondhand smoke.
8. Cigarette butts are the most common form of litter.
9. Cigarette butts are hazardous to children, animals and the environment; discarded cigarette butts put children at risk for toxic poisoning, choking or burning themselves.
10. Cleaning up cigarette butts is costly to taxpayers.
11. In Chippewa County, 70% of adults do not smoke.
12. Every year in Michigan, over 1,740 non-smokers die as a result of exposure to secondhand smoke.
13. In Michigan, 16,000 kids under the age of 18 become daily smokers each year.
14. Nearly 90% of adult smokers began smoking at or before the age of 18.
15. It is common sense to protect children where they play and socialize.



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1. Capitol District Tobacco-Free Coalition. Retrieved May 20, 2010 from http://www.smokefreecapitol.org/tfree_NY/15reasons.cfm.
2. Campaign for Tobacco Free Kids. "The Toll of Tobacco in Michigan". Retrieved May 20, 2010 from <http://www.tobaccofreekids.org/reports/settlements/toll.php?StateID=MI>.
3. Michigan Department of Community Health, Division for Vital Records and Health Statistics and Centers for Disease Control and Prevention; Smoking Attributable Morbidity, Mortality, and Economic Costs (SAMMEC).



Frequently Asked Questions about Tobacco-Free Policies for Park Areas in Minnesota

What is current Minnesota state law on smoking outdoors?

There is currently no state law that regulates tobacco use in outdoor areas.

Are local governments able to enact policies restricting tobacco use?

Neither federal nor state law prohibits local governments from regulating tobacco use outdoors.¹

What is the difference between a park policy and an ordinance?

In general, *park policies* are rules regarding city or county-owned park property that are established by local park boards and are often approved by city councils or county boards. Generally, those who ignore park policies do not receive a fine, but are asked to refrain from using tobacco or leave the premises.

Ordinances are local government enactments that regulate people or property and carry a penalty such as a fine for violations. Ordinances often originate from a recommendation passed by the park board.²

For both park policies and ordinances, tobacco use is prohibited on park property.

Should a policy cover all property and activities or just youth events?

In Minnesota, both types of policies exist, but the recent trend is toward "all property" policies because they may be simpler for citizens to understand, rather than to determine which activities qualify as "youth events."

How do other Minnesota communities enforce their policies?

Minnesota communities with tobacco-free park policies post signs in their park areas that announce the policy. These signs provide communities with the ability to rely on community and self-enforcement. Many tobacco users look for "no tobacco" signs. These signs empower everyone using the parks to provide friendly reminders about the policy to violators. Signs also help to eliminate the need for any law enforcement presence. The majority of Minnesota communities with policies have utilized Tobacco-Free Youth Recreation's free signs.

In addition to signs, communities notify their residents in a variety of ways: local media, newsletters, policy reminder cards, recreation program brochures, policy statements sent to sports associations, and coaches' trainings.

Are existing policies working?

Yes! According to a 2004 University of Minnesota survey of Minnesota park directors in cities with such policies, 88% of park directors reported no change in park usage (no loss of park users), 71% reported less smoking in parks, and 58% reported cleaner park areas.

What effect do tobacco-free park policies have on youth?

Research has not been completed on this particular topic, but in general, tobacco-free policies help prevent youth tobacco use, particularly by establishing tobacco-free community norms and by providing adults the opportunity to be tobacco-free role models throughout the community.³

What other benefits result from tobacco-free policies?

Cigarette filters are not biodegradable, so they do not decay and cannot be absorbed by the environment. A policy reduces park and beach litter and protects toddlers from ingesting filters that are discarded. In Minnesota, smoking-related debris accounted for 62% of total debris during a 2005 coastal cleanup.⁴

Will policies keep some people from using public park and recreation areas?

Tobacco-free policies for park areas ensure that all citizens have a healthy recreational environment. People go to parks to exercise or relax, not to use tobacco. Smokers work, eat, shop, travel, and reside in smoke-free environments every day. No court has determined that smoking is a constitutionally protected right.⁵

Aren't tobacco-free policies for parks a needless regulation?

These policies are similar to those prohibiting alcohol and litter or requiring that pets be leashed. It is the duty of policy makers to enact policies that protect the health of their citizens.

¹ Minnesota Attorney General Mike Hatch. (5/4/00). Legal opinion letter to Peter Vogel.

² League of Minnesota Cities. (2003). *Handbook for Minnesota Cities*. [Online]. Available: <http://www.lmac.org/handbook/chapter07.pdf>.

³ Perry, C. (1999). *Creating Health Behavior Change: How to Develop Community-Wide Programs for Youth*. Thousand Oaks, CA: Sage Publications.

⁴ The Ocean Conservancy. (2006). *International Coastal Cleanup 2005 Minnesota Summary Report*. [Online]. Available: <http://www.coastalcleanup.org>.

⁵ Tobacco Control Legal Consortium. (2004). "Legal Authority to Regulate Smoking and Common Legal Threats and Challenges."

REASONS FOR BANNING SMOKING IN CERTAIN PUBLIC OUTDOOR AREAS*

1. Careful scientific studies – based upon both highly accurate mathematical modeling techniques as well as actual real-life measurements – have shown that concentrations of secondhand tobacco smoke in many outdoor areas are often as high or higher than in some indoor areas^[1] and that the risks posed by such outdoor exposure, while small to most individuals, are well beyond generally accepted norms when large numbers of people are involuntarily exposed.^[2] Indeed, for these very reasons, the State of California – in a report summarizing much of this evidence – was preparing and has now declared OUTDOOR tobacco smoke as a “toxic air pollutant.”^[3]

2. Drifting tobacco smoke, even outdoors, can trigger asthmatic attacks,^[4] bronchial infections, and other serious health problems in nonsmokers.^[5] This is especially true for the almost 100 million Americans who have asthma, chronic bronchitis, chronic sinusitis, emphysema, and other breathing-related conditions which make them especially susceptible to secondhand tobacco smoke.^[6]

3. Even for people without such respiratory conditions, breathing drifting tobacco smoke for even brief periods can be deadly. For example, the Centers for Disease Controls [CDC] has warned that breathing drifting tobacco smoke for as little as 30 minutes (less than the time one might be exposed outdoors on a beach, sitting on a park bench, listening to a concert in a park, etc.) can raise a nonsmoker’s risk of suffering a fatal heart attack to that of a smoker^[7]. The danger is even greater for those who are already at an elevated risk for coronary problems: e.g., men over 40 and postmenopausal women, anyone who is obese, has diabetes, a personal or family history of heart or circulatory conditions, gets insufficient exercise, has high blood pressure, cholesterol, etc.^[8]

4. In cases where drifting tobacco smoke was present and a nonsmoker suffered a heart attack, asthmatic attack, or other similar problems, the municipality which owns and operates the beach, park, playground, etc. could be liable since it was on notice of the known health dangers^[9] but failed to take the “reasonable” step of banning smoking as taken by many other outdoor areas.^[10]

5. Society recognizes that people have a right not to be involuntarily exposed to known carcinogenic substances, even if only to small amounts and for brief periods. That’s why, for example, extensive and very expensive precautions are taken when asbestos is removed from buildings. This insures that people outside are not exposed even to minute amounts as they pass by. Similarly, we would not tolerate someone who filed down old brake drums in a playground, thereby releasing even tiny amounts of asbestos into the air. Secondhand tobacco smoke is officially classified by the federal government as a “known human carcinogen” – exactly the same category as asbestos.^[11]

6. Even aside from health hazards, being forced to breathe tobacco smoke is annoying and irritating to most people,^[12] especially the almost 100 million Americans who have chronic conditions like asthma and bronchitis which make them especially susceptible to tobacco smoke,^[13] and young children who are also especially sensitive.^[14] It should be noted that many activities are banned in public places simply because they are annoying or irritating, even if they do not pose a health hazard.^[15] Common examples are playing loud music on portable radios or boom boxes, engaging in sexually provocative activity, using profanity, dressing in inappropriately scanty attire, drinking alcoholic beverages, etc.

7. Many of the 96 million Americans who have chronic conditions like asthma and bronchitis which make them especially susceptible to tobacco smoke have been held to be entitled to protection under the Americans With Disabilities Act [ADA].^[16] Thus, if their medical conditions mean that they cannot enjoy lying on a blanket at the beach or in a park for a concert where smoking is generally permitted, they may be entitled by law to a reasonable accommodation, presumably one which protects them from drifting tobacco smoke.

* Prepared as a public service by Action on Smoking and Health (ASH), 2013 H St., NW, Washington, DC 20006, (202) 659-4310. ASH is a national tax-exempt legal-action organization concerned with the problems of smoking and protecting the rights of nonsmokers. For more information, please see; <http://ash.org>. Comments and suggestions are appreciated.

8. The reason for banning smoke around building entrances is simple. People should not be forced to be exposed to known carcinogenic substances for even the briefest periods of time, and because even brief exposure can also be annoying and irritating to many people, nonsmokers should not be forced to "run a gauntlet"^[17] of smokers gathered around the exits and entrances to their workplaces, or other buildings which they are likely to frequent.

9. Large buildings ordinarily have air intakes to replace the air which is exhausted by their ventilation systems. Occasionally, the air intake will be located near a doorway to the building, or in some other area where smokers might tend to congregate. Therefore, to prevent this smoke-filled air from entering and being circulated throughout the building where it can create a health risk as well as annoyance and physical irritation, it may be necessary to prohibit smoking outdoors around such air intakes.^[18]

10. Cigarette butts discarded by smokers constitute the overwhelming majority of litter on beaches,^[19] as well as in many other public places like parks, playgrounds, and sidewalks.^[20] Smoking bans have been shown to substantially reduce the litter and therefore the costs of cleaning up beaches and other outdoor areas,^[21] as well as to improve the overall appearance and attractiveness of the area.^[22]

11. Cigarettes are a major source of burns to youngsters, including to their faces, when smokers hold their cigarettes at their sides and young children inadvertently come too close. This can happen easily when children are at play or otherwise distracted on a beach^[23], waiting on a line while their parents wait to buy tickets, to use an ATM machines, etc. – and once again there may be legal liability.^[24]

12. Discarded cigarettes – which are designed to continue to burn for several minutes when dropped and not puffed upon – are also a major fire hazard, threatening piers, boardwalks, and wooden structures in parks and playgrounds, etc.,^[25] as well as outdoor park and recreation areas.^[26]

13. Young children playing in the sand at a beach or in playground sandbox may be tempted to put cigarette butts – which contain concentrated amounts of carcinogens and other toxic chemicals trapped from tobacco smoke^[27] – into their mouths, and even older children may touch the cigarette butts and then put their fingers in or near their mouths, eyes, etc.

14. Discarded cigarette butts may also be harmful to birds and other wildlife which nibble on or even swallow them, especially on a beach or park, but also even on a public sidewalk.^[28] Indeed, one of the first domestic bans on outdoor smoking was enacted to protect wildlife rather than human beings.^[29]

15. Activities and images which might be inappropriate for young children and/or which might lead them into bad habits are often prohibited in public places, even if they pose no health risk and might even be appropriate in areas visited voluntarily only by adults.^[30] For example, virtually all municipalities have long prohibited consumption of alcoholic beverages in public places like parks and beaches. The purpose is obviously not to prevent drunkenness or driving while intoxicated – since people can easily get drunk drinking in their parked cars, in bars, and at home. Rather, bans are imposed because drinking sets a bad example for young children to see it done openly – even if the same children might see it in their own homes. Similarly, prohibiting smoking in outdoor places frequented by the public – like parks, playgrounds, beaches, etc. – shields young children from seeing smoking as a common adult behavior to be emulated, even if some may observe smoking by the parents and other adults in private homes. Other examples where activities are prohibited in public places because of their possible impact on children include sexually suggestive movements (permitted on dance floors but prohibited in parks and on sidewalks), gambling (permitted in casinos and tracks but not in public places), displays of pictorial nudity (permitted in art galleries but not on sidewalks), etc.

16. In addition to all of the above reasons, it has now become clear that restrictions on smoking are a major factor in helping to persuade smokers to quit, and to help those who want to stop smoking to do so.^[31] The result can be an enormous saving of lives, in the prevention of disability, and in a

dramatic reduction in health care costs – most of which are borne by nonsmokers who otherwise are forced to pay higher taxes and inflated health insurance premiums. Smoking bans – including outdoors as well as indoors – encourage and support quitting by making it more inconvenient for a person to remain a smoker. Every ban on smoking also sends a very clear educational message to the smoker that his conduct is not desirable – and indeed is found to be annoying and irritating if not repugnant – by a large majority of others. Finally, smoking bans help those already trying to quit by tending to assure that they will not be tempted by being in the presence of a smoker, smell the “tempting” aroma of tobacco smoke, etc. While not the primary argument or purpose in enacting outdoor smoking bans, this additional significant effect of such bans may well be a factor in deciding to support such public health measures.

SUMMARY

More than 350 jurisdictions have successfully prohibited smoking in outdoor areas – such as beaches, parks, playgrounds, near building entrances, while waiting in lines, etc. – without legal challenges, problems of enforcement, loss of patronage or taxes, etc. Such bans appear to be so successful that more jurisdictions are sure to be added. Indeed, as smoking is being banned in an ever growing number of indoor areas, people are beginning to expect freedom from these toxic fumes, and to expect air unpolluted by tobacco smoke wherever they may congregate.^[32]

Very strong recent evidence of this trend is the overwhelming vote by the citizens of the State of Washington to ban smoking not only in all bars and restaurant, but to also require that building entrances be smokefree, and to prohibit smoking within 25 feet of doorways, windows, and ventilation ducts of smokefree establishments. This vote comes on the heels of a poll by the New York State Health Department which showed that the public support for banning smoking in many outdoor areas is even stronger than similar support for a 2003 bill banning indoor smoking.^[33]

[County/City]-Owned Outdoor Recreational Areas

Tobacco-Free Policy [generic model]

SECTION I. FINDINGS

WHEREAS, in order to preserve the public health, safety and welfare of the citizens of the [County/City of _____], Michigan; and

WHEREAS, the State of Michigan has granted and declared to [counties/cities] the power to legislate in the protection of the public health and for the safety of persons and property; and

WHEREAS, it is in the purview of the authority of the [County Commission/City Council of _____] to restrict smoking and the use of tobacco products on [County/City] property; and

WHEREAS, tobacco use causes death and disease and continues to be an urgent public health challenge, as evidenced by the following:

- Tobacco-related illness is the leading cause of preventable death in the United States,¹ accounting for about 443,000 deaths each year;² and
- Tobacco use causes chronic lung disease, coronary heart disease, and stroke, in addition to cancer of the lungs, larynx, esophagus, and mouth;³ and
- Some of the most common types of cancers – including stomach, liver, uterine, cervix, and kidney cancer – are related to tobacco use;⁴ and

WHEREAS, secondhand smoke has repeatedly been identified as a health hazard, as evidenced by the following:

- The U.S. Surgeon General has concluded that there is no risk-free level of exposure to secondhand smoke;⁵ and
- Secondhand smoke is responsible for as many as 3,000 deaths from lung cancer

¹ US Department of Health and Human Services, Centers for Disease Control and Prevention. *Tobacco Use: The Nation's Leading Killer*. 2011, p. 2. Available at: www.cdc.gov/chronicdisease/resources/publications/aag/pdf/2011/Tobacco_AAG_2011_508.pdf.

² US Department of Health and Human Services, Centers for Disease Control and Prevention. *Tobacco Use: Targeting the Nation's Leading Killer*. 2011, p. 2. Available at: www.cdc.gov/chronicdisease/resources/publications/aag/pdf/2011/Tobacco_AAG_2011_508.pdf.

³ US Department of Health and Human Services, Centers for Disease Control and Prevention. *Tobacco Use: The Nation's Leading Killer*. 2011, p. 2. Available at: www.cdc.gov/chronicdisease/resources/publications/aag/pdf/2011/Tobacco_AAG_2011_508.pdf.

⁴ Leistikow B, Zubair K, Connolly GN, et al. "Male Tobacco Smoke Load and Non-Lung Cancer Mortality Associations in Massachusetts." *BMC Cancer*, 8:341, 2008. Available at: www.biomedcentral.com/1471-2407/8/341.

⁵ US Department of Health and Human Services, Office of the Surgeon General. *How Tobacco Smoke Causes Disease: The Biology and Behavioral Basis for Smoking-Attributable Disease: A Report of the Surgeon General*. 2010, p. 9. Report highlights available at: www.surgeongeneral.gov/library/tobaccosmoke/factsheet.html.

and 46,000 deaths from heart disease among nonsmokers each year in the United States;⁶ and

- Exposure to secondhand smoke increases the risk of coronary heart disease by approximately 30 percent;⁷ and
- Secondhand smoke exposure causes lower respiratory tract infections, such as pneumonia and bronchitis, in as many as 300,000 children in the United States under the age of 18 months each year;⁸ and exacerbates childhood asthma;⁹ and

WHEREAS, exposure to secondhand smoke anywhere has negative health impacts, and exposure to secondhand smoke does, contrary to a common misconception, occur at significant levels outdoors, as evidenced by the following:

- Levels of secondhand smoke exposure outdoors can reach levels attained indoors depending on the direction and amount of wind and number and proximity of smokers;¹⁰ and
- Irritation from secondhand smoke begins at levels as low as 4 micrograms per cubic meter, and in some outdoor situations this level can be found as far away as 13 feet from the burning cigarette;¹¹ and
- Smoking cigarettes near building entryways can increase air pollution levels by more than two times as compared to background levels, with maximum levels reaching the “hazardous” range on the US EPA’s Air Quality Index.¹²

⁶ US Department of Health and Human Services, Centers for Disease Control and Prevention. *Tobacco Use: Targeting the Nation’s Leading Killer*. 2011, p. 2. Available at: www.cdc.gov/chronicdisease/resources/publications/aag/pdf/2011/Tobacco_AAG_2011_508.pdf.

⁷ Barnoya J and Glantz S. “Cardiovascular Effects of Secondhand Smoke: Nearly as Large as Smoking.” *Circulation*, 111: 2684-2698, 2005. Available at: www.circ.ahajournals.org/cgi/content/full/111/20/2684.

⁸ US Department of Health and Human Services, Centers for Disease Control and Prevention. *Tobacco Use: Targeting the Nation’s Leading Killer*. 2011, p. 2. Available at: www.cdc.gov/chronicdisease/resources/publications/aag/pdf/2011/Tobacco_AAG_2011_508.pdf.

⁹ US Department of Health and Human Services, Centers for Disease Control and Prevention. *Tobacco Use: Targeting the Nation’s Leading Killer*. 2011, p. 2. Available at: www.cdc.gov/chronicdisease/resources/publications/aag/pdf/2011/Tobacco_AAG_2011_508.pdf.

¹⁰ Klepeis NE, Ott WR, and Switzer P. *Real-Time Monitoring of Outdoor Environmental Tobacco Smoke Concentrations: A Pilot Study*. San Francisco: University of California, San Francisco and Stanford University, 2004, p. 80, 87. Available at: http://exposurescience.org/pub/reports/Outdoor_ETS_Final.pdf; see also Klepeis NE, Ott WR and Switzer P. “Real-Time Measurement of Outdoor Tobacco Smoke Particles.” *Journal of the Air & Waste Management Association*, 57: 522-534, 2007. Available at: www.ashaust.org.au/pdfs/OutdoorSHS0705.pdf.

¹¹ Junker MH, Danuser B, Monn C, et al. “Acute Sensory Responses of Nonsmokers at Very Low Environmental Tobacco Smoke Concentrations in Controlled Laboratory Settings.” *Environmental Health Perspectives*, 109(10): 1045-1052, p. 1049-51, 2001. Available at: www.pubmedcentral.nih.gov/picrender.fcgi?artid=1242082&blobtype=pdf; Repace JL. “Benefits of Smoke-Free Regulations in Outdoor Settings: Beaches, Golf Courses, Parks, Patios, and in Motor Vehicles.” *William Mitchell Law Review*, 34(4): 1621-1638, p. 1626, 2008. Available at: www.repace.com/pdf/Repace_Ch_15_Outdoor_Smoke.pdf.

¹² Kaufman P, Zhang, B, Bondy S, et al. “Not just ‘a few wisps’: real-time measurement of tobacco smoke at entrances to office buildings.” *Tobacco Control*. Published Online First: 21 December 2010.

- Studies on a cruise ship have found that even while cruising at 20 knots and with unlimited air volume, outdoor smoking areas contained carcinogens in nearly the same amounts as inside the ship's casino where smoking was allowed;¹³ and
- To be completely free from exposure to secondhand smoke in outdoor places, a person may have to move nearly 25 feet away from the source of the smoke, about the width of a two-lane road;¹⁴ and

WHEREAS, smokeless tobacco is not a safe alternative to smoking and causes significant death and disease, as evidenced by the following:

- Smokeless tobacco use causes leukoplakia, a disease causing white patches to form in the user's mouth that can become cancerous;¹⁵ smokeless tobacco products are known to cause lung, larynx, esophageal, and oral cancer;¹⁶ and the regular use of snuff doubles the user's risk of cardiovascular disease and death;¹⁷ and
- Prolonged use of snus, a form of smokeless tobacco, contributes to high blood pressure and to a higher likelihood of suffering a fatal stroke;¹⁸ and

WHEREAS, children who attend or participate in athletic and recreational events can be affected by secondhand smoke and the use of other tobacco products; and

WHEREAS, smoking and the use of other tobacco products at such events sends a deleterious health message to youth and student athletes; and

doi:10.1136/tc.2010.041277. Abstract available at:

<http://tobaccocontrol.bmj.com/content/early/2010/12/21/tc.2010.041277.abstract>

¹³ Repace JL. "Benefits of Smoke-Free Regulations in Outdoor Settings: Beaches, Golf Courses, Parks, Patios, and in Motor Vehicles." *William Mitchell Law Review*, 34(4): 1621-1638, p. 1626, 2008. Available at: www.repace.com/pdf/Repace_Ch_15_Outdoor_Smoke.pdf.

¹⁴ Repace JL. "Benefits of Smoke-Free Regulations in Outdoor Settings: Beaches, Golf Courses, Parks, Patios, and in Motor Vehicles." *William Mitchell Law Review*, 34(4): 1621-1638, p. 1626, 2008. Available at: www.repace.com/pdf/Repace_Ch_15_Outdoor_Smoke.pdf.

¹⁵ US Department of Health and Human Services, Centers for Disease Control and Prevention. *Fact Sheet -- Smokeless Tobacco Facts*, www.cdc.gov/tobacco/data_statistics/fact_sheets/smokeless/smokeless_facts/index.htm#chewing (last updated January 28, 2011).

¹⁶ US Department of Health and Human Services, Centers for Disease Control and Prevention. *Tobacco Use: Targeting the Nation's Leading Killer*. 2011, p. 2. Available at: www.cdc.gov/chronicdisease/resources/publications/aag/pdf/2011/Tobacco_AAG_2011_508.pdf.

¹⁷ Hatsukami DK and Severson HH. "Oral Spit Tobacco: Addiction, Prevention, and Treatment." *Nicotine and Tobacco Research*, 1(1): 21-44, 1999. Abstract available at: <http://ntr.oxfordjournals.org/content/1/1/21.abstract>.

¹⁸ "Prolonged Use of Swedish Moist Snuff Increases Risk of Fatal Cardiovascular Disease and Stroke." *Medical News Today*, November 15, 2007, www.medicalnewstoday.com/articles/88868.php.

WHEREAS, cigarette butts are the most littered item in the United States and a dangerous nuisance, as evidenced by the following:

- Americans discard more than an estimated 175 million pounds of cigarette butts every year;¹⁹ and
- Cigarette butts are frequently discarded onto sidewalks, streets, beaches, and nature trails, and in parks, gardens and other public places, ending up in storm drains that flow into the water supply;²⁰ and
- Cigarette filters, made of plastic cellulose acetate, are not biodegradable and take approximately 15 years to decompose;²¹ and

WHEREAS, cigarette butts pose a health threat to young children, as evidenced by the following:

- In 2009, American poison control centers received nearly 8,000 reports of children poisoned by the ingestion of cigarettes, cigarette butts, and other tobacco products;²² and
- Children who ingest cigarette butts can experience vomiting, nausea, lethargy, and gagging;²³ and

WHEREAS, smoking outside in natural areas, where there are trees, shrubs and grasses, poses a significant risk of fire damage to those natural areas, and cigarette-caused fires unnecessarily jeopardize firefighters and result in avoidable emergency response costs; and

WHEREAS, laws restricting the use of tobacco products have clear benefits to public health and medical costs, as evidenced by the following:

- Cities with smokefree laws see an appreciable reduction in hospital admittances for heart attacks in the months and years after such laws are passed;²⁴ and

¹⁹ Surfrider Foundation, San Diego Chapter, Hold on to Your Butt, www.surfridersd.org/hotyb.php. (last visited March 10, 2011).

²⁰ Surfrider Foundation, San Diego Chapter, Hold on to Your Butt, www.surfridersd.org/hotyb.php. (last visited March 10, 2011).

²¹ Surfrider Foundation, San Diego Chapter, Hold on to Your Butt, www.surfridersd.org/hotyb.php. (last visited March 10, 2011).

²² Bronstein AC, Spyker DA, Cantilena LR, et al. American Association of Poison Control Centers. "2009 Annual Report of the American Association of Poison Control Centers' National Poison Data System (NPDS): 27th Annual Report" *Clinical Toxicology*, 48(10): 979-1178, p. 1124, 2010. Available at: www.aapcc.org/dnn/Portals/0/correctedannualreport.pdf.

²³ US Department of Health and Human Services, Centers for Disease Control and Prevention. "Ingestion of Cigarettes and Cigarette Butts by Children – Rhode Island, January 1994 -July 1996." *Morbidity and Mortality Weekly Report*, 46(06): 125-128, 1997. Available at: www.cdc.gov/mmwr/preview/mmwrhtml/00046181.htm.

²⁴ US Department of Health and Human Services, Centers for Disease Control and Prevention. "Reduced Hospitalizations for Acute Myocardial Infarction After Implementation of a Smoke-Free Ordinance – City of Pueblo, Colorado, 2002 – 2006." *Morbidity and Mortality Weekly Report*, 57(51&52): 1373-1377, 2009. Available at: www.cdc.gov/mmwr/preview/mmwrhtml/mm5751a1.htm; Glantz SA. "Meta-Analysis of the Effects of

- Smoking bans help people reduce the number of cigarettes they smoke or quit altogether;²⁵ and
- Strong smoking regulations for restaurants decrease the number of children who transition from experimenting with smoking to becoming actual smokers;²⁶ and

WHEREAS, unregulated high-tech smoking devices, commonly referred to as electronic cigarettes, or “e-cigarettes,” closely resemble and purposefully mimic the act of smoking by having users inhale vaporized liquid nicotine created by heat through an electronic ignition system. After testing a number of e-cigarettes from two leading manufacturers, the Food and Drug Administration (FDA) determined that various samples tested contained not only nicotine but also detectable levels of known carcinogens and toxic chemicals, including tobacco-specific nitrosamines and diethylene glycol, a toxic chemical used in antifreeze. The FDA’s testing also suggested that “quality control processes used to manufacture these products are inconsistent or non-existent.”²⁷ and

WHEREAS, electronic cigarettes are known to have caused serious injury from explosion of their rechargeable lithium batteries;²⁸

WHEREAS, creating smoke-free areas helps protect the health of our children and the 80 percent of adults who do not smoke;²⁹ and

WHEREAS, a large number of citizens and visitors to the [County/City of _____] find smoking and the use of tobacco products a serious health concern in both indoor and outdoor environments, particularly where a large number of people are gathered together in close proximity; and

WHEREAS, there is no Constitutional right to smoke or use other tobacco products;³⁰

Smokefree Laws on Acute Myocardial Infarction: An Update.” *Preventive Medicine*, 47(4): 452-453, 2008. Abstract available at: www.ncbi.nlm.nih.gov/pmc/articles/PMC2927851/?tool=pubmed.

²⁵ Neighmond P. “Smoking Bans Help People Quit, Research Shows.” *National Public Radio*, October 25, 2007, www.npr.org/templates/story/story.php?storyId=15610995.

²⁶ Siegel M, Albers AB, Cheng DM, et al. “Local Restaurant Smoking Regulations and the Adolescent Smoking Initiation Process: Results of a Multilevel Contextual Analysis Among Massachusetts Youth.” *Archives of Pediatrics and Adolescent Medicine*, 162(5): 477-483, 2008. Available at: <http://archpedi.ama-assn.org/cgi/reprint/162/5/477.pdf>.

²⁷ Food and Drug Administration, *Summary of Results: Laboratory Analysis of Electronic Cigarettes Conducted by FDA*. July 22, 2009, <http://www.fda.gov/NewsEvents/PublicHealthFocus/ucm173146.htm>; Food and Drug Administration. *News Release, FDA and Public Health Experts Warn About Electronic Cigarettes*. July 22, 2009. Available at: www.fda.gov/NewsEvents/Newsroom/PressAnnouncements/ucm173222.htm.

²⁸ CBS News. “Electronic Cigarette Explodes in Man’s Mouth, Causes Serious Injuries.” *CBS News*, February 16, 2012, http://www.cbsnews.com/8301-504763_162-57379260-10391704/electronic-cigarette-explodes-in-mans-mouth-causes-serious-injuries.

²⁹ California Department of Public Health, *News Release, State’s Latest Tobacco Ads Debut*. December 20, 2010. Available at: www.cdph.ca.gov/Pages/NR10-099.aspx.

³⁰ Public Health Law & Policy, Technical Assistance Legal Center. *There Is No Constitutional Right to Smoke*. 2005. Available at www.phlpnet.org/tobacco-control/products/there-no-constitutional-right-smoke.

SECTION II. DEFINITIONS

The following words and phrases shall be construed as defined in this Section:

A. "Playground" means any park or recreational area designed in part to be used by children that has play or sports equipment installed or that has been designated or landscaped for play or sports activities, or any similar facility located on public or private school grounds or on [City or County] grounds.

B. "Public Place" means an area to which the public is invited or in which the public is permitted.

C. "Recreational Area" means any public or private area open to the public for recreational purposes, whether or not any fee for admission is charged, including but not limited to, streets, sidewalks, amusement parks, athletic fields, beaches, fairgrounds, gardens, golf courses, parks, plazas, skate parks, swimming pools, trails, zoos.

D. "Tobacco product" means a preparation of tobacco to be inhaled, chewed, sucked or placed in a person's mouth, and also includes electronic cigarettes.

K. "Smoking" means inhaling, exhaling, burning, or carrying any lighted or heated cigar, cigarette, pipe or electronic cigarette in any manner or in any form.

L. "Electronic cigarette" or "e-cigarette" means any electronic oral device, such as one composed of a heating element, battery, and/or electronic circuit, which provides a vapor of nicotine or any other substances, and the use or inhalation of which simulates smoking. The term shall include any such device, whether manufactured, distributed, marketed, or sold as an e-cigarette, e-cigar, e-pipe, or under any other product name or descriptor.

NOW, THEREFORE, [the County/City of _____] ordains that [ordinance or regulation designation] is hereby added and shall read as follows:

SECTION III. RESTRICTING SMOKING AND THE USE OF TOBACCO PRODUCTS, INCLUDING "ELECTRONIC CIGARETTES," IN OUTDOOR RECREATIONAL AREAS

In order to provide for the public health, safety and welfare by discouraging the inherently dangerous behavior of smoking and other tobacco use around non-tobacco users, especially children, by protecting the public from exposure where members of the community live, work, and play; by reducing the potential for children to wrongly associate smoking and other tobacco use with a healthy lifestyle; and by affirming and promoting a healthy environment in the [County/City of _____], tobacco use is not permitted in any outdoor Recreational Area.

SECTION IV. REQUIREMENTS AND PROHIBITIONS

1. The owner, operator, manager, or other person in control of an outdoor public place where smoking is prohibited shall clearly and conspicuously post "No Use of Tobacco Products" signs or "Tobacco Free" signs shall be posted in a quantity and manner reasonably likely to inform individuals occupying the area that tobacco product use is prohibited within the area. The signs shall have letters of no less than one inch in height and shall include the international "No Smoking" symbol (consisting of a pictorial representation of a burning cigarette enclosed in a red circle crossed by a red bar).
2. No ash can, ashtray, or other tobacco product waste receptacle shall be placed in any area in which tobacco use is prohibited.
3. No person shall dispose of used tobacco product waste within the boundaries of an area in which tobacco product use is prohibited.
4. No person shall intimidate, threaten any reprisal, or effect any reprisal, for the purpose of retaliating against another person who seeks to attain compliance with this policy.
5. The presence of tobacco product waste receptacles or the absence of signs required by this Section shall not be a defense to a violation of any provision of this [policy].

SECTION V. PENALTIES AND ENFORCEMENT

1. A person who violates or fails to comply with this policy shall be subject to one or more of the following:
 - a. asked to stop smoking or using the tobacco product;
 - b. asked to leave the premises;
 - c. liable for a [e.g., civil infraction, and subject to the civil fines set forth in _____ and any other relief that may be imposed by the Court].
2. Each instance of tobacco product use in violation of this [policy] shall constitute a separate violation. For violations other than tobacco use, each day of a continuing violation of this [policy] shall constitute a separate violation.
3. Any violation of this [policy] is hereby declared to be a nuisance.
4. Except as otherwise provided, enforcement of this [policy] is at the sole discretion of the [County/City]. Nothing in this [policy] shall create a right of action in any person against the [County/City] or its agents to compel public enforcement of this [policy] against private parties.
5. Any person may bring a civil action to enjoin a violation of this [policy].

SECTION VI. EFFECTIVE DATE

This policy shall be effective thirty (30) days from and after the date of its adoption.

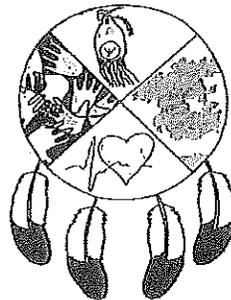
[County/City Official]

Date

YOUNG LUNGS AT PLAY



Welcome to Our Tobacco-Free Playground



Sault Tribe Housing Authority
in partnership with the **Sault Tribe Strategic Alliance for Health Project**

Signage made possible by funding from the Department of Health and Human Services

The Health Consequences of Involuntary Exposure to Tobacco Smoke: A Report of the Surgeon General, U.S. Department of Health and Human Services

There is No Risk-Free Level of Exposure to Secondhand Smoke

The U.S. Surgeon General has concluded that breathing even a little secondhand smoke poses a risk to your health.

- Scientific evidence indicates that there is no risk-free level of exposure to secondhand smoke. Breathing even a little secondhand smoke can be harmful to your health.

Secondhand smoke causes lung cancer.

- Secondhand smoke is a known human carcinogen and contains more than 50 chemicals that can cause cancer.
- Concentrations of many cancer-causing and toxic chemicals are potentially higher in secondhand smoke than in the smoke inhaled by smokers.

Secondhand smoke causes heart disease.

- Breathing secondhand smoke for even a short time can have immediate adverse effects on the cardiovascular system, interfering with the normal functioning of the heart, blood, and vascular systems in ways that increase the risk of heart attack.
- Even a short time in a smoky room can cause your blood platelets to become stickier, damage the lining of blood vessels, decrease coronary flow velocity reserves, and reduce heart rate variability.
- Persons who already have heart disease are at especially high risk of suffering adverse effects from breathing secondhand smoke, and should take special precautions to avoid even brief exposure.

Secondhand smoke causes acute respiratory effects.

- Secondhand smoke contains many chemicals that can quickly irritate and damage the lining of the airways.
- Even brief exposure can trigger respiratory symptoms, including cough, phlegm, wheezing, and breathlessness.
- Brief exposure to secondhand smoke can trigger an asthma attack in children with asthma.
- Persons who already have asthma or other respiratory conditions are at especially high risk for being affected by secondhand smoke, and should take special precautions to avoid secondhand smoke exposure.

Secondhand smoke can cause sudden infant death syndrome and other health consequences in infants and children.

- Smoking by women during pregnancy has been known for some time to cause SIDS.
- Infants who are exposed to secondhand smoke after birth are also at greater risk of SIDS.
- Children exposed to secondhand smoke are also at an increased risk for acute respiratory infections, ear problems, and more severe asthma. Smoking by parents causes respiratory symptoms and slows lung growth in their children.

Separating smokers from nonsmokers, cleaning the air, and ventilating buildings cannot eliminate secondhand smoke exposure.

VILLAGE OF DEXTER

8140 Main Street Dexter, MI 48130-1092

ddettling@villageofdexter.org

Phone (734)426-8303 ext 11 Fax (734)426-5614

MEMO

To: President Keough and Council Members
From: Donna Dettling, Village Manager
Date: July 17, 2012
**Re: Assistant Village Manager &
Village Manager Report - Meeting of July 23, 2012**

1. Meeting Review:
 - July 10th – 5H Dexter Coalition
 - July 19th – DDA Meeting

2. Upcoming Meeting Review:
 - July 23rd – ASTI – 3045 Broad Street Environmental
 - July 25th – SEMCOG Member Outreach

3. Central Street Project Update. Construction is continuing with the use of flaggers. Concord has been working on placing the new storm sewer over the past week. The large storm water treatment structure is expected to be placed on Thursday the 19th. The sanitary sewer work will begin next week.

4. Arts, Culture & Heritage Committee. The Committee met on July 10, 2012. They are moving forward with a call for artists for the friendly troll along the Border to Border Trail. A flyer will be developed with photographs that highlight the trail and Village to give the artists a feel for the area. The Committee is also pursuing a Great Blue Heron sculpture for along the Mill Creek. Once the Committee gathers information on both of these items it will be passed along to the Art Selection Committee. The Committee has three upcoming events, the Yellow Door breakfast on August 10, Songs, Slams and Smores on September 22 and the creation of a Box Town (as was done last year) at Apple Daze on October 6. Mike Vickers was contacted by the Oxford Company (new owners of the Dexter Crossing strip mall). They are interested in getting involved to encourage art in the community. They were interested in possibly getting involved in the banner project, where kids would design banners that would be hung along Main Street. It is possible that they would also display banners on their property as a continuation of those on Main Street. The Committee will be discussing this idea further at their August meeting, which will be held at the Dexter District Library.

5. Alley Work. Knight's Excavating is expected to start on the alleys the week of the 16th. Improvements will be made to the alleys outlined in the bid (Grand/Forest/Baker/Broad and Hudson/Inverness/Main/Forest). Due to a dead end sewer main and storm water concerns in the Kensington/Inverness/Main/Forest alley, staff has decided not to do work on this alley at this time and replaced it with the alley parallel to Broad east of 5th Street which is used by the residents and has a significant grade issue.

6. Crack Sealing. Below is a summary of the crack sealing efforts so far this summer:
 - 6-12-12 - Machine was delivered
 - 6-13-12 - sealed the Wastewater Treatment Plant driveway and half of 3rd street.
 - 6-14-12- sealed rest of 3rd and the parking lot behind the Monument Park Building
 - 6-18-12 through Wednesday 6-20-12 - Machine broke down. Needed new motherboard
 - 6-21-12 - sealed one lane of Dexter/Ann Arbor Road
 - 6-25-12 through 7-6-12 - Machine broke down. Burner problems
 - 7-10-12 - sealed one lane of Dexter/ Ann Arbor Road
 - 7-12-12 - sealed more of Dexter/ Ann Arbor. Mixer switch went bad. Ordered new one
 - 7-16-12 - fixed mixer switch after getting new one
 - 7-17-12 - sealed one lane of Dexter/Ann Arbor Road

Crack sealing Dexter Ann Arbor takes 4 employees due to the necessary traffic control. Once it is complete the DPW will move into the subdivisions which will require 3 employees.

7. Public Art. Staff has been working through the placement of the temporary art with the artists. In Lion's Park the sculpture will be placed between the large Maple tree and the pine tree along Dexter Ann Arbor Road. After consultation with Paul McCann, the Dexter District Library the sculpture will be placed on a temporary concrete pad on the sidewalk along the building. Due to the width of the sidewalk (10 feet) and the length of the pad (3 feet) it is not expected to create an obstacle to the walking path. If this location does not work out well, a second choice was the grass area in front of the building along Alpine. The sculpture at Jeffords and Main will be on a temporary concrete pad in the center of the plaza. We hope to have the sculptures installed by the end of July. Paul Cousins informed the Arts, Culture & Heritage Committee on July 10 that the truck sculpture will not be delivered until October, due to damage at the art studio where it was produced. Encore has offered to display the mounted sculpture that was approved by the Selection Committee. Council will be asked to approve the hanging of this piece on August 13, 2012.

8. Fourth Street Storm Sewer. Village Staff and President Keough have been contacted by residents at 7939 and 7915 Fourth Street regarding the storm water ditch that was constructed in the right of way in front of their homes as part of the water main replacement project. The residents do not feel that they are able to safely mow the ditch due to its depth. We have received two quotes to enclose the ditch using a perforated pipe and manhole. The quote from Knight's Excavating was \$4,800 and the quote from Iron Creek Contractors was \$4,200. Iron Creek expects to be able to complete this work by mid-August.

9. Painting of 8140 Main. The painting of the back of 8140 Main Street has been completed. Richard Brothers will be working on painting the 14 light poles that were a part of the bid over the next few weeks. The poles are located near Lion's and Peace Park.

10. Wastewater Treatment Plant Loading and Capacity Analysis. Over the past several months Village staff has been working with Northern United Brewing to determine the impact of the new brewery on the Wastewater Treatment Plant. Dan Schlaff has requested

the assistance of Blair Selover in working through this process. One of the results of these discussions is the need for a loading and capacity analysis for the Plant. Performing this analysis has been discussed in the past but has been postponed as upgrades to the plant have been made. Now that the major upgrades have either been completed or designed it is an appropriate time to perform this analysis to determine the proper levels of compatible and non-compatible pollutants that can be handled by the plant and also confirm the overall capacity. Dan requested that Blair, who now works for Flies & Vandenbrink submit a proposal for this work. While reviewing the proposal with President Keough he suggested that since Flies & Vandenbrink is not an approved vendor on the Organizational Matters resolution and it is not an expense that was discussed during the budget process, we should also be soliciting proposals from Tetra Tech and OHM to complete this work. Council will be asked to approve the study at the first meeting in August.

11. Fireworks. Staff will be prepared to provide information on President Keough's request to determine what local governments are able to do to regulate fireworks under the terms of the new state law at the first meeting in August.
12. Farmers Market. On Saturday, July 14, 2012 the Market began excepting Bridge Cards. No one used the service; however the signage was posted that the service was available which will hopefully start to get the word out. This Saturday the Market will be hosting a canning demonstration from 9 am to noon.
13. Water Usage. The peak demand for water use between 8 am and 10 am has subsided thanks to the cooperation of our residents and businesses in switching their irrigation timings. We will have information for Council at the next meeting on water/sewer usage numbers.
14. Project Close Outs. We are working on project close-out with Bricco (water main project) and Pro-Line (Main Street project). Bricco has completed their punch list items and we are awaiting final paperwork before the retainage is released. Pro-Line and OHM are working through a punch list item related to the raising of a manhole and are also working on final close-out paperwork. We hope to have both of these projects officially closed in August.

Village President Report

AGENDA 7-23-12
ITEM I-La

Hello Residents and Fellow Council Members,

Here is a summary of my recent activities and some of my planned activities for the future:

Recent Activities

As you know, we have been advertised for open positions on the Arts, Culture & Heritage committee and the Parks and Recreation Commission. We received an application from a Village resident for one of the two Parks and Recreation Commission openings. I am recommending the appointment of this person (Becky Murillo) to the Parks and Recreation Commission as part of the Consent Agenda on Monday night. I will continue to bring forward additional recommendations as I am able to find residents willing to serve.

June 2, 2012 to Present – On June 2nd, I was contacted by two homeowners on Fourth Street (7939 and 7915) regarding their inability to maintain (mow) portions of the new lawn areas that were restored as part of the drainage improvements that took place last fall/this spring as part of the water improvement program project. I met with both homeowners on June 2nd and conveyed their concerns to our Village Manager a few days later. There are some utility poles and guy wires in the vicinity of the grass swales that have created some steeper areas that make it difficult to mow and maintain the grass. These areas probably should have been enclosed with storm sewer. Both of these homeowners are at the bottom of the hill between Dover and Central. In doing a little investigation while I was there, I noticed that there is no outlet for the drainage that flows downhill through the grass lined swales that we have added to the southern side of Fourth Street. The water is directed to a storm manhole, but the manhole has no real outlet unless additional storm sewer is added in the future. Because of this, water will likely sit in these swales more frequently following periods of heavy rain and longer than any other portion of the drainage system until it infiltrates into the ground. As an additional follow-up, Dan Schlauff, Patrick Droze (OHM) and I met with one of the homeowners again following the June 25th Council meeting. I expressed my opinion that we could install perforated storm sewer in this area which would allow the water to infiltrate similar to the swale system, but the enclosure would allow the area to be maintained and mowed by the homeowners at the same time. Please see the Village Manager report for their follow-up on this situation over the past couple of weeks. They have obtained two very reasonable quotes to help address the homeowners concerns.

July 11, 2012 – Regional Fire Department Meeting – There is some momentum on this topic. Pat Kelly of Dexter Twp informed the group that she intends to put the regional agreement in front of the Dexter Township Board for a vote in August or as soon as we can get a cleaned up copy of the draft agreement. There have been a few small proposed changes since we shared the December 2011 draft and we thought it made sense to get them incorporated so everyone is looking at a clean copy. Pat intends to request a vote on the agreement with the name "Washtenaw Fire and Rescue". If you recall from my last update, following the June meeting that I attended, Webster Twp voted to have their attorney review the draft agreement. Webster Twp will be seeing the results of that attorney review at their July meeting. John thinks his board can go either way but feels the last meeting discussion they had in June was a good solid discussion and he feels like they are progressing in their thought process. I am hopeful that we can get the changes to the draft agreement done quickly and will certainly share the updated version and changes in a future Council packet as soon as we have it. It would be a big step for Dexter Twp to pass the agreement and would likely mean that Village Council will need to vote again on the updated document with that same name. Most of you have indicated that the name would not be a deal breaker when it comes down to making a final decision. I hope that is still true and that I can count on your support of this important regional initiative in the coming weeks. The committee will also be updating the transition plan in the coming weeks. I will share that as soon as we have it updated. Last, but not least, I believe it is probably in the Village's best interest to have an independent attorney review of the document on the Village's behalf. The document was drafted by Dykema originally. Assistant Village Manager Courtney Nicholls has asked Tom Ryan for a quote, which came back at \$350, which I think we both feel is very reasonable. Please let staff and I know if this is something that you support once we get the updated agreement to share.

July 12, 2012 – Randy Willis, a property owner in the Village, called me this past Thursday to express his concerns over the way the Village refunded the Streetscape Special Assessment funds that were overcollected. Mr. Willis doesn't think the way we did it is fair to property owners who paid the special assessment for many years and then sold the property. I relayed the conversation to our finance director Marie Sherry and she assured me that we followed the correct legal procedure. I asked her to get a letter from Tom Colis, our Bond Council, to share with Mr. Willis regarding the way the Village went about organizing and implementing the refund.

Future Activities

July 19, 2012 – Downtown Development Authority Meeting – 7:30 am at the Senior Center – no major action items are planned on the agenda.

July 23, 2012 – Baker/Shield Intersection Visioning meeting – I was invited to attend this meeting by Mary Marshall, the Superintendent of Dexter Schools.

July 23, 2012 - Village Council Meeting

August 11, 2012 – Mill Creek Park Grand Opening and Ribbon Cutting – 11 am at the new Mill Creek Park - plans are still being finalized, but essentially this will be an opportunity to recognize that the park is open, thank those that have participated in the planning and development and cut the ribbon to officially let everyone know it will be open. We hope to keep it short and simple so people can get back to the Dexter Daze activities.

August 8, 2012 – Regional Fire Department meeting

August 13, 2012 – Village Council Meeting

Please let me know if you have any questions. I hope everyone had a safe and happy 4th of July. I hope to see you around our town.

Shawn Keough, Village President
skeough@villageofdexter.org
(313) 363-1434 (cell)

SUMMARY OF BILLS AND PAYROLL **23-Jul-12**

Payroll Check Register	07/11/12	\$61,406.34	Bi-weekly payroll processing
Account Payable Check Register	07/23/12	\$96,365.64	
		\$157,771.98	TOTAL BILLS & PAYROLL EXPENDED ALL FUNDS
Summary Items from Bills & Payroll		Amount	Comments

**ALL PAYABLES ARE WITHIN ACCEPTABLE BUDGET LIMITS
 DETAIL VENDOR LIST AND ACCOUNT SUMMARY PROVIDED**

"This is the summary report that will be provided with each packet. Approval of the total bills and payroll expended, all funds will be necessary."

User: erin

DB: Dexter

EXP CHECK RUN DATES 07/18/2012 - 07/18/2012

JOURNALIZED OPEN AND PAID

BANK CODE: POOL

Claimant	Amount Claimed	Amount Owed	Amount Rejected
1. ALLISON BISHOP	60.90		
2. ARBOR SPRINGS WATER CO.INC	5.75		
3. ASTI ENVIRONMENTAL SERVICES	4,000.00		
4. BS&A SOFTWARE	6,455.00		
5. CARLISLE-WORTMAN ASSOCIATES	65.00		
6. CINTAS CORPORATION	639.14		
7. DAVIDSON, SEAN	305.00		
8. DEXTER VILLAGE	2,607.39		
9. DOORS & DRAWERS	1,504.00		
10. DORNBOS SIGN & SAFTEY INC.	865.52		
11. DTE ENERGY	10,428.19		
12. GREEN GUYS LAWN AND LANDSCAPE	95.00		
13. HACKNEY HARDWARE	553.18		
14. HERITAGE NEWSPAPERS	288.00		
15. JOHN DEERE LANDSCAPES	25.86		
16. LESSORS WELDING SUPPLY	50.23		
17. LEXISNEXIS RISK SOLUTIONS INC	17.00		
18. LINCOLN NATIONAL LIFE INS CO	444.45		
19. LOWE'S BUSINESS ACCOUNT	132.70		
20. M&M PAVEMENT MARKING	9,745.20		
21. MICHIGAN GOVERNMENT FINANCE OF	90.00		
22. MICHIGAN MINERAL RESOURCES, LL	1,513.00		
23. NATIONAL HIGHWAY MAINTENANCE L	2,118.80		
24. PARTS PEDDLER AUTO SUPPLY	392.16		
25. PRINT-TECH, INC.	1,517.70		
26. RADTKE TRUCKING, LLC	375.00		
27. RICOH AMERICAS CORPORATION	765.00		
28. S.F. STRONG	452.66		
29. SCIO TOWNSHIP	318.57		
30. SMALL BUSINESS ASSOC OF MICH	8,481.24		
31. STAPLES BUSINESS ADVANTAGE	91.54		
32. TRACTOR SUPPLY CREDIT PLAN	84.95		
33. WASHTENAW AREA TRANSPORTATION	1,000.00		
34. WASHTENAW COUNTY TREASURER	1,519.25		
35. WASTE MANAGEMENT	39,358.26		
TOTAL ALL CLAIMS	96,365.64		

INVOICE GL DISTRIBUTION REPORT FOR VILLAGE OF DEXTER
EXP CHECK RUN DATES 07/18/2012 - 07/18/2012
JOURNALIZED OPEN AND PAID
BANK CODE: POOL

GL Number	Inv. Line Desc	Vendor	Invoice Desc.	Invoice	Due Date	Amount	Check
Fund 101 GENERAL FUND							
Dept 101.000 VILLAGE COUNCIL							
101-101.000-901.000	PRINTING & PUBLISHING	PRINT-TECH, INC.	NEWSLETTER	210758	07/18/12	1,517.70	
101-101.000-958.000	MEMBERSHIPS & DUES	WASHTEANAW AREA TRANSP	MEMBERSHIP DUES	07/17/12	07/18/12	1,000.00	
			Total For Dept 101.000 VILLAGE COUNCIL			2,517.70	
Dept 172.000 VILLAGE MANAGER							
101-172.000-721.000	HEALTH & DENTAL INSURANC	SMALL BUSINESS ASSOC	COVERAGE PERIOD 08/01-08/31	07/18/12	07/18/12	675.76	
101-172.000-722.000	LIFE & DISABILITY INSURA	LINCOLN NATIONAL LIFE	COVERAGE PERIOD 08/01-08/31	07/18/12	07/18/12	116.38	
			Total For Dept 172.000 VILLAGE MANAGER			792.14	
Dept 253.000 TREASURER							
101-253.000-721.000	HEALTH & DENTAL INSURANC	SMALL BUSINESS ASSOC	COVERAGE PERIOD 08/01-08/31	07/18/12	07/18/12	512.99	
101-253.000-722.000	LIFE & DISABILITY INSURA	LINCOLN NATIONAL LIFE	COVERAGE PERIOD 08/01-08/31	07/18/12	07/18/12	34.81	
101-253.000-958.000	MEMBERSHIPS & DUES	MICHIGAN GOVERNMENT F	MEMBERSHIP DUES	07/17/12	07/18/12	90.00	
101-253.000-977.000	EQUIPMENT	BS&A SOFTWARE	SCANNER	085031	07/18/12	250.00	
			Total For Dept 253.000 TREASURER			887.80	
Dept 265.000 BUILDINGS & GROUNDS							
101-265.000-727.000	OFFICE SUPPLIES	ARBOR SPRINGS WATER C	OFFICE	1349310	07/18/12	5.75	
101-265.000-727.000	PROPERTY TAXES	HACKNEY HARDWARE	JUNE INVOICES	07/17/12	07/18/12	71.19	
101-265.000-843.000	UTILITIES	STAPLES BUSINESS ADVA	SUPPLIES	8022354990	07/18/12	74.84	
101-265.000-920.000	MISCELLANEOUS	SCIO TOWNSHIP	#05477	07/17/12	07/18/12	318.57	
101-265.000-935.000	COMMUNITY GARDEN	DTE ENERGY	JUNE INVOICES	07/16/12	07/18/12	332.60	
101-265.000-936.000	EQUIPMENT	CINTAS CORPORATION	JUNE INVOICES	07/16/12	07/18/12	82.26	
101-265.000-955.000	UTILITIES	RICOH AMERICAS CORPOR	YARD WORK	896.92	07/18/12	765.00	
101-265.000-962.000	EQUIPMENT	DAVIDSON, SEAN	JUNE INVOICES	07/17/12	07/18/12	305.00	
101-265.000-977.000	EQUIPMENT	HACKNEY HARDWARE	DOORS & DRAWERS	07/17/12	07/18/12	19.99	
			Total For Dept 265.000 BUILDINGS & GROUNDS			1,504.00	
Dept 301.000 LAW ENFORCEMENT							
101-301.000-803.000	UTILITIES	WASHTEANAW COUNTY TREA	LAW ENFORCEMENT	21458	07/18/12	1,519.25	
101-301.000-920.000	UTILITIES	DEXTER VILLAGE	VILLAGE WATER BILLS	07/17/12	07/18/12	127.98	
			Total For Dept 301.000 LAW ENFORCEMENT			1,647.23	
Dept 336.000 FIRE DEPARTMENT							
101-336.000-920.000	UTILITIES	DEXTER VILLAGE	VILLAGE WATER BILLS	07/17/12	07/18/12	159.98	
			Total For Dept 336.000 FIRE DEPARTMENT			159.98	
Dept 400.000 PLANNING DEPARTMENT							
101-400.000-721.000	HEALTH & DENTAL INSURANC	SMALL BUSINESS ASSOC	COVERAGE PERIOD 08/01-08/31	07/18/12	07/18/12	512.99	
101-400.000-722.000	LIFE & DISABILITY INSURA	LINCOLN NATIONAL LIFE	COVERAGE PERIOD 08/01-08/31	07/18/12	07/18/12	33.14	
101-400.000-727.000	OFFICE SUPPLIES	STAPLES BUSINESS ADVA	SUPPLIES	8022354990	07/18/12	16.70	
101-400.000-802.000	PROFESSIONAL SERVICES	CARLISLE-WORTMAN ASSO	MASTER PLAN	2127-136	07/18/12	65.00	
101-400.000-861.000	TRAVEL & MILEAGE	ALLISON BISHOP	MILEAGE	07/18/12	07/18/12	60.90	
			Total For Dept 400.000 PLANNING DEPARTMENT			688.73	
Dept 441.000 DEPARTMENT OF PUBLIC WORKS							
101-441.000-721.000	HEALTH & DENTAL INSURANC	SMALL BUSINESS ASSOC	COVERAGE PERIOD 08/01-08/31	07/18/12	07/18/12	1,229.52	
101-441.000-722.000	LIFE & DISABILITY INSURA	LINCOLN NATIONAL LIFE	COVERAGE PERIOD 08/01-08/31	07/18/12	07/18/12	35.68	
101-441.000-740.000	EQUIPMENT	HACKNEY HARDWARE	JUNE INVOICES	07/17/12	07/18/12	37.95	

EXP CHECK RUN DATES 07/18/2012 - 07/18/2012

JOURNALIZED OPEN AND PAID

BANK CODE: POOL

GL Number	Inv. Line Desc	Vendor	Invoice Desc.	Invoice	Due Date	Amount	Check
Fund 101 GENERAL FUND							
Dept 441.000 DEPARTMENT OF PUBLIC WORKS							
101-441.000-740.000	OPERATING SUPPLIES	LESSORS WELDING SUPPL	SUPPLIES	530114	07/18/12	50.23	
101-441.000-740.000	OPERATING SUPPLIES	S.F. STRONG	SUPPLIES	495225	07/18/12	159.80	
101-441.000-745.000	OPERATING SUPPLIES	CINTAS CORPORATION	JUNE INVOICES	07/16/12	07/18/12	274.60	
101-441.000-745.000	UNIFORM ALLOWANCE	TRACTOR SUPPLY CREDIT	CLOTHING	07/17/12	07/18/12	84.95	
101-441.000-920.000	UTILITIES	DEXTER VILLAGE	VILLAGE WATER BILLS	07/17/12	07/18/12	77.35	
101-441.000-958.000	MEMBERSHIPS & DUES	LEXISNEXIS RISK SOLUT	MILEAGE	673624	07/18/12	17.00	
Dept 442.000 DOWNTOWN PUBLIC WORKS			Total For Dept 441.000 DEPARTMENT OF PUBLIC WORK			1,967.08	
101-442.000-730.000	FARMERS MARKET SUPPLIES	S.F. STRONG	SUPPLIES	495225	07/18/12	50.09	
101-442.000-740.000	OPERATING SUPPLIES	HACKNEY HARDWARE	JUNE INVOICES	07/17/12	07/18/12	92.20	
101-442.000-740.000	OPERATING SUPPLIES	JOHN DEERE LANDSCAPES	MAINTENANCE	61895637	07/18/12	25.86	
101-442.000-740.000	OPERATING SUPPLIES	LOWE'S BUSINESS ACCOU	SUPPLIES	07/17/12	07/18/12	132.70	
101-442.000-740.000	OPERATING SUPPLIES	S.F. STRONG	SUPPLIES	495225	07/18/12	242.77	
101-442.000-920.000	UTILITIES	DTE ENERGY	JUNE INVOICES	07/16/12	07/18/12	237.34	
Dept 528.000 SOLID WASTE			Total For Dept 442.000 DOWNTOWN PUBLIC WORKS			780.96	
101-528.000-805.000	WASTE MANAGEMENT	WASTE MANAGEMENT	COMMERCIAL	7212092	07/18/12	19,851.58	
101-528.000-805.000	WASTE MANAGEMENT	WASTE MANAGEMENT	RESIDENTIAL	7212250	07/18/12	19,506.68	
Dept 728.000 ECONOMIC DEVELOPMENT			Total For Dept 528.000 SOLID WASTE			39,358.26	
101-728.000-802.000	PROFESSIONAL SERVICES	ASTI ENVIRONMENTAL SE	3045 BROAD ST	21455H	07/18/12	4,000.00	
Dept 751.000 PARKS & RECREATION			Total For Dept 728.000 ECONOMIC DEVELOPMENT			4,000.00	
101-751.000-721.000	HEALTH & DENTAL INSURANC	SMALL BUSINESS ASSOC	COVERAGE PERIOD 08/01-08/31	07/18/12	07/18/12	198.31	
101-751.000-722.000	LIFE & DISABILITY INSURA	LINCOLN NATIONAL LIFE	COVERAGE PERIOD 08/01-08/31	07/18/12	07/18/12	5.76	
101-751.000-731.000	LANDSCAPE SUPPLIES	GREEN GUYS LAWN AND L	PARKS	07/18/12	07/18/12	95.00	
101-751.000-937.000	EQUIPMENT MAINTENANCE &	HACKNEY HARDWARE	JUNE INVOICES	07/17/12	07/18/12	6.99	
Dept 851.000 INSURANCE & BONDS			Total For Dept 751.000 PARKS & RECREATION			306.06	
101-851.000-721.001	RETIREE HEALTH INSURANCE	SMALL BUSINESS ASSOC	COVERAGE PERIOD 08/01-08/31	07/18/12	07/18/12	360.02	
Fund 202 MAJOR STREETS FUND			Total For Dept 851.000 INSURANCE & BONDS			360.02	
Dept 463.000 ROUTINE MAINTENANCE			Total For Fund 101 GENERAL FUND			56,945.16	
202-463.000-721.000	HEALTH & DENTAL INSURANC	SMALL BUSINESS ASSOC	COVERAGE PERIOD 08/01-08/31	07/18/12	07/18/12	1,031.21	
202-463.000-722.000	LIFE & DISABILITY INSURA	LINCOLN NATIONAL LIFE	COVERAGE PERIOD 08/01-08/31	07/18/12	07/18/12	29.93	
202-463.000-740.000	OPERATING SUPPLIES	B&S SOFTWARE	SOFTWARE	080766X	07/18/12	1,163.44	
202-463.000-740.000	OPERATING SUPPLIES	HACKNEY HARDWARE	JUNE INVOICES	07/17/12	07/18/12	56.95	
202-463.000-740.000	OPERATING SUPPLIES	RADTKE TRUCKING, LLC	LIME STONE	07/17/12	07/18/12	375.00	
202-463.000-803.002	PAVEMENT MANAGEMENT	NATIONAL HIGHWAY MAIN	ROADSAVER	7257	07/18/12	1,059.40	
Dept 474.000 TRAFFIC SERVICES			Total For Dept 463.000 ROUTINE MAINTENANCE			3,715.93	
202-474.000-721.000	HEALTH & DENTAL INSURANC	SMALL BUSINESS ASSOC	COVERAGE PERIOD 08/01-08/31	07/18/12	07/18/12	317.30	

User: erin

EXP-CHECK RUN DATES 07/18/2012 - 07/18/2012
JOURNALIZED OPEN AND PAID
BANK CODE: POOL

DB: Dexter
66

GL Number	Inv. Line Desc	Vendor	Invoice Desc.	Invoice	Due Date	Amount	Check
Fund 402 EQUIPMENT REPLACEMENT FUND							
Dept 441.000 DEPARTMENT OF PUBLIC WORKS							
Total For Dept 441.000 DEPARTMENT OF PUBLIC WORKS							
Fund 590 SEWER ENTERPRISE FUND							
Dept 548.000 SEWER UTILITIES DEPARTMENT							
590-548.000-721.000	HEALTH & DENTAL INSURANC					106.57	
590-548.000-721.001	RETIREE HEALTH INSURANCE					106.57	
590-548.000-722.000	LIFE & DISABILITY INSURA						
590-548.000-743.000							
590-548.000-745.000							
590-548.000-802.000	PROFESSIONAL SERVICES						
590-548.000-802.000	PROFESSIONAL SERVICES						
590-548.000-802.000	PROFESSIONAL SERVICES						
590-548.000-920.000	UTILITIES						
590-548.000-920.000	UTILITIES						
590-548.000-977.000	EQUIPMENT						
Total For Fund 402 EQUIPMENT REPLACEMENT FUND							
Fund 590 SEWER ENTERPRISE FUND							
Dept 548.000 SEWER UTILITIES DEPARTMENT							
590-548.000-721.000	HEALTH & DENTAL INSURANC						
590-548.000-721.001	RETIREE HEALTH INSURANCE						
590-548.000-722.000	LIFE & DISABILITY INSURA						
590-548.000-743.000							
590-548.000-745.000							
590-548.000-802.000	PROFESSIONAL SERVICES						
590-548.000-802.000	PROFESSIONAL SERVICES						
590-548.000-802.000	PROFESSIONAL SERVICES						
590-548.000-920.000	UTILITIES						
590-548.000-920.000	UTILITIES						
590-548.000-977.000	EQUIPMENT						
Total For Fund 590 SEWER ENTERPRISE FUND							
Fund 591 WATER ENTERPRISE FUND							
Dept 556.000 WATER UTILITIES DEPARTMENT							
591-556.000-721.000	HEALTH & DENTAL INSURANC						
591-556.000-721.001	RETIREE HEALTH INSURANCE						
591-556.000-722.000	LIFE & DISABILITY INSURA						
591-556.000-745.000							
591-556.000-802.000	PROFESSIONAL SERVICES						
591-556.000-901.000	PRINTING & PUBLISHING						
591-556.000-920.000	UTILITIES						
591-556.000-935.000	BUILDING MAINTENANCE & R						
591-556.000-937.000	EQUIPMENT MAINTENANCE &						
591-556.000-937.000							
Total For Dept 556.000 WATER UTILITIES DEPARTMENT							
Total For Fund 591 WATER ENTERPRISE FUND							
Fund Totals:							
						4,691.05	
						4,691.05	
Fund 101 GENERAL FUND							
Fund 202 MAJOR STREETS FUND							
Fund 203 LOCAL STREETS FUND							
Fund 204 MUNICIPAL STREETS							
Fund 402 EQUIPMENT REPLACEMENT FUND							
Fund 590 SEWER ENTERPRISE FUND							
Fund 591 WATER ENTERPRISE FUND							
Total For All Funds:						96,365.64	

VILLAGE OF DEXTER

8140 Main Street Dexter, MI 48130-1092

Phone (734)426-8303 ext 17 Fax (734)426-5614

MEMO

To: President Keough and Council Members
From: Courtney Nicholls, Assistant Village Manager
Date: July 16, 2012
Re: Contracts with Western-Washtenaw Area Value Express

Provided for your approval are the Village's annual contracts with Western-Washtenaw Area Value Express for both door to door (\$12,000) and inter-urban connector (\$10,000) bus service. The contract runs from July 1 to June 30. The contract amounts are the same as 2011-2012 and were budgeted for in the 2012-2013 fiscal year.

AGREEMENT

WESTERN-WASHTENAW AREA VALUE EXPRESS, P.O. Box 272, Chelsea, MMI 48118

(hereinafter "WAVE") and the VILLAGE OF DEXTER (hereinafter "DEXTER"), in consideration of the mutual promises contained herein, do hereby agree as follows this _____ day of _____ 2012.

- 1. Background:** WAVE, a Michigan Non-Profit Corporation, formed under state statute, receives 'pass-through' funding through operating funds from the Michigan Department of Transportation (MDOT) pursuant to Public Act 51 of 1951 for the purpose of providing transportation according to its Articles and Bylaws within portions of the ANN ARBOR TRANSPORTATION AUTHORITY (hereinafter "AATA") service area, within Washtenaw County. DEXTER desires to contract with WAVE for WAVE to provide a portion of said public transportation within the AATA service area, and specifically to provide door-to-door service for the Village of Dexter and Dexter School District area.
- 2. Term:** The term of this Agreement shall be from July 1, 2012 through June 30, 2013.
- 3. Public transportation service to be provided:** This agreement does not impose any duty or obligation upon WAVE to provide any specific public transportation service beyond what is stated expressly herein. WAVE hereby agrees to extend door-to-door service to DEXTER, five days per week, eight hours per day, Monday through Friday. It is mutually understood that WAVE is solely responsible for determining all aspects of the service to be provided including the hours of service, routes, and vehicle scheduling, and for determining all aspects of the quality and safety of

operation without oversight by DEXTER or consultation with DEXTER. Aspects of quality and safety of operation may include (as an example), eliminating part or all of a shift due to weather or other safety related issues.

4. **Ridership reporting:** WAVE agrees to maintain ridership data by demographics and to provide the same on a yearly basis to DEXTER.
5. **Payment:** DEXTER agrees to pay WAVE the sum of TWELVE THOUSAND and NO/DOLLARS (\$12,000) for the services described in this in equal installments due on the first day of each month of the Agreement. The quarterly installments amount shall be THREE THOUSAND DOLLARS (\$3,000.00). The first installment shall be due on ~~July 1, 2012~~. If WAVE's state or federal funding formulas change, DEXTER will be notified. ^{August 1, 2012} Current formula information offers that DEXTER service should continue under rural formulas. DEXTER understands that payments noted above do not fully cover operational expenses of a five-day-per-week door-to-door service. If local or other funding to subsidize this door-to-door service is not achieved, service days may be reduced accordingly during the agreement period.
6. **Indemnification:** WAVE agrees to indemnify and hold DEXTER harmless from all claims of any sorts, including but not limited to claims for personal injury or property damages which arise from any action or failure to act by WAVE in relation to its obligations under this Agreement. DEXTER agrees to indemnify and hold WAVE harmless for any and all claims of any sort arising out of a breach of this agreement by DEXTER.

- 7. **Insurance:** WAVE will provide such insurance as may be required by MDOT relating to the obligations of WAVE under this Agreement, and will name DEXTER as an additional insured under any policy of insurance which may be required.
- 8. **Termination:** Either party may terminate this Agreement for cause at any time in the event that the other party fails to perform its obligations hereunder. Unless non-performance results in immediate threat to public health or safety, DEXTER will provide WAVE with written notice of non-compliance and a 30-day period to cure such non-compliance before termination of services. Further, either party may terminate this Agreement for its convenience upon 60 days written notice, providing that the parties shall continue their obligations to each other under the terms of this agreement until it is terminated.
- 9. **Assignment:** WAVE may not assign its obligations under this Agreement without the prior written consent of DEXTER.
- 10. **Governing law:** This agreement shall be governed by the law of Michigan.
- 11. **Severability:** In the event any provision of this Agreement is determined to be invalid, the remainder of this Agreement shall remain in full force and effect.

VILLAGE OF DEXTER

WAVE

Sign: _____

Sign: _____

Print: _____

Print: _____

Date: _____

Date: _____

AGREEMENT

WESTERN-WASHTENAW AREA VALUE EXPRESS, P.O. Box 272, Chelsea, MI 48118 (hereinafter "WAVE") and the VILLAGE OF DEXTER (hereinafter "DEXTER"), in consideration of the mutual promises contained herein, do hereby agree as follows this _____ day of _____ 2012.

1. **Background:** WAVE, a Michigan Non-Profit Corporation, formed under state statute, receives 'pass-through' funding through operating funds from the Michigan Department of Transportation (MDOT) pursuant to Public Act 51 of 1951 for the purpose of providing transportation according to its Articles and Bylaws within portions of the ANN ARBOR TRANSPORTATION AUTHORITY (hereinafter "AATA") service area, within Washtenaw County. DEXTER desires to contract with WAVE for WAVE to provide a portion of said public transportation within the AATA service area, and specifically to provide an inter-urban express connector service to an AATA transfer point that is located on Jackson Road, near Wagner Road with the City of Ann Arbor, and WAVE desires to provide public transportation on those terms.
2. **Term:** The Term of this Agreement shall be from July 1, 2012 to June 30, 2013.
3. **Public transportation service to be provided:** This agreement does not impose any duty or obligation upon WAVE to provide any specific public transportation service beyond what is stated expressly herein. WAVE hereby agrees to extend its current service to DEXTER to provide additional pick-up locations within DEXTER, and provide shuttle service from DEXTER to the AATA transfer point referenced above. It is mutually understood that WAVE is solely

responsible for determining all aspects of the service to be provided including the hours of service, routes, and vehicle scheduling, and for determining all aspects of the quality and safety of operation without oversight by DEXTER or consultation with DEXTER. Aspects of quality and safety of operation may include (as an example), eliminating part or all of a shift due to weather or other safety related issues.

4. **Ridership reporting:** WAVE agrees to maintain ridership data by pick up location and to provide the same on a quarterly basis to DEXTER.
5. **Payment:** DEXTER agrees to pay WAVE the sum of TEN THOUSAND and NO/100 DOLLARS (\$10,000) for the services described in this in equal installments due on the first day of each month of the Agreement. The quarterly installment amount shall be TWO THOUSAND FOUR HUNDRED and NINETY NINE and 99/100 DOLLARS (~~\$2,499.99~~). The first installment shall be due on July 1, 2011. ^{2500.00}
August 1, 2012
6. **Indemnification:** WAVE agrees to indemnify and hold DEXTER harmless from all claims of any sorts, including but not limited to claims for personal injury or property damages which arise from any action or failure to act by WAVE in relation to its obligations under this Agreement. DEXTER agrees to indemnify and hold WAVE harmless for any and all claims of any sort arising out of a breach of this agreement by DEXTER.
7. **Insurance:** WAVE will provide such insurance as may be required by MDOT relating to the obligations of WAVE under this Agreement, and will name

DEXTER as an additional insured under any policy of insurance which may be required.

8. **Termination:** Either party may terminate this Agreement for cause at any time in the event that the other party fails to perform its obligations hereunder. Unless non-performance results in immediate threat to public health or safety, DEXTER will provide WAVE with written notice of non-compliance and a 30-day period to cure such non-compliance before termination of services. Further, either party may terminate this Agreement for its convenience upon 60 days written notice, provided that the parties shall continue their obligations to each other under the terms of this agreement until it is terminated.
9. **Assignment:** WAGE may not assign its obligations under this Agreement without the prior written consent of DEXTER.
10. **Governing law:** This agreement shall be governed by the law of Michigan.
11. **Severability:** In the event any provision of this Agreement is determined to be invalid, the remainder of this Agreement shall remain in full force and effect.

VILLAGE OF DEXTER Sign _____

Print _____

Date _____

WESTERN-WASHTENAW AREA VALUE EXPRESS

Sign _____

Print _____

Date _____

Village of Dexter

8140 Main St. Dexter, Michigan 48130

Phone (734) 426-8303

Fax (734) 426-5614

Application for Appointment as Commission or Committee Member

Date 7/17/2012

Name Becky J Murillo

Address 3411 Hudson St. Dexter, Mi 48130 Email beckyjog@yahoo.com

Phone 734-424-9062 517-672-1625 Best time to call Anytime

Which Commission/Committee are you applying for?

Zoning Board of Appeals Downtown Development Authority

Planning Commission Parks Commission

Arts, Culture & Heritage Committee Tree Board

Farmers Market Oversight Committee

Other (Specify) _____

Why are you interested in serving on this Commission/Committee? Are there current events that have spurred your interest?

Having lived in the Dexter area most of my life I have always frequented our parks and attended various recreational activities. Since construction of the mill creek park began I have found myself involved in many discussions with other residents about what is being built and its process. I saw the positions posted on Facebook and felt called to apply.

What particular skills and/or background do you feel that you could bring to this appointment? What other, if any, commissions or committees have you served on?

I am a mother of 3 young children, an active adult as well as a local small business owner (home daycare). I feel that these three things alone give me a well rounded perspective and would make me a good fit for the parks commission. Also I often get to talk to other residents and business owners during the week. Dexter's recreational activities and the parks system are most often the topic of these discussion. I have never served on any other commissions or committees

Please list/attach any other information that you would like to have considered.

I have attached my resume.

Becky Jo Murillo

3411 Hudson St.

Dexter, Mi 48130

Home 734-424-9062

Cell 517-672-1625

Email beckyjog@yahoo.com

Employment:

Busy Hands Learning Center LLC. In home Daycare Owner 9/2008-present

Self operated: Parent references available upon request

Responsibilities- Care for, nurture and educate children. I provide for their basic needs as well as plan developmentally appropriate activities including many trips to local parks and recreational areas.

Pinckney Community Education Child Care Coordinator 8/2007-4/2008

Supervisor: Ted Bradley (810)225-3950 bradley@pcs.k12.mi.us

Responsibilities- As the program coordinator I was responsible the scheduling of staff and children. As a child care provider I was responsible for caring for children ages 2-6. I had to provide for their basic needs as well as plan developmentally appropriate activities.

Varsity Day Camp Camp counselor 1995-current

Supervisor: Irv Whiz 734-878-3115

Responsibilities- As a camp counselor my primary responsibility is to care for and entertain children ages 7-12. I teach swim lessons, lifeguard as well as a variety of other activities.

St. Teresa Bilingual School Kindergarten teacher 2006-2007

Supervisor: Nina Vasquez 011-504-441-6255 (Honduras)

Responsibilities- I taught kindergarten to a class of 29 students that are beginning to learn English as a second language. I incorporated the multiple intelligences theory into the schools already existing but rigid curriculum in my weekly lesson plans. I was also the values teacher for 10 different classrooms of students grades 1- 6.

Finca Del Niño Missionary at Orphanage (Kindergarten and pre-K teacher) 2004-2006

Supervisor: Matt Lenoue-Chapman email: farmofthechild_usa@yahoo.com

Responsibilities- As a volunteer at the orphanage my primary responsibility was the teacher of Kinder and Pre-Kinder. As the teacher I formed the schools play based curriculum for Kinder and Pre-kinder. I wrote weekly lesson plans that were catered to the specific need of the special children that were in Pre-kinder and kinder programs.

Busy Hands Learning Center In home Daycare Owner 2001-2004

Self operated: Parent references available upon request

Responsibilities- As the owner of my own home day care I had to go through the process of licensing my home in the state of Michigan. I wrote my own parent handbook as well as did all of the billing and other office responsibilities. During the business day my first and foremost responsibility was to care for the children, including feeding, diapering, playing, educating, and loving them.

Gretchen's House 6 Lead Teacher 1999-2001

Supervisor: Heidi McFadden 734-665-6299

Responsibilities- As a child care provider I was responsible for caring for children ages 1-3. I had to provide for their basic needs as well as plan developmentally appropriate activities. As a Lead teacher I was responsible for helping with the scheduling of staff, collecting lesson plans, and planning training sessions.

Skills and Certifications:

- Fluent in Spanish
- Moderately proficient in German
- Lifeguard certification
- W.S.I. certification (water safety instructor)
- CPR and First aid certification
- Former Explorer post leader (division of boy/girl scouting)

VILLAGE OF DEXTER

8140 Main Street Dexter, MI 48130-1092

Phone (734)426-8303 ext 17 Fax (734)426-5614

MEMO

To: Council Members
From: Shawn Keough, Village President; Courtney Nicholls, Assistant Village Manager
Date: July 16, 2012
Re: Cityhood Update

On Friday, July 13, 2012 the Village received notification that the Director of Licensing and Regulatory Affairs signed the order that started the 45 day referendum period with the boundary recommended by the State Boundary Commission. The 45 day referendum period ends on August 27, 2012. A copy of the signed order and an updated document outlining the next steps is provided for your review.

STATE OF MICHIGAN
DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS
STATE BOUNDARY COMMISSION

In the matter of:	Docket No.	10-I-2
The proposed Incorporation of the Village of Dexter and land in Webster and Scio Townships as a Home Rule City Washtenaw County.	Agency No.	BCC-1008
	Agency:	Bureau of Construction Codes
_____ /	Case Type:	Incorporation

Issued and entered
This 13th day of July, 2012
by Steven H. Hilfinger, Director
Department of Licensing and Regulatory Affairs

FINAL DECISION AND ORDER

IT IS ORDERED THAT the petition for the proposed incorporation of the Village of Dexter and land in Webster and Scio Townships, Washtenaw County, as described in Attachment A, as a Home Rule City is approved.

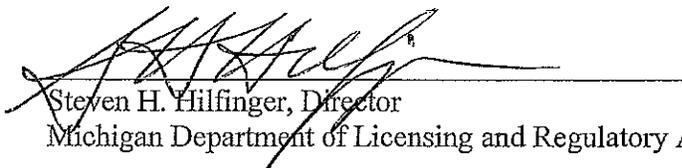
IT IS ORDERED THAT unless a valid petition for a referendum is filed with the State Boundary Commission within the 45 day period following the date of this Order this order shall become final.

IT IS ORDERED THAT if a valid petition for a referendum is filed with the State Boundary Commission within the 45 day period following the date of this Order, an Order for a referendum shall be issued and include a new effective date for this Order, which shall be at least 10 days later than the date of the referendum.

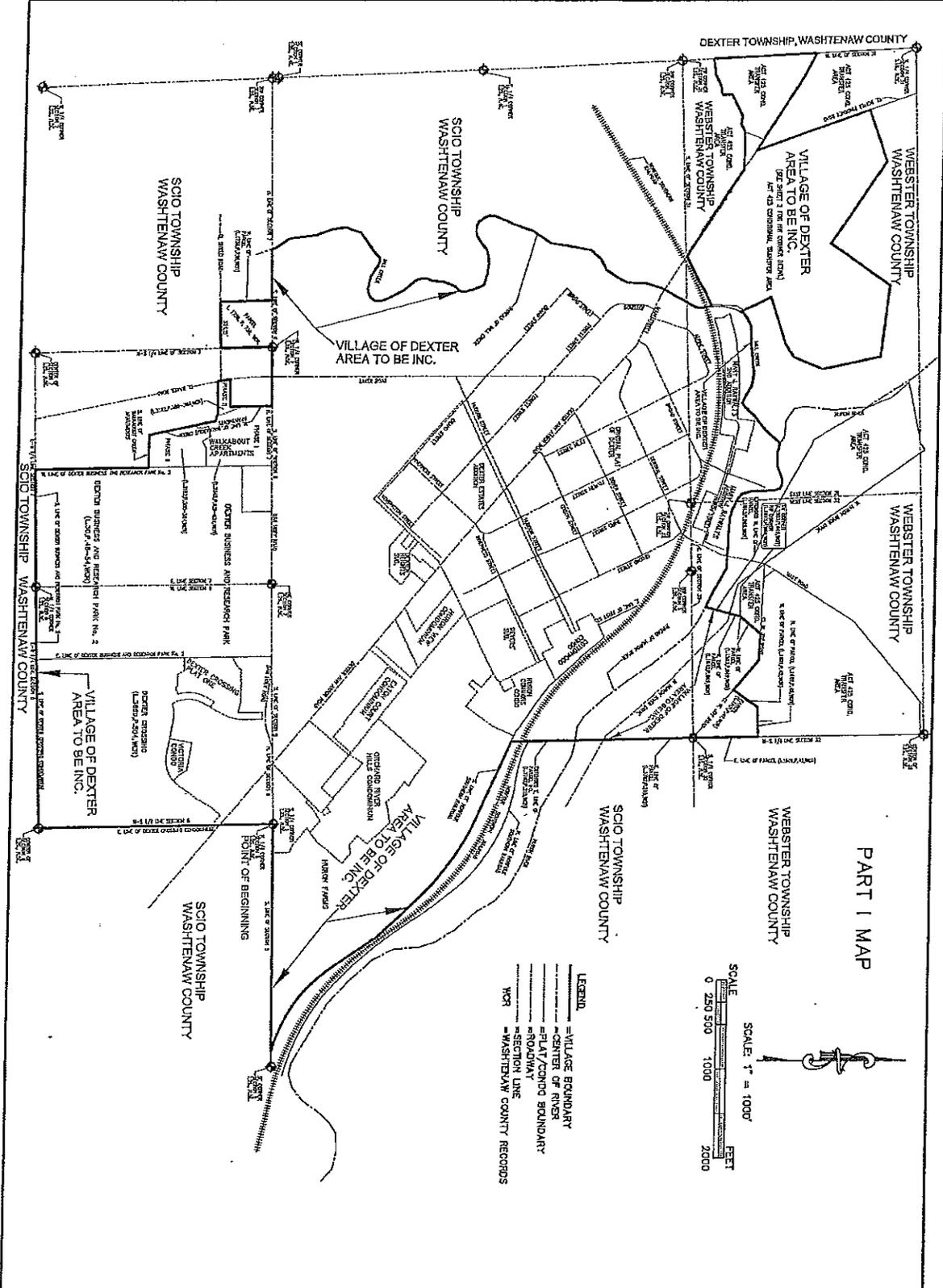
IT IS ORDERED THAT if a referendum is held and the outcome is a negative vote majority, this Order, shall be null and void, and the proceedings for the proposed incorporation shall be terminated.

IT IS ORDERED THAT if a referendum is held and the outcome is an affirmative vote majority, the Order on the referendum shall become final on the date specified therein. Subsequent copies of that Order shall be transmitted to the clerks of the Village of Dexter, Webster Township, Scio Township, Washtenaw County and the Secretary of State.

IT IS FURTHER ORDERED THAT the State Boundary Commission shall transmit a copy of this Order with the Summary of Proceedings, Findings of Fact and Conclusions of Law to the clerks of the Village of Dexter, Webster Township, Scio Township, Washtenaw County and the Secretary of State.


Steven H. Hilfinger, Director
Michigan Department of Licensing and Regulatory Affairs

ATTACHMENT A



VILLAGE OF DEXTER PERIMETER MAP PART I MAP		VILLAGE OF DEXTER		0130-07-0001	
DATE	BY	DATE	BY	DATE	BY
01/11/11	J. L. ...	01/11/11	J. L. ...	01/11/11	J. L. ...
02/01/11	J. L. ...	02/01/11	J. L. ...	02/01/11	J. L. ...
03/01/11	J. L. ...	03/01/11	J. L. ...	03/01/11	J. L. ...
04/01/11	J. L. ...	04/01/11	J. L. ...	04/01/11	J. L. ...
05/01/11	J. L. ...	05/01/11	J. L. ...	05/01/11	J. L. ...
06/01/11	J. L. ...	06/01/11	J. L. ...	06/01/11	J. L. ...
07/01/11	J. L. ...	07/01/11	J. L. ...	07/01/11	J. L. ...
08/01/11	J. L. ...	08/01/11	J. L. ...	08/01/11	J. L. ...
09/01/11	J. L. ...	09/01/11	J. L. ...	09/01/11	J. L. ...
10/01/11	J. L. ...	10/01/11	J. L. ...	10/01/11	J. L. ...
11/01/11	J. L. ...	11/01/11	J. L. ...	11/01/11	J. L. ...
12/01/11	J. L. ...	12/01/11	J. L. ...	12/01/11	J. L. ...



LEGAL DESCRIPTION
VILLAGE OF DEXTER

PARCELS OF LAND LOCATED IN SECTIONS 31 AND 32, T.1S., R.5E., WEBSTER TOWNSHIP, AND IN SECTIONS 5, 6, 7 AND 8, T.2S., R.5E., SCIO TOWNSHIP, WASHTENAW COUNTY, MICHIGAN, MORE PARTICULARLY DESCRIBED AS:

BEGINNING AT THE NORTH ¼ CORNER OF SECTION 8, T.2S., R.5E., SCIO TOWNSHIP, WASHTENAW COUNTY, MICHIGAN; THENCE PROCEEDING SOUTHERLY ALONG THE NORTH-SOUTH ¼ LINE OF SAID SECTION 8, A PORTION OF SAID LINE ALSO BEING THE EAST BOUNDARY LINE OF DEXTER CROSSING CONDOMINIUM, WASHTENAW COUNTY CONDOMINIUM SUBDIVISION PLAN NO. 293, RECORDED IN LIBER 3699, PAGE 504, WASHTENAW COUNTY RECORDS, TO THE CENTER CORNER OF SAID SECTION 8; THENCE WESTERLY ALONG THE EAST-WEST ¼ LINE OF SAID SECTION 8, SAID LINE ALSO BEING THE SOUTH BOUNDARY LINE OF SAID DEXTER CROSSING CONDOMINIUM, TO THE SOUTHEAST CORNER OF DEXTER BUSINESS AND RESEARCH PARK NO. 2, RECORDED IN LIBER 30, PAGES 48-54 OF PLATS, WASHTENAW COUNTY RECORDS; THENCE PROCEEDING WESTERLY ALONG THE SAID EAST-WEST ¼ LINE OF SAID SECTION 8, SAID LINE ALSO BEING THE SOUTH BOUNDARY LINE OF SAID DEXTER BUSINESS AND RESEARCH PARK NO. 2 TO THE SOUTHWEST CORNER OF SAID DEXTER BUSINESS AND RESEARCH PARK NO. 2; THENCE PROCEEDING NORTHERLY ALONG THE WEST BOUNDARY LINE OF SAID DEXTER BUSINESS AND RESEARCH PARK NO. 2, TO THE SOUTHEAST CORNER OF THE WALKABOUT CREEK APARTMENTS (WALKABOUT CREEK APARTMENTS PHASE I DEED IS RECORDED IN LIBER 2345 OF DEEDS, PAGE 631-639, WASHTENAW COUNTY RECORDS, AND CONTAINS THE NORTHERLY PORTION OF WALKABOUT CREEK APARTMENT. WALKABOUT CREEK APARTMENTS PHASE II DEED IS RECORDED IN LIBER 3182 OF DEEDS, PAGE 380-384, WASHTENAW COUNTY RECORDS, AND CONTAINS THE SOUTHERLY PORTION OF WALKABOUT CREEK APARTMENTS, ALONG WITH THE NARROW PARCEL EXTENDING WESTERLY TO BAKER ROAD (AS ESTABLISHED BY WASHTENAW COUNTY ROAD COMMISSION RECORDS)); THENCE WESTERLY ALONG THE SOUTH BOUNDARY LINE OF SAID WALKABOUT CREEK APARTMENTS TO THE SOUTHWEST CORNER OF SAID WALKABOUT CREEK APARTMENTS; THENCE NORTHWESTERLY ALONG THE WEST BOUNDARY LINE OF SAID WALKABOUT CREEK APARTMENTS; THENCE WESTERLY ALONG A SOUTHERLY BOUNDARY LINE OF SAID WALKABOUT CREEK APARTMENTS TO A POINT ON THE CENTERLINE OF BAKER ROAD (AS ESTABLISHED BY WASHTENAW COUNTY ROAD COMMISSION RECORDS); THENCE NORTHERLY ALONG SAID CENTERLINE OF BAKER ROAD TO A NORTHERLY BOUNDARY LINE OF SAID WALKABOUT CREEK APARTMENTS; THENCE EASTERLY ALONG SAID

NORTHERLY BOUNDARY LINE TO THE WEST BOUNDARY LINE OF SAID WALKABOUT CREEK APARTMENTS; THENCE NORTHERLY ALONG SAID WEST BOUNDARY LINE TO THE NORTH LINE OF SECTION 7, T.2S., R.5E., SCIO TOWNSHIP, WASHTENAW COUNTY, MICHIGAN; THENCE WESTERLY ALONG SAID NORTH LINE TO THE NORTH ¼ CORNER OF SAID SECTION 7; THENCE SOUTHERLY ALONG THE NORTH-SOUTH ¼ LINE OF SAID SECTION 7 TO A POINT ON THE CENTERLINE OF SHIELD ROAD (AS ESTABLISHED BY WASHTENAW COUNTY ROAD COMMISSION RECORDS); THENCE WESTERLY ALONG SAID CENTERLINE A DISTANCE OF 524.21 FEET TO THE SOUTHWEST CORNER OF THE PARCEL OF LAND DESCRIBED IN LIBER 1738 OF DEEDS, PAGE 738, WASHTENAW COUNTY RECORDS, LOCATED IN THE FRACTIONAL NORTHWEST ¼ OF SAID SECTION 7; THENCE NORTHERLY ALONG THE WEST BOUNDARY LINE OF SAID PARCEL TO THE NORTH LINE OF SAID SECTION 7; THENCE WESTERLY ALONG SAID NORTH LINE TO THE THREAD OF MILL CREEK; THENCE NORTHERLY ALONG THE THREAD OF MILL CREEK TO A POINT WITH THE INTERSECTION OF THE EXTENDED SOUTH LINE OF WESTRIDGE OF DEXTER CONDOMINIUM, WASHTENAW COUNTY CONDOMINIUM SUBDIVISION PLAN NO. 317, RECORDED IN LIBER 3867, PAGE 225, WASHTENAW COUNTY RECORDS; THENCE SOUTHWESTERLY TO A POINT ON SAID SOUTH LINE OF WESTRIDGE OF DEXTER CONDOMINIUM, WASHTENAW COUNTY CONDOMINIUM SUBDIVISION; THENCE CONTINUING ALONG SAID LINE TO A POINT ON THE CENTERLINE OF ISLAND LAKE ROAD; THENCE NORTHWESTERLY ALONG SAID CENTERLINE TO A POINT ON THE SOUTH LINE OF A PARCEL BEING PART OF SAID PARENT PARCEL AS DESCRIBED IN THE DOCUMENT FROM THE OFFICE OF THE GREAT SEAL JOB NUMBER 06-431; THENCE DUE WEST 416.10 FEET; THENCE S.62°10'51"W. 101.34 FEET; THENCE N.80°37'20"W. 89.25 FEET; THENCE S.62°49'21"W. 268.0 FEET; THENCE S.01°39'33"E. 106.36 FEET; THENCE S.77°50'09"W. 109.10 FEET; THENCE S.63°39'40"W. 145.16 FEET; THENCE S.82°49'30"W. 172.0 FEET TO A POINT ON THE WEST LINE OF SAID SECTION 31; THENCE N.02°55'34"W. (RECORDED AS N.02°53'00"W.), 1181.70 FEET ALONG THE WEST LINE OF SAID SECTION 31, A PORTION OF THIS LINE BEING THE WEST BOUNDARY LINE OF A PARCEL SHOWN AS "PARCEL 1A" ON A CERTIFICATE OF SURVEY COMPLETED BY WASHTENAW ENGINEERING COMPANY (JOB REFERENCE NUMBER 30479, DATED 11-20-06), TO A POINT ON THE CENTERLINE OF ISLAND LAKE ROAD (AS ESTABLISHED BY WASHTENAW COUNTY ROAD COMMISSION RECORDS); THENCE ALONG SAID CENTERLINE S.62°33'50"E. (RECORDED AS S62°31'28"E.), 284.56 FEET AND S.57°00'14"E. (RECORDED AS S.56°57'50"E.), 1000.62 FEET TO A POINT ON THE CENTERLINE OF DEXTER PINCKNEY ROAD (AS ESTABLISHED BY WASHTENAW COUNTY ROAD COMMISSION RECORDS) ALSO BEING THE WEST LINE OF SAID WESTRIDGE OF DEXTER CONDOMINIUM; THENCE ALONG THE BOUNDARY LINE OF SAID WESTRIDGE OF DEXTER CONDOMINIUM THE FOLLOWING TEN (10) COURSES: 1) N.19°17'21"W. (RECORDED AS N.16°04'40"W.), 1384.34 FEET, 2) N.70°42'39"E. (RECORDED AS N.73°55'20"E.), 614.93 FEET, 3) S.56°10'03"E.

(RECORDED AS S.52°57'22"E.), 1112.62 FEET, 4) N.34°47'19"E. (RECORDED AS N.38°00'00"E.), 831.53 FEET, 5) S.83°21'41"E. (RECORDED AS S.80°09'00"E.), 803.99 FEET, 6) S.12°12'41"E. (RECORDED AS S.09°00'00"E.), 674.13 FEET, 7) S.22°05'05"W. (RECORDED AS S.25°17'46"W.), 353.45 FEET, 8) S.54°50'49"W. (RECORDED AS S.58°03'30"W.), 183.12 FEET, 9) S.71°28'39"W. (RECORDED AS S.74°41'20"W.), 557.82 FEET, 10) S.24°45'51"E. (RECORDED AS S.21°33'10"E.), 391.67 FEET TO THE THREAD OF MILL CREEK; THENCE NORTHEASTERLY ALONG THE THREAD OF MILL CREEK TO THE POINT OF INTERSECTION WITH THE THREAD OF THE HURON RIVER; THENCE EASTERLY ALONG THE THREAD OF THE HURON RIVER TO THE INTERSECTION OF THE EXTENDED WEST LINE OF THE PARCEL OF LAND DESCRIBED IN LIBER 1843 OF DEEDS, PAGE 869, WASHTENAW COUNTY RECORDS, LOCATED IN THE SOUTHWEST ¼ OF SECTION 32, T.1S., R.5E., WEBSTER TOWNSHIP, WASHTENAW COUNTY, MICHIGAN; THENCE NORTHERLY ALONG SAID EXTENSION OF WEST LINE TO THE NORTHWEST CORNER OF SAID PARCEL, SAID POINT ALSO BEING THE SOUTHWESTERLY CORNER OF THE PARCEL OF LAND DESCRIBED IN LIBER 1503 OF DEEDS, PAGE 849, WASHTENAW COUNTY RECORDS, LOCATED IN THE SOUTHWEST ¼ OF SECTION 32, T.1S., R.5E., WEBSTER TOWNSHIP; THENCE NORTHERLY ALONG THE WEST LINE OF SAID PARCEL TO THE CENTERLINE OF JOY ROAD (AS ESTABLISHED BY WASHTENAW COUNTY ROAD COMMISSION RECORDS); THENCE EASTERLY AND SOUTHEASTERLY ALONG SAID CENTERLINE TO THE INTERSECTION WITH THE WESTERLY LINE OF THE PARCEL OF LAND DESCRIBED IN LIBER 1601 OF DEEDS, PAGE 42, WASHTENAW COUNTY RECORDS, LOCATED IN SOUTHWEST ¼ OF SECTION 32, T.1S., R.5E., WEBSTER TOWNSHIP, WASHTENAW COUNTY, MICHIGAN; THENCE NORTHEASTERLY ALONG SAID WESTERLY LINE TO THE NORTHWEST CORNER OF SAID PARCEL; THENCE EASTERLY ALONG THE NORTH BOUNDARY LINE OF THE PARCEL OF LAND DESCRIBED IN LIBER 1601 OF DEEDS, PAGE 42, WASHTENAW COUNTY RECORDS TO THE NORTH-SOUTH ¼ LINE OF SAID SECTION 32; THENCE SOUTHERLY ALONG SAID NORTH-SOUTH ¼ LINE TO THE SOUTH ¼ CORNER OF SAID SECTION 32, SAID POINT ALSO BEING THE NORTHEAST CORNER OF THE PARCEL OF LAND DESCRIBED IN LIBER 3782 OF DEEDS, PAGE 215, WASHTENAW COUNTY RECORDS, LOCATED IN THE FRACTIONAL NORTHWEST ¼ OF SECTION 5, T.2S., R.5E., SCIO TOWNSHIP, WASHTENAW COUNTY, MICHIGAN; THENCE SOUTHERLY ALONG THE EAST BOUNDARY LINE OF SAID PARCEL TO THE SOUTHERLY CORNER OF SAID PARCEL; THENCE CONTINUING SOUTHERLY ON THE EXTENSION OF THE EAST BOUNDARY LINE OF SAID PARCEL OF LAND DESCRIBED IN LIBER 3782 OF DEEDS, PAGE 215, WASHTENAW COUNTY RECORDS TO IT'S POINT OF INTERSECTION WITH THE SOUTHERLY RIGHT OF WAY LINE OF THE NORFOLK SOUTHERN RAILROAD (AS SHOWN ON THE RIGHT OF WAY & TRACK MAP, OPERATED BY: THE MICHIGAN CENTRAL RAILROAD COMPANY (MAP #V,1-B-M,19), DATED 12/28/1917); THENCE SOUTHEASTERLY ALONG SAID SOUTHERLY RIGHT-OF-WAY LINE TO THE POINT OF INTERSECTION WITH THE SOUTH LINE OF SAID SECTION 5;

THENCE WESTERLY ALONG THE SOUTH LINE OF SAID SECTION 5 TO THE SOUTH ¼ CORNER OF SAID SECTION 5, SAID POINT ALSO BEING THE NORTH ¼ CORNER OF SAID SECTION 8 AND THE POINT OF BEGINNING.

SAID PARCEL INCLUDES THE FOLLOWING PLATTED SUBDIVISIONS:

- THE MAP OF VILLAGE OF DEXTER, RECORDED IN LIBER B, PAGE 341 OF PLATS, WASHTENAW COUNTY RECORDS: BLOCK 1, LOTS 1-13; BLOCK 5, LOTS 1-8; BLOCK 6, LOTS 1-8; BLOCK 7, LOTS 1-8; BLOCK 8, LOTS 1-8; BLOCK 9, LOTS 1-8; BLOCK 13, LOTS 1-8; BLOCK 14, LOTS 1-8; BLOCK 15, LOTS 1-8; BLOCK 16, LOTS 1-3; BLOCK 19, LOTS 1-6.
- THE PLAT OF THE VILLAGE OF DEXTER, RECORDED IN LIBER 27, PAGES 532 & 533 OF DEEDS, WASHTENAW COUNTY RECORDS: BLOCK 1, LOTS 1-13; BLOCK 2, LOTS 1-8; BLOCK 3, LOTS 6-8; BLOCK 4, LOTS 1-8; BLOCK 5, LOTS 1-8; BLOCK 6, LOTS 1-8; BLOCK 7, LOTS 1-8; BLOCK 8, LOTS 1-8; BLOCK 9, LOTS 1-8; BLOCK 10, LOTS 1-8; BLOCK 11, LOTS 4 & 6-8; BLOCK 12, LOTS 1-8; BLOCK 13, LOTS 1-8; BLOCK 14, LOTS 1-8; BLOCK 15, LOTS 1-8; BLOCK 16, LOTS 1-3; BLOCK 17, LOTS 1-13; BLOCK 18, LOT 1; BLOCK 19, LOTS 1-13; BLOCK 20, LOTS 1-25; BLOCK 21, LOTS 1-7; BLOCK 22, LOTS 1-6; BLOCK 23, LOTS 1-12; BLOCK 24, LOTS 1-8; BLOCK 25, LOTS 1-4; BLOCK 26; BLOCK 27, LOTS 1-9; BLOCK 28, LOTS 1-8; BLOCK 29, LOTS 1-8; BLOCK 30, LOTS 1-8; BURIAL GROUND.
- A MAP OF PART OF THE VILLAGE OF DEXTER, RECORDED IN LIBER F, PAGE 100 OF PLATS, WASHTENAW COUNTY RECORDS: BLOCK 18; BLOCK 19, LOTS 1-13; BLOCK 20, LOTS 1-16.
- THE PLAT OF THE ADDITION TO THE VILLAGE OF DEXTER BY THE DEXTER ESTATE, RECORDED IN LIBER 55, PAGE 477 OF DEEDS, WASHTENAW COUNTY RECORDS: BLOCK 31, LOTS 1-12; BLOCK 32, LOTS 1-12; BLOCK 33, LOTS 1-12; BLOCK 34, LOTS 1-7; BLOCK 35, LOTS 1-17; BLOCK 36, LOTS 1-23; BLOCK 37, LOTS 1-14; BLOCK 38, LOTS 1-14; BLOCK 39, LOTS 1-12; BLOCK 40, LOTS 1-12; BLOCK 41, LOTS 1-12.
- THE PLAT OF EAST SIDE OF BLOCK 18 VILLAGE OF DEXTER, RECORDED IN LIBER 60, PAGE 123 OF DEEDS, WASHTENAW COUNTY RECORDS: LOTS A, B, C & D.
- THE PLAT OF N.H. WING'S SUBDIVISION OF THE SOUTH WEST CORNER OF BLOCK NUMBER SIX OF THE VILLAGE OF DEXTER, RECORDED IN LIBER V, PAGE 726 OF PLATS, WASHTENAW COUNTY RECORDS: LOTS 1-23.
- THE PLAT OF MARY J. RAYWALT'S ADDITION TO THE VILLAGE OF DEXTER, RECORDED IN LIBER 60, PAGE 770 OF DEEDS, WASHTENAW COUNTY RECORDS: LOTS 1-18.
- THE PLAT OF THE MAP OF MARY J. RAYWALT'S 2ND ADDITION TO THE VILLAGE OF DEXTER, RECORDED IN LIBER 67, PAGES 306 & 307 OF DEEDS, WASHTENAW COUNTY RECORDS: LOTS 19-46.

- THE PLAT OF DEXTER HEIGHTS SUBDIVISION, RECORDED IN LIBER 11, PAGE 55 OF PLATS, WASHTENAW COUNTY RECORDS: LOTS 1-12.
- THE PLAT OF MEYERS' SUBDIVISION, RECORDED IN LIBER 13, PAGES 50 & 51 OF PLATS, WASHTENAW COUNTY RECORDS: LOTS 1-34.
- DEXTER CROSSING PLAT ONE, RECORDED IN LIBER 31, PAGES 16-18 OF PLATS, WASHTENAW COUNTY RECORDS: LOTS 1-34.
- DEXTER BUSINESS AND RESEARCH PARK, RECORDED IN LIBER 26, PAGES 29-36 OF PLATS, WASHTENAW COUNTY RECORDS: LOTS 1-25.
- DEXTER BUSINESS AND RESEARCH PARK NO. 2, RECORDED IN LIBER 30, PAGES 48-54 OF PLATS, WASHTENAW COUNTY RECORDS: LOTS 26-44 AND ONE PRIVATE PARK.

Incorporation Process Following the January 17, 2012 Public Hearing

On May 9, 2012 the Boundary Commission reviewed all materials received at the January 17, 2012 public hearing and during the 30 day public comment and 7 day rebuttal periods following the meeting. The Commission voted 5-0 to recommend that the Director of Licensing and Regulatory Affairs approve the Village's cityhood petition with the revised boundary that was presented by the Village and Webster Township.

The Commission met again on June 13, 2012 and approved the draft "Summary of Proceedings, Findings of Fact and Conclusions of Law" which made a recommendation to the Director that he approve the petition with the revised boundaries and order the incorporation proceedings to continue. The Director signed this order to start the 45 day referendum period on July 13, 2012. The final order of approval does not become "final" until the expiration of the referendum and potential voting period.

Referendum Period

From July 13, 2012 through August 27, 2012, citizens may gather signatures of 5% of the Village's registered voters in order to place the question of whether or not the incorporation process should continue on a future election ballot.

If enough signatures are gathered, the petition is reviewed by the Boundary Commission and if it is approved, the Commission orders an election to be held on the next available date (4th Tuesday in January, 1st Tuesday after the 1st Monday in May, 1st Tuesday after the 1st Monday in August or 1st Tuesday after the 1st Monday in November). The question of whether the process should move forward is placed on the ballot as a yes or no vote.

If there are not enough signatures gathered to place the question on a future ballot during the 45 day period, a vote on the question would not be scheduled, the final order of approval becomes final and the Boundary Commission orders that election be held to elect a Charter Commission.

If there are enough signatures gathered during the referendum period, and the result of the scheduled vote is against continuing with the incorporation process, the Village's incorporation process ends.

If the result of the scheduled vote is in favor of the Village incorporation process continuing, the final order of approval becomes final and the Boundary Commission orders that an election be held to elect a Charter Commission.

Selection of Charter Commission/Creation of City Charter

Village voters will elect a nine member Charter Commission to write the Charter (or governing document) for the new City. Those interested must file petitions with 20 signatures from Village residents.

Once the Charter Commission is elected they must meet within 10 days after the election, select officers, and establish the rules for their proceedings including how vacancies will be filled.

After the Charter is drafted it is sent to the Michigan Department of Attorney General for a review that the proposed charter is in compliance with Michigan law. Once the Charter is approved by the Attorney General, Village voters will vote on whether or not to accept the document. At this election they will also elect a new slate of Elected Officials (titles dependent on new Charter).

If the Charter passes the Village officially becomes a City.

If the Charter does not pass within three years of the date that the Director's Final Order approving the incorporation becomes final, then the process ends.



Memorandum

To: Village Council and President Keough
Donna Dettling, Village Manager

From: Allison Bishop, AICP, Community Development Manager

Re: Consideration of - Planning Commission Recommended Ordinance Amendments
Article 5, Parking and Loading

Date: July 16, 2012

On May 7, 2012 the Planning Commission held a public hearing on the proposed amendments to Article 5, Parking and Loading. The proposed amendments were recommended for approval by the Planning Commission with the following motion and presented to the Village Council on May 14, 2012:

Per Section 23.06, Criteria for Amendment to the Zoning Ordinance Text and the Public Hearing held by the Planning Commission on May 7, 2012, the Planning Commission recommends that the Village Council amend Article 5, Parking and Loading in order to promote implementation of the goals and objectives of the Master Plan and to provide the highest quality and most consistent standards throughout the Village's Zoning districts.

On May 14, 2012 the Village Council reviewed the recommended amendments and requested that the Planning Commission reconsider the following 3 items:

1. Section 5.01A – Off-street parking spaces may be located within a non-required side or rear yard and within the rear yard setback unless otherwise provided by this Ordinance. Off-street parking shall not be permitted within a front yard ~~or a side yard setback~~ unless permitted by the Planning Commission ~~otherwise provided in this Ordinance~~.

Village Council requested additional consideration be given to adding “Off-street parking shall not be permitted within a front yard unless recommended by the Planning Commission and approved by the Village Council.

2. Section 5.07F – Off Street Loading and Unloading - The minimum number of loading spaces shall be provided in accordance with the following table:

Institutional, Commercial and Office Uses	Required Loading/Unloading Spaces
Up to 5,000 sq. ft. Gross Floor Area (GFA)	1 space
5,001 – 60,000 sq. ft. GFA	1 space, plus 1 space per 20,000 sq. ft.
60,001 sq. ft. GFA and over	3 spaces, plus 1 space per 50,000 sq. ft.
Industrial Uses	
Up to 1,400 sq. ft. GFA	0 spaces
1,401 – 20,000 sq. ft. GFA	1 space
20,001 – 100,000 sq. ft. GFA	1 space, plus 1 space per each 20,000 sq. ft.

	GFA in excess of 20,000 sq. ft.
100,000 sq. ft. GFA and over	5 spaces

Village Council requested additional consideration be given to the formulas for calculating the required loading and unloading parking spaces. Staff reviewed calculations required by the Village and several other communities and it was recommended that the Planning Commission consider revising the standard. Staff recommended that to simplify the standard the following be required:

Gross Floor Area	Minimum Number of Loading and Unloading Spaces
0 - 15,000	1 space
15,001 – 30,000	2 spaces
30,001 – 90,000	3 spaces
90,001 – 150,000	4 spaces
150,001 and over	4 spaces, plus 1 for each additional 50,000

3. Section 5.10 Access Management, E. Standards for the Number of Commercial Driveways – The number of commercial driveways shall be the minimum necessary to provide reasonable access for regular traffic and emergency vehicles, while preserving traffic operations and safety along the public roadway. A single means of direct or indirect access shall be provided for each separately owned parcel. Where possible, this access shall be via a shared driveway or a service drive. Where it is not possible to provide shared access, this access may be by a single commercial driveway. Additional commercial driveways may be permitted at the discretion of the Planning Commission only under one of the following circumstances (See Page 5-13).
 - a. One (1) additional commercial driveway may be allowed for properties with a continuous frontage of over three hundred (300) feet, and one (1) additional driveway for each additional three hundred (300) feet of frontage.
 - b. Two one-way commercial driveways may be permitted along a frontage of at least one hundred twenty five (125) feet, provided the driveways do not interfere with operations at other driveways or along the street.
 - c. Additional commercial driveways may be justified due to the amount of traffic generated by the use without compromising traffic operations along the public street, based upon a traffic impact study submitted by the applicant.

Village Council requested review of the Planning Commission’s discretion to permit additional commercial driveways. The Planning Commission considered amending the language to “Additional commercial driveways may be permitted if recommended by the Planning Commission and approved by the Village Council and only under one of the following circumstances (See Page 5-13 and a-c above).”

PLANNING COMMISSION ACTION

At the June 4, 2012 meeting the Planning Commission was asked by the Village Council to reconsider the following sections of Article 5, Parking and Loading.

1. Section 5.01A – Location of off-street parking spaces
2. Section 5.07F – Off Street Loading and Unloading
3. Section 5.10 Access Management, E. Standards for the Number of Commercial Driveways

The Planning Commission discussed the items Council requested for reconsideration and did not support revising the language giving the Planning Commission discretion given the number of locations throughout the ordinance in which the Planning Commission is given discretion and based on the Village Council's ultimate approval of anything recommended by the Planning Commission.

Attached are sections of Article 21, Site Plan Review and Approval that detail the site plan review and approval process and the Village Council's ultimate approval of the Planning Commission recommendation in accordance with the ordinance.

On June 4, 2012 the Planning Commission moved the following:

-Moved Schmid, support Wade to reject Village Council's suggestion to incorporate additional language as proposed by staff for items 1. (Section 5.01A) and 3. (Section 5.10).

-Moved Wade, support Schmid to incorporate number 2. Section 5.07F-Off Street Loading and Unloading item D.-remove clearance requirement of 14 feet in height for loading and unloading and for Small Commercial Minimum Number of Loading and Unloading Spaces change Gross Floor Area to 0-5000 no loading requirement and for 5000-15,000 requirement of 1 space and set a public hearing for July 2, 2012 at 7:30 pm, at the Dexter Area Senior Center to give the public an opportunity to comment on the proposed amendments to Article 5, Parking and Loading.

On July 2, 2012 the Planning Commission held an additional public hearing to consider the additional proposed ordinance amendments to Section 5.07 Off Street Loading and Unloading. There was no public wishing to address the Planning Commission on the proposed amendments. The Planning Commission discussion included clarification of the process and the items proposed for amendment since the original recommendation.

The Planning Commission recommended approval of the ordinance included in the Council packet with the following motion:

Per Section 23.06, Criteria for Amendment to the Zoning Ordinance Text and the Public Hearing held by the Planning Commission on July 2, 2012, the Planning Commission recommends that the Village Council amend Article 5, Parking and Loading in order to clarify conflicts in implementation of specific standards and regulations of the Zoning Ordinance and to promote the implementation of the goals and objectives of the Village's Master Plan.

CRITERIA FOR AMENDMENT TO THE ZONING ORDINANCE TEXT

When considering an amendment to the zoning ordinance text, Section 21.07 states the Planning Commission and Village Council shall consider the following criteria to determine the appropriateness of amending the text, standards and regulations of the Zoning Ordinance.

- A. Documentation has been provided from Village Staff or the Board of Zoning Appeals indicating problems and conflicts in implementation of specific sections of the Ordinance.
- B. Reference materials, planning and zoning publications, information gained at seminars or experiences of other communities demonstrate improved techniques to deal with certain zoning issues, or that the Village's standards are outdated.
- C. The Village Attorney recommends an amendment to respond to significant case law.
- D. The amendment would promote implementation of the goals and objectives of the Village's Master Plan.
- E. Other factors deemed appropriate by the Planning Commission and Village Council.

ACTION REQUESTED

Please take action on the Planning Commission's recommendation to amend Article 5, Parking and Loading, of the Village of Dexter Zoning Ordinance.

SUGGESTED MOTIONS

Per Section 23.06, Criteria for Amendment to the Zoning Ordinance Text and the recommendation of the Planning Commission, the Village Council approves the amendments to Article 5, Parking and Loading, in order to clarify conflicts in implementation of specific standards and regulations of the Zoning Ordinance and to promote the implementation of the goals and objectives of the Village's Master Plan.

OR

Based on the information presented at the meeting the Village Council moves to postpone the recommendation for the proposed amendments until _____(DATE)_____ to allow more time for the following:

- 1. _____
- 2. _____

Please feel free to contact me prior to the meeting if you have any questions.

Thank you.

Site Plan Review and Approval

- Q. State and Federal requirements for storage, spill prevention, record keeping, emergency response, transport and disposal of hazardous substances, hazardous wastes, liquid industrial waste or potentially polluting materials shall be met. No discharge to surface water or groundwater, including direct and indirect discharges of waste, waste effluent, wastewater, pollutants, or cooling water shall be allowed without approval from state, county and local agencies.

Section 21.04 APPLICATION FOR SITE PLAN REVIEW

- A. The site plan approval process is a two (2) phase process. The process shall include a preliminary site plan and a final site plan unless otherwise requested and approved in conformance with Section 21.05.
- B. An applicant may request a pre application meeting with the Village Zoning Administrator and/or the Site Plan Review Committee per the pre-application meeting schedule, as appropriate. During the conceptual review phase, a generalized site plan may be presented by the prospective applicant for consideration of the overall idea of the development. The meeting permits the applicant to obtain information regarding the most optimum location of building(s), points of ingress and egress to the site and an indication of other improvement necessary for site plan submittal. At this stage, details of landscaping, site grading, drainage and utilities, etc. are not essential. Basic questions of use, density, integration with existing development in the area and impacts on and the availability of public infrastructure are discussed. No decisions are made at this level.
- C. The detailed site plan presented for review and recommendation by the Planning Commission and consideration by the Village Council shall contain all information required in this Ordinance. The following are the submittal requirements. Unless eligible for administrative review pursuant to section 21.06, applications for site plan review shall conform to the following:
1. Planning Commission regular meetings are held the first Monday of the month. Site plans are due at the Village Office by 4:00 p.m. on the first Monday of the month to be placed on the following months agenda.
 2. A completed application form and Environmental Permits Checklist as provided by the Village, along with the required fee and deposit established by resolution of the Village Council. The owner's signed consent is required on the application if the applicant is not the owner.
 3. Sixteen (16) sets of site plan drawings, folded to approximately 8 ½ x 11 inches, or as prescribed by the Zoning Administrator, which will be forwarded by the Zoning Administrator to the Fire Department, Department of Public Services, Planner, and Engineer for review, if applicable. Site plans shall be prepared, signed and sealed by the professional responsible for the work under Michigan law (architect, engineer, community planner, landscape architect, or land surveyor

Site Plan Review and Approval

shall, recommend approval, disapproval or approval with modification of the preliminary site plan.

After recommendation of the Planning Commission, the Village Council may approve, disapprove or may require changes in the plan, and may attach conditions to its approval. The Village Council shall advise the applicant in writing of its actions on a preliminary site plan.

6. Effect of Approval - Approval of a preliminary site plan by the Village Council shall indicate its acceptance of the proposed layout of buildings, streets, drives, parking areas, and other facilities and areas in accordance with the standards set forth in Section 21.04 (c)(2), herein.

The Village Council may, at its discretion and with appropriate conditions attached, authorize issuance of permits by the Zoning Administrator for grading and foundation work on the basis of an approved preliminary site plan. The conditions which may be attached to such permit for grading and foundation work shall include, but shall not be limited to, measures to control erosion, exemption of the Village from any liability if a final site plan is not approved, and provision of a bond for site restoration if work does not proceed to completion. The applicant must request, in writing, permission from Village Council to authorize grading and foundation work, if not specifically permitted by Village Council.

7. Expiration of Approval - Approval of a preliminary site plan shall be valid for a period of one hundred eighty (180) days from the date of approval and shall expire and be of no effect unless an application for a final site plan for all or part of the area included in the approved preliminary site plan is filed with the Village Zoning Administrator. The Village Council shall, within two (2) weeks of the date of approval of the preliminary site plan, transmit a written certification of such approval to the applicant. Phased Site Plans: If a final site plan is submitted for only a part of the area included in the approved preliminary site plan, successive final site plans shall be filed at intervals no greater than three (3) years from the date of approval of the previously approved final site plan. If such period is exceeded, the Village Council may declare the approved preliminary site plan invalid with respect to the remaining parts of the site, unless good cause can be shown for the development schedule. In such case, the Village Council may require that the site plan be revised to meet current ordinance requirements.
8. Extensions of Time Limits: Time limits set forth in this article may be extended upon showing of good cause, and by written agreement between the petitioner and the recommendation of the Planning Commission and approval by Village Council.

E. Final Site Plan

1. Application - Following approval of a preliminary site plan, the applicant shall provide required copies of a final site plan, the review fee, and a completed

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- e. That the drainage plan for the proposed development is adequate to accommodate anticipated storm water runoff and will not cause undue runoff onto neighboring property or overloading of watercourses in the area; that the proposed development is coordinated with improvements serving the subject property and with the other developments in the general vicinity;
 - f. That outside lighting will not adversely affect adjacent or neighboring properties, or traffic on adjacent streets;
 - g. That outdoor storage of garbage and refuse is contained, screened from view, and located so as not to be a nuisance to the subject property or neighboring properties;
 - h. That grading or filling will not destroy the character of the property or the surrounding area and will not adversely affect the adjacent or neighboring properties;
 - i. That parking layout will not adversely affect the flow of traffic within the site or to and from the adjacent streets;
 - j. That the plan meets the standards of other government agencies, where applicable, and that the approval of these agencies has been obtained or is assured; and
 - k. That the plan provides for the proper expansion of existing public streets serving the site, where applicable.
 - l. That the plan meets all other requirements /standards established by the Village of Dexter.
4. The Planner and Engineer shall review the plans and other information submitted for compliance with applicable ordinances, policies, laws and standards and shall furnish written comments, opinions and recommendations to the Village Zoning Administrator at least two (2) weeks prior to the Planning Commission meeting where action is sought.
5. Any plan revised in response to comments from the Planner, Engineer or agencies/departments having jurisdiction shall not be placed on the Planning Commission agenda until written review comments from those persons noted above on the revision have been received by the Zoning Administrator.
6. Planning Commission and Village Council Action - The Planning Commission shall study the final site plan and shall, if the submitted application is complete, recommend approval or disapproval of the final site plan to the Village Council. After receiving a recommendation from the Commission the Village Council may

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approve, disapprove or require changes in the plan or may attach reasonable conditions to its approval.

The Planning Commission shall include in its study of the site plan consultation with the Village Zoning Administrator, the Village Fire Chief, Village Planner and the Village Engineer, and other governmental officials and departments and public utility companies that might have an interest in or be affected by the proposed development.

Upon Village Council approval of a final site plan, and resolution of any approval contingencies, the applicant, the owner(s) of record, or the legal representative thereof, and the Zoning Administrator shall each sign and stamp five (5) copies of the approved final site plan. One (1) electronic CD copy of the approved site plan in PDF and/or DWG format shall also be provided for the village's records. The Zoning Administrator shall transmit two (2) signed copies of the plan and any conditions attached to the approval to the applicant and Village project file. If the final site plan is rejected, the Village Council shall notify the applicant in writing of such action and the reasons therefore within two (2) weeks following the action.

7. Effect of Approval - Approval of a final site plan authorizes issuance of a certificate of zoning compliance and issuance of a building permit, provided all other requirements for a building permit have been met. In the case of uses without buildings or structures, approval of a final site plan authorizes issuance of a certificate of zoning compliance and issuance of a certificate of occupancy, provided all other requirements for such certificate have been met.
8. Expiration of Approval - Approval of a final site plan shall expire and be of no effect 2 years (730 days) following the date of approval unless a Zoning Compliance application has been issued and construction has begun on the property and is diligently pursued to completion in conformance with the approved final site plan.
9. Extensions of Time Limits: Time limits set forth in this article may be extended upon showing of good cause, and by written agreement between the petitioner and the recommendation of the Planning Commission and approval by Village Council.

Section 21.05 COMBINING PRELIMINARY AND FINAL SITE PLANS

An applicant may, at the applicant's discretion and risk, with approval of the Zoning Administrator, combine a preliminary and final site plan in an application for approval. The Zoning Administrator shall have the authority to require submittal of a preliminary site plan separate from a final site plan, where, in his/her opinion, the complexity and/or size of the proposed development so warrant. A preliminary and final site plan shall not be combined for any development consisting of two (2) or more phases.

Article V

PARKING AND LOADING

Section 5.01 OFF-STREET PARKING REQUIREMENTS

The purpose of this section is to provide in all districts at the time of erection or enlargement of any main building or structure, automobile off-street parking space with adequate access to all spaces. Within the Village Commercial (VC) District, two options exist for meeting parking requirements; on site private parking or participation in the voluntary public parking program. Refer to Section 5.09 for public parking program standards. Parking spaces, in conjunction with all land or building uses, shall be provided, prior to the issuance of a certificate of occupancy, as hereinafter prescribed:

- A. Off-street parking spaces may be located within a nonrequired side or rear yard and within the rear yard setback unless otherwise provided in this Ordinance. Off-street parking shall not be permitted within a front yard ~~or a side yard setback unless permitted by the Planning Commission~~ otherwise provided in this Ordinance.
- B. Off-street parking shall be convenient and pedestrian accessible, either on the same lot or within three hundred (300) feet of the building it is intended to serve, measured from the nearest point of the building to the nearest point of the off-street parking lot. Ownership shall be shown of all lots or parcels intended for use as parking by the Applicant.
- C. Required residential off-street parking spaces shall consist of a parking strip, parking bay, driveway, garage, or combination thereof and shall be located on the premises they are intended to serve, and subject to the provisions for accessory uses, buildings and structures (Section 3.02 Accessory Structures).
- D. Any area once designated as required off-street parking shall not be changed to any other use unless and until equal facilities are provided elsewhere.
- E. Off-street parking existing at the effective date of this Ordinance, in connection with the operation of an existing building or use, shall not be reduced to an amount less than hereinafter required for a similar new building or new use.
- F. Two (2) or more buildings or uses may collectively provide the required off-street parking; in which case, the required number of parking spaces shall not be less than the sum of the requirements for the several individual uses computed separately.

Two (2) or more buildings or uses may collectively provide the required off-street parking, in which case the required number of parking spaces for the uses calculated individually may be reduced if a signed agreement is provided by the property owners, and the Planning Commission determines that the peak usage will occur at significantly

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different periods of the day and/or there is potential for a customer to visit two (2) or more uses.

- G. Flexibility in Application. The Village recognizes that, due to the specific requirements of any given development, inflexible application of the parking standards set forth in Section 5.03 may result in development with inadequate parking or parking far in excess of which is needed. The former situation may lead to traffic congestion or unauthorized parking on adjacent streets or neighboring sites. The latter situation may result in excessive paving and stormwater runoff and a waste of space, which could be left as open space.

The Planning Commission may permit deviations from the requirements of Section 5.03 and may require more or allow less parking whenever it finds that such deviations are more likely to provide a sufficient number of parking spaces to accommodate the specific characteristics of the use in question.

The Planning Commission may attach conditions to the approval of a deviation from the requirement of Section 5.03 that bind such approval to the specific use in question. Where a deviation results in a reduction of parking, the Planning Commission may further impose conditions, which ensure that adequate reserve area, is set-aside for future parking, if needed.

- H. Where two or more uses are present on the premises, parking requirement shall be calculated for each use, unless specifically provided otherwise herein.
- I. The storage of merchandise, motor vehicles for sale, trucks, or the repair of vehicles is prohibited.
- J. For those uses not specifically mentioned, the requirements for off-street parking facilities shall be in accord with a use which the Planning Commission considers similar in type.

For uses not specifically listed in Section 5.03, the requirements for off-street parking facilities shall be in accordance with a similar use or based on documentation regarding the specific parking needs for the particular use, as determined by the Planning Commission.

- K. Parking lot landscaping see Section 6.04 and 6.08.
- L. During construction, off-street parking shall be provided on site for all construction vehicles and employees.
- M. Carports and garages for multiple-family dwellings shall be calculated as parking spaces on a one to one basis. Carports and garages in multiple-family dwelling developments shall have a maximum height of fourteen (14) feet, measured from the grade to the peak of the structure. Carports shall be partially screened by landscape screen walls, berms,

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retainer walls, or a combination thereof, along the sides and front end facing any public streets or internal street or drive.

Section 5.02 PARKING UNITS OF MEASUREMENT

A. Floor Area/Gross Floor Area:

1. In calculating bench seating for places of assembly, each twenty-four (24) inches of benches, pews or other such seating, shall be counted as one seat.
2. Where the number of spaces required is based on the number of employees, calculations shall be based upon the maximum number of employees likely to be on the premises during the peak shift.
3. When units of measurements determining the number of required parking or loading spaces results in a fractional space, any fraction shall be counted as one (1) additional space.
4. See Section 2.02 for Gross Floor Area Definitions.

Section 5.03 PARKING SPACE NUMERICAL REQUIREMENTS

The number of off-street parking spaces by type of use shall be determined in accordance with the following schedule. The Planning Commission encourages the following schedule to be used as maximum requirements unless an applicant can demonstrate a need for additional parking; excessive parking diminishes opportunities for new buildings and new businesses, thereby reducing business activity and commercial viability of businesses within the Village Commercial (VC) District. Less impervious surfaces are also desired to minimize storm water demands and increased run-off pollutants. The Planning Commission strongly encourages participation in the voluntary public parking program within the VC District, which provides more efficient land usage, fewer private curb cuts, improved safety, and higher density.

The following table provides the parking requirements for districts other than the Central Business District (CBD) by usage:

<u>USE</u>	<u>NUMBER OF MINIMUM PARKING SPACES PER UNIT OF MEASURE</u>
<u>Residential</u>	
1. Single and two-family dwellings	2.0 spaces per dwelling unit
2. Multiple-family dwellings	2.0 spaces per dwelling unit 0.5 guest space per every 3 dwelling units

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3. Senior independent units 1.0 spaces per unit
4. Senior "interim care" and "intermediate care" units retirement villages, etc. 1.0 spaces per each room or two beds, whichever is less, plus 1.0 space per each employee expected during the peak shift
5. Convalescent homes, nursing home units, sanitariums, rest homes, etc. 1.0 space per each three beds or two rooms, whichever is less, up to 120 beds; plus 3.0 spaces per each additional eight beds over 120 beds
6. Manufactured homes in a mobile home park 2.0 spaces per each manufactured/mobile home unit or site

Institutional

1. Churches, places of worship 1.0 spaces per each three seats or six feet of pews
2. Hospitals, including emergency rooms but excluding areas devoted to outpatient care 2.5 spaces per each licensed bed; or 1.0 space per each two licensed beds, plus 1.0 space per each staff doctor and employee during peak shifts, whichever is greater (requirements for outpatient care listed separately)
3. Primary schools (elementary and junior high schools) 1.0 space per each instructor, employee and administrator, plus spaces required for any assembly hall, auditorium and/or outdoor arena
4. Secondary (high) schools, commercial schools, colleges required for any assembly hall, auditorium, or outdoor arena 1.0 per each instructor, plus 1.0 per each employee and administrator, plus 5.0 spaces per each classroom, plus parking
5. Dance and union halls, fraternal orders, civic clubs, banquet rooms, and similar uses or facilities 1.0 space per every two persons of capacity authorized by the County Building Code
6. Fraternity or Sorority One (1) for each five (5) permitted active members, or one (1) for each two (2) beds, whichever is less
7. Auditoriums, assembly halls and outdoor arenas 1.0 space per each three seats or six feet of bleachers
8. Theaters and Auditoriums One (1) for each three (3) seats plus one (1) for each two (2) employees
9. Child care centers 2.0 spaces plus 1.0 additional space per each eight children of licensed authorized capacity

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- 10. Public Libraries Three (3) spaces per 1,000 square feet of gross floor area
- 11. Public Recreation Centers 5.0 spaces per 1,000 square feet of gross floor area

Business and Commercial

- 1. Planned Commercial or Shopping Center or enclosed malls Three (3) spaces per 1,000 square feet of gross floor area
- 2. Automobile Wash (Automatic)* Two (2) spaces, plus 1.0 space per each employee on peak shift
- 3. Auto Wash (Self-Service or Coin Operated)* Two (2) spaces for each washing stall in addition to the stall itself
- 4. Barber Shop/Beauty Salon 2.5 spaces per each barber or beautician's chair/station
- 5. Bowling Centers 5.0 spaces per lane plus 25% of the required parking for any lounge
- 6. Ice/Roller Skating Rink 6.0 spaces per 1,000 sq. ft.
- 7. Restaurant - sit down type with liquor license. 12.0 spaces per 1,000 sq. ft. of gross floor area
- 8. Bar/lounges/night club with liquor license and dancing 12.0 spaces per 1,000 sq. ft. of gross floor area
- 9. Restaurant - take out with less than six tables and/or booths 5.0 spaces plus 1.0 space for each employee on peak shift
- 10. Restaurant - standard (a family-type restaurant without a bar or lounge area) 12.0 spaces per 1,000 sq. ft. of gross floor area or 0.5 space per seat, whichever is greater, plus any spaces required for any banquet or meeting rooms.
- 11. Restaurant - fast food with drive-through window 12.0 spaces per 1,000 sq. ft. of gross floor area, plus 1.0 space for each employee on peak shift
- 12. Showroom of a plumber, decorator or similar trade 1.0 space per 1,000 sq. ft. of gross floor area
- 13. Appliance Store 3.0 spaces per 1,000 sq. ft. of gross floor area
- 14. Convenience Store, with or without gasoline service * 4.0 spaces per 1,000 sq. ft. of gross floor area, plus spaces required for an auto service station activities or gasoline sales.
- 15. Equipment Repair 1.0 space per 1,000 sq. ft. of gross floor area
- 16. Laundromat 1.0 space per each two washing machines

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| 17. | Funeral Homes | 1.0 space per 50 sq. ft. of gross floor area for service parlors, chapels and reception area, plus 1.0 space per each funeral vehicle stored on the premises |
| 18. | Motel/Hotel with Lounge, Restaurant, Conference or Banquet Rooms or Exhibit | 1.0 space per guest room plus 7.0 spaces per 1,000 sq. ft. of gross floor area lounge, restaurant, conference or banquet rooms or exhibit space |
| 19. | Motel with Restaurant/Lounge | 1.0 space per guest room, plus 10.0 spaces per 1,000 sq. ft. of gross floor area for restaurant/lounge space |
| 20. | Motel without Restaurant/Lounge; Bed and Breakfast Inn | 1.0 spaces per guest room, plus 2.0 spaces for employees |
| 21. | Automobile Sales | 5.0 spaces per 1,000 sq. ft. of gross floor area, plus 2.0 spaces per each auto service bay. The areas devoted to customer service and employee parking shall be clearly delineated on the parking plan and reserved for that purpose. |
| 22. | Auto Service Station and Auto Care Centers without Convenience Goods | 2.0 spaces per each service bay, plus 1.0 space per employee, plus 1.0 space per each tow truck, plus 2.0 spaces for each 1,000 square feet of gross floor area devoted to sales of automotive goods |
| 23. | Other general retail uses not specified | 3.0 spaces per 1,000 sq. ft of gross floor area |
| 24. | Health Fitness Centers without Swimming Pool | 4.0 spaces per 1,000 sq. ft. of gross floor area |
| 25. | Swimming Pool | 1.0 space per each three (3) persons of capacity authorized by the County Building Code |
| 26. | Racquetball/Tennis Centers | 1.0 space per 1,000 sq. ft of gross floor area or 6.0 spaces per court, whichever is greater |

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Offices

1. Branch Bank, Credit Union or Savings and Loans * 5.0 spaces per 1,000 sq. ft. of gross floor area plus 2.0 spaces per each 24-hour teller
2. General Office Building 3.0 spaces per 1,000 sq. ft of gross floor area
3. Medical/Dental Clinic/Office 4.0 spaces per 1,000 sq. ft of gross floor area
4. Business and Professional 3 spaces per 1000 sq. ft. of gross floor area for second and upper story office uses.

* See Section 5.04 for required stacking spaces

Industrial (Amended April 22, 1996. Effective May 13, 1996.)

1. Light Industrial, Manufacturing, testing Labs, Research and Development Centers 1.5 spaces per 1,000 sq. ft of gross floor area, or 1.2 spaces per employee at peak shift, whichever is less; plus 1.0 space for each corporate vehicle.
2. Warehousing 1.5 space per each 1,000sq. ft. of gross floor area, or 1.0 space per employee at peak shift, whichever is greater; plus 1.0 space for each corporate vehicle (separate standard provided for mini-storage)

Bicycle Parking

1. Commercial, retail, and office buildings 1.0 bicycle hoop per twenty (20) parking spaces.

Section 5.04 STACKING SPACE REQUIREMENTS

- A. Separate, outdoor, stacking spaces which will not conflict with traffic accessing the use, and each twenty-five (25) feet in length, shall be provided for the following uses:

- | | | |
|---|---|--------------------------|
| (1) Automobile repair station | = | 1 space per bay |
| (2) Automobile service station | = | 2 spaces per pump island |
| (3) Convenience store drive through | = | 2 spaces |
| (4) Drive-through financial institution | = | 4 spaces per window |
| (5) Drive-through food service | = | 10 spaces |
| (6) Dry cleaning drop-off station | = | 2 spaces |
| (7) Fully automatic car wash | = | 10 spaces per bay |

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- (8) Self serve car wash = 2 spaces per bay
- (9) Semi-automatic car wash = 10 spaces per bay

B. Stacking spaces which block access to parking spaces shall not be included in calculating the required number of spaces.

Section 5.05 BARRIER FREE PARKING REQUIREMENTS

Handicapped parking space(s) shall be located for convenient access to elevators, ramps, walkways, and entrances so that the physically handicapped are not compelled to wheel or walk behind parked cars to reach them. Access from the parking lot to the principal use and all accessory uses shall be by means of ramping consisting of asphalt and/or concrete material constructed to the engineering specifications and standards of the Village.

On each site proposed for use, additions, and/or redevelopment, for which the Zoning Ordinance requires submission of a site plan, designated handicapped parking spaces shall be provided in accordance with the following table. The number of barrier free spaces may be increased if needed to comply with the Michigan Department of Labor, Construction Code Commission, Barrier Free Design Division, or the Americans with Disabilities Act or for which the Planning Commission determines may have a higher demand for such spaces. Such space(s) shall be a minimum of twelve (12) feet wide and twenty (20) feet in depth, clearly depicted upon the site plan, and clearly indicated by a sign and/or pavement markings. A fifteen (15) foot wide space for vans may also be required.

<u>Total Spaces</u>	<u># Required</u>	<u>Total Spaces</u>	<u># Required</u>
1-25	1	151-200	6
26-50	2	201-300	12
51-75	3	301-400	12
76-100	4	Over 400	12 plus 2 for every 250 or fraction thereof over 400
101-150	5		

Where a curb exists between a parking lot surface and a sidewalk entrance, an inclined approach or curb cut with a gradient of not more than a 1: 12 slope and width of a minimum four (4) feet shall be provided for wheelchair access.

Section 5.06 OFF-STREET PARKING SPACE LAYOUT, STANDARDS, CONSTRUCTION AND MAINTENANCE

Whenever the off-street parking requirements above require the building of an off-street parking facility are provided, such off-street parking lots shall be laid out, constructed and maintained in accordance with the following standards and regulations:

Parking and Loading

A. No parking lot shall be constructed until a permit is issued by the Zoning Administrator. Applications for a permit shall be submitted in a form specified by the Zoning Administrator. Applications shall be accompanied with two (2) sets of site plans for the development and construction of the parking lot showing that the provisions of this Section will be fully complied with.

B. Plans for the layout of off-street parking facilities shall be in accord with the following minimum requirements:

<u>Parking Pattern</u>	<u>Maneuvering Lane Width</u>	<u>Parking Space Width</u>	<u>Parking Space Length</u>
0° (Parallel parking)	11'	8 ft.	23 ft.
30° to 53°	12 ft.	8 ft. 6 in.	20 ft.
54° to 74°	15'	8 ft. 6 in.	20 ft.
75° to 90°	22'	9 ft.	18 ft.

Note: where a parking space is curbed, the vehicle overhang of the curb may be credited as two feet if abutting landscaping or abutting a sidewalk at least seven (7) feet wide.

C. All spaces shall be provided adequate access by means of maneuvering lanes. Parking lots shall be designed to prevent vehicles from backing into the street or requiring use of the street for maneuvering between parking rows.

D. Adequate ingress and egress to the parking lot by means of clearly defined drives shall be provided for all vehicles. Adequate ingress and egress to the parking facility shall be provided by clearly defined driveways. All driveways and parking lots shall have a concrete or asphalt surface in accordance with specifications of the Village of Dexter. The parking area shall be surfaced within one (1) year of the date the occupancy permit is issued.

E. Each entrance and exit to and from any off-street parking lot located in an area zoned for other than single-family residential use shall be at least twenty-five (25) feet distant from adjacent property located in any One Family Residential District.

F. See Article VI for required parking lot screening and internal landscaping.

G. Off-street parking areas shall be drained to prevent surface flow into adjacent property or toward buildings.

H. All lighting used to illuminate any off-street parking area shall be installed to be shielded within and directed onto the parking area only. All parking lot or display lighting shall be designed, located and/or shielded to prevent spill over onto adjacent properties, and shall be arranged to prohibit adverse affect on motorist visibility on adjacent public roadways. All lighting shall be shoebox fixtures with no recessed lighting. (See Section 3.20, Exterior Lighting.)

Parking and Loading

- I. Curbing or bumper blocks shall be provided where parking spaces abut landscaping, property lines, sidewalks or required setback areas.

Section 5.07 OFF-STREET LOADING AND UNLOADING

On premise space for standing, loading and unloading vehicles shall be provided for each use involving the receipt or distribution of goods.

- A. The size of the loading area shall be sufficient to prevent undue interference with adjacent required parking spaces, maneuvering aisles or traffic flow or public streets.
- B. Loading docks and loading areas facing a residential district shall be adequately screened by a wall and/or landscaping as described in Article VI, Landscape Standards.
- C. Loading/unloading areas or docks shall not be provided in the front yard or on any building side directly visible to a public street.
- D. All required loading and unloading spaces shall be laid out in the dimension of at least ten by fifty (10 x 50) feet, or five hundred (500) square feet in area, with a clearance of at least fourteen (14) feet in height. Loading dock approaches shall be provided with a pavement having an asphalt or portland cement binder so as to provide a permanent, durable and dustless surface:
- E. All loading and unloading in the I-1 and RD Districts shall be provided off-street in the rear yard or interior side yard, and shall in no instance be permitted in a front yard. In those instances where exterior side yards have a common relationship with an industrial district across a public thoroughfare, loading and unloading may take place in said exterior side yard when the setback is equal to at least fifty (50) feet. Required loading areas shall not be included in calculations for off-street parking space requirements.
- F. The minimum number of loading spaces provided shall be in accordance with the following table:

Institutional, Commercial and Office Uses

Up to 5,000 sq. ft. GFA	= 1.0 space
5,001 - 60,000 sq. ft. GFA	= 1.0 space, plus 1.0 space per each 20,000 sq. ft. Gross Floor Area (GFA)
60,001 sq. ft. GFA and over	= 3.0 spaces, plus 1.0 space per each additional 50,000 sq. ft. GFA

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Industrial Uses

up to 1,400 sq. ft. GFA	= 0
1,401 - 20,000 sq. ft. GFA	= 1.0 space

Parking and Loading

~~20,001 – 100,000 sq. ft. GFA = 1.0 space, plus 1.0 space per each 20,000 sq. ft. GFA in excess of 20,000 sq. ft.~~

~~100,001 sq. ft. GFA and over = 5.0 spaces~~

<u>Gross Floor Area</u>	<u>Minimum Number of Loading and Unloading Spaces</u>
4,999 sq. ft. or less	0 spaces
5,000 – 15,000	1 space
15,001 – 30,000	2 spaces
30,001 – 90,000	3 spaces
90,001 – 150,000	4 spaces
150,001 and over	4 spaces, plus 1 for each additional 50,000

G. The Planning Commission may permit deviations from the requirements of Section 5.07 and may require more, allow for less, or waive off-street loading and unloading requirements whenever it finds that such changes are more likely to provide a sufficient number of off-street loading and unloading spaces, or that no loading space is required to accommodate the specific characteristics of the use in question.

The Planning Commission may attach conditions to the approval of a deviation to the requirements of Section 5.07 that bind such approval of the specific use in question. Where a deviation results in a reduction or complete waiver of off-street loading and unloading spaces, the Planning Commission may further impose conditions, which ensure that adequate reserve area, is set aside for future off-street loading and unloading spaces, if needed in the future.

Section 5.08 RESTRICTIONS OF THE USE OF PARKING LOTS

- A. Parking and/or storage of recreational vehicles or recreational equipment shall meet the standards listed in the General Provisions (Section 3.19).
- B. Parking or outdoor storage of commercial vehicles greater than one (1) ton, semi-trucks and trailers, mobile homes, tractors, earthmoving equipment, and similar vehicles shall be prohibited from residential districts unless associated with approved construction on the site.
- C. Parking of commercial vehicles over one (1) ton for a period exceeding 24 hours shall be prohibited in the Village Commercial and Central Business District, and prohibited in the front yard in the General Business, Village Residential and One Family Residential Districts.
- D. The parking of vehicles advertised for sale on land not leased or owned by the owner of the vehicle for over 24 hours shall be restricted to permitted automobile sales establishments.

Parking and Loading

**Section 5.09 VILLAGE COMMERCIAL (VC) DISTRICT PARKING 5.09
VILLAGE COMMERCIAL DISTRICT PARKING**

Village Commercial (VC) District Parking may be either on-site private parking as outlined in Section 5.03 or the property owner may participate in the voluntary public parking program to satisfy all or part of the parking requirements of this ordinance.

The Public Parking Program has the same parking requirement by usage per Section 5.03, but may be met by contributing \$2500 for each required space to the voluntary "Public Parking Fund", or such other amount as the Village Council may establish by resolution.

Elimination of an existing curb cut provides a credit of \$2000 towards any voluntary "Public Parking Fund" obligation as incurred through participation. No cash refunds are given.

No new mid block curb cuts are permitted. Shared driveways are strongly encouraged. Access changes are permitted where drives can be consolidated or repositioned for sharing, improved safety, or more on-street parking can be provided.

Public Parking/Land Swap Option: Where a portion of a lot can be potentially developed for public parking the DDA and Planning Commission will consider swapping land in exchange for any voluntary Public Parking Fund contribution. Any exchange must be reviewed by the DDA and approved by the Planning Commission prior to the approval of any site plan.

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Section 5.10 ACCESS MANAGEMENT

A. Statement of Purpose

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The purpose of this section is to provide access standards which will facilitate through traffic operations, ensure public safety along roadways, and protect the public investment in the street system: while providing property owners with reasonable, though not always direct, access. The standards are specifically designed for streets whose primary function is the movement of through traffic, as opposed to local streets whose primary function is access to adjacent properties.

B. Commercial Driveway Definition: For the purposes of this Section, a commercial driveway is defined as any vehicular access except those serving one (1) or two (2) dwelling units, or serving just an essential public service structure.

C. Application of Standards

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1. The access standards contained herein shall be required in addition to, and where permissible shall supersede the requirements of the Washtenaw Road Commissioner.

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2. For expansion and/or redevelopment of existing sites where the Planning Commission determines that compliance with all standards of this section is unreasonable, the standards shall be applied to the maximum extent possible. In such situations, suitable alternatives which substantially achieve the purpose of this section may be accepted by the Planning Commission, provided that the applicant demonstrates all of the following apply:

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- a) Size of the parcel is insufficient to meet the dimensional standards.
- b) The spacing of existing, adjacent driveways or environmental constraints prohibit adherence to the access standards at a reasonable cost.
- c) The use will generate less than five-hundred (500) total vehicle trips per day or less than seventy-five (75) total vehicle trips in the peak hour of travel on the adjacent street, based on rates developed by the Trip Generation Institute of Transportation Engineers.
- d) There is no other reasonable means of access.

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D. General Standards for Driveway Location

- 1. Driveways shall be located so as to minimize interference with the free movement of traffic, to provide adequate sight distance, and to provide the most favorable driveway grade to be determined at engineering review.
- 2. Driveways, including the radii or tapered approach but not including right turn lanes, passing lanes and tapers, shall be located entirely within the right-of-way frontage, unless otherwise approved by the Village Engineer and upon written certification (such as an easement) from the adjacent property owner agreeing to such encroachment.

E. Standards for the Number of Commercial Driveways

The number of commercial driveways shall be the minimum necessary to provide reasonable access for regular traffic and emergency vehicles, while preserving traffic operations and safety along the public roadway. A single means of direct or indirect access shall be provided for each separately owned parcel. Where possible, this access shall be via a shared driveway or a service drive. Where it is not possible to provide shared access, this access may be by a single commercial driveway. Additional commercial driveways may be permitted at the discretion of the Planning Commission only under one of the following circumstances:

- 1. One (1) additional commercial driveway may be allowed for properties with a continuous frontage of over three hundred (300) feet, and one (1) additional driveway for each additional three hundred (300) feet of frontage.
- 2. Two one-way commercial driveways may be permitted along a frontage of at least

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one hundred twenty five (125) feet, provided the driveways do not interfere with operations at other driveways or along the street.

3. Additional commercial driveways may be justified due to the amount of traffic generated by the use without compromising traffic operations along the public street, based upon a traffic impact study submitted by the applicant.

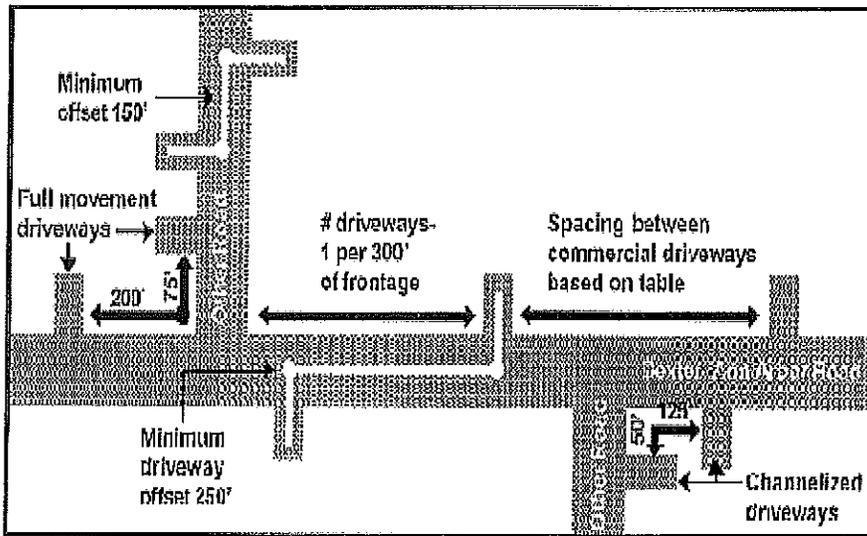
F. Driveway Spacing Standards

1. Between driveways: The minimum spacing between two commercial driveways on the same side of the road shall be based upon posted speed limits along the parcel frontage. The minimum spacings indicated below are measured from centerline to centerline of the driveway.

<u>Posted Speed Limit (MPH)</u>	<u>Minimum Driveway Spacing (In Feet)</u>
<u>25</u>	<u>125</u>
<u>30</u>	<u>155</u>
<u>35</u>	<u>185</u>

2. For sites with insufficient street frontage to meet the above criterion, the Planning Commission may require construction of the driveway along a side street, a shared driveway with an adjacent property, or construction of a driveway along the property line farthest from the intersection.
3. Offsets: To reduce left-turn conflicts, new commercial driveways should be aligned with driveways or streets on the opposite side of the roadway where possible. If alignment is not possible, driveways should be offset a minimum of two hundred fifty (250) feet along Dexter-Ann Arbor Road and one hundred fifty (150) feet along other roadways. Longer offsets may be required depending on the expected inbound left-turn volumes of the driveways, or sight distance limitations.
4. Spacing from intersections: Minimum spacing requirements between a proposed full movement or channelized commercial driveway and an intersection either adjacent or on the opposite side of the street may be set on a case-by-case basis by the Planning Commission during site plan review. In no instance shall the spacing distance be less than the distances listed in the following table. The following measurements are from the near edge of the proposed driveway, measured at the throat perpendicular to the street, to the near lane edge of the intersecting street or pavement edge for uncurbed sections. For sites with insufficient street frontage to meet the above criterion, the Planning Commission may require construction of the driveway along a side street, a shared driveway with an adjacent property, or construction of a driveway along the property line farthest from the intersection.

Parking and Loading



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MINIMUM COMMERCIAL DRIVEWAY SPACING FROM STREET INTERSECTIONS

<u>Location of Driveway</u>	<u>Minimum Spacing for a Full Movement Driveway</u>	<u>Minimum Spacing for a Channelized Driveway Restricting Left Turns</u>
Along Dexter-Ann Arbor Road	200 feet	125 feet
Along other Roads	75 feet	50 feet

G. Commercial Driveway Design

1. All commercial driveways shall be designed according to the Village of Dexter Engineering Standards or Washtenaw County Road Commission, as appropriate.
2. For high traffic generators, or for commercial driveways along roadways experiencing or expected to experience congestion, the Planning Commission may require two clearly marked egress lanes.
3. Where a boulevard entrance is desired by the applicant or Planning Commission, a fully curbed island shall separate the ingress and egress lanes. The radii forming the edges on this island shall be designed to accommodate the largest vehicle that will normally use the driveway. The minimum area of the island shall be one-hundred-eighty (180) square feet. The Planning Commission may require landscaping on the section outside the public right-of-way. Such

Parking and Loading

landscaping shall be tolerant of roadway conditions.

- 4. All commercial driveways shall provide an unobstructed clear vision of ten (10) feet in a triangular area measured ten (10) feet back from the point of intersection of the driveway edge and the street right-of-way.
- 5. The edge of commercial driveways shall be setback at least four (4) feet from the side or rear property line. This setback is intended to help control storm water runoff, and permit snow storage on site, and provide adequate area for any necessary on-site landscaping.

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H. Shared Driveways and Service Drives

The use of shared driveways and service roads, in conjunction with driveway spacing, is intended to preserve traffic flow along major thoroughfares and minimize traffic conflicts, while retaining reasonable access to the property. Where noted above, or where the Planning Commission determines that reducing the number of access points may have a beneficial impact on traffic operations and safety while preserving the property owner's right to reasonable access, access from a side street, a shared driveway or service road connecting two or more properties or uses may be required in the following cases:

- 1. Where the driveway spacing standards of this section can not be met.
- 2. When the driveway could potentially interfere with traffic operations at an existing or potential traffic signal location.
- 3. Where there is congestion or a relatively high number of accidents.
- 4. Where the property frontage has limited sight distance.
- 5. Where the fire department recommends a second means of emergency access.
- 6. Where the access is serving properties within the same zoning district or the uses are determined by the Planning Commission to be compatible such as commercial to professional business uses or single family to multiple family development.
- 7. Where an access agreement between all property owners involved is provided to the Village for review.

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I. Service Road Design Standards

- 1. **Location:** Service roads shall generally be parallel or perpendicular to the rear property line and may be located either, adjacent to, or behind, principal buildings and shall not be permitted in front of the principal building. In considering the most appropriate alignment for a service road, the Planning Commission shall consider the setbacks of existing buildings and anticipated traffic flow for the site.

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Parking and Loading

2. **Access Easement:** The service road shall be within an access easement permitting traffic circulation between properties. This easement shall be sixty (60) feet wide. The required width shall remain free and clear of obstructions, unless otherwise approved by the Planning Commission.
3. **Construction and Materials:** Service roads shall have a base, pavement and curb with gutter in accordance with the Village Engineering Standards for public streets, except the width of the service road shall have a minimum pavement width of eighteen (18) feet face-to-face of curb.
4. **Parking:** The service road is intended to be used exclusively for circulation, not as a parking maneuvering aisle. The Planning Commission may require the posting of "no parking" signs along the service road. In reviewing the site plan, the Planning Commission may permit temporary parking in the easement area where a continuous service road is not yet available, provided that the layout allows removal of the parking in the future to allow extension of the service road.
5. **Access to Service Road:** The Planning Commission shall approve the location of all accesses to the service road, based on the driveway spacing standards of this Section.
6. **Temporary Access:** The Planning Commission may approve temporary accesses where a continuous service road is not yet available and a performance bond or escrow is created to assure elimination of temporary access when the service road is continued. Occupancy permits shall not be issued until monies have been deposited with the Village of Dexter.
7. **Elevation:** The site plan shall indicate the proposed elevation of the service road at the right-of-way line and the Village shall maintain a record of all service road elevations so that their grades can be coordinated.
8. **Maintenance:** Each property owner shall be responsible for maintenance of the easement and service drive. The required easement agreement shall state the responsibilities of the property owner(s).

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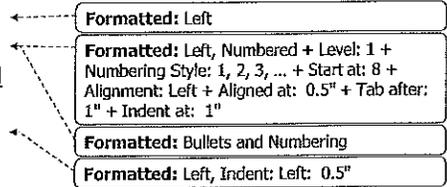
J. Modification of Standards for Special Situations

The Planning Commission shall have the authority to modify the standards of this section upon consideration of the following:

1. The standards of this section would prevent reasonable access to the site.
2. Access via a shared driveway or service road is not possible due to the presence of existing buildings or topographic conditions.
3. Roadway improvements (such as the addition of a traffic signal, a center turn lane or bypass lane) will be made to improve overall traffic operations prior to project completion, or occupancy of the building.

Parking and Loading

- 4. The use involves the redesign of an existing development or a new use which will generate less traffic than the previous use.
- 5. The proposed location and design is supported by the Village Engineer as an acceptable design under the existing site conditions. The Planning Commission may also request the applicant provide a traffic impact study to support the requested access design.
- 6. The modification shall be of the minimum amount necessary, but in no case shall spacing to another full-access driveway be less than sixty (60) feet, measured centerline to centerline.
- 7. Where there is a change in use or expansion at a site that does not comply with standards herein, the Planning Commission shall determine the amount of upgrade needed in consideration of the existing and expected traffic pattern and the capability to meet the standards herein to the extent practical.
- 8. Where installation of additional impervious surface and subsequent additional stormwater cannot be properly managed or justified based on the overall plan and purpose of the additional drive.



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VILLAGE OF DEXTER

8140 Main Street Dexter, MI 48130-1092

Phone (734)426-8303 ext 17 Fax (734)426-5614

MEMO

To: President Keough and Council Members
From: Courtney Nicholls, Assistant Village Manager; Dan Schlaff, Public Services Superintendent
Date: July 17, 2012
Re: Sludge Handling Improvement Project Bid Award

Bids for the Sludge Handling Improvement Project were opened on July 11, 2012. Four bids were received. A memo and spreadsheet from Orchard, Hiltz & McCliment with the detailed bid information is attached for your review.

The low bidder for the project was AZ Shmina, Inc. The bid they submitted for \$2,867,000 was approximately 10% over the engineer's estimate of \$2,594,768. Using this construction cost number makes the total estimated project cost \$3,458,557, which exceeds the \$3,300,000 "cap" set by the Notice of Intent.

Since receipt of the bids, staff and Orchard, Hiltz & McCliment have been working with the contractor to find areas to potentially lower the cost of the project. We have found \$115,000 worth of deductions/credits that can be made without jeopardizing the success of the project. This leaves the project \$35,000 over the \$3,300,000 cap. This means that the Village has the potential to pay \$35,000 from sewer fund reserves towards this project. This would occur only if the 6% contingency required by the State (\$200,000) was used over the course of the project.

Council is being asked to adopt the resolution provided that tentatively awards the bid to AZ Shmina contingent upon receipt of the State Revolving Fund loan. Upon the award of the contract the first change order, which has been signed by AZ Shmina, will be issued to lower the project cost to \$2,751,600.

**A RESOLUTION TO TENTATIVELY AWARD
A CONSTRUCTION CONTRACT FOR WASTEWATER TREATMENT PLANT IMPROVEMENTS**

WHEREAS, the Village of Dexter wishes to construct improvements to the sludge handling system at its Wastewater Treatment Plant; and

WHEREAS, the sludge system improvement project (SRF Project No. 9188-01) formally adopted by the Village Council on June 27, 2011 and approved by the Michigan Department of Environmental Quality on June 13, 2012 will be funded through the State of Michigan's State Revolving Loan Fund (SRF) program; and

WHEREAS, the Village of Dexter has sought and received construction bids for the proposed improvements and has received a low bid in the amount of \$2,867,000.00 from AZ Shmina; and

WHEREAS, Orchard, Hiltz & McCliment, Inc. has recommended awarding the contract to the low bidder.

NOW THEREFORE BE IT RESOLVED, that the Village of Dexter tentatively awards the contract for construction of the proposed water system improvements project to AZ Shmina contingent upon successful financial arrangements with the DWRP.

Yeas:

Nays:

Abstain:

Absent:

I certify that the above Resolution was adopted by the Village Council on July 23, 2012.

BY:

Name and Title *(please print or type)*

Signature

Date

July 16, 2012

VILLAGE OF DEXTER
8140 Main Street
Dexter, MI 48130



Attention: Donna Dettling
Village Manager

Regarding: Dexter Waste Water Treatment Plant (WWTP) Sludge Handling Improvements
Recommendation Letter
OHM Job # 0130-11-0071

Dear Ms. Dettling:

Bids for the Village of Dexter WWTP Sludge Handling Improvements project were received on Wednesday, July 11, 2012 at the Village of Dexter Offices. Bids were received from four (4) bidders, with bids ranging from \$2,867,000.00 to \$3,524,000.00, as shown on the attached tabulation. The scope of work includes improvements to the existing anaerobic digester and sludge storage tanks located at the Village of Dexter's WWTP. The apparent low bid was received from A. Z. Shmina, Inc., 11711 Grand River Road, Brighton, MI 48116 in the amount of \$2,867,000.00. Our review of the bids confirmed A. Z. Shmina, Inc. as the low bidder.

Based on the information submitted in the bid and their references, it is felt that A. Z. Shmina, Inc. is capable of performing the work. It is recommended that the Dexter WWTP Sludge Handling Improvements contract be awarded to A. Z. Shmina, Inc. in the amount of \$2,867,000.00.

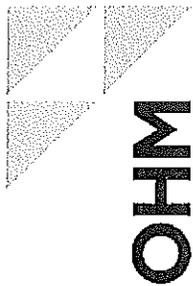
Should there be any questions, please contact this office at (734) 522-6711.

Sincerely,
ORCHARD, HILTZ & McCLIMENT, INC.



Rhett Gronevelt, PE
Principal

cc: Dan Schlaff, Superintendent, Utilities Department
A.Z. Shmina, Inc., 11711 Grand River Rd, Brighton, MI 48116
File



BID SHEET

34000 Plymouth Road
Livonia, MI 48150
P 734-522-6711
F 734-522-6427

Job Title: Village of Dexter WWTP Sludge Handling Improvements	Bid Date: July 11, 2012
Job Number: 0130-11-0071	Location: Office of Village Manager/Village of Dexter/8123 Main Street/Dexter, MI 48130
Bid Opening Time: 10:00AM	

Contractor	Bid Bond (5%)	Addenda Noted (1-4)	Bid Attachments*	Base Bid	Deductible Alternate A
A. Z. Shmina	Yes	Yes	Yes	\$2,867,000.00	\$55,000.00
Davis Construction	Yes	Yes	Yes	\$2,958,000.00	\$60,900.00
Skyline Contractors	Yes	Yes	DBE Paperwork Incomplete DBE/MBE Ad Missing Project References not attached	\$2,869,000.00	\$89,900.00
Sorenson Gross	Yes	Yes	DBE/MBE Ad Missing	\$3,524,000.00	\$60,900.00

BID ATTACHMENTS
List of Project References
Required Bidder Qualification Statement with Supporting Data (A305 form)
Certification Regarding Debarment, Suspension, and Other Responsibility Matters
Disadvantaged Business Enterprise (DBE) Utilization, Good Faith Efforts Worksheet

P:\0126_0165\0130110070_Sludge_Handling_Imp_Upgrade\PM\Bid Sheet with Addendum column.doc

Memorandum



Date: July 17, 2012

To: Donna Dettling, Village Manager

CC: Courtney Nicholls, Assistant Village Manager
Dan Schlaff, Village of Dexter Public Services Superintendent

From: Rhett Gronevelt, P.E.

Re: Dexter Waste Water Treatment Plant (WWTP) Sludge Handling Improvements
SRF Loan Costs

Using the low bid of \$2,867,000.00 from A.Z. Shmina Inc, we have updated the projected SRF Loan costs, and the projected costs exceed the \$3.3M amount approved by the Village for the project bonding by approximately \$158,000. We have considered several options with the MDEQ and Village staff to still proceed with the project. One option would be for the Village to fund the balance with funds outside of the SRF Loan.

Another option we have explored was the possible elimination of some work from the contract. There are a few components of the project that are not crucial to the overall project completion. Some of these are related components that may not be necessary immediately, and could be budgeted for in future years. In addition to these items, we explored a few other value-engineering options with the contractor. We have reviewed these options with the Village staff and determined the best items to consider. A summary of the recommended changes are summarized in Table 1.

TABLE 1: Potential Contract Deduction Items

	Item	Net Contract Change
1	Elimination of cover interior weld on Primary and Gasholder Covers	\$30,000.00
2	Digester Cover Design Modification – Eliminate Ceiling Plates	\$20,000.00
3	Elimination of Return Activated Sludge Pump Replacement	\$37,400.00
4	Elimination of boiler tubing allowance	\$20,000.00
5	Delete the suction dampeners on RSP-1 and RSP-2	\$8,000.00
	TOTAL CONTRACT DEDUCTIONS	\$115,400.00

Memorandum



The total recommended contract deductions will reduce the overall cost of the project from \$2,867,000.00 to \$2,751,600.00. This will still leave the estimated project costs approximately \$35,000 higher than the \$3.3M bond. The additional costs could be covered by contingencies or Village funds. Note that the project budget will still maintain a contingency of \$200,000 to account for any unforeseen circumstances or costs encountered during construction.

Based on this information, we have drafted the attached change order and confirmed that it is acceptable to the proposed contractor. It should be noted that while this change order will reduce the contract work and cost to the original budget amount, there still may be opportunities to perform desired portions of the deducted work items depending on the amount of contract contingency available as the contract progresses. The project team will work together throughout construction on measures to reduce the cost and should ample contingency be available, consider executing portions of the contract recommended for deduction at this time. It would be desired to still include item #3 (RAS Pump Replacement) in the project.

Change Order No. 1

Date of July 17, 2012 Effective July 17, 2012

Project: Sludge Handling Upgrades	Owner: Village of Dexter	Owner's Contract No.: NA
Contract: WWTP Sludge Handling Upgrades		Date of Contract: TBD Upon Execution
Contractor: A.Z. Shmina, Inc., 11711 Grand River Road, Brighton, MI 48116		Engineer's Project No.: 0130-11-0030

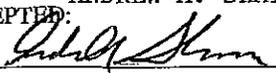
The Documents are modified as follows upon execution of the Contract Documents and Change Order:

Description:
Elimination of interior weld on Primary and Gasholder digester covers (credit \$30,000), modification of the digester cover design by eliminating the interior ceiling plates (credit \$20,000), deletion of the return activated sludge pumps (existing pumps will be reused) – (credit \$37,400), elimination of boiler tubing allowance (credit \$20,000), and deletion of the suction dampeners on RSP-1 and RSP-2 (credit \$8,000) – Total Credit \$115,400.

Attachments (list documents supporting change):

Contractor's Value Engineering Sheets

CHANGE IN CONTRACT PRICE:	CHANGE IN CONTRACT TIMES:
Original Contract Price: \$2,867,000	Original Contract <input type="checkbox"/> Working days <input checked="" type="checkbox"/> Calendar days Substantial completion (days or date): No Change Ready for final payment (days or date): No Change
[Increase] [Decrease] from previously approved Change Orders No. <u>NA</u> to No. <u>1</u> : \$0	[Increase] [Decrease] from previously approved Change Orders No. _____ to No. _____: Substantial completion (days): Not Applicable Ready for final payment (days): Not Applicable
Contract Price prior to this Change Order: \$2,867,000	Contract Times prior to this Change Order: Substantial completion (days or date): December 1, 2013 Ready for final payment (days or date): January 1, 2014
[Increase] [Decrease] of this Change Order: \$ (115,400)	[Increase] [Decrease] of this Change Order: Substantial completion (days or date): No Change Ready for final payment (days or date): No Change
Contract Price incorporating this Change Order: \$2,751,600	Contract Times with all approved Change Orders: Substantial completion (days or date): December 1, 2013 Ready for final payment (days or date): January 1, 2014

RECOMMENDED:	ACCEPTED:	ACCEPTED: ANDREW A. SHMINA
By: _____ Engineer (Authorized Signature)	By: _____ Owner (Authorized Signature)	By:  Contractor (Authorized Signature)
Date: _____	Date: _____	Date: <u>07/17/2012</u>
Approved by Funding Agency (if _____)	_____	Date: _____

734 426 8303 12512
ITEM L-2
cnicholls@villageofdexter.org

VILLAGE OF DEXTER

8140 Main Street Dexter, MI 48130-1092

Phone (734)426-8303 ext 17 Fax (734)426-5614

MEMO

To: President Keough and Council Members
From: Courtney Nicholls, Assistant Village Manager
Date: July 16, 2012
Re: Sludge System Improvement Project – Bond Authorizing Ordinance

The final step in the State Revolving Fund (SRF) Loan fund process is adoption of the Bond Authorizing Ordinance. The proposed Ordinance is a supplemental ordinance to the Bond Authorizing Ordinance originally passed in January 2000 for the sale of the Rural Development Bonds. A copy of each of the ordinances is provided for your review. The ordinance will become effective upon its adoption in the Dexter Leader on August 2, 2012. The loan closing will be on September 18, 2012.

ORDINANCE NO. _____

AN ORDINANCE TO PROVIDE FOR THE ACQUISITION AND CONSTRUCTION OF ADDITIONS, EXTENSIONS AND IMPROVEMENTS TO THE SEWAGE DISPOSAL SYSTEM OF THE VILLAGE OF DEXTER; TO PROVIDE FOR THE ISSUANCE AND SALE OF JUNIOR LIEN REVENUE BONDS TO PAY THE COST THEREOF; 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 AND MAINTENANCE OF THE SYSTEM AND TO PAY THE PRINCIPAL OF AND INTEREST ON THE BONDS; TO PROVIDE FOR SECURITY FOR 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 BONDS AND THE SYSTEM.

THE VILLAGE OF DEXTER 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) "Authority" means the Michigan Finance Authority.
- (c) "Authorized Officers" means the Village President, the Village Manager, the Village Clerk and the Village Treasurer of the Issuer.
- (d) "Bonds" means the Series 2012 Bonds, together with any additional bonds heretofore or hereafter issued of equal standing with the Series 2012 Bonds.
- (e) "Engineers" means Orchard, Hiltz & McCliment, consulting engineers of Livonia, Michigan.
- (f) "Issuer" means the Village of Dexter, County of Washtenaw, State of Michigan.
- (g) "MDEQ" means the Michigan Department of Environmental Quality.
- (h) "Outstanding Bonds" means the Outstanding Junior Lien Bonds and Outstanding Senior Lien Bonds.
- (i) "Outstanding Junior Lien Bonds" means any additional bonds issued that are of equal standing and priority of lien with the Series 2012 Bonds.

(j) "Outstanding Senior Lien Bonds" means any additional bonds issued that are senior in standing and priority of lien with the Outstanding Junior Lien Bonds.

(k) "Prior Bonds" means the Issuer's Sewage Disposal System Revenue Bond, Series 2000A in the original principal amount of \$1,933,000 and the Issuer's Sewage Disposal System Revenue Bond, Series 2000B in the original principal amount of \$1,452,000, each dated as of February 8, 2000.

(l) "Prior Ordinance" means the ordinance adopted by the Village Council on January 10, 2000 authorizing the issuance of the Prior Bonds.

(m) "Project" means the acquisition, construction, furnishing and equipping of additions, extensions and improvements to the Issuer's Sewage Disposal System, together with all necessary interests in land, rights of way and all appurtenances and attachments therefor, as described in the plans prepared by the Engineers and approved herein.

(n) "Purchase Contract" means the Purchase Contract to be entered into between the Authority and the Issuer relating to the purchase by the Authority of the Series 2012 Bonds.

(o) "Revenues" and "Net Revenues" means 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 by the Prior Ordinance and this Ordinance.

(p) "Series 2012 Bonds" means the Issuer's 2012 Sewage Disposal System Junior Lien Revenue Bond, in the principal amount of not to exceed \$3,300,000 issued pursuant to this Ordinance.

(q) "Sufficient Government Obligations" means direct obligations of the United States of America or obligations the principal 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 paying agent.

(s) "Supplemental Agreement" means the supplemental agreement among the Issuer, the Authority and MDEQ relating to the Series 2012 Bonds.

(t) "System" means the entire sewage disposal system of the Issuer, including the Project and all additions, extensions and improvements hereafter acquired.

Section 2. Necessity; Approval of Plans and Specifications. It is hereby determined to be a necessary public purpose of the Issuer to acquire and construct the Project in accordance with the plans and specifications prepared by the Engineers, which plans and specifications are hereby approved. The Project qualifies for the State Revolving Fund financing program being administered by the MDEQ and the Authority, whereby bonds of the Issuer are sold to the Authority and bear interest at a fixed rate of two and one-half percent (2.50%) per annum.

Section 3. Costs; Useful Life. The cost of the Project is estimated to be Three Million Three Hundred Thousand Dollars (\$3,300,000), including the payment of incidental expenses as specified in Section 4 of this Ordinance, which estimate of cost is hereby approved and confirmed, and the period of usefulness of the Project is estimated to be not less than thirty (30) years.

Section 4. Payment of Cost; Bonds Authorized. To pay part of the cost of acquiring and constructing the Project, legal, engineering, financial and other expenses incident thereto and incident to the issuance and sale of the Series 2012 Bonds, the Issuer shall borrow the sum of not to exceed Three Million Three Hundred Thousand Dollars (\$3,300,000), or such lesser amount as shall have been advanced to the Issuer pursuant to the Purchase Contract and the Supplemental Agreement, and issue the Series 2012 Bonds pursuant to the provisions of Act 94. The remaining cost of the Project, if any, shall be defrayed from Issuer funds on hand and legally available for such use.

Except as amended by or expressly provided to the contrary in this Ordinance, all of the provisions of the Prior Ordinance shall apply to the Series 2012 Bonds issued pursuant to this Ordinance, the same as though each of said provisions were repeated in this Ordinance in detail; the purpose of this Ordinance being to authorize the issuance of additional revenue bonds of subordinate lien with respect to the Outstanding Senior Lien Bonds to finance the cost of acquiring and constructing additions, extensions and improvements to the System, additional bonds of subordinate standing with the Outstanding Senior Lien Bonds for such purpose being authorized by the provisions of the Prior Ordinance, upon the conditions therein stated, which conditions have been fully met.

Section 5. Issuance of Series 2012 Bonds; Details. The Series 2012 Bonds of the Issuer, to be designated **2012 SEWAGE DISPOSAL SYSTEM JUNIOR LIEN REVENUE BOND (LIMITED TAX GENERAL OBLIGATION)**, are authorized to be issued in the aggregate principal sum of not to exceed Three Million Three Hundred Thousand Dollars (\$3,300,000) as finally determined by order of the MDEQ for the purpose of paying part of the cost of the Project, including the costs incidental to the issuance, sale and delivery of the Series 2012 Bonds. The Series 2012 Bonds shall be payable out of the Net Revenues, as set forth more fully in Section 8 hereof, provided that the Series 2012 Bonds shall be subordinate to the prior lien with respect to the Net Revenues in favor of the Outstanding Bonds and of any additional bonds of equal standing with the Outstanding Bonds hereafter issued. The Series 2012 Bonds shall be in the form of a single fully-registered, nonconvertible bond of the denomination of the full principal amount thereof, dated as of the date of delivery, payable in principal installments as finally determined by the order of the MDEQ at the time of sale of the Series 2012 Bonds and approved by the Authority and an Authorized Officer. Principal installments of the Series 2012 Bonds shall be payable on October 1 of the years 2014 to 2033, inclusive, or such other payment

dates as hereinafter provided. Interest on the Series 2012 Bonds shall be payable on April 1 and October 1 of each year, commencing April 1, 2013 or on such other interest payment dates as hereinafter provided. Final determination of the principal amount of and interest on the Series 2012 Bonds and the payment dates and amounts of principal installments of the Series 2012 Bonds shall be evidenced by execution of the Purchase Contract and each of the Authorized Officers is authorized and directed to execute and deliver the Purchase Contract when it is in final form and to make the determinations set forth above; provided, however, that the first principal installment shall be due no earlier than April 1, 2014 and the final principal installment shall be due no later than October 1, 2033 and that the total principal amount shall not exceed \$3,300,000.

The Series 2012 Bonds shall bear interest at a rate of two and one-half percent (2.50%) per annum on the par value thereof or such other rate as evidenced by execution of the Purchase Contract, but in any event not to exceed the rate permitted by law, and any Authorized Officers as shall be appropriate shall deliver the Series 2012 Bonds in accordance with the delivery instructions of the Authority.

The principal amount of the Series 2012 Bonds is expected to be drawn down by the Issuer periodically, and interest on principal amount shall accrue from the date such principal amount is drawn down by the Issuer.

The Series 2012 Bonds shall not be convertible or exchangeable into more than one fully-registered bond. Principal of and interest on the Series 2012 Bonds shall be payable as provided in the Series 2012 Bond form in this Ordinance.

The Series 2012 Bonds shall be subject to optional redemption by the Issuer with the prior written approval of the Authority and on such terms as may be required by the Authority.

The Treasurer of the Issuer shall record on the registration books payment by the Issuer of each installment of principal or interest or both when made and the cancelled checks or other records evidencing such payments shall be returned to and retained by the Treasurer.

Upon payment by the Issuer of all outstanding principal of and interest on the Series 2012 Bonds, the Authority shall deliver the Series 2012 Bonds to the Issuer for cancellation.

Section 6. Execution of Series 2012 Bonds. The Series 2012 Bonds shall be signed by the manual or facsimile signature of the Village President and countersigned by the manual or facsimile signature of the Village Clerk and shall have the corporate seal of the Issuer or a facsimile thereof impressed thereon. The Series 2012 Bonds bearing the manual or facsimile signatures of the Village President and the Village Clerk sold to the Authority shall require no further authentication.

Section 7. 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 Issuer 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 Series 2012 Bonds contained in Section 13 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 8. Payment of Series 2012 Bonds; Security; Priority of Lien. Principal of and interest on the Series 2012 Bonds shall be payable from the Net Revenues. There is hereby recognized the statutory lien upon the whole of the Net Revenues created by this Ordinance which shall be a lien that is junior and subordinate to the lien of the Outstanding Senior Lien Bonds created by the Prior Ordinance, 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 the Series 2012 Bonds then outstanding, principal and interest, 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 the Series 2012 Bonds, the holders of the Series 2012 Bonds shall have no further rights under this Ordinance except for payment from the deposited funds, and the Series 2012 Bonds shall no longer be considered to be outstanding under this Ordinance.

In addition, the Series 2012 Bonds being sold to the Authority, the Issuer hereby pledges its limited tax full faith and credit for the payment of the principal of and interest on the Series 2012 Bonds. Should the Net Revenues of the System at any time be insufficient to pay the principal of and interest on the Series 2012 Bonds as the same become due, then the Issuer shall advance from any funds available therefor, or, if necessary, levy taxes upon all taxable property in the Issuer, subject to constitutional and statutory limitations, such sums as may be necessary to pay said principal and interest. The Issuer shall be reimbursed for any such advance from the Net Revenues of the System subsequently received which are not otherwise pledged or encumbered by this Ordinance or the Prior Ordinance.

Section 9. Management; Fiscal Year. The operation, repair and management of the System and the acquiring and constructing of the Project shall continue to be under the supervision and control of the Issuer. The Issuer 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 Issuer may make such rules and regulations as it deems advisable and necessary to assure the efficient management and operation of the System. The System shall be operated on the basis of an operating year which shall coincide with the Issuer's fiscal year.

Section 10. Rates and Charges; No Free Service. The rates and charges for service furnished by 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 and 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 Series 2012 Bonds and the Outstanding Bonds as the same become due and payable, and the maintenance of the reserves, if any, therefore; and to provide for all other obligations, expenditures and funds for the System required by law, the Prior Ordinance and this Ordinance. No free service or use of the System, or service or use of the System at less than cost, 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 11. Funds and Accounts; Flow of Funds; Junior Lien Bond and Interest Redemption Fund. The funds and accounts established by the Prior Ordinance are hereby continued, provided that a Junior Lien Bond and Interest Redemption Fund shall be established as follows:

Out of the Net Revenues remaining in the Receiving Fund after provision has been made for the Operation and Maintenance Fund and only after provision has been made for the Redemption Fund, there shall be set aside monthly in the Junior Lien Fund a sum proportionately sufficient to provide for the payment when due of the current principal of and interest on the Series 2012 Bonds, less any amount in the Junior Lien Fund representing accrued interest on the Series 2012 Bonds. Commencing on October 1, 2012, the amount set aside each month for interest on the Series 2012 Bonds shall be 1/6 of the total amount of interest on the Series 2012 Bonds next coming due. The amount set aside each month for principal on the Series 2012 Bonds, commencing October 1, 2013, shall be 1/12 of the amounts of principal next coming due. If there is any deficiency in the amounts previously set aside, that deficiency shall be added to the next succeeding months' requirements.

No moneys shall be set aside and credited to the Junior Lien Fund unless and until the Issuer is current with respect to all required transfers to all other funds under the Prior Ordinance and there is no default in any payments or requirements under the Prior Ordinance.

If for any reason there is a failure to make such deposits in the amounts required, then the entire amount of the deficiency shall be set aside and deposited in the Junior Lien Bond Redemption Account out of the Revenues first received thereafter which are not required by this Ordinance to be deposited in the Operation and Maintenance Account or the Bond and Interest Redemption Fund or the Junior Lien Bond Redemption Account, which amount shall be in addition to the regular monthly deposit required during such succeeding month or months.

Section 12. Bond Proceeds. The proceeds of the sale of the Series 2012 Bonds as received by the Issuer shall be deposited in a separate account in a bank or banks qualified to act as depository of the proceeds of sale under the provisions of Section 15 of Act 94 designated SEWAGE DISPOSAL SYSTEM JUNIOR LIEN REVENUE BONDS CONSTRUCTION FUND (the "Construction Fund"). Moneys in the Construction Fund shall be applied solely in payment of the cost of the Project and any engineering, legal and other expenses incident thereto and to the financing thereof.

Section 13. Bond Form. The Series 2012 Bonds shall be in substantially the following form with such changes or completion as necessary or appropriate to give effect to the intent of this Ordinance and subject to such modifications which may be required by the Michigan Attorney General and the Authority and approved by bond counsel:

UNITED STATES OF AMERICA
STATE OF MICHIGAN
COUNTY OF WASHTENAW

VILLAGE OF DEXTER

2012 SEWAGE DISPOSAL SYSTEM JUNIOR LIEN REVENUE BOND
(LIMITED TAX GENERAL OBLIGATION)

REGISTERED OWNER: Michigan Finance Authority

PRINCIPAL AMOUNT: _____ Dollars (\$ _____)

DATE OF ORIGINAL ISSUE: _____, 2012

The VILLAGE OF DEXTER, County of Washtenaw, 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 Sewage Disposal System (hereinafter defined), to the Michigan Finance Authority (the "Authority"), or registered assigns, the Principal Amount shown above, or such portion thereof as shall have been advanced to the Issuer pursuant to a Purchase Contract between the Issuer and the Authority and a Supplemental Agreement by and among the Issuer, the Authority and the State of Michigan acting through the Department of Environmental Quality, in lawful money of the United States of America, unless prepaid or reduced prior thereto as hereinafter provided.

During the time the Principal Amount is being drawn down by the Issuer under this bond, the Authority will periodically provide to the Issuer a statement showing the amount of principal that has been advanced and the date of each advance, which statement shall constitute prima facie evidence of the reported information; provided that no failure on the part of the Authority to provide such a statement or to reflect a disbursement or the correct amount of a disbursement shall relieve the Issuer of its obligation to repay the outstanding Principal Amount actually advanced, all accrued interest thereon, and any other amount payable with respect thereto in accordance with the terms of this bond.

The Principal Amount shall be payable on the dates and in the annual principal installment amounts set forth on the Schedule attached hereto and made a part hereof, as such Schedule may be adjusted if less than \$ _____ is disbursed to the Issuer or if a portion of the Principal Amount is prepaid as provided below, with interest on said principal installments from the date each said installment is delivered to the holder hereof until paid at the rate of two and one-half percent (2.50%) per annum. Interest is first payable on April 1, 2013, and semiannually thereafter on the first day of April and October of each year, as set forth in the Purchase Contract.

Notwithstanding any other provision of this Bond, so long as the Authority is the owner of this Bond, (a) this Bond is payable as to principal, premium, if any, and interest at The Bank of New York Mellon Trust Company, N.A. or at such other place as shall be designated in

writing to the Issuer by the Authority (the "Authority's Depository"); (b) the Issuer agrees that it will deposit with the Authority's Depository payments of the principal of, premium, if any, and interest on this Bond in immediately available funds by 12:00 noon at least five business days prior to the date on which any such payment is due whether by maturity, redemption or otherwise; in the event that the Authority's Depository has not received the Issuer's deposit by 12:00 noon on the scheduled day, the Issuer shall immediately pay to the Authority as invoiced by the Authority an amount to recover the Authority's administrative costs and lost investment earnings attributable to that late payment; and (c) written notice of any redemption of this Bond shall be given by the Issuer and received by the Authority's Depository at least 40 days prior to the date on which such redemption is to be made.

Additional Interest

In the event of a default in the payment of principal or interest hereon when due, whether at maturity, by redemption or otherwise, the amount of such default shall bear interest (the "additional interest") at a rate equal to the rate of interest which is two percent above the Authority's cost of providing funds (as determined by the Authority) to make payment on the bonds of the Authority issued to provide funds to purchase this bond but in no event in excess of the maximum rate of interest permitted by law. The additional interest shall continue to accrue until the Authority has been fully reimbursed for all costs incurred by the Authority (as determined by the Authority) as a consequence of the Issuer's default. Such additional interest shall be payable on the interest payment date following demand of the Authority. In the event that (for reasons other than the default in the payment of any municipal obligation purchased by the Authority) the investment of amounts in the reserve account established by the Authority for the bonds of the Authority issued to provide funds to purchase this bond fails to provide sufficient available funds (together with any other funds which may be made available for such purpose) to pay the interest on outstanding bonds of the Authority issued to fund such account, the Issuer shall and hereby agrees to pay on demand only the Issuer's pro rata share (as determined by the Authority) of such deficiency as additional interest on this bond.

For prompt payment of principal and interest on this bond, the Issuer has irrevocably pledged the revenues of the Sewage Disposal System of the Issuer, including all appurtenances, extensions and improvements thereto (the "Sewage Disposal System"), after provision has been made for reasonable and necessary expenses of operation, maintenance and administration (the "Net Revenues"), and a statutory lien thereon is hereby recognized and created.

This bond is a single, fully-registered, non-convertible bond in the principal sum indicated above issued pursuant to an Ordinance adopted on January 10, 2000 and Ordinance No. _____ duly adopted by the Village Council (the "Ordinances"), 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 part of the cost of acquiring and constructing additions, extensions and improvements to the Sewage Disposal System of the Issuer.

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 superior and

equal standing may hereafter be issued and the general covenants and provisions pursuant to which this bond is issued, reference is made to the Ordinances.

This bond is primarily a self-liquidating bond, payable, both as to principal and interest, primarily from the Net Revenues of the System. The principal of and interest on this bond are secured by the statutory second lien hereinbefore mentioned. As additional security, the Issuer has pledged its limited tax full faith and credit for payment of the principal of and interest on the bonds of this issue, which includes the Issuer's obligation to levy taxes, if necessary, within applicable constitutional and statutory tax limitations.

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 Sewage Disposal System shall be outstanding, such rates for service furnished by the Sewage Disposal System as shall be sufficient to provide for payment of the interest upon and the principal of this bond and any bonds of equal standing with this bond, the Outstanding Bonds and any additional bonds of equal standing with the Outstanding Bonds, as and when the same shall become due and payable, and to maintain a bond redemption fund (including, except for bonds of this issue, a bond reserve account) therefor, to provide for the payment of expenses of administration and operation and such expenses for maintenance of the Sewage Disposal 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 Sewage Disposal System as are required by the Ordinances.

Principal installments of this bond are subject to prepayment by the Issuer prior to maturity only with the prior written consent of the Authority and on such terms as may be required by the Authority.

This bond is transferable only upon the books of the Issuer by the registered owner in person or 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 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, and upon 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 have been done and performed in regular and due time and form as required by law.

IN WITNESS WHEREOF, the Village of Dexter, County of Washtenaw, State of Michigan, by its Village Council has caused this bond to be executed with the manual or facsimile signatures of its Village President and its Village Clerk and the corporate seal of the Village to be impressed or imprinted hereon, all as of the Date of Original Issue.

VILLAGE OF DEXTER

By _____
Its Village President

(Seal)
Countersigned:

By _____
Its Village Clerk

DEQ Project No.: 5491-01
DEQ Approved Amt: \$ _____

SCHEDULE A

Based on the schedule provided below unless revised as provided in this paragraph, repayment of the principal of the bond shall be made until the full amount advanced to the Issuer is repaid. In the event the Order of Approval issued by the Department of Environmental Quality (the "Order") approves a principal amount of assistance less than the amount of the bond delivered to the Authority, the Authority shall only disburse principal up to the amount stated in the Order. In the event (1) that the payment schedule approved by the Issuer and described below provides for payment of a total principal amount greater than the amount of assistance approved by the Order or (2) that less than the principal amount of assistance approved by the Order is disbursed to the Issuer by the Authority, the Authority shall prepare a new payment schedule which shall be effective upon receipt by the Issuer.

<u>Maturity Date</u>	<u>Principal Amount</u>
October 1, 2014	\$130,000
October 1, 2015	135,000
October 1, 2016	135,000
October 1, 2017	140,000
October 1, 2018	145,000
October 1, 2019	145,000
October 1, 2020	150,000
October 1, 2021	155,000
October 1, 2022	155,000
October 1, 2023	160,000
October 1, 2024	165,000
October 1, 2025	170,000
October 1, 2026	175,000
October 1, 2027	180,000
October 1, 2028	185,000
October 1, 2029	185,000
October 1, 2030	190,000
October 1, 2031	195,000
October 1, 2032	200,000
October 1, 2033	205,000

Interest on the bond shall accrue on that portion of principal disbursed by the Authority to the Issuer from the date such portion is disbursed, until paid, at the rate of 2.50% per annum, payable April 1, 2013 and semi-annually hereafter.

Section 14. Bondholders' Rights; Receiver. The holder or holders of the Bonds representing in the aggregate not less than twenty per cent (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 upon the Series 2012 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 Series 2012 Bonds shall have all other rights and remedies given by Act 94 and law, for the payment and enforcement of the Series 2012 Bonds and the security therefor.

Section 15. Additional Bonds. The Issuer may issue additional bonds of equal standing with the Series 2012 Bonds for the following purposes and subject to the following conditions:

(a) To complete the Project in accordance with the plans and specifications therefor. Such bonds shall not be authorized unless the engineers in charge of construction shall execute a certificate evidencing the fact that additional funds are needed to complete the Project in accordance with the plans and specifications therefor and stating the amount that will be required to complete the Project. If such certificate shall be so executed and filed with the Issuer, it shall be the duty of the Issuer to provide for and issue additional revenue bonds in the amount stated in said certificate to be necessary to complete the Project in accordance with the plans and specifications plus an amount necessary to issue such bonds or to provide for part or all of such amount from other sources.

(b) For subsequent repairs, extensions, enlargements and improvements to the System or for subsequent repairs, extensions, enlargements and improvements to the System and for the purpose of refunding part or all of the Junior Lien Bonds then outstanding and paying costs of issuing such additional Junior Lien Bonds. Junior Lien Bonds for such purposes shall not be issued pursuant to this subparagraph (b) unless the Adjusted Net Revenues of the System for the then last two (2) preceding twelve-month operating years or the Adjusted Net Revenues for the last preceding twelve-month operating year, if the same shall be lower than the average, shall be equal to at least one hundred percent (100%) of the maximum amount of principal and interest thereafter maturing in any operating year on the then outstanding Senior Lien Bonds, Junior Lien Bonds and on the additional Bonds then being issued. If the additional Junior Lien Bonds are to be issued in whole or in part for refunding outstanding Junior Lien Bonds, the annual principal and interest requirements shall be determined by deducting from the

principal and interest requirements for each operating year the annual principal and interest requirements of any Junior Lien Bonds to be refunded from the proceeds of the additional Junior Lien Bonds. For purposes of this subparagraph (b) the Issuer may elect to use as the last preceding operating year any operating year ending not more than sixteen months prior to the date of delivery of the additional Junior Lien Bonds and as the next to the last preceding operating year, any operating year ending not more than twenty-eight months prior to the date of delivery of the additional Junior Lien Bonds. Determination by the Issuer as to existence of conditions permitting the issuance of additional Junior Lien Bonds shall be conclusive. No additional Junior Lien Bonds of equal standing as to the Net Revenues of the System shall be issued pursuant to the authorization contained in this subparagraph if the Issuer shall then be in default in making its required payments to the Operation and Maintenance Fund or the Redemption Fund.

(c) For refunding a part or all of the Junior Lien Bonds then outstanding and paying costs of issuing such additional Junior Lien Bonds including deposits which may be required to be made to the bond reserve account for such Junior Lien Bonds. No additional Junior Lien Bonds shall be issued pursuant to this subsection unless the maximum amount of principal and interest maturing in any operating year after giving effect to the refunding shall be less than the maximum amount of principal and interest maturing in any operating year prior to giving effect to the refunding.

Section 16. Negotiated Sale; Application to MDEQ and Authority; Execution of Documents. The Issuer determines that it is in the best interest of the Issuer to negotiate the sale of the Series 2012 Bonds to the Authority because the State Revolving Fund financing program provides significant interest savings to the Issuer compared to competitive sale in the municipal bond market. The Authorized Officers are hereby authorized to make application to the Authority and to the MDEQ for placement of the Series 2012 Bonds with the Authority. The actions taken by the Authorized Officers with respect to the Series 2012 Bonds prior to the adoption of this Ordinance are ratified and confirmed. The Authorized Officers are authorized to execute and deliver the Purchase Contract, the Supplemental Agreement and the Issuer's Certificate. Any Authorized Officers is further authorized to execute and deliver such contracts, documents and certificates as are necessary or advisable to qualify the Series 2012 Bonds for the State Revolving Fund. Prior to the delivery of the Series 2012 Bonds to the Authority, any Authorized Officer is hereby authorized to make such changes to the form of the Series 2012 Bonds contained in Section 13 of this Ordinance as may be necessary to conform to the requirements of Act 227, Public Acts of Michigan 1985, as amended ("Act 227"), including, but not limited to changes in the principal maturity and interest payment dates and references to additional security required by Act 227.

Section 17. Covenant Regarding Tax Exempt Status of the Bonds. The Issuer shall, to the extent permitted by law, take all actions within its control necessary to maintain the exemption of the interest on the Series 2012 Bonds from general federal income taxation (as opposed to any alternative minimum or other indirect taxation) 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 expenditure and investment of Series 2012 Bonds proceeds and moneys deemed to be Bond proceeds.

Section 18. Approval of Bond Counsel. The representation of the Issuer by Miller, Canfield, Paddock and Stone, P.L.C. ("Miller Canfield"), as bond counsel is hereby approved, notwithstanding the representation by Miller Canfield of the Authority in connection with the State Revolving Fund program which may include advising the Authority with respect to this borrowing.

Section 19. Approval of Bond Details. The Authorized Officers are each hereby authorized to adjust the final bond details set forth herein to the extent necessary or convenient to complete the transaction authorized herein, and in pursuance of the foregoing is authorized to exercise the authority and make the determinations authorized pursuant to Section 7a(1)(c) of Act 94, including but not limited to determinations regarding interest rates, prices, discounts, maturities, principal amounts, denominations, dates of issuance, interest payment dates, redemption rights, the place of delivery and payment, and other matters, provided that the principal amount of Series 2012 Bonds issued shall not exceed the principal amount authorized in this Ordinance, the interest rate per annum on the Series 2012 Bonds shall not exceed two and one-half percent (2.50%) per annum, and the Series 2012 Bonds shall mature in not more than twenty (20) annual installments.

Section 20. Savings Clause. All ordinances, resolutions or orders, or part thereof, in conflict with the provisions of this Ordinance are, to the extent of such conflict, repealed.

Section 21. 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 22. Publication and Recordation. This Ordinance shall be published in full in *The Dexter Leader*, 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 record authenticated by the signatures of the Village President and the Village Clerk.

Section 23. Effective Date. This Ordinance shall be effective upon its adoption and publication.

ADOPTED AND SIGNED THIS 23rd day of July, 2012.

Signed _____
Its Village President

Signed _____
Its 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 Dexter, County of Washtenaw, State of Michigan, at a regular meeting held on the 23rd day of July, 2012, 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:

and that the following Members were absent:

I further certify that Member _____ moved for adoption of said Ordinance and that said motion was supported by Member _____.

I further certify that the following Members voted for adoption of said Ordinance:

and that the following Members voted against adoption of said Ordinance:

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 Village President and the Village Clerk.

Village Clerk

20,306,730.1\022911-00028

AN ORDINANCE TO PROVIDE FOR THE ACQUISITION, CONSTRUCTION AND EQUIPPING OF IMPROVEMENTS TO THE SEWAGE DISPOSAL SYSTEM OF THE VILLAGE OF DEXTER; TO PROVIDE FOR THE ISSUANCE AND SALE OF REVENUE BONDS TO PAY THE COST THEREOF; 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 AND MAINTENANCE OF THE SYSTEM AND TO PAY THE PRINCIPAL OF AND INTEREST ON THE BONDS; TO PROVIDE AN ADEQUATE RESERVE FUND FOR 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 BONDS AND THE SYSTEM.

THE VILLAGE OF DEXTER ORDAINS:

Section 1. Definitions. The following words and terms used in this Ordinance shall have the meanings assigned in the preamble to this Ordinance and in this Section, unless the context clearly indicates otherwise.

The word "acquired," as used in this Ordinance, shall be construed to include acquisition by purchase, construction or by any other method.

"Act 94" shall mean Act 94, Public Acts of Michigan, 1933, as amended.

"Bond Reserve Account" shall mean the subaccount in the Bond and Interest Redemption Fund established in accordance with Section 12 of this Ordinance.

"Bonds" shall mean the Issuer's Series 2000A Bond and Series 2000B Bond, together with any additional bonds of equal standing hereafter issued.

"Department of Treasury" shall mean the Department of Treasury of the State of Michigan.

"Depository Bank" shall mean National City Bank of Michigan/Illinois, in Dexter, Michigan, a member of the Federal Deposit Insurance Corporation, or other financial institution qualified to serve as depository bank and designated by resolution of the Issuer.

"Engineer" shall mean Orchard, Hiltz & McCliment, Livonia, Michigan.

"Fiscal Year" shall mean the fiscal year of the Issuer and the operating year of the System, commencing March 1 and ending February 28(29) of the subsequent year, as such year may be changed from time to time.

"Government" shall mean the government of the United States of America or any agency thereof.

"Issuer" shall mean the Village of Dexter, County of Washtenaw, State of Michigan.

"Ordinance" shall mean this ordinance and any ordinance or resolution of the Issuer, amendatory or supplemental to this ordinance, including ordinances or resolutions authorizing issuance of Additional Bonds.

"Project" shall mean the construction of improvements to the sewer system, together with related sites, structures, equipment and appurtenances.

"Public improvements," shall be understood to mean the public improvements, as defined in Section 3 of Act 94, which are authorized to be acquired and constructed under the provisions of this Ordinance.

"Reserve Amount" shall mean with respect to the Bonds the lesser of (1) the respective maximum annual debt service due on each series of the Bonds in the current or any future year, (2) 125% of the respective average annual debt service on each of the respective Bonds, or (3) 10% of the respective principal amount of the Bonds on the date of issuance of the Bonds.

"Revenues" and "Net Revenues" shall mean the revenues and net revenues of the Issuer derived from the operation 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 by this Ordinance.

"Series 2000A Bond" shall mean the Issuer's Sewage Disposal System Revenue Bond, Series 2000A, in the principal amount of \$1,933,000, authorized to be issued pursuant to Sections 4 and 5A of this Ordinance.

"Series 2000B Bond" shall mean the Issuer's Sewage Disposal System Revenue Bond, Series 2000B, in the principal amount of \$1,533,000, authorized to be issued pursuant to Sections 4 and 5B of this Ordinance.

"System" shall mean the Issuer's sewage disposal system including such facilities thereof as are now existing, are acquired and constructed as the Project, and all enlargements, extensions, repairs and improvements thereto hereafter made.

"Transfer Agent" shall mean the transfer agent and bond registrar for each series of Bonds as appointed from time to time by the Issuer as provided in Section 5 of this Ordinance and who or which shall carry out the duties and responsibilities as set forth in Sections 5 and 6 of this Ordinance.

Section 2. Necessity; Approval of Plans and Specifications. It is hereby determined to be a necessary public purpose of the Issuer to acquire and construct the Project in accordance with the plans and specifications prepared by the Issuer's Engineer and on file with the Issuer, which plans and specifications are hereby approved.

Section 3. Costs; Useful Life. The total cost of the Project is estimated to be not less than Three Million Nine Hundred Sixty-Six Thousand Dollars (\$3,966,000) including the payment of incidental expenses as specified in Section 4 of this Ordinance, which estimate of cost is hereby approved and confirmed, and the period of usefulness of the Project is estimated to be not less than forty (40) years.

Section 4. Payment of Cost; Bonds Authorized. To pay part of the cost of constructing the Project and legal, engineering, financial and other expenses incident to said acquisition and construction, and incident to the issuance and sale of the Bonds, it is hereby determined that the Issuer borrow the sum of not to exceed Three Million Four Hundred Sixty-Six Thousand Dollars (\$3,466,000) and that revenue bonds be issued therefor pursuant to the provisions of Act 94 in two series. The remaining cost of the Project shall be paid from other funds available to the Issuer

Section 5A. Bond Details. The Bonds shall be designated SEWAGE DISPOSAL SYSTEM REVENUE BOND, SERIES 2000A, shall be dated as of the date of delivery of the first installment, shall consist of one fully-registered nonconvertible bond of the denomination of \$1,933,000 and shall be payable in principal installments serially on October 1 of each year, as follows:

<u>Year</u>	<u>Amount</u>	<u>Year</u>	<u>Amount</u>
2000	\$17,000	2020	\$ 42,000
2001	17,000	2021	44,000
2002	18,000	2022	46,000
2003	18,000	2023	49,000
2004	19,000	2024	51,000
2005	20,000	2025	54,000
2006	21,000	2026	57,000
2007	22,000	2027	60,000
2008	23,000	2028	63,000
2009	25,000	2029	66,000
2010	26,000	2030	70,000
2011	27,000	2031	73,000
2012	28,000	2032	77,000
2013	30,000	2033	81,000
2014	31,000	2034	85,000
2015	33,000	2035	89,000
2016	35,000	2036	93,000
2017	36,000	2037	98,000
2018	38,000	2038	103,000
2019	40,000	2039	108,000

Section 5A. Bond Details. The Bonds shall be designated SEWAGE DISPOSAL SYSTEM REVENUE BOND, SERIES 2000B, shall be dated as of the date of delivery of the first installment, shall consist of one fully-registered nonconvertible bond of the denomination of \$1,533,000 and shall be payable in principal installments serially on October 1 of each year, as follows:

<u>Year</u>	<u>Amount</u>	<u>Year</u>	<u>Amount</u>
2000	\$15,000	2020	\$35,000
2001	15,000	2021	36,000
2002	16,000	2022	38,000
2003	16,000	2023	40,000
2004	17,000	2024	42,000
2005	18,000	2025	43,000
2006	19,000	2026	45,000

<u>Year</u>	<u>Amount</u>	<u>Year</u>	<u>Amount</u>
2007	\$20,000	2027	\$47,000
2008	20,000	2028	49,000
2009	22,000	2029	51,000
2010	23,000	2030	53,000
2011	24,000	2031	55,000
2012	25,000	2032	58,000
2013	26,000	2033	60,000
2014	27,000	2034	63,000
2015	28,000	2035	66,000
2016	30,000	2036	69,000
2017	31,000	2037	72,000
2018	32,000	2038	75,000
2019	34,000	2039	78,000

The Bonds are expected to be delivered to the Government as initial purchaser thereof in installments (the "delivery installments") and each delivery installment shall be noted on the registration grid set forth on the respective Bonds. The delivery installments shall be deemed to correspond to the serial principal installments of the respective Bonds in direct chronological order of said serial principal installments.

The serial principal installments of the Bonds will each bear interest from the date of delivery of the corresponding delivery installment to the registered holder thereof as shown on the registration grid set forth on the respective Bonds at the rate of not to exceed five percent (5.00%) per annum for the Series 2000A Bond and at a rate of not to exceed four and three-eighths percent (4.375%) per annum for the Series 2000B Bond, payable on the first April 1 or October 1 following the date of delivery of said delivery installment, and semiannually thereafter on April 1 and October 1 of each year until maturity or earlier prepayment of said installment. Acceptance of the interest rate on the Bonds shall be made by execution of the Bonds which so designates the rate specified by the Government and accepted in writing by the Issuer. The shall be issued in fully-registered form and each series of the Bonds shall not be convertible or exchangeable into more than one fully-registered bond for each series.

The Bonds or installments thereof will be subject to prepayment prior to maturity in the manner and at the times as provided in the form of the Bonds set forth in Section 9 of this Ordinance.

Section 6. Bond Registration and Transfer. 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. The Transfer Agent shall transfer or cause to be transferred on said books Bonds presented for transfer, as hereinafter provided and subject to such reasonable regulations as it may prescribe.

Any Bond may be transferred upon the books required to be kept by the Transfer Agent pursuant to this Section, by the person in whose name it is registered, in person or by his duly authorized attorney, upon surrender of such Bond for transfer, 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 Transfer Agent shall record such transfer on the registration books and shall register such transfer on the registration grid attached to the Bond. At the time of such transfer the Transfer Agent shall note on the Bond the outstanding principal amount thereof at the time of such

transfer. The Transfer Agent shall require the payment by the bondholder requesting the transfer of any tax or other governmental charge required to be paid with respect to the transfer. The Issuer shall not be required (i) to issue, register the transfer of, or exchange any Bond during a period beginning at the opening of business fifteen days before the day of the mailing of a notice of prepayment of Bonds or installments thereof selected for redemption and ending at the close of business on the day of that mailing, or (ii) to register the transfer of or exchange any Bond or portion thereof so selected for prepayment. In the event any Bond is called for prepayment in part, the Transfer Agent, upon surrender of the Bond, shall note on the Bond the principal amount prepaid and shall return the Bond to the registered owner thereof together with the prepayment amount on the prepayment date.

The Issuer's Treasurer is hereby appointed to act as Transfer Agent with respect to the Bonds. If and at such time as a series of the Bonds is transferred to or held by any registered owner other than the Government, the Issuer by resolution may appoint a bank or trust company qualified under Michigan law to act as transfer agent and bond registrar with respect to such series, and the Issuer may thereafter appoint a successor Transfer Agent upon sixty (60) days notice to the registered owner of the applicable series of the Bonds.

Section 7. Payment of the Bonds. Principal of and interest on the Bonds shall be payable in lawful money of the United States of America by check or draft mailed by the Transfer Agent to the registered owner at the address of the registered owner as shown on the registration books of the Issuer kept by the Transfer Agent. If the Government shall no longer be the registered owner of the Bonds, then the principal of and interest on the Bonds shall be payable to the registered owner of record as of the fifteenth day of the month preceding the payment date by check or draft mailed to the registered owner at the registered address. Such date of determination of the registered owner for purposes of payment of principal or interest may be changed by the Issuer to conform to future market practice. The Issuer's Treasurer is hereby authorized to execute an agreement with any successor Transfer Agent.

The Transfer Agent shall record on the registration books the payment by the Issuer of each installment of principal or interest or both on the Bonds when made and the canceled checks or drafts representing such payments shall be returned to and retained by the Issuer's Treasurer, which canceled checks or drafts shall be conclusive evidence of such payments and the obligation of the Issuer with respect to such payments shall be discharged to the extent of such payments.

Upon payment by the Issuer of all outstanding principal of and interest on a series of the Bonds, the registered owners thereof shall deliver the Bond or Bonds to the Issuer for cancellation.

The Issuer has been authorized and has made application to the Department of Treasury for authority to issue and sell the Bonds. Upon receipt of said approval, the Issuer's President and the Village Clerk each is hereby authorized and directed to negotiate privately the sale of the Bonds to the Government at an interest rate not to exceed five percent (5.00%) per annum for the Series 2000A Bond and at an interest rate not to exceed four and three-eighths percent (4.375%) per annum for the Series 2000B Bond.

The sale of the Bonds to the Government at an interest rate of not to exceed five percent (5.00%) per annum for the Series 2000A Bond and at an interest rate not to exceed four and three-eighths percent (4.375%) per annum for the Series 2000B Bond and at the par value thereof is hereby approved. The Issuer's Treasurer is hereby authorized to deliver the Bonds in accordance with the delivery instructions of the Government, after approval of the issuance and sale thereof by the Department of Treasury, if

such approval is at that time required, or receipt of an order of exception of the Department of Treasury or expiration of the notice period without receipt of an order of denial of the Department of Treasury.

Section 8. Execution and Delivery of the Bonds. The Bonds shall be manually signed by the President and countersigned by the Village Clerk and shall have the corporate seal of the Issuer impressed thereon. After execution, the Bonds shall be held by the Issuer's Treasurer for delivery to the Government. No Bond or any installment thereof shall be valid until registered by the Issuer's Treasurer or by another person designated in writing by the Issuer's Treasurer to act as Bond Registrar, or upon transfer by the Government and thereafter, by an authorized representative of the Transfer Agent.

Section 9. Bond Form. The form and tenor of the Bonds shall be substantially as follows, subject to appropriate variation for each of the respective Bonds and also upon issuance of additional Bonds:

REGISTERED

UNITED STATES OF AMERICA
STATE OF MICHIGAN
COUNTY OF WASHTENAW

VILLAGE OF DEXTER
SEWAGE DISPOSAL SYSTEM REVENUE BOND, SERIES 2000_

No. R__-1

\$ _____

The Village of Dexter, County of Washtenaw, State of Michigan (the "Issuer"), for value received, hereby promises to pay to the registered owner hereof, but only out of the hereinafter described Net Revenues of the Issuer's sewage disposal system including all appurtenances, additions, extensions and improvements thereto (the "System"), the sum of

_____ Dollars

on the dates and in the principal installment amounts set forth in Exhibit A attached hereto and made a part hereof with interest on said installments from the date each installment is delivered to the Issuer and as set forth on the registration grid hereon until paid at the rate of _____ percent (____%) per annum, first payable on _____ 1, 2000, and semiannually thereafter; provided that the principal repayments required herein to the registered owner shall not exceed the total of the principal installments set forth on the registration grid attached hereto from time to time hereafter to acknowledge receipt of payment of the purchase price of this bond up to a total of \$ _____. Both principal of and interest on this bond are payable in lawful money of the United States of America to the registered owner at the address shown on the Issuer's registration books by check or draft mailed to the registered holder at the address shown on the registration books of the Issuer, and for the prompt payment thereof, the revenues of the System, after provision has been made for reasonable and necessary expenses of operation, administration and maintenance thereof (the "Net Revenues"), are hereby irrevocably pledged and a statutory lien thereon is hereby recognized and created.

This bond is a single, fully-registered, non-convertible bond constituting an issue in the total aggregate principal sum of principal sum of \$ _____, issued pursuant to an Ordinance adopted _____, 2000 (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 constructing improvements to the System. 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 the additional bonds of equal standing may hereafter be issued, and the general covenants and provisions pursuant to which this bond is issued, reference is made to the Ordinance. This bond is of equal standing and priority of lien with the Issuer's Sewage Disposal System Revenue Bond, Series 2000_ (the "Series 2000_ Bond").

This bond is a self-liquidating bond and is not a general obligation of the Issuer and does not constitute an indebtedness of the Issuer within any constitutional or statutory debt limitation, but is payable, both as to principal and interest, from the Net Revenues of the System. The principal of and interest on the bond is secured by the statutory lien hereinbefore mentioned.

MILLER, CANFIELD, PADDOCK AND STONE, P.L.L.C.

Principal installments of this bond are subject to prepayment prior to maturity, in inverse chronological order, at the Issuer's option, on any interest payment date on or after October 1, 2000, at par and accrued interest to the date fixed for prepayment.

Thirty days notice of the call of any principal installments for prepayment shall be given by mail to the registered owner at the registered address. The principal installments so called for prepayment shall not bear interest after the date fixed for prepayment, provided funds are on hand to prepay said installments.

This bond shall be registered as to principal and interest on the books of the Issuer kept by the Issuer's Treasurer or successor or written designee as bond registrar and transfer agent (the "Transfer Agent") and noted hereon, after which it shall be transferable only upon presentation to the Transfer Agent with a written transfer by the registered owner or his attorney in fact. Such transfer shall be noted hereon and upon the books of the Issuer kept for that purpose by the Transfer Agent.

The Issuer has covenanted and agreed and does hereby covenant and agree to fix and maintain at all times while any bonds including any installments of this bond 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 upon and the principal of this bond, the Series 2000 Bond and any additional bonds of equal standing payable from the Net Revenues of the System as and when the same become due and payable, and to create a bond and interest redemption fund (including bond reserve account) 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.

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 have been done and performed in regular and due time and form as required by law.

IN WITNESS WHEREOF, the Village of Dexter, County of Washtenaw, State of Michigan, by its Village Council, has caused this bond to be signed in its name by its President and to be countersigned by its Village Clerk, and its corporate seal to be hereunto affixed, all as of _____, 2000.

VILLAGE OF DEXTER

By _____
Its President

(Seal)

Countersigned:

Its Village Clerk

EXHIBIT A
For the Series 2000A Bond

<u>October 1</u> <u>Year</u>	<u>Amount</u>	<u>October 1</u> <u>Year</u>	<u>Amount</u>
2000	\$17,000	2020	\$ 42,000
2001	17,000	2021	44,000
2002	18,000	2022	46,000
2003	18,000	2023	49,000
2004	19,000	2024	51,000
2005	20,000	2025	54,000
2006	21,000	2026	57,000
2007	22,000	2027	60,000
2008	23,000	2028	63,000
2009	25,000	2029	66,000
2010	26,000	2030	70,000
2011	27,000	2031	73,000
2012	28,000	2032	77,000
2013	30,000	2033	81,000
2014	31,000	2034	85,000
2015	33,000	2035	89,000
2016	35,000	2036	93,000
2017	36,000	2037	97,000
2018	38,000	2038	103,000
2019	40,000	2039	108,000

MILLER, CANFIELD, PADDOCK AND STONE, P.L.L.C.

EXHIBIT A

For the Series 2000B

October 1 <u>Year</u>	<u>Amount</u>	October 1 <u>Year</u>	<u>Amount</u>
2000	\$15,000	2020	\$35,000
2001	15,000	2021	36,000
2002	16,000	2022	38,000
2003	16,000	2023	40,000
2004	17,000	2024	42,000
2005	18,000	2025	43,000
2006	19,000	2026	45,000
2007	20,000	2027	47,000
2008	20,000	2028	49,000
2009	22,000	2029	51,000
2010	23,000	2030	53,000
2011	24,000	2031	55,000
2012	25,000	2032	58,000
2013	26,000	2033	60,000
2014	27,000	2034	63,000
2015	28,000	2035	66,000
2016	30,000	2036	69,000
2017	31,000	2037	72,000
2018	32,000	2038	75,000
2019	34,000	2039	78,000

Section 10. 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 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 11. Budget. Immediately upon the effective date of this Ordinance for the remainder of the current Fiscal Year, and thereafter prior to the beginning of each Fiscal Year, the Issuer shall prepare an annual budget for the System for the ensuing Fiscal Year itemized on the basis of monthly requirements. A copy of such budget shall be mailed to the Government without request from the Government for review prior to adoption (as long as the Government is the registered owner of any of the Bonds), and upon written request to any other registered owners of the Bonds.

Section 12. Custodian of Funds; Funds. The Issuer's Treasurer shall be custodian of all funds belonging to or associated with the System and such funds shall be deposited in the Depository Bank. The Issuer's Treasurer shall execute a fidelity bond with a surety company in an amount at least equal to the maximum annual debt service for the Bonds.

The Issuer'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 funds and accounts shall be established and maintained, except as otherwise provided, so long the Bonds hereby authorized remain unpaid.

(A) CONSTRUCTION ACCOUNT. The proceeds of the Bonds hereby authorized, and no other funds, shall be deposited in the SEWAGE DISPOSAL SYSTEM BOND CONSTRUCTION FUND ACCOUNT (the "Construction Account"), in the Depository Bank. Moneys in the Construction Account shall be used solely for the purposes for which the Bonds are issued.

Any unexpended balance of the proceeds of sale of the Bonds remaining after completion of the Project herein authorized may in the discretion of the Issuer be used for further improvements, enlargements and extensions to the System, provided that at the time of such expenditure such use be approved by the Department of Treasury (if such approval is then required by law). Any remaining balance after such expenditure shall be paid into the Bond and Interest Redemption Fund and used as soon as is practical for the prepayment of installments of the Bonds or for the purchase of installments to the Bonds at not more than the fair market value thereof. Following completion of the Project, any unexpended balance of the Bonds shall be invested at a yield not to exceed the yield on the Bonds.

After completion of the Project and disposition of remaining proceeds, if any, of the Bonds pursuant to the provisions of this Section, the Construction Account shall be closed.

(B) SEWAGE DISPOSAL SYSTEM RECEIVING FUND. Upon and after the effective date of this Ordinance, the Revenues of the System shall be set aside into a separate fund to be designated the SEWAGE DISPOSAL SYSTEM RECEIVING FUND (the "Receiving Fund"), and moneys so deposited therein shall be transferred, expended and used only in the manner and order as follows:

(1) Operation and Maintenance Fund. There is hereby established a separate fund to be designated the OPERATION AND MAINTENANCE FUND (the "Operation and Maintenance Fund").

Revenues shall be transferred each quarter of the Fiscal Year, commencing upon the effective date of this Ordinance, from the Receiving Fund to the Operation and Maintenance Fund to pay the reasonable and necessary current expenses of administration and operating and maintaining the System for the ensuing quarter.

(2) Sewage Disposal System Revenue Bonds-Bond and Interest Redemption Fund. There is hereby established a separate fund to be designated as the SEWAGE DISPOSAL SYSTEM BOND - BOND AND INTEREST REDEMPTION FUND (the "Bond and Interest Redemption Fund"). After the transfer required in (1) above, Revenues shall be transferred each quarter of the Fiscal Year, commencing March 1, 2000 from the Receiving Fund, before any other expenditures or transfer therefrom, and deposited in the Bond and Interest Redemption Fund for payment of principal of and interest on the Bonds and to fund the Bond Reserve Account.

Upon any delivery of an installment of the Bonds there shall be set aside at the time of delivery and on the first day of each quarter of the Fiscal Year thereafter to the next interest payment date an amount equal to that fraction of the amount of interest due on the next interest payment date on said installment so delivered, the numerator of which is 1 and the denominator of which is the number of full and partial Fiscal Year quarters from the date of said delivery to the next interest payment date. There shall be set aside each Fiscal Year quarter on or after June 1, 2000, an amount not less than 1/2 of the amount of interest due on the next interest payment date on all outstanding installments of the Bond not delivered during the then current interest payment period.

Upon any delivery of an installment of the Bonds there shall be set aside at the time of such delivery and on the first day of each quarter of the Fiscal Year thereafter to the next principal payment date an amount equal to that fraction of the amount of principal due on the next principal payment date on said installment so delivered, the numerator of which is 1 and the denominator of which is the number of full and partial Fiscal Year quarters from the date of said delivery to the next principal payment date. There shall also be set aside each Fiscal Year quarter on or after December 1, 2000, an amount not less than 1/4 of the amount of principal due on the next principal payment date. Except as hereinafter provided, no further deposits shall be made into the Bond and Interest Redemption Fund (excluding the Bond Reserve Account) once the aforesaid sums have been deposited therein. Any amount on deposit in the Bond and Interest Redemption Fund (excluding the Bond Reserve Account) in excess of (a.) the amount needed for payment of principal installments of the Bonds for the then current principal payment period, plus (b.) interest on the Bonds for the then current interest payment period, shall be used by the Issuer for redemption of principal installments of the Bonds in the manner set forth in Section 10 hereof, if such use is impracticable, shall be deposited in or credited to the Receiving Fund.

If for any reason there is a failure to make such quarterly deposit in the amounts required, then the entire amount of the deficiency shall be set aside and deposited in the Bond and Interest Redemption Fund out of the Revenues first received thereafter which are not required by this Ordinance to be deposited in the Operation and Maintenance Fund or in the Bond and Interest Redemption Fund, which amount shall be in addition to the regular quarterly deposit required during such succeeding quarter or quarters.

There is hereby recognized in the Bond and Interest Redemption Fund a separate account designated as the BOND RESERVE ACCOUNT (the "Bond Reserve Account"). Commencing March 1, 2000, there shall be withdrawn from the Receiving Fund at the beginning of each Fiscal Year

quarter and set aside in and transferred to the Bond Reserve Account, after provision has been made for the Operation and Maintenance Fund and the current requirements of the Bond and Interest Redemption Fund, the sum of at least \$2,825 per quarter (\$11,300 annually) as required for the Series 2000A Bond and \$2,050 per quarter (\$8,200 annually) as required for the Series 2000B Bond until there is accumulated in such fund the lesser of the sum of \$195,000 or the Reserve Amount. Except as hereinafter provided, no further deposits shall be made into the Bond and Interest Redemption Fund for the purposes of the Bond Reserve Account once the lesser of the sum of \$195,000 or the Reserve Amount has been deposited therein. The moneys in the Bond Reserve Account shall be used solely for the payment of the principal installments of and interest on the Bond as to which there would otherwise be default; provided however, that in the event the amount on deposit in the Bond Reserve Account exceeds the Reserve Amount, the moneys in excess of the Reserve Amount shall be used to pay principal installment of and interest on the Bonds on the next payment date.

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 Fund after enough of the principal installments of the Bonds have been retired so that the amount then held in the Bond and Interest Redemption Fund (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 Bonds then remaining outstanding.

The moneys in the Bond and Interest Redemption Fund and the Bond Reserve Account shall be invested in accordance with Section 13 of this Ordinance, and profit realized or income earned on such investment shall be used or transferred as provided in Section 13 of this Ordinance.

(3) Repair, Replacement and Improvement Fund. There is hereby established a separate fund designated REPAIR, REPLACEMENT AND IMPROVEMENT FUND (the "RRI Fund"). After the transfers required in (1) and (2) above, commencing March 1, 2000 revenues shall be transferred at the beginning of each quarter of each Fiscal Year from the Receiving Fund and deposited in the RRI Fund in an amount not less than \$2,050 (\$8,200 annually), less the amount, if any, deposited in the Bond Reserve Account at the beginning of the same Fiscal Year quarter that is specified as related to the Series 2000B Bond. Moneys in the RRI Fund shall be used and disbursed only for the purpose of paying the cost of (a) repairing any damage to and emergency maintenance of the System, (b) repairing or replacing obsolete, deteriorating, deteriorated or worn out portions of the System, (c) acquiring and constructing extensions and improvements to the System and (d) when necessary, for the purpose of making payment of principal and interest on the Bonds. If the amount in the Bond and Interest Redemption Fund and the Bond Reserve Account is not sufficient to pay the principal of and interest on the Bonds when due, the moneys in the RRI Fund shall be transferred to the Bond and Interest Redemption Fund and used for that purpose. Moneys in the RRI Fund may be invested in accordance with Section 13 of this Ordinance.

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

first, to the Operation and Maintenance Fund, second, the Bond and Interest Redemption Fund, and third, to the RRI Fund.

All moneys remaining in the Receiving Fund at the end of any Fiscal Year after satisfying the above requirements for the deposit of moneys into the Operation and Maintenance Fund, the Bond and Interest Redemption Fund and the RRI Fund may be transferred to the Bond and Interest Redemption Fund and used to call Bonds or portions thereof for redemption, or at the option of the Issuer, transferred to the RRI Fund and used for the purpose for which the funds were established; provided, however, that if there should be a deficit in the Operation and Maintenance Fund, the Bond and Interest Redemption Fund, the Bond Reserve Account or the RRI Fund, on account of defaults in setting aside therein the amounts hereinbefore required, then transfers shall be made from such moneys remaining in the Receiving Fund to such funds in the priority and order named in this Section, to the extent of such deficits.

Section 13. 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 legislative body of the Issuer on behalf of the Issuer in the obligations and instruments permitted for investment by Section 24 of Act 94, as the same may be amended from time to time; provided, however, that as long as the Bonds are held by the Government, then the investment may be limited to the obligations and instruments authorized by the Government. Investment of moneys in the Bond and Interest Redemption Fund being accumulated for payment on the next maturing principal or interest payment on the Bonds shall be limited to obligations and instruments bearing maturity dates prior to the date of the next maturing principal or interest payment on the Bonds. Investment of moneys in the Bond Reserve Account shall be limited to Government obligations and instruments bearing maturity dates or subject to redemption, at the option of the holder thereof, not later than five (5) years from the date of the investment. In the event investments are made, any securities representing the same shall be kept on deposit with the Depository Bank. Interest income earned on investment of funds in the Receiving Fund, the Operation and Maintenance Fund and the Bond and Interest Redemption Fund (except the Bond Reserve Account), shall be deposited in or credited to the Receiving Fund. Interest income earned on the investment of funds in the Bond Reserve Account shall be deposited in the Bond and Interest Redemption Fund.

Section 14. Rates and Charges. Rates and charges for the services of the System have been fixed by ordinance in an amount sufficient to pay the costs of operating, maintaining and administering the System, to pay the principal of and interest on the Bonds and to meet the requirements for repair, replacement, reconstruction and improvement and all other requirements provided herein, and otherwise comply with the covenants herein provided. The Issuer hereby covenants and agrees to fix and maintain at all times while any of the Bonds shall be outstanding such rates for service furnished by the System as shall be sufficient to provide for the foregoing expenses, requirements and covenants, and to create a bond and interest redemption fund (including a bond reserve account) for all such Bonds. The rates and charges for all services and facilities rendered by the System shall be reasonable and just, taking into consideration the cost and value of the System and the cost of maintaining, repairing, and operating the same and the amounts necessary for the retirement of all of the Bonds, and accruing interest on all of the Bonds, and there shall be charged such rates and charges as shall be adequate to meet the requirements of this Section and Section 12 of this Ordinance.

Section 15. No Free Service. No free service shall be furnished by the System to any individual, firm or corporation, public or private or to any public agency or instrumentality.

Section 16. Covenants. The Issuer covenants and agrees, so long as any of the Bonds hereby authorized remain unpaid, as follows:

(a) It will comply with applicable State laws and regulations and continually operate and maintain the System in good condition.

(b)(i) It will maintain complete books and records relating to the operation and financial affairs of the System. If the Government is the holder of any of the Bonds, the Government shall have the right to inspect the System and the records, accounts, and data relating thereto at all reasonable times.

(ii) It will file with the Department of Treasury and the Government each year, as soon as is possible, not later than ninety (90) days after the close of the Fiscal Year, a report, on forms prepared by the Department of Treasury, made in accordance with the accounting method of the Issuer, completely setting forth the financial operation of such Fiscal Year.

(iii) It will cause an annual audit of such books of record and account for the preceding Fiscal Year to be made each year by a recognized independent certified public accountant, and will cause such accountant to mail a copy of such audit to the Government, without request of the Government, or to the manager of the syndicate or account purchasing any series of the Bonds. Such audit shall be completed and so made available not later than ninety (90) days after the close of each Fiscal Year, and said audit may, at the option of the Issuer, be used in lieu of the statement on forms prepared by the Department of Treasury and all purposes for which said forms are required to be used by this Ordinance.

(c) It will maintain and carry, for the benefit of the holders of the Bonds, insurance on all physical properties of the System, of the kinds and in the amounts normally carried by municipalities engaged in the operation of similar systems. The amount of said insurance shall be approved by the Government. 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 calling Bonds.

(d) It will not borrow any money from any source or enter into any contract or agreement to incur any other liabilities that may in any way be a lien upon the Revenues or otherwise encumber the System so as to impair Revenues therefrom, without obtaining the prior written consent of the Government, nor shall it transfer or use any portion of the Revenues derived in the operation of the System for any purpose not herein specifically authorized.

(e) It will not voluntarily dispose of or transfer its title to the System or any part thereof, including lands and interest in land, sale, mortgage, lease or other encumbrances, without obtaining the prior written consent of the Government.

(f) Any extensions to or improvements of the System shall be made according to sound engineering principles and specifications shall be submitted to the Government for prior review.

(g) To the extent permitted by law, it shall take all actions within its control necessary to maintain the exclusion of the interest on the Bonds from adjusted gross income for general

federal income tax purposes under the Internal Revenue Code of 1986, as amended, including but not limited to, actions relating to the rebate of arbitrage earnings, if applicable, and the expenditure and investment of proceeds of the Bonds and moneys deemed to be proceeds of the Bonds.

Section 17. Additional Bonds. The Issuer may issue additional bonds of equal standing with the Bonds for the following purposes and on the following conditions:

(a) To complete construction of the Project according to the plans referred to in Section 1, additional bonds may be issued in the amount necessary therefor.

(b) For the purpose of making reasonable replacement or extension of the System or refunding any series of the Bonds if:

(i) The augmented net revenues of the System for the Fiscal Year preceding the year in which such additional Bonds are to be issued were 100 percent of the average annual debt service requirements on all Bonds 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 then outstanding 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 Bonds are authorized, to be placed in effect before principal of and interest on the new Bonds 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 Bonds. 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 Issuer. If new Bonds are 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 Bonds.

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 so long as any of such 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 Issuer unless the same shall be junior and subordinate in all respects to the Bonds herein authorized.

Section 18. Ordinance Shall Constitute Contract. The provisions of this Ordinance shall constitute a contract between the Issuer and the bondholders and after the issuance of the Bonds this Ordinance shall not be repealed or amended in any respect which will adversely affect the rights and

interests of the holders nor shall the Issuer adopt any law, ordinance or resolution in any way adversely affecting the rights or the holders so long as the Bonds or interest thereon remains unpaid.

Section 19. Refunding of Bonds. If at any time it shall appear to the Government that the Issuer is able to refund upon call for redemption or with consent of the Government the then outstanding Bonds by obtaining a loan for such purposes from responsible cooperative or private credit sources at reasonable rates and terms for loans for similar purposes and periods of time, the Issuer will, upon request of the Government, apply for and accept such loan in sufficient amount to repay the Government, and will take all such actions as may be required in connection with such loans.

Section 20. Default of Issuer. If there shall be default in the Bond and Interest Redemption Fund, provisions of this Ordinance or in the payment of principal of or interest on any of the Bonds, upon the filing of a suit by 20 percent of the holders of the Bonds, any court having jurisdiction of the action may appoint a receiver to administer the System on behalf of the Issuer with power to charge and collect rates sufficient to provide for the payment of the Bonds and for the payment of operation, maintenance and administrative expenses and to apply Revenues in accordance with this Ordinance and the laws of the State of Michigan.

The Issuer hereby agrees to transfer to any bona fide receiver or other subsequent operator of the System, pursuant to any valid court order in a proceeding brought to enforce collection or payment of the Issuer's obligations, all contracts and other rights of the Issuer, conditionally, for such time only as such receiver or operation shall operate by authority of the court.

The holders of 20 percent of the Bonds in the event of default may require by mandatory injunction the raising of rates in a reasonable amount.

Section 21. Ordinance Subject to Michigan Law and Government Regulations. The provisions of this Ordinance are subject to the laws of the State of Michigan and to the present and future regulations of the Government not inconsistent with the express provisions hereof and Michigan law.

Section 22. Fiscal Year of System. The fiscal year for operating the System shall be the Fiscal Year.

Section 23. Issuer Subject to Loan Resolution. So long as the Government is holder of any of the Bonds, the Issuer shall be subject to the loan resolution (RUS Bulletin 1780-27) and shall comply with all provisions thereof.

Section 24. Covenant Not to Defeas. So long as the Government is the holder of any of the Bonds the Issuer covenants that it will not defeas any of the Bonds held by the Government.

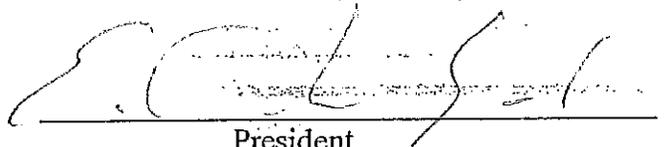
Section 25. Conflict and Severability. All ordinances, resolutions and orders or parts thereof in conflict with the provisions of this Ordinance are to the extent of such conflict hereby repealed, and each section of this Ordinance and each subdivision of any section hereof is hereby declared to be independent, and the finding or holding of any section or subdivision thereof to be invalid or void shall not be deemed or held to affect the validity of any other section or subdivision of this Ordinance.

Section 26. Paragraph Headings. The paragraph headings in this Ordinance are furnished for convenience of reference only and shall not be considered to be a part of this Ordinance.

Section 27. Publication and Recordation. This Ordinance shall be published in full in The Chelsea Standard/Dexter Leader, a newspaper of general circulation in the Issuer, qualified under State law to publish legal notices, promptly after its adoption, and the same 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 28. Effective Date. This Ordinance is hereby determined by the Village Council to be immediately necessary for the preservation of the peace, health and safety of the Issuer and shall be in full force and effect from and after its passage and publication as required by law.

Passed and adopted by the Village of Dexter, County of Washtenaw, State of Michigan, on January 10, 2000.



President

John Coy

(Seal)

Attest:


Village Clerk

MILLER, CANFIELD, PADDOCK AND STONE, P.L.L.C.

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 Dexter, County of Washtenaw, State of Michigan, at a regular meeting held on the 10th day of January, 2000, 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: Coy, Darr, Hall, Huddleston, Kimmel, Stacey and that the following Members were absent: Rush

I further certify that Member Hall moved adoption of said Ordinance, and that said motion was supported by Member Huddleston.

I further certify that the following Members voted for adoption of said Ordinance: Coy, Darr, Hall, Huddleston, Kimmel, Stacey and that the following Members voted against adoption of said Ordinance: None

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.


Village Clerk

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