

**CHARTER TOWNSHIP OF ORONOKO**

**COUNTY OF BERRIEN**

**MICHIGAN**

Minutes of a Regular meeting of the Township Board of the Charter Township of Oronoko, County of Berrien, Michigan, held in the Oronoko Township Hall located at 4583 E. Snow Road, Berrien Springs, Michigan, on the 13<sup>th</sup> day of January, 2015, at 7:00 p.m. Local Time.

PRESENT: Members: Supervisor Mike Hildebrand, Clerk Suzanne Renton, Treasurer Lawrence Schalk, Trustees: Richard Albers, Don Damron, Marc Kerlikowske, Robert Palmer.

ABSENT: Members: None.

It was moved by Trustee Kerlikowske and seconded by Trustee Damron that the following Ordinance be adopted under the authority of the Revenue Bond Act of 1933, being Act 94 of the Public Acts of Michigan of 1933, as amended.

**ORDINANCE NO. 80**

**AN ORDINANCE TO AMEND ORDINANCE NO. 73**

The Ordinance was then discussed.

Upon roll call vote, the vote upon the motion to adopt the Ordinance was as follows:

YEAS: Members: Trustee Kerlikowske, Treasurer Schalk, Clerk, Renton, Trustee Damron, Trustee Palmer, Trustee Albers, Supervisor Hildebrand.

NAYS: Members: None.

ABSTAIN: Members: None.

The Township Clerk declared the Ordinance adopted.

The following is Ordinance No. 80 as adopted:

**ADOPTED: JANUARY 13, 2015**

**EFFECTIVE: FEBRUARY 20, 2015**

THE CHARTER TOWNSHIP OF ORONOKO ORDAINS:

**ORDINANCE NO. 80**

**AN ORDINANCE TO AMEND ORDINANCE NO. 73**

**Section 1. Amendment of Section 2 of Ordinance No. 73.** Section 2 of Ordinance No. 73 is hereby amended to read as follows:

Section 2. **Purpose.** Oronoko Charter Township, in order to promote public health, safety, convenience and welfare of inhabitants, has entered into an Interlocal Water Supply Agreement with the Village of Berrien Springs, Michigan, dated November 16, 2009, and amended December 1, 2014 (together, the “Water Supply Agreement”) for the purpose of providing public water supply services to persons in Oronoko Charter Township. The Water Supply Agreement authorizes the Village of Berrien Springs, Michigan to provide, on a retail basis, municipal water service within Oronoko Charter Township and consents to the occupation and use of the public ways within the Township for water mains, lift stations, metering equipment and associated equipment. Further, to fulfill the obligations imposed by the Water Supply Agreement, Oronoko Charter Township hereby adopts this Ordinance pertaining to public water supply regulations and enforcement, and rates and fees charged by the Village of Berrien Springs, Michigan, All customers present and future, within Oronoko Charter Township and outside the municipal boundaries of the Village receiving service from the Village of Berrien Springs, Michigan through the Village of Berrien Springs, Michigan public water supply system shall be subject to the provisions herein, as amended from time to time, as a condition of the service provided.

**Section 2. Amendment of Section 5a of Ordinance No. 73.** Section 5a of Ordinance No. 73 is hereby amended to read as follows:

**Section 5. Rate and Charges.**

a. The rate and demand charges including water taps or connection permits, water debt service charges and water deposit charges to be charged to persons using the Village water service system shall be as established from time to time by resolution of the Village Council, subject to the multiplier set forth in the Water Supply Agreement between the Village and the Township.

**Section 3. Amendment of Section 5e of Ordinance No. 73.** Section 5e of Ordinance No. 73 is hereby amended to read as follows:

**Section 5. Rates and Charges.**

e. The charges for services which are under the provisions of Section 21 of Public Act No. 94 of 1933 (MCL 141.121), made a lien on all premises served thereby, unless notice is given that a tenant is responsible, are hereby recognized to constitute such lien, and whenever any such charge against any piece of property shall be delinquent for six months, the Village official in charge of the collection thereof shall certify annually, on September 1 of each year, to the Village tax assessing officer, the fact of such delinquency, whereupon such charge shall be by him entered upon the next tax roll as a charge against such premises and shall be collected and the lien thereof enforced in the same manner as general Village taxes against such premises are collected and the lien thereof enforced. However, where notice is given that a tenant is responsible for such charges and service, no further service shall be rendered such premises until a cash deposit as specified by the Village Council shall have been made as security for payment of such charges and service.

**Section 4. Amendment of Section 6 of Ordinance No. 73.** Section 6 of Ordinance No. 73 is hereby amended to read as follows:

**Section 6. Creation and Enforcement of Lien.** The provisions of MCL 123.161 through 123.167, inclusive, are hereby adopted by reference as a part of this Ordinance, pursuant to MCL 42.33.

**Section 5. Publication.** A true copy or a summary of this Ordinance shall be published in *The Journal Era* within thirty (30) days after the adoption of the Ordinance by the Township and the same shall be recorded in the Ordinance Book of the Township with such recording authenticated by the signatures of the Township Clerk and Supervisor.

**Section 6. Effective Date.** This Ordinance shall be in full force and effect on the thirtieth (30th) day after the date of publication of this Ordinance as provided by law.

Passed and adopted by the Township Board of the Charter Township of Oronoko, County of Berrien, Michigan on January 13, 2015, and approved by me on January 13, 2015.

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Michael Hildebrand, Supervisor  
Charter Township of Oronoko

Attest:

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Suzanne Renton, Township Clerk

## CLERK'S CERTIFICATE

I hereby certify that the foregoing is a true and complete copy of an Ordinance adopted by the Township Board of the Charter Township of Oronoko, County of Berrien, State of Michigan, at a Regular meeting held on January 13, 2015, and that public notice of said meeting was given pursuant to Act No. 267, Public Acts of Michigan, 1976, including in the case of a special or rescheduled meeting, notice by posting at least eighteen (18) hours prior to the time set for said meeting.

I further certify that said Ordinance has been recorded in the Ordinance Book of the Township and such recording has been authenticated by the signatures of the Supervisor and the Township Clerk.

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Suzanne Renton, Township Clerk

**CERTIFICATE OF PUBLICATION**

I, Suzanne Renton, Township Clerk of the Charter Township of Oronoko, County of Berrien, Michigan, hereby certify pursuant to MCLA 42.22 that the Ordinance to Amend Ordinance No. 73 (Township Ordinance No. 80) or a summary thereof was published in *The Journal Era* on January 21, 2015.

Dated: \_\_\_\_\_, 2015

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Suzanne Renton  
Oronoko Township Clerk