

Treasurer's Report reflects
bank account balances

Treasurer's Report

JULY 2022

#101 General Fund	General Fund Huntington	\$ 1,221,138.55
#203 Metro Authority	Huntington Bank	\$ 60,685.48
#206 Fire Fund	Huntington Bank	\$ 839,397.01
#207 Police	Huntington Bank	\$ 379.48
#590 Sewer CD Mat May 2018	Sewer Huntington	\$ 375,290.02
#591 Timberlee H20	Huntington Bank	\$ 416,686.10
#592 Greilickville H20	Huntington Bank	\$ 140,103.84
#594 Marina	Marina Huntington	\$ 1,146,555.82
#701 Trust & Agency	Huntington Bank	\$ 3,149.52
#703 Current Tax	Huntington Bank	\$ 407,572.86
#815 E. Timberwoods	Huntington Bank	\$ 6,748.99
#816 GSAD Receivable	Savings Huntington	\$ 6,496.89
#817 SBlue & Old Orch	Huntington Bank	\$ 4,380.28
#818 Old Orchard	Huntington Bank	\$ 7,297.05
#820 Maintenance E.R. Rds	Huntington Bank	\$ 4,537.68
#821 Maintenance S.B. Rds	Huntington Bank	\$ 7,279.06
#861 Bayview Estates Lights	Huntington Bank	\$ 2,361.96

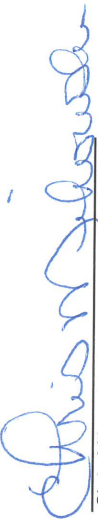
TOTAL \$ 4,650,060.59

INVESTMENT ACCOUNTS CD's	PURCHASED AMOUNT	PRIOR MONTH VALUE	CURRENT VALUE	EST MONTHLY INT	PAID INTEREST
#101 Goldman Sachs	\$200,000.00		\$ 198,022.00		
#101 SYNCHRONY BK	\$202,000.00		\$ 195,261.28	-\$ 6,738.72	
#101 FIDELITY GOV MMKT DAILY			\$ 2,895.32	\$ 2,895.32	\$ 2,895.32
#590 Ally Bank	\$250,000.00		\$ 247,822.50	-\$ 2,177.50	
#590 Morgan Stanley	\$150,000.00		\$ 149,872.50	-\$ 127.50	
#590 Flagstar Bank	\$250,000.00		\$ 243,252.50	-\$ 6,747.50	
#590 BMW BK	\$131,000.00		\$ 126,629.84	-\$ 4,370.16	
BOND INTEREST		\$ 293.94	\$ 10,548.27	\$ 10,254.33	\$ 10,254.33
#594 Dreyfus MMKT	\$ 150,000.00		\$ 156,312.34		
#594 UBS Bank	\$ 250,000.00		\$ 243,130.00	-\$ 6,870.00	
BOND INTEREST			\$ 863.13	\$ 863.13	\$ 863.13

TOTAL \$ 1,574,609.68 -\$ 13,018.60 \$ 14,012.78

GRAND TOTAL \$ 6,224,670.27

Connie M. Preston, Clerk


Chris Mikowski, Treasurer

Elmwood Township Marina

Peter J Moon Harbormaster

10090 E. Lincoln Road Traverse City MI 49684 elmwoodmarina@gmail.com

Harbormaster Report

August 3, 2022

Trustees,

...Great launch and good people. Very clean and organized. Awesome Harbor Master and staff, always willing to help. Brian L

...I went here because the harbormaster was checking in on something before we went out on an adventure for the day. It was a nice place and everything. A lot of people use the services here and is rather popular and I would highly recommend it. Mike B

The Marina continues to be the hot spot in Northern Michigan with many local and visitors launching here every day. Our Season tickets sales are currently at 388. Daily ticket launches are 1701 YTD.

We see more boaters on the weekends and special event days; with the gas prices at over \$5.00 on the water people are more selective as to when they use their boats.

I had our diver pull the chain on buoy 10 for inspection since the boater vacated early. The steel has worn thin and will require replacement before next season. I am currently getting bids for the chain and hardware for our mooring fields since the chain will need to be replaced. The costs with bids will be here by next month's meeting.

We had a marina committee meeting last month and met with Ken from Wade Trim. He informed us of the plans and timing for the Brewery Creek and wall expansion which prepares for our final phase of construction.

This year the construction will have no impact on winter storage. Our future contract for next season may want to contain information about the construction expectations and possibly shortening the season to enable the construction company ample time to complete the phases for completion.

Docks and launch continue to be maintained and the wood on the docks is being replaced as needed. The crew will be thinning out this month with several leaving for college and back to school. We are set for employees through the end of the season.

Respectfully Submitted,

Peter J Moon
Harbormaster ETM

To: Elmwood Township Board
From: Sarah Clarren, Planner/Zoning Administrator
RE: July 2022 Planning and Zoning Report

PERMITS:	<u>7/2022</u>	<u>7/2021</u>	<u>YTD 2022</u>	<u>YTD 2021</u>
Single Family Dwelling	2	2	19	15
Attached SFD	0	0	0	0
Accessory Building	2	4	10	5
AG Building	0	0	0	0
Residential Addition	0	1	2	6
Deck	2	1	7	6
Sign	0	0	3	0
Commercial	0	0	2	0
Misc.	0	0	8	3
Total Permits	6	8	50	41
Fees Collected	\$494.16	\$462.52	\$4,012.88	\$3,009.44

Zoning Board of Appeals:

Past Meetings – July 6, 2022 – Cases #2022-06 - 9560 E Harbor Hills Dr, for a 11.3 foot rear yard setback variance to replace a deck and Case #2022-07 - 10706 S Blue Ridge Dr for a 9-foot side yard setback variance for 14’ x 28’ storage building. Both requests were granted.

Future Meetings – August 3, 2022 – Case#2022-08 Request by Dan Paulson regarding property at 10406 S West-Bay Shore Dr, Parcel #45-004-016-015-20 for a 2’ foot front yard setback variance to reconstruct porch.

Planning Commission:

Past Meetings – July 19, 2022

- Zoning Ordinance Map Amendment Request Introduction – Parcel #s: 260-018-00, 280-019-00, and 028-122-00. Request change from R-1 to NC. Hearing scheduled for 8/16
- R3 Zoning District / Master Plan – Commission reviewed sections of the Master Plan and current uses/requirements of R3 zoning district. Talked about potential to increased maximum height. No motions made to move forward with changes.

Future Meeting – August 16, 2022 – agenda not yet set, but will include a minimum of:

- Public Hearing on above mentioned map amendment request
- Introduction on SPR/SUP 2022-05 Request by TCWC Holding Company LLC regarding property at 9440 and 9432 S Center Hwy, parcels 004-008-010-40 and 004-008-009-00 for an expansion of previously permitted distillery tasting room, offices, and visitor center.
- Food Trucks

Office Updates:

- Continues with Parks & Rec on 5-year update to the Parks & Rec Plan – next meeting 8/10 which is the Community Input Session. If you haven’t already, please take the survey available online; 250 responses already.
- Food Trucks. Discussion is still before the Planning Commission. Commission has had significant discussion on this matter; current discussion involves creating an additional section in Article 3 (General Provisions); allow as a temporary use in specific high-traffic zoning districts. Will likely not have language this year.
- STRs. Since last report, two additional licenses issued (total now 89). Two new applications received and are pending.

CHARTER TOWNSHIP OF ELMWOOD
Park and Recreation Committee
Regular Meeting Minutes for July 13, 2022

- a) Call to Order: Sarah Kopria called the meeting to order @6:04 PM @ TWP Hall.
- b) Roll Call: Committee members present were Sarah Kopria, Noel Flohe, Ed Basile, and Board member Deborah Allen (quorum met). Not present was Fernando Meza. Also present was TWP Planner, Sarah Clarren.
- c) Public Comment: None.
- d) Agenda Modifications/Approval: Two emails were received by Sarah Clarren: 1. From Jacob Sedgwick regarding a batting cage for softball & tball: 2. John (Jack) Kelly on paid parking idea for Greilickville Harbor Park, and overflow @ Brewery creek. Moved by Noel, second by Deborah Allen to approve the agenda as modified—U.
- e) Minutes: Moved by Noel, second by Deborah Allen to approve the regular meeting minutes for July 13, 2022 as presented—U.
- f) New Business: 1. Committee Updates: Parks & Rec. committee meeting set @ 4:30 PM on 8/3/2022 to discuss/plan to host community input session at 6:30 PM part of the 8/10/2022 regular meeting.
 - 2. Election of Chair: Moved by Noel, second by Ed to nominate Sarah Kopria as Chairwoman, nominations closed—U.
 - 3. The committee agreed to give future consideration to the two emails mentioned in “d” above.
- g) Old Business: 1. Continued Discussion on Parks and Recreation Plan:
 - i. Update on survey/notice: A postcard notice (approved by the Board) has been sent out to TWP folks inviting their input on the current & future planning efforts by this committee on the 5-Year Parks & Recreation Plan. The survey is available online or at the TWP Hall and can be completed in person @ the Hall, on line, or by code info on postcard sent. The card also invites the public to come and participate at 6:30 PM on 8/10/2022 Responses accepted until 8/24/2022.
 - ii. Discussion on Public Information Session: Comment sheets will be provided, displays, recordings with info for comment. Background info as to why we are doing this and asking the public how we can improve TWP amenities or what they want more of, etc.

2. Follow up on questions raised last meeting: What about Cedar Lake Resources, boat launch, buoys, docks, water level control, etc.

- h) Comments from committee members and/ or staff: Welcome Sarah Kopria to the committee. Glad to have Ed back.**

Committee meeting packed included *Section 5—Goals & Objectives* with specific Action Tasks & Objectives for Goals # 1,2,3,4,5,6,&7. It also included *Section 6—Action Program* for 2023, 2024, 2025, 2026 & 2027. These documents will help guide public input at the upcoming 8/10/2022 meeting and future planning by the Parks & Rec Committee.

- i) Public Comment: None.**

- j) Adjourn: At 7:04 PM, moved by Noel, second by Ed—U.**

Submitted by Noel Floe, Parks & Rec. Committee acting secretary.

**CHARTER TOWNSHIP OF ELMWOOD
REGULAR BOARD MEETING
JULY 11, 2022
IN THE TOWNSHIP HALL**

Call to Order:

Supervisor Shaw called the meeting to order at 6:00 p.m.

Pledge of Allegiance:

Supervisor Shaw led the Pledge of Allegiance.

Roll Call:

Present: Jeff Shaw, Connie Preston, Jim O'Rourke, Deborah Allen, Terry Lautner, and Chris Mikowski

Excused: Dave Darga

Declaration of Conflict of Interest:

Supervisor Shaw declared a conflict with item 11a as it has a direct financial impact on him. MOTION BY TRUSTEE ALLEN, SECONDED BY TRUSTEE LAUTNER TO RECUSE JEFF SHAW FROM PARTICIPATING IN 11a. Motion passed unanimously by a voice vote.

Public Hearings

PUBLIC HEARING ON ADJUSTING THE ANNUAL SPECIAL ASSESSMENT ROLL FOR S. BLUE RIDGE LANE, E. OLD ORCHARD ROAD, AND S. ORCHARD WAY ROAD MAINTENANCE SPECIAL ASSESSMENT DISTRICT

Supervisor Shaw opened the public hearing at 6:01 p.m. No comment was offered. Supervisor Shaw closed the public hearing at 6:02 p.m.

PUBLIC HEARING ON ADJUSTING THE ANNUAL SPECIAL ASSESSMENT ROLL FOR EAST TIMBERWOODS DRIVE, S. FOX VALLEY LANE, AND S COTTONWOOD DRIVE ROAD MAINTENANCE SPECIAL ASSESSMENT DISTRICT

Supervisor Shaw opened the public hearing at 6:02 p.m. No comment was offered. Supervisor Shaw closed the public hearing at 6:02 p.m.

Public Comment

Peter Furman

Consent Calendar:

Department Reports:

Treasurer
Planning/Zoning
Harbormaster

Committee Reports:

Parks & Rec
6-8-22

Minutes:

6-13-22
6-30-22
Closed Session

Post Audit Invoices 6-15-22 through 6-30-22

MOTION BY TRUSTEE ALLEN, SECONDED BY TREASURER MIKOWSKI TO APPROVE THE CONSENT CALENDAR AS PRESENTED. The motion passed unanimously by a voice vote.

Agenda Approval

MOTION BY CLERK PRESTON, SECONDED BY TRUSTEE ALLEN TO APPROVE THE AGENDA AS AMENDED BY ADDING 11a, ZONING DISCUSSION. The motion passed unanimously by a voice vote.

Supervisor Remarks

Supervisor Shaw submitted a written report and added that he will be meeting with Aqua superPower at the marina regarding charging stations for electric boats. He has also had suggestions regarding batting cages and parking meters. He called Alpine Electric to look at the GHP sewer alarm that has been sounding off frequently.

Trustee Remarks

None

Engineer's Report

Ken Schwerdt of Wade Trim updated the Board on the Brewery Creek parking design, and the Timberlee water tank and pumps. Mr. Schwerdt stated that Garfield Township's surplus tanks were not the right size for Timberlee. He also reviewed his report with three options for pedestrians on Cherry Bend Road with costs ranging from \$445,000.00 to \$2,089,000.00.

Other Officer Remarks

Chief Tampa updated the Board on Fire Department stats and hiring. Harbormaster Pete Moon reported on the busy week at the marina.

Communications from the Clerk

Clerk Preston stated that she distributed the 2021 audit to the Trustees. There are three special assessment districts that are running a deficit. The Timberlee road construction SAD final bond payments were made but the fund is at a deficit. The Township pledged the full faith and credit of the Township so the bonds have been paid but the general fund will have to absorb the loss of around \$70,000.00. The Greilickville Water System construction bonds are also at a deficit but the Greilickville water system operating fund can be used to help pay those bonds. Final numbers will be brought to the Board in August

Lake Leelanau Lake Association Presentation

Nancy Popa with the Lake Leelanau Lake Association highlighted the actions the group has undertaken to protect the lake from invasive species. They would like Elmwood Township to contribute some of their ARPA funds to support their efforts. She will get back to the Board with specific numbers.

OLD BUSINESS

None

NEW BUSINESS

Supervisor Shaw stepped away from the chair and Trustee Allen chaired the following topic.

Refund Request/Greilickville Water System Special Assessment District

John Divozzo, Grand Traverse County Director of Public Works, explained that Mr. Shaw has requested a refund of his money paid into the Greilickville Water Main Special Assessment District as he did not receive a useable lead to connect to the system. Mr. Divozzo stated that there were three options. They are to do nothing, provide a useable lead to the parcel, or remove the parcel from the district and refund the money. He did not recommend doing nothing, and stated that the least expensive option was to refund the money. If the watermain was ever extended, then that property should be added to any new special assessment. MOTION BY CLERK PRESTON, SECONDED BY TRUSTEE O'ROURKE TO REFUND TO JEFF SHAW THE AMOUNT OF \$9597.83. AND REMOVE HIS PARCEL FROM THE SPECIAL ASSESSMENT DISTRICT. The motion passed unanimously by a voice vote

Resolutions Approving Rolls for Road Maintenance Districts

MOTION BY CLERK PRESTON, SECONDED BY TRUSTEE O'ROURKE TO APPROVE RESOLUTION 4 OF 2022, A RESOLUTION ADJUSTING THE ANNUAL SPECIAL ASSESSMENT ROLL FOR S. BLUE RIDGE LANE, E. OLD ORCHARD ROAD, AND S. ORCHARD WAY ROAD MAINTENANCE SPECIAL ASSESSMENT DISTRICT. The motion passed 6-0 by a roll call vote.

MOTION BY CLERK PRESTON, SECONDED BY TRUSTEE O'ROURKE TO APPROVE RESOLUTION 5 OF 2022 A RESOLUTION ADJUSTING THE ANNUAL SPECIAL ASSESSMENT ROLL FOR EAST TIMBERWOODS DRIVE, S. FOX VALLEY LANE, AND S COTTONWOOD DRIVE ROAD MAINTENANCE SPECIAL ASSESSMENT DISTRICT. The motion passed 6-0 by a roll call vote.

Waterways Grant Agreements

Planner Sarah Clarren presented three grant agreements from the Department of Natural Resources along with resolutions to approve them. The first agreement is an addendum to authorize a one- year extension to the engineering grant.

MOTION BY TRUSTEE ALLEN, SECONDED BY TREASURER MIKOWSKI TO APPROVE RESOLUTION 6 OF 2022 TO EXTEND THE PRELIMINARY ENGINEERING AGREEMENT FOR ONE YEAR. The motion passed 6-0 by a roll call vote.

The second agreement is for a grant that was approved last year but was never finalized by the DNR after we mailed it in.

MOTION BY CLERK PRESTON, SECONDED BY TRUSTEE ALLEN TO ADOPT RESOLUTION 7 OF 2022 APPROVING THE GRANT AGREEMENT FOR MARINA PHASE 3a WITH THE DNR MATCHING FUNDS OF \$378,000.00. Motion passed 6-0 by a roll call vote.

The third agreement is for a grant approved this year for phase 3b.

MOTION BY CLERK PRESTON, SECONDED BY TRUSTEE ALLEN TO ADOPT RESOLUTION 8 OF 2022 APPROVING THE GRANT AGREEMENT WITH THE DNR MATCHING FUNDS OF \$600,000.00. The motion passed 6-0 by a roll call vote.

Authorization to Mail Postcards for Parks and Recreation Survey

MOTION BY TRUSTEE ALLEN, SECONDED BY TRUSTEE LAUTNER TO APPROVE THE POSTCARDS AND POSTAGE TO MOVE FORWARD ON THE COMMUNITY INPUT SURVEY. The motion passed unanimously by a voice vote.

Drinking Fountain Quotes

MOTION BY TRUSTEE LAUTNER, SECONDED BY TREASURER MIKOWSKI TO PURCHASE DRINKING FOUNTAINS USING ARPA FUNDS. (Per June 7, 2022 quote of \$26447.00). Motion passed 5-1 with Supervisor Shaw voting no.

Greilickville Harbor Park Restroom Floors

MOTION TO APPROVE THE BID IN THE AMOUNT OF \$2886.00 FROM TC COATINGS TO EPOXY FOUR BATHROOM FLOORS AT GREILICKVILLE HARBOR PARK. Motion passed unanimously by a voice vote.

Zoning Discussion

The Board discussed considering ordinances regulating junk, noise, or lawns.

MOTION BY TRUSTEE O'ROURKE, SECONDED BY TRUSTEE ALLEN TO HAVE SARAH LOOK AT WHAT OTHER TOWNSHIPS IN LEELANAU COUNTY ARE DOING. The motion failed 2-4 by a roll call vote with O'Rourke, Lautner, Mikowski, and Preston voting no and Shaw and Allen voting yes.

PAYMENT OF INVOICES

MOTION BY CLERK PRESTON, SECONDED BY TRUSTEE ALLEN TO PAY THE INVOICES IN THE AMOUNT OF \$104,299.85. The motion passed unanimously by a voice vote.

PUBLIC COMMENT

None

Adjournment

Supervisor Shaw adjourned the meeting at 7:32 p.m.

DRAFT

Supervisor's Report

8/8/22

1. The election went smoothly at both precincts. The coaxial cable was accidentally cut during work on the irrigation system, but it was repaired and the computer system was up and running later in the day.
2. I attended the MDOT Road Safety Audit Meeting for the stretch of M-22 from Cedar Street in Suttons Bay to Lakeview Hills, here in Elmwood. They discussed areas where there have been crashes and how best to help those areas. The Road Safety Audit department will come up with recommendations for the design team.
3. Board of Review was July 19, 2022. As usual, Barbara Jones had everything organized and ready for the Board of Review.
4. One of our citizen's called with concerns regarding the speed of drivers on M-22 near Pathfinder. I requested a speed study from MDOT, and they did a spot check of speed. The email I received from MDOT is in your packet.

Connie Preston

From: Jeff Shaw
Sent: Wednesday, August 03, 2022 3:40 PM
To: Connie Preston
Subject: FW: Speed Check Near Pathfinder School

From: Carpenter, Jessica (MDOT) <CarpenterJ7@michigan.gov>
Sent: Wednesday, August 3, 2022 2:27 PM
To: Jeff Shaw <supervisor@elmwoodmi.gov>
Subject: Speed Check Near Pathfinder School

Good afternoon Jeff,

A speed spot check on M-22 near Pathfinder school was completed, with the 85th percentile speed being 52-53 mph. The good news is that people are generally travelling slightly below the speed limit (which is rare), possibly because of the school and the proximity to the speed limit change. However, it also indicates that an official speed study is likely to result in no change.

Feel free to let me know if you have any questions or would like additional information,
Jessica



Jessica Carpenter, PE
Traffic & Safety Engineer

Traverse City
Transportation Service Center

Phone : 231.941.1986
Mobile : 231.340.2465

2084 US-31 South
Traverse City, MI 49685

www.michigan.gov/mdot



From: Jeff Shaw <supervisor@elmwoodmi.gov>
Date: July 29, 2022 at 2:05:58 PM EDT
To: "Sousa, Brian C." <BSOUSA@wadetrim.com>
Subject: FW: Metro Act application

This message originated from outside of Wade Trim

Hi Brian. Please see below email and advise regarding any bond.

Thanks,

Jeff

-----Original Message-----

From: Peter Wendling <wendling@upnorthlaw.com>
Sent: Friday, July 29, 2022 12:22 PM
To: Jeff Shaw <supervisor@elmwoodmi.gov>
Cc: Connie Preston <clerkpreston@elmwoodtownship.net>
Subject: Metro Act application

Good Morning Jeff,

I have reviewed the bilateral agreement and application materials drafted by John Kemp, counsel for Point Broadband. As you can imagine, these agreements are very standardized under the act and Point Broadband's draft is no different than other such agreements with municipalities throughout the area. Section 4.3 of the agreement requires restoration of the right of way under the agreement. MCL 484.3115(3) allows a municipality as part of its approval to require as a condition of the permit that the company post a bond "...which shall not exceed the reasonable cost to ensure that the public right of way is returned to its original condition during and after the provider's access and use." The need for any bond can be ascertained by consulting with the township engineer. Usually, this type of project can be attached to existing infrastructure (existing utility poles) unless there are plans for underground installation. Even then, it may not cause a lot of disturbance on the ground. A bond may not be necessary.

Action on this must be taken within 45 days so please make sure the agreement is approved or approved with any bond requirement as discussed above in a timely manner. The letter is from June 16 but I do not know when it was received by the township. If there is an issue with the date, contact Point Broadband to assure them of the next board meeting when this will be addressed. If the township believes a bond will be needed, let Point Broadband know right away. Franchise fees, to the extent allowed are paid through a fee sharing arrangement with the local metropolitan authority created under the local community stabilization authority act per MCL 484.31202. According to information from the State, the last disbursement of Metro Act fees occurred on May 20, 2002 for a total state wide amount of 29.2 million dollars.

--

Peter Wendling
Young, Graham & Wendling, P.C.
(231) 533-8635

This email message and any attached file is intended only for the use of the individual or entity to which

Connie Preston

From: Jeff Shaw
Sent: Tuesday, August 02, 2022 3:26 PM
To: Connie Preston
Subject: FW: Metro Act application

From: Schwerdt, Kenneth <kschwerdt@wadetrim.com>
Sent: Tuesday, August 2, 2022 2:47 PM
To: Jeff Shaw <supervisor@elmwoodmi.gov>
Cc: Sousa, Brian C. <BSOUSA@WadeTrim.com>
Subject: RE: Metro Act application

Hi Jeff,

I haven't seen the agreement yet, but more often we see issues of conflicts with underground utilities such as water and sewer, where new underground facilities are placed over or very near existing municipal utilities. This should be discouraged as it can make maintenance more difficult and expensive. When the Twp has an opportunity to review installation plans prior to construction these conflicts can often be resolved very quickly.

If the work being proposed is all within the road right of way, the Road Commission or MDOT would require, and enforce, restoration. If the project is in areas without municipal water and sewer, I do not see a reason to require a bond. Additionally, if the agreement states that the contractor is to promptly repair any issues with the municipal water or sewer, and the repairs will be completed at the expense of the contractor, then a bond would not be required. If neither of these apply, we would recommend a bond be posted to help protect the Township's investments.

If you want to discuss in more detail or if there are any other questions, don't hesitate to call or email.

Thanks,



Ken Schwerdt, Professional Engineer
10850 E. Traverse Highway, Suite 2260, Traverse City, MI 49684
231.878.4827 cell



From: Sousa, Brian C. <BSOUSA@WadeTrim.com>
Sent: Sunday, July 31, 2022 4:27 PM
To: Schwerdt, Kenneth <kschwerdt@wadetrim.com>
Subject: Fwd: Metro Act application

Can you review?

Begin forwarded message:

Connie Preston

From: Jeff Shaw
Sent: Wednesday, August 03, 2022 3:27 PM
To: Schwerdt, Kenneth
Cc: Connie Preston; Sousa, Brian C.
Subject: RE: Point Broadband

Thanks Ken.

From: Schwerdt, Kenneth <kschwerdt@wadetrim.com>
Sent: Wednesday, August 3, 2022 1:52 PM
To: Jeff Shaw <supervisor@elmwoodmi.gov>
Cc: Connie Preston <clerk@elmwoodmi.gov>; Sousa, Brian C. <BSOUSA@WadeTrim.com>
Subject: RE: Point Broadband

Hi Jeff,

Looking through the agreement this would only apply to Elmwood Twp right of ways. I'm not sure the Twp has any exclusive ROW as I believe most roads are either state or county ROW. Are you aware of any significant areas in the Twp where this would apply? If not then I don't think a bond is needed.

Thanks,



Ken Schwerdt, Professional Engineer
10850 E. Traverse Highway, Suite 2260, Traverse City, MI 49684
231.878.4827 cell



From: Jeff Shaw <supervisor@elmwoodmi.gov>
Sent: Wednesday, August 03, 2022 10:39 AM
To: Schwerdt, Kenneth <kschwerdt@wadetrim.com>
Cc: Connie Preston <clerk@elmwoodmi.gov>
Subject: FW: Point Broadband

This message originated from outside of Wade Trim

Hi Ken,

Here are the attachments that define the agreement. This will be on the Board Agenda Monday night and I just need to know if we should require a bond. What are your thoughts?

Thanks,

Jeff

**ELMWOOD CHARTER TOWNSHIP
RESOLUTION NO. 9 of 2022**

At a regular meeting of the Elmwood Charter Township Board, Leelanau County, Michigan, held in the Township Hall located at 10090 E. Lincoln Road, Traverse City, Michigan, on the 8th day of August, 2022.

PRESENT: _____

ABSENT: _____

The following resolution was offered by _____ and supported by _____.

WHEREAS, the application for access to an ongoing use of public ways by telecommunications providers under Metropolitan Extension Telecommunications Rights-of-Way Oversight Act, 202 PA 48 MCL Sections 484.3101-484.3120, states "a municipality shall approve or deny access under this section within 45 days from the date the provider files an application for a permit for access to a public right-of-way; MCL 484.3115(3)

NOW THEREFORE, BE IT RESOLVED that Elmwood Charter Township, Leelanau County, Michigan, approves the Point Broadband Fiber Holding, LLC, Metropolitan Extension Telecommunications Rights-of-Way Oversight Act bilateral agreement/permit that is attached as Exhibit 1.

BE IT ALSO RESOLVED the permit contemplated in the application brought forth by Point Broadband Fiber Holding, LLC, is hereby approved by the Township.

YES: _____

NO: _____

RESOLUTION DECLARED ADOPTED.

CHARTER TOWNSHIP OF ELMWOOD

By: _____
Jeff Shaw, Supervisor

I, the undersigned, the Clerk of the Charter Township of Elmwood, Leelanau County, Michigan, do hereby certify that the foregoing is a true and complete copy of certain proceedings taken by the Elmwood Charter Township Board of said municipality at its regular meeting held on August 8, 2022, relative to adoption of the resolution therein set forth; 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.

Dated: _____
Connie Preston, Clerk

Elmwood Township
Name of Local Unit of Government

APPLICATION FOR
ACCESS TO AND ONGOING USE OF PUBLIC WAYS BY
TELECOMMUNICATIONS PROVIDERS
UNDER
METROPOLITAN EXTENSION TELECOMMUNICATIONS
RIGHTS-OF-WAY OVERSIGHT ACT
2002 PA 48
MCL SECTIONS 484.3101 TO 484.3120

BY

Point Broadband Fiber Holding, LLC
("APPLICANT")

Unfamiliar with METRO Act?--Assistance: Municipalities unfamiliar with Michigan Metropolitan Extension Telecommunications Rights-of-Way Oversight Act ("METRO Act") permits for telecommunications providers should seek assistance, such as by contacting the Telecommunications Division of the Michigan Public Service Commission at 517-284-8190 or via its web site at http://www.michigan.gov/mpsc/0,4639,7-159-16372_22707---,00.html.

45 Days to Act—Fines for Failure to Act: The METRO Act states that "A municipality shall approve or deny access under this section within 45 days from the date a provider files an application for a permit for access to a public right-of-way." MCL 484.3115(3). The Michigan Public Service Commission can impose fines of up to \$40,000 per day for violations of the METRO Act. It has imposed fines under the Michigan Telecommunications Act where it found providers or municipalities violated the statute.

Where to File: Applicants should file copies as follows [municipalities should adapt as appropriate—unless otherwise specified service should be as follows]:

-- Three (3) copies (one of which shall be marked and designated as the master copy) with the Clerk at: 10090 E. Lincoln Road, Traverse City, MI 49684.

Elmwood Township

Name of local unit of government

**APPLICATION FOR
ACCESS TO AND ONGOING USE OF PUBLIC WAYS BY
TELECOMMUNICATIONS PROVIDERS**

By

**Point Broadband Fiber Holding, LLC
("APPLICANT")**

This is an application pursuant to Sections 5 and 6 of the Metropolitan Extension Telecommunications Rights-of-Way Oversight Act, 2002 PA 48 (the "METRO Act") for access to and ongoing usage of the public right-of-way, including public roadways, highways, streets, alleys, easements, and waterways ("Public Ways") in the Municipality for a telecommunications system. The METRO Act states that "A municipality shall approve or deny access under this section within 45 days from the date a provider files an application for a permit for access to a public right-of-way." MCL 484.3115(3).

This application must be accompanied by a one-time application fee of \$500, unless the applicant is exempt from this requirement under Section 5(3) of the METRO Act, MCL 484.3105(3).

1 GENERAL INFORMATION:

1.1 Date: 06/16/2022

1.2 Applicant's legal name: Point Broadband Fiber Holding, LLC
Mailing Address: 3120 Frederick Road, Suite I
Opelika, AL 36801

Telephone Number: 888-407-6468

Fax Number: _____

Corporate website: www.point-broadband.com

Name and title of Applicant's local manager (and if different) contact person regarding this application:

Jacob Stedman, Construction Coordinator

Mailing Address: 617 E Lake Street
Stanton, MI 48888

Telephone Number: 989-640-9179

Fax Number: 989-831-5555

E-mail Address: jacob.stedman@point-broadband.com

1.3 Type of Entity: (Check one of the following)

- Corporation
- General Partnership
- Limited Partnership
- Limited Liability Company
- Individual
- Other, please describe: _____

1.4 Assumed name for doing business, if any: _____

1.5 Description of Entity:

1.5.1 Jurisdiction of incorporation/formation; Delaware

1.5.2 Date of incorporation/formation; 2018

1.5.3 If a subsidiary, name of ultimate parent company; Point Broadband Acquisition, LLC

1.5.4 Chairperson, President/CEO, Secretary and Treasurer (and equivalent officials for non-corporate entities). Todd Holt, CEO & President; Nick DeWeese, CFO & Treasurer; and Chad Wachter, VP, General Counsel & Secretary.

1.6 Attach copies of Applicant's most recent annual report (with state ID number) filed with the Michigan Department of Licensing and Regulatory Affairs and certificate of good standing with the State of Michigan. For entities in existence for less than one year and for non-corporate entities, provide equivalent information.

1.7 Is Applicant aware of any present or potential conflicts of interest between Applicant and Municipality? If yes, describe: No.

1.8 In the past three (3) years, has Applicant had a permit to install telecommunications facilities in the public right of way revoked by any Michigan municipality?

Circle: Yes No

If "yes," please describe the circumstances.

1.9 In the past three (3) years, has an adverse finding been made or an adverse final action been taken by any Michigan court or administrative body against Applicant under any law or regulation related to the following:

1.9.1 A felony; or

1.9.2 A revocation or suspension of any authorization (including cable franchises) to provide telecommunications or video programming services?

Circle: Yes

No

If "yes," please attach a full description of the parties and matters involved, including an identification of the court or administrative body and any proceedings (by dates and file numbers, if applicable), and the disposition of such proceedings.

1.10 [If Applicant has been granted and currently holds a license to provide basic local exchange service, no financial information needs to be supplied.] If publicly held, provide Applicant's most recent financial statements. If financial statements of a parent company of Applicant (or other affiliate of Applicant) are provided in lieu of those of Applicant, please explain.

1.10.1 If privately held, and if Municipality requests the information within 10 days of the date of this Application, the Applicant and the Municipality should make arrangements for the Municipality to review the financial statements.

If no financial statements are provided, please explain and provide particulars.

2 DESCRIPTION OF PROJECT: Please see the maps submitted herewith.

2.1 Provide a copy of authorizations, if applicable, Applicant holds to provide telecommunications services in Municipality. If no authorizations are applicable, please explain.

2.2 Describe in plain English how Municipality should describe to the public the telecommunications services to be provided by Applicant and the telecommunications facilities to be installed by Applicant in the Public Ways.

Point Broadband Fiber Holding, LLC will be installing fiber optic cable and other necessary facilities within public road right-of-way, either underground via conduit or overhead via poles. Point Broadband Fiber Holding, LLC will be providing fiber to the premise for all residents and business owners along the serviceable route of project.

2.3 Attach route maps showing the location (including whether overhead or underground) of Applicant's existing and proposed facilities in the public right-of-way. To the extent known, please identify the side of the street on which the facilities will be located. (If construction approval is sought at this time, provide engineering drawings, if available, showing location and depth, if applicable, of facilities to be installed in the public right-of-way).

2.4 Please provide an anticipated or actual construction schedule.

Point Broadband Fiber Holding, LLC anticipates the work in the Elmwood Township will begin in Fall 2022 and conclude in 2023 as it is located in the east central area of our project area. The final construction timeline is dependent upon final design and build out rates.

2.5 Please list all organizations and entities which will have any ownership interest in the facilities proposed to be installed in the Public Ways.

Point Broadband Fiber Holding, LLC

2.6 Who will be responsible for maintaining the facilities Applicant places in the Public Ways and how are they to be promptly contacted? If Applicant's facilities are to be installed on or in existing facilities in the Public Ways of existing public utilities or incumbent telecommunications providers, describe the facilities to be used, and provide verification of their consent to such usage by Applicant.

Point Broadband Fiber Holding, LLC will maintain responsibility and ownership over all of the facilities installed under the coverage of this permit. If prompt contact is needed, please reference the provided "POC Exhibit."

3 TELECOMMUNICATION PROVIDER ADMINISTRATIVE MATTERS:

Please provide the following or attach an appropriate exhibit.

3.1 Address of Applicant's nearest local office; 617 E Lake Street, Stanton, MI 48888.

3.2 Location of all records and engineering drawings, if not at local office; 617 E Lake Street, Stanton, MI 48888 and/or 3120 Frederick Road, Suite E, Opelika, AL 36801.

3.3 Names, titles, addresses, e-mail addresses and telephone numbers of contact person(s) for Applicant's engineer or engineers and their responsibilities for the telecommunications system; Please see the POC Exhibit submitted herewith.

3.4 Provide evidence of self-insurance or a certificate of insurance showing Applicant's insurance coverage, carrier and limits of liability for the following: Please see the Certificate of Insurance submitted herewith.

3.4.1 Worker's compensation;

3.4.2 Commercial general liability, including at least:

3.4.2.1 Combined overall limits;

3.4.2.2 Combined single limit for each occurrence of bodily injury;

3.4.2.3 Personal injury;

3.4.2.4 Property damage;

3.4.2.5 Blanket contractual liability for written contracts, products, and completed operations;

3.4.2.6 Independent contractor liability;

3.4.2.7 For any non-aerial installations, coverage for property damage from perils of explosives, collapse, or damage to underground utilities (known as XCU coverage);

3.4.3 Automobile liability covering all owned, hired, and non-owned vehicles used by Applicant, its employee, or agents.

3.5 Names of all anticipated contractors and subcontractors involved in the construction, maintenance and operation of Applicant's facilities in the Public Ways.

*Utility Contracting Co.
1001 12 Mile Rd., NW
Spart, MI 49345
Office #: (616) 887-8282*

4 CERTIFICATION:

All the statements made in the application and attached exhibits are true and correct to the best of my knowledge and belief.

06/16/2022
Date

Point Broadband Fiber Holding, LLC
("APPLICANT")

John A. Kemp

By: John A. Kemp
Type or Print Name: John Kemp

Associate General Counsel
Title

**RIGHT-OF-WAY
TELECOMMUNICATIONS PERMIT**

TERMS AND CONDITIONS

1 Definitions

- 1.1 Company shall mean Point Broadband Fiber Holding, LLC organized under the laws of the State of Delaware whose address is 3120 Frederick Road, Suite E, Opelika, Alabama 36801.
- 1.2 Effective Date shall mean the date set forth in Part 13.
- 1.3 Manager shall mean Municipality's Supervisor or his or her designee.
- 1.4 METRO Act shall mean the Metropolitan Extension Telecommunications Rights-of-Way Oversight Act, Act No. 48 of the Public Acts of 2002, as amended.
- 1.5 Municipality shall mean the Elmwood Township, a Michigan municipal corporation.
- 1.6 Permit shall mean this document.
- 1.7 Public Right-of-Way shall mean the area on, below, or above a public roadway, highway, street, alley, easement, or waterway, to the extent Municipality has the ability to grant the rights set forth herein. Public right-of-way does not include a federal, state, or private right-of-way.
- 1.8 Telecommunication Facilities or Facilities shall mean the Company's equipment or personal property, such as copper and fiber cables, lines, wires, switches, conduits, pipes, and sheaths, which are used to or can generate, receive, transmit, carry, amplify, or provide telecommunication services or signals. Telecommunication Facilities or Facilities do not include antennas, supporting structures for antennas, equipment shelters or houses, and any ancillary equipment and miscellaneous hardware used to provide federally licensed commercial mobile service as defined in Section 332(d) of Part I of Title III of the Communications Act of 1934, Chapter 652, 48 Stat. 1064, 47 U.S.C. 332 and further defined as commercial mobile radio service in 47 CFR 20.3, and service provided by any wireless, 2-way communications device.
- 1.9 Term shall have the meaning set forth in Part 7.

2 Grant

- 2.1 Municipality hereby grants a permit under the METRO Act to Company for access to and ongoing use of the Public Right-of-Way to construct, install and maintain Telecommunication Facilities in those portions of the Public Right-of-Way identified on Exhibit A on the terms set forth herein.
- 2.1.1 Exhibit A may be modified by written request by Company and approval by Manager.
- 2.1.2 Manager shall not unreasonably condition or deny any request for a modification of Exhibit A. Any decision of Manager on a request for a modification may be appealed by Company to Municipality's legislative body.
- 2.2 Overlapping. Company shall not allow the wires or any other facilities of a third party to be overlapped to the Telecommunication Facilities without Municipality's prior written consent. Municipality's right to withhold written consent is subject to the authority of the Michigan Public Service Commission under Section 361 of the Michigan Telecommunications Act, MCL § 484.2361.
- 2.3 Nonexclusive. The rights granted by this Permit are nonexclusive. Municipality reserves the right to approve, at any time, additional permits for access to and ongoing usage of the Public Right-of-Way by telecommunications providers and to enter into agreements for use of the Public Right-of-Way with and grant franchises for use of the Public Right-of-Way to telecommunications providers, cable companies, utilities and other providers.

3 Contacts, Maps and Plans

- 3.1 Company Contacts. The names, addresses and the like for engineering and construction related information for Company and its Telecommunication Facilities are as follows:
- 3.1.1 The address, e-mail address, phone number and contact person (title or name) at Company's local office (in or near Municipality) is:
- Jacob Stedman
Construction Coordinator
jacob.stedman@point-broadband.com
(989) 640-9179
- 3.1.2 If Company's engineering drawings, as-built plans and related records for the Telecommunication Facilities will not be located at the preceding local

office, the location address, phone number and contact person (title or department) for them is:

Jacob Stedman
Construction Coordinator
jacob.stedman@point-broadband.com
(989) 640-9179

- 3.1.3 The name, title, address, e-mail address and telephone numbers of Company's engineering contact person(s) with responsibility for the design, plans and construction of the Telecommunication Facilities is:

Josh White
Construction Manager
(989) 330-6384
Joshua.white@point-broadband.com

- 3.1.4 The address, phone number and contact person (title or department) at Company's home office/regional office with responsibility for engineering and construction related aspects of the Telecommunication Facilities is:

Mark Alldredge
Director of OSP Engineering and Construction
(706) 773-1555
Mark.allredge@point-broadband.com

- 3.1.5 Company shall at all times provide Manager with the phone number at which a live representative of Company (not voice mail) can be reached 24 hours a day, seven (7) days a week, in the event of a public emergency.

- 3.1.6 The preceding information is accurate as of the Effective Date. Company shall notify Municipality in writing as set forth in Part 12 of any changes in the preceding information.

- 3.2 Route Maps. Within ninety (90) days after the substantial completion of construction of new Facilities in a Municipality, a provider shall submit route maps showing the location of the Telecommunication Facilities to both the Michigan Public Service Commission and to the Municipality, as required under Section 6(7) of the METRO Act, MCLA 484.3106(7).

- 3.3 As-Built Records. Company, without expense to Municipality, shall, upon forty-eight (48) hours notice, give Municipality access to all "as-built" maps, records, plans and specifications showing the Telecommunication Facilities or portions thereof in the Public Right-of-Way. Upon request by Municipality, Company shall

inform Municipality as soon as reasonably possible of any changes from previously supplied maps, records, or plans and shall mark up maps provided by Municipality so as to show the location of the Telecommunication Facilities.

4 Use of Public Right-of-Way

- 4.1 No Burden on Public Right-of-Way. Company, its contractors, subcontractors, and the Telecommunication Facilities shall not unduly burden or interfere with the present or future use of any of the Public Right-of-Way. Company's aerial cables and wires shall be suspended so as to not endanger or injure persons or property in or about the Public Right-of-Way. If Municipality reasonably determines that any portion of the Telecommunication Facilities constitutes an undue burden or interference, due to changed circumstances, Company, at its sole expense, shall modify the Telecommunication Facilities or take such other actions as Municipality may determine is in the public interest to remove or alleviate the burden, and Company shall do so within a reasonable time period. Municipality shall attempt to require all occupants of a pole or conduit whose facilities are a burden to remove or alleviate the burden concurrently.
- 4.2 No Priority. This Permit does not establish any priority of use of the Public Right-of-Way by Company over any present or future permittees or parties having agreements with Municipality or franchises for such use. In the event of any dispute as to the priority of use of the Public Right-of-Way, the first priority shall be to the public generally, the second priority to Municipality, the third priority to the State of Michigan and its political subdivisions in the performance of their various functions, and thereafter as between other permit, agreement or franchise holders, as determined by Municipality in the exercise of its powers, including the police power and other powers reserved to and conferred on it by the State of Michigan.
- 4.3 Restoration of Property. Company, its contractors and subcontractors shall immediately (subject to seasonal work restrictions) restore, at Company's sole expense, in a manner approved by Municipality, any portion of the Public Right-of-Way that is in any way disturbed, damaged, or injured by the construction, installation, operation, maintenance or removal of the Telecommunication Facilities to a reasonably equivalent (or, at Company's option, better) condition as that which existed prior to the disturbance. In the event that Company, its contractors or subcontractors fail to make such repair within a reasonable time, Municipality may make the repair and Company shall pay the costs Municipality incurred for such repair.
- 4.4 Marking. Company shall mark the Telecommunication Facilities as follows: Aerial portions of the Telecommunication Facilities shall be marked with a marker on Company's lines on alternate poles which shall state Company's name and provide a toll-free number to call for assistance. Direct buried underground portions of the

Telecommunication Facilities shall have (1) a conducting wire placed in the ground at least several inches above Company's cable (if such cable is nonconductive); (2) at least several inches above that, a continuous colored tape with a statement to the effect that there is buried cable beneath; and (3) stakes or other appropriate above ground markers with Company's name and a toll-free number indicating that there is buried telephone cable below. Bored underground portions of the Telecommunication Facilities shall have a conducting wire at the same depth as the cable and shall not be required to provide the continuous colored tape. Portions of the Telecommunication Facilities located in conduit, including conduit of others used by Company, shall be marked at its entrance into and exit from each manhole and handhole with Company's name and a toll-free telephone number.

- 4.5 Tree Trimming. Company may trim trees upon and overhanging the Public Right-of-Way so as to prevent the branches of such trees from coming into contact with the Telecommunication Facilities, consistent with any standards adopted by Municipality. Company shall dispose of all trimmed materials. Company shall minimize the trimming of trees to that essential to maintain the integrity of the Telecommunication Facilities. Except in emergencies, all trimming of trees in the Public Right-of-Way shall have the advance approval of Manager.
- 4.6 Installation and Maintenance. The construction and installation of the Telecommunication Facilities shall be performed pursuant to plans approved by Municipality. The open cut of any Public Right-of-Way shall be coordinated with the Manager or his designee. Company shall install and maintain the Telecommunication Facilities in a reasonably safe condition. If the existing poles in the Public Right-of-Way are overburdened or unavailable for Company's use, or the facilities of all users of the poles are required to go underground then Company shall, at its expense, place such portion of its Telecommunication Facilities underground, unless Municipality approves an alternate location. Company may perform maintenance on the Telecommunication Facilities without prior approval of Municipality, provided that Company shall obtain any and all permits required by Municipality in the event that any maintenance will disturb or block vehicular traffic or are otherwise required by Municipality.
- 4.7 Pavement Cut Coordination. Company shall coordinate its construction and all other work in the Public Right-of-Way with Municipality's program for street construction and rebuilding (collectively "Street Construction") and its program for street repaving and resurfacing (except seal coating and patching) (collectively, "Street Resurfacing").
- 4.7.1 The goals of such coordination shall be to encourage Company to conduct all work in the Public Right-of-Way in conjunction with or immediately prior to any Street Construction or Street Resurfacing planned by Municipality.

- 4.8 Compliance with Laws. Company shall comply with all laws, statutes, ordinances, rules and regulations regarding the construction, installation, and maintenance of its Telecommunication Facilities, whether federal, state or local, now in force or which hereafter may be promulgated. Before any installation is commenced, Company shall secure all necessary permits, licenses and approvals from Municipality or other governmental entity as may be required by law, including, without limitation, all utility line permits and highway permits. Municipality shall not unreasonably delay or deny issuance of any such permits, licenses or approvals. Company shall comply in all respects with applicable codes and industry standards, including but not limited to the National Electrical Safety Code (latest edition adopted by Michigan Public Service Commission) and the National Electric Code (latest edition). Company shall comply with all zoning and land use ordinances and historic preservation ordinances as may exist or may hereafter be amended. This section does not constitute a waiver of Company's right to challenge laws, statutes, ordinances, rules or regulations now in force or established in the future.
- 4.9 Street Vacation. If Municipality vacates or consents to the vacation of Public Right-of-Way within its jurisdiction, and such vacation necessitates the removal and relocation of Company's Facilities in the vacated Public Right-of-way, Company shall, as a condition of this Permit, consent to the vacation and remove its Facilities at its sole cost and expense when ordered to do so by Municipality or a court of competent jurisdiction. Company shall relocate its Facilities to such alternate route as Municipality and Company mutually agree, applying reasonable engineering standards.
- 4.10 Relocation. If Municipality requests Company to relocate, protect, support, disconnect, or remove its Facilities because of street or utility work, or other public projects, Company shall relocate, protect, support, disconnect, or remove its Facilities, at its sole cost and expense, including where necessary to such alternate route as Municipality and Company mutually agree, applying reasonable engineering standards. The work shall be completed within a reasonable time period.
- 4.11 Public Emergency. Municipality shall have the right to sever, disrupt, dig up or otherwise destroy Facilities of Company if such action is necessary because of a public emergency. If reasonable to do so under the circumstances, Municipality shall attempt to provide notice to Company. Public emergency shall be any condition which poses an immediate threat to life, health, or property caused by any natural or manmade disaster, including, but not limited to, storms, floods, fire, accidents, explosions, water main breaks, hazardous material spills, etc. Company shall be responsible for repair at its sole cost and expense of any of its Facilities damaged pursuant to any such action taken by Municipality.

- 4.12 Miss Dig. If eligible to join, Company shall subscribe to and be a member of "MISS DIG," the association of utilities formed pursuant to Act 174 of 2013, MCL 460.721, and shall conduct its business in conformance with the statutory provisions and regulations promulgated thereunder.
- 4.13 Underground Relocation. If Company has its Facilities on poles of Consumers Energy, Detroit Edison or another electric or telecommunications provider and Consumers Energy, Detroit Edison or such other electric or telecommunications provider relocates its system underground, then Company shall relocate its Facilities underground in the same location at Company's sole cost and expense.
- 4.14 Identification. All personnel of Company and its contractors or subcontractors who have as part of their normal duties contact with the general public shall wear on their clothing a clearly visible identification card bearing Company's name, their name and photograph. Company shall account for all identification cards at all times. Every service vehicle of Company and its contractors or subcontractors shall be clearly identified as such to the public, such as by a magnetic sign with Company's name and telephone number.

5 Indemnification

- 5.1 Indemnity. Company shall defend, indemnify, protect, and hold harmless Municipality, its officers, agents, employees, elected and appointed officials, departments, boards, and commissions from any and all claims, losses, liabilities, causes of action, demands, judgments, decrees, proceedings, and expenses of any nature (collectively "claim" for this Part 5) (including, without limitation, attorneys' fees) arising out of or resulting from the acts or omissions of Company, its officers, agents, employees, contractors, successors, or assigns, but only to the extent such acts or omissions are related to the Company's use of or installation of facilities in the Public Right-of-Way and only to the extent of the fault or responsibility of Company, its officers, agents, employees, contractors, successors and assigns.
- 5.2 Notice, Cooperation. Municipality shall notify Company promptly in writing of any such claim and the method and means proposed by Municipality for defending or satisfying such claim. Municipality shall cooperate with Company in every reasonable way to facilitate the defense of any such claim. Municipality shall consult with Company respecting the defense and satisfaction of such claim, including the selection and direction of legal counsel.
- 5.3 Settlement. Municipality shall not settle any claim subject to indemnification under this Part 5 without the advance written consent of Company, which consent shall not be unreasonably withheld. Company shall have the right to defend or settle, at

its own expense, any claim against Municipality for which Company is responsible hereunder.

6 Insurance

- 6.1 Coverage Required. Prior to beginning any construction in or installation of the Telecommunication Facilities in the Public Right-of-Way, Company shall obtain insurance as set forth below and file certificates evidencing same with Municipality. Such insurance shall be maintained in full force and effect until the end of the Term. In the alternative, Company may satisfy this requirement through a program of self-insurance, acceptable to Municipality, by providing reasonable evidence of its financial resources to Municipality. Municipality's acceptance of such self-insurance shall not be unreasonably withheld.
- 6.1.1 Commercial general liability insurance, including Completed Operations Liability, Independent Contractors Liability, Contractual Liability coverage, coverage for property damage from perils of explosion, collapse or damage to underground utilities, commonly known as XCU coverage, in an amount not less than Five Million Dollars (\$5,000,000).
- 6.1.2 Automobile liability insurance in an amount not less than One Million Dollars (\$1,000,000).
- 6.1.3 Workers' compensation and employer's liability insurance with statutory limits, and any applicable Federal insurance of a similar nature.
- 6.1.4 The coverage amounts set forth above may be met by a combination of underlying (primary) and umbrella policies so long as in combination the limits equal or exceed those stated. If more than one insurance policy is purchased to provide the coverage amounts set forth above, then all policies providing coverage limits excess to the primary policy shall provide drop down coverage to the first dollar of coverage and other contractual obligations of the primary policy, should the primary policy carrier not be able to perform any of its contractual obligations or not be collectible for any of its coverages for any reason during the Term, or (when longer) for as long as coverage could have been available pursuant to the terms and conditions of the primary policy.
- 6.2 Additional Insured. Municipality shall be named as an additional insured on all policies (other than worker's compensation and employer's liability). All insurance policies shall provide that they shall not be canceled, modified or not renewed unless the insurance carrier provides thirty (30) days prior written notice to Municipality. Company shall annually provide Municipality with a certificate of insurance evidencing such coverage. All insurance policies (other than workers'

compensation and employer's liability insurance) shall be written on an occurrence basis and not on a claims made basis.

- 6.3 Qualified Insurers. All insurance shall be issued by insurance carriers licensed to do business by the State of Michigan or by surplus line carriers on the Michigan Insurance Commission approved list of companies qualified to do business in Michigan. All insurance and surplus line carriers shall be rated A+ or better by A.M. Best Company.
- 6.4 Deductibles. If the insurance policies required by this Part 6 are written with retainages or deductibles in excess of \$50,000, they shall be approved by Manager in advance in writing. Company shall indemnify and save harmless Municipality from and against the payment of any deductible and from the payment of any premium on any insurance policy required to be furnished hereunder.
- 6.5 Contractors. Company's contractors and subcontractors working in the Public Right-of-Way shall carry in full force and effect commercial general liability, automobile liability and workers' compensation and employer liability insurance which complies with all terms of this Part 6. In the alternative, Company, at its expense, may provide such coverages for any or all its contractors or subcontractors (such as by adding them to Company's policies).
- 6.6 Insurance Primary. Company's insurance coverage shall be primary insurance with respect to Municipality, its officers, agents, employees, elected and appointed officials, departments, boards, and commissions (collectively "them"). Any insurance or self-insurance maintained by any of them shall be in excess of Company's insurance and shall not contribute to it (where "insurance or self-insurance maintained by any of them" includes any contract or agreement providing any type of indemnification or defense obligation provided to, or for the benefit of them, from any source, and includes any self-insurance program or policy, or self-insured retention or deductible by, for or on behalf of them).

7 Term

- 7.1 Term. The term ("Term") of this Permit shall be until the earlier of:
- 7.1.1 Fifteen years (15) from the Effective Date; provided, however, that following such initial term there shall be three subsequent renewal terms of five (5) years. Each renewal term shall be automatic unless Municipality notifies Company in writing, at least twelve (12) months prior to the end of any term then in effect, that due to changed circumstances a need exists to negotiate the subsequent renewal with Company. Municipality shall not unreasonably deny a renewal term; or

- 7.1.2 When the Telecommunication Facilities have not been used to provide telecommunications services for a period of one hundred and eighty (180) days by the Company or a successor of an assign of the Company; or
- 7.1.3 When Company, at its election and with or without cause, delivers written notice of termination to Municipality at least one-hundred and eighty (180) days prior to the date of such termination; or
- 7.1.4 Upon either Company or Municipality giving written notice to the other of the occurrence or existence of a default by the other party under Sections 4.8, 6, 8 or 9 of this Permit and such defaulting party failing to cure, or commence good faith efforts to cure, such default within sixty (60) days (or such shorter period of time provided elsewhere in this Permit) after delivery of such notice; or
- 7.1.5 Unless Manager grants a written extension, one year from the Effective Date if prior thereto Company has not started the construction and installation of the Telecommunication Facilities within the Public Right-of-Way and two years from the Effective Date if by such time construction and installation of the Telecommunication Facilities is not complete.

8 Performance Bond or Letter of Credit

- 8.1 Municipal Requirement. Municipality may require Company to post a bond (or letter of credit) as provided in Section 15(3) of the METRO Act, as amended [MCL § 484.3115(3)].

9 Fees

- 9.1 Establishment; Reservation. The METRO Act shall control the establishment of right-of-way fees. The parties reserve their respective rights regarding the nature and amount of any fees which may be charged by Municipality in connection with the Public Right-of-Way.

10 Removal

- 10.1 Removal; Underground. As soon as practicable after the Term, Company or its successors and assigns shall remove any underground cable or other portions of the Telecommunication Facilities from the Public Right-of-Way which has been installed in such a manner that it can be removed without trenching or other opening of the Public Right-of-Way. Company shall not remove any underground cable or other portions of the Telecommunication Facilities which requires trenching or other opening of the Public Right-of-Way except with the prior written approval of Manager. All removals shall be at Company's sole cost and expense.

- 10.1.1 For purposes of this Part 10, “cable” means any wire, coaxial cable, fiber optic cable, feed wire or pull wire.
- 10.2 Removal; Above Ground. As soon as practicable after the Term, Company, or its successor or assigns at its sole cost and expense, shall, unless waived in writing by Manager, remove from the Public Right-of-Way all above ground elements of its Telecommunication Facilities, including but not limited to poles, pedestal mounted terminal boxes, and lines attached to or suspended from poles.
- 10.3 Schedule. The schedule and timing of removal shall be subject to approval by Manager. Unless extended by Manager, removal shall be completed not later than twelve (12) months following the Term. Portions of the Telecommunication Facilities in the Public Right-of-Way which are not removed within such time period shall be deemed abandoned and, at the option of Municipality exercised by written notice to Company as set forth in Part 12, title to the portions described in such notice shall vest in Municipality.
- 11 Assignment. Company may assign or transfer its rights under this Permit, or the persons or entities controlling Company may change, in whole or in part, voluntarily, involuntarily, or by operation of law, including by merger or consolidation, change in the ownership or control of Company’s business, or by other means, subject to the following:
- 11.1 No such transfer or assignment or change in the control of Company shall be effective under this Permit, without Municipality’s prior approval (not to be unreasonably withheld), during the time period from the Effective Date until the completion of the construction of the Telecommunication Facilities in those portions of the Public Right-of-Way identified on Exhibit A.
- 11.2 After the completion of such construction, Company must provide notice to Municipality of such transfer, assignment or change in control no later than thirty (30) days after such occurrence; provided, however,
- 11.2.1 Any transferee or assignee of this Permit shall be qualified to perform under its terms and conditions and comply with applicable law; shall be subject to the obligations of this Permit, including responsibility for any defaults which occurred prior to the transfer or assignment; shall supply Municipality with the information required under Section 3.1; and shall comply with any updated insurance and performance bond requirements under Sections 6 and 8 respectively, which Municipality reasonably deems necessary, and
- 11.2.2 In the event of a change in control, it shall not be to an entity lacking the qualifications to assure Company’s ability to perform under the terms and

conditions of this Permit and comply with applicable law; and Company shall comply with any updated insurance and performance bond requirements under Sections 6 and 8 respectively, which Municipality reasonably deems necessary.

11.3 Company may grant a security interest in this Permit, its rights thereunder or the Telecommunication Facilities at any time without notifying Municipality.

12 Notices

12.1 Notices. All notices under this Permit shall be given as follows:

12.1.1 If to Municipality, to 10090 E. Lincoln Road, Traverse City, MI 49684.

12.1.2 If to Company, to 3120 Frederick Road, Suite I, Opelika, AL 36801, with a copy to 617 E. Lake Street, Stanton, MI 48888.

12.2 Change of Address. Company and Municipality may change its address or personnel for the receipt of notices at any time by giving notice thereof to the other as set forth above.

13 Other items

13.1 No Cable, OVS. This Permit does not authorize Company to provide commercial cable type services to the public, such as “cable service” or the services of an “open video system operator” (as such terms are defined in the Federal Communications Act of 1934 and implementing regulations, currently 47 U.S.C. §§ 522 (6), 573 and 47 CFR § 76.1500).

13.2 Duties. Company shall faithfully perform all duties required by this Permit.

13.3 Effective Date. This Permit shall become effective when issued by Municipality and Company has provided any insurance certificates and bonds required in Parts 6 and 8, and signed the acceptance of the Permit.

13.4 Authority. This Permit satisfies the requirement for a permit under Section 5 of the METRO Act [MCL 484.3105].

13.5 Amendment. Except as set forth in Section 2.1 this Permit may be amended by the written agreement of Municipality and Company.

13.6 Interpretation and Severability. The provisions of this Permit shall be liberally construed to protect and preserve the peace, health, safety and welfare of the public, and should any provision or section of this Permit be held unconstitutional, invalid,

overbroad or otherwise unenforceable, such determination/holding shall not be construed as affecting the validity of any of the remaining conditions of this Permit. If any provision in this Permit is found to be partially overbroad, unenforceable, or invalid, Company and Municipality may nevertheless enforce such provision to the extent permitted under applicable law.

13.7 Governing Law. This Permit shall be governed by the laws of the State of Michigan.

Elmwood Township

Attest:

By: _____
Clerk

By: _____
Its: _____
Date: _____

“Company accepts the Permit granted by Municipality upon the terms and conditions contained therein.”

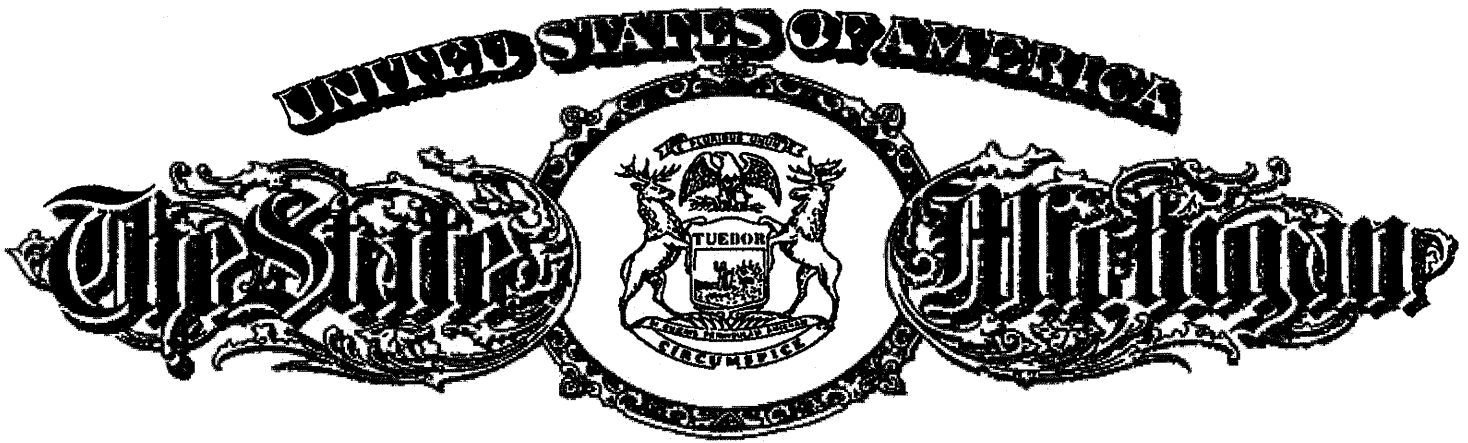
Point Broadband Fiber Holding, LLC

By: John A. Kemp
Its: Associate General Counsel
Date: 06/16/2022

Exhibit A

Public Right-of-Way to be Used by Telecommunication Facilities

Exhibit B



Department of Licensing and Regulatory Affairs

Lansing, Michigan

This is to Certify That

POINT BROADBAND FIBER HOLDING, LLC

a(n) Delaware FOREIGN LIMITED LIABILITY COMPANY.

was validly authorized on January 27, 2020, to transact business in Michigan, and that said limited liability company holds a valid certificate of authority to transact business in this state, and has satisfied its annual filing obligations.

This certificate is issued pursuant to the provisions of 1993 PA 23 to attest to the fact that the limited liability company is in good standing in Michigan as of this date and is duly authorized to transact in this state any business set forth in its application which a domestic limited liability company formed under this act may lawfully conduct except as limited by statements in its Application for Certificate of Authority or under the law of its jurisdiction of organization.

This certificate is in due form, made by me as the proper officer, and is entitled to have full faith and credit given it in every court and office within the United States.



*In testimony whereof, I have hereunto set my hand,
in the City of Lansing, this 8th day of January, 2021.*

Linda Clegg

Linda Clegg, Director

Corporations, Securities & Commercial Licensing Bureau

Sent by electronic transmission

Certificate Number: 21010135910

Verify this certificate at: URL to eCertificate Verification Search <http://www.michigan.gov/corpverifycertificate>.

METRO Act Right-of-Way Telecommunications Permit

Point Broadband Fiber Holding, LLC
Point-of-Contract and Address Information

3.1 Company Contacts

3.1.1 Nearest Local Office:

Jacob Stedman, Project Manager
(O) 989-831-8800
(C) 989-640-9179

617 E Lake St
Stanton, MI 48888

jacob.stedman@point-broadband.com

3.1.2 Location of all records and engineering

617 E. Lake Street
Stanton, MI 48888

3.1.3 Contact Information

Name
Jacob Stedman
(O) 989-831-8800
(C) 989-640-9179

Title
Project Manager

Address
617 E Lake St
Stanton, MI 48888

Email
jacob.stedman@point-broadband.com

3.1.4 Home/Regional Office:

Name
Mark Alldredge
(706) 773-1555

Title
Dir. of OSP Engineering
and Construction

Address
1791 OG Skinner Dr
West Point, GA 31833

Email
mark.alldredge@point-broadband.com

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

IMPORTANT: If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must have ADDITIONAL INSURED provisions or be endorsed. If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer any rights to the certificate holder in lieu of such endorsement(s).

PRODUCER Marsh & McLennan Agency LLC 11330 Lakefield Drive Suite 100 Johns Creek, GA 30097-1508	CONTACT NAME: Beth Couvillon
	PHONE (A/C, No, Ext): 770-814-4542
	FAX (A/C, No):
	E-MAIL ADDRESS: Beth.Couvillon@MarshMMA.com
	INSURER(S) AFFORDING COVERAGE
	INSURER A : Hartford Insurance Company of the Midwe
	INSURER B : Hartford Casualty Insurance Company
	INSURER C : Hartford Fire Insurance Co.
	INSURER D :
	INSURER E :
	INSURER F :

INSURED: **Point Broadband Fiber Holding, LLC**
 1791 O.G. Skinner Drive
 West Point, GA 31833

COVERAGES **CERTIFICATE NUMBER:** **REVISION NUMBER:**

THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

INSR LTR	TYPE OF INSURANCE	ADDL INSR	SUBR WVD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS
A	<input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY <input type="checkbox"/> CLAIMS-MADE <input checked="" type="checkbox"/> OCCUR GEN'L AGGREGATE LIMIT APPLIES PER: <input type="checkbox"/> POLICY <input type="checkbox"/> PRO-JECT <input type="checkbox"/> LOC OTHER:			20JUNEB7299	01/11/2022	01/11/2023	EACH OCCURRENCE \$1,000,000 DAMAGE TO RENTED PREMISES (Ea occurrence) \$1,000,000 MED EXP (Any one person) \$5,000 PERSONAL & ADV INJURY \$1,000,000 GENERAL AGGREGATE \$2,000,000 PRODUCTS - COMP/OP AGG \$2,000,000 \$
C	AUTOMOBILE LIABILITY <input checked="" type="checkbox"/> ANY AUTO OWNED AUTOS ONLY <input checked="" type="checkbox"/> HIRED AUTOS ONLY <input type="checkbox"/> SCHEDULED AUTOS NON-OWNED AUTOS ONLY			20JUNEF3076	01/11/2022	01/11/2023	COMBINED SINGLE LIMIT (Ea accident) \$1,000,000 BODILY INJURY (Per person) \$ BODILY INJURY (Per accident) \$ PROPERTY DAMAGE (Per accident) \$ \$
B	<input checked="" type="checkbox"/> UMBRELLA LIAB <input checked="" type="checkbox"/> OCCUR <input type="checkbox"/> EXCESS LIAB <input type="checkbox"/> CLAIMS-MADE DED <input checked="" type="checkbox"/> RETENTION \$10,000			20RHUEB7190	01/11/2022	01/11/2023	EACH OCCURRENCE \$10,000,000 AGGREGATE \$10,000,000 \$
B	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? <input type="checkbox"/> Y <input checked="" type="checkbox"/> N (Mandatory in NH) If yes, describe under DESCRIPTION OF OPERATIONS below		N/A	20WEAE6YTR	01/11/2022	01/11/2023	<input checked="" type="checkbox"/> PER STATUTE <input type="checkbox"/> OTH-ER E.L. EACH ACCIDENT \$1,000,000 E.L. DISEASE - EA EMPLOYEE \$1,000,000 E.L. DISEASE - POLICY LIMIT \$1,000,000
C	Professional Liab			20TE032031321	01/11/2022	01/11/2023	3,000,000

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (ACORD 101, Additional Remarks Schedule, may be attached if more space is required)

(Auto) Additional Insured if required by written contract per form HA 99 16 (03 12)
 (Auto) Primary & Non-Contributory if required by written contract per form HA 99 16 (03 12)
 (Auto) Blanket Waiver of Subrogation when required by contract per form HA 99 16 (03 12)
 (Auto) 30 Day Notice of Cancellation to Certificate Holder(s) per form IH 03 13 (06 11)
 (GL) Blanket Additional Insured when required by contract per form HC00100798
 (See Attached Descriptions)

CERTIFICATE HOLDER Elmwood Township 10090 E. Lincoln Road Traverse City, MI 49684	CANCELLATION SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS. AUTHORIZED REPRESENTATIVE <i>PETER J. KRASE</i>
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DESCRIPTIONS (Continued from Page 1)

(GL) Primary Non Contributory per Form HG0001 09/16
(GL) 30 Day Notice of Cancellation per form IH03060608
(WC) Waiver of Subrogation when required by contract per form WC9903018
(WC) 30 Day Notice of Cancellation per form IH03060608
(UMB) Follow Form per From XL00010107


CONFIDENTIAL

Preliminary Design:
Subject to Change



Legend

- Preliminary Aerial
- Preliminary Underground



Elmwood Twp

CONFIDENTIAL

CONFIDENTIAL

Preliminary Design:
Subject to Change



Elmwood Twp



Leelanau County

Legend

— Preliminary Aerial

— Preliminary Underground

CONFIDENTIAL

CHARTER TOWNSHIP OF ELMWOOD
RESOLUTION #10 OF 2022
BUDGET AMENDMENT RESOLUTION

At a regular meeting of the Board of the Charter Township of Elmwood, held in the Township Hall located at 10090 E. Lincoln Rd. Traverse City Michigan, on the 8th day of August, 2022 there were

PRESENT:

ABSENT:

The following resolution was offered by _____ and seconded by _____.

WHEREAS, a budget was adopted on December 13, 2021 to govern the receipts and expenditures of various Township funds for the next fiscal year of the Township, and

WHEREAS, as a result of shortfalls in the S. Orchard Way, E. Old Orchard Rd, S. Blue Ridge Lane, E Timberwoods Dr., and S Cottonwood Dr., road construction special assessment districts that were to cover the payment on the bonds used to finance the road construction, and

WHEREAS, the Township Board pledged the full faith and credit of the Township, it is necessary to modify the aforesaid budget and,

NOW THEREFORE BE IT RESOLVED, that the aforesaid budget be modified as follows:

Increase the following line items:

101-101-000-999.2 Contributions to Other Funds by \$74,503.00 from the fund balance of the General Fund.

Upon a roll call vote, the following voted:

YES:

NO:

RESOLUTION DECLARED ADOPTED

Jeff Shaw, Supervisor

I, the undersigned, the Clerk of the Charter Township of Elmwood, Leelanau County, Michigan, do hereby certify that the foregoing is a true and complete copy of certain proceedings taken by the Township Board of said municipality at its regular meeting held on August 8, 2022 relative to adoption of the resolution therein set forth; 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.

Dated: August 8, 2022

Connie Preston, Clerk

Charter Township of Elmwood
 2007 Special Assessment Bonds - \$680,000 - SAD 1, 3 & 4
 Cash Flow

	Special Assessment Receipts Interest from July 1, 2007			Special Assessment Bonds Dated July 1, 2007			Cash Balance
	PRINCIPAL (12/1)	INTEREST 7.48%	TOTAL	PRINCIPAL (4/1)		INTEREST	
12/1/2007	\$45,333	\$21,207	\$66,541				\$66,541
4/1/2008				\$10,000	5.750%	\$31,155.00	\$25,386
10/1/2008						\$20,482.50	\$4,903
12/1/2008	\$45,333	\$47,505	\$92,838				\$97,741
4/1/2009				\$50,000	5.750%	\$20,482.50	\$27,259
10/1/2009						\$19,045.00	\$8,214
12/1/2009	\$45,333	\$44,111	\$89,445				\$97,658
4/1/2010				\$50,000	5.750%	\$19,045.00	\$28,613
10/1/2010						\$17,607.50	\$11,006
12/1/2010	\$45,333	\$40,718	\$86,052				\$97,057
4/1/2011				\$50,000	5.800%	\$17,607.50	\$29,450
10/1/2011						\$16,157.50	\$13,292
12/1/2011	\$45,333	\$37,325	\$82,658				\$95,951
4/1/2012				\$50,000	5.850%	\$16,157.50	\$29,793
10/1/2012						\$14,695.00	\$15,098
12/1/2012	\$45,333	\$33,932	\$79,265				\$94,363
4/1/2013				\$50,000	5.900%	\$14,695.00	\$29,668
10/1/2013						\$13,220.00	\$16,448
12/1/2013	\$45,333	\$30,539	\$75,872				\$92,320
4/1/2014				\$50,000	5.950%	\$13,220.00	\$29,100
10/1/2014						\$11,732.50	\$17,368
12/1/2014	\$45,333	\$27,145	\$72,479				\$89,847
4/1/2015				\$50,000	6.000%	\$11,732.50	\$28,114
10/1/2015						\$10,232.50	\$17,882
12/1/2015	\$45,333	\$23,752	\$69,086				\$86,967
4/1/2016				\$50,000	6.100%	\$10,232.50	\$26,735
10/1/2016						\$8,707.50	\$18,027
12/1/2016	\$45,333	\$20,359	\$65,692				\$83,720
4/1/2017				\$45,000	6.200%	\$8,707.50	\$30,012
10/1/2017						\$7,312.50	\$22,700
12/1/2017	\$45,333	\$16,966	\$62,299				\$84,999
4/1/2018				\$45,000	6.500%	\$7,312.50	\$32,687
10/1/2018						\$5,850.00	\$26,837
12/1/2018	\$45,333	\$13,573	\$58,906				\$85,743
4/1/2019				\$45,000	6.500%	\$5,850.00	\$34,893
10/1/2019						\$4,387.50	\$30,505
12/1/2019	\$45,333	\$10,180	\$55,513				\$86,018
4/1/2020				\$45,000	6.500%	\$4,387.50	\$36,630
10/1/2020						\$2,925.00	\$33,705
12/1/2020	\$45,333	\$6,786	\$52,120				\$85,825
4/1/2021				\$45,000	6.500%	\$2,925.00	\$37,900
10/1/2021						\$1,462.50	\$36,438
12/1/2021	\$45,333	\$3,393	\$48,727				\$85,164
4/1/2022				\$45,000	6.500%	\$1,462.50	\$38,702
10/1/2022						\$0.00	\$38,702
12/1/2022							
	<u>\$680,000</u>	<u>\$377,492</u>	<u>\$1,057,492</u>	<u>\$680,000</u>		<u>\$338,790.00</u>	

Actual Interest Billed short 291,847.28
 85,644.72

INVOICE APPROVAL LIST REPORT - SUMMARY BY VENDOR

PRELIMINARY

Date: 08/04/2022

Time: 4:06 pm

Page: 1

ELMWOOD TOWNSHIP

Vendor Name	Vendor No.	Invoice Description	Check No.	Check Date	Check Amount
ALPINE ELECTRIC CORP.	A075	SEWER PUMP	0	00/00/0000	213.00
				Vendor Total:	213.00
BECKY BARNES	B014	ELECTIONS	0	00/00/0000	364.50
				Vendor Total:	364.50
REUBEN BARNES	B027	ELECTIONS	0	00/00/0000	321.00
				Vendor Total:	321.00
DONALD BEEM	1019	ELECTIONS	0	00/00/0000	305.00
				Vendor Total:	305.00
HOLLY BEHRENS	325	ELECTIONS	0	00/00/0000	317.25
				Vendor Total:	317.25
BS&A SOFTWARE	B161	ANNUAL SERVICE FEE	0	00/00/0000	555.00
				Vendor Total:	555.00
SARAH CLARREN	C018	ELECTIONS	0	00/00/0000	133.75
				Vendor Total:	133.75
TOM DONLEY	D006	BOUYS	0	00/00/0000	225.00
				Vendor Total:	225.00
EARTHWORKS EXCAVATION, LLC	E006	BLUE RIDGE MARCH/APRIL	0	00/00/0000	2,660.00
				Vendor Total:	2,660.00
ECKLER BUILDING SOLUTIONS, LL	E007	PAY REQUEST	0	00/00/0000	74,488.31
				Vendor Total:	74,488.31
GRETCHEN GLADIEUX	1013	ELECTIONS	0	00/00/0000	267.50
				Vendor Total:	267.50
VICTORIA GUTOWSKI	976	ELECTIONS	0	00/00/0000	321.25
				Vendor Total:	321.25
JOAN HARRIS	H033	ELECTIONS	0	00/00/0000	302.50
				Vendor Total:	302.50
LESLIE JULIAN	1017	ELECTIONS	0	00/00/0000	382.00
				Vendor Total:	382.00
BRETT KAUFMAN	K027	ELECTIONS	0	00/00/0000	318.75
				Vendor Total:	318.75
JEFFRAY KESSLER	K026	Election	0	00/00/0000	325.63
				Vendor Total:	325.63
KSS ENTERPRISES	K014	SUPPLIES	0	00/00/0000	252.42
				Vendor Total:	252.42
ROBERT LAPORTE	L091	ELECTIONS	0	00/00/0000	314.13
				Vendor Total:	314.13
LTD CONSTRUCTION INC	L203	REDECK GHP OBSERVATION DECK	0	00/00/0000	12,500.00
				Vendor Total:	12,500.00
MAPLE RIVER DIRECT MAIL	M044	VOTER ID CARDS	0	00/00/0000	3,281.89
				Vendor Total:	3,281.89
REBECCA MASON	M055	ELECTIONS	0	00/00/0000	320.00
				Vendor Total:	320.00
PETER MOON	036	MILEAGE	0	00/00/0000	80.00
				Vendor Total:	80.00
NETLINK	M185	Invoice # 144758	0	00/00/0000	398.00
				Vendor Total:	398.00
JANE NICHOLS	1014	ELECTIONS	0	00/00/0000	216.00
				Vendor Total:	216.00
PITNEY BOWES INC	P150	ACCT#0012923889	0	00/00/0000	118.99

INVOICE APPROVAL LIST REPORT - SUMMARY BY VENDOR

PRELIMINARY

Date: 08/04/2022

Time: 4:06 pm

Page: 2

ELMWOOD TOWNSHIP

Vendor Name	Vendor No.	Invoice Description	Check No.	Check Date	Check Amount
				Vendor Total:	118.99
SCOTT POTTER	P0141	ELECTIONS	0	00/00/0000	320.00
				Vendor Total:	320.00
MARY SALGAT	973	ELECTIONS	0	00/00/0000	303.75
				Vendor Total:	303.75
MARVIN E. SCOTT	S051	MILEAGE	0	00/00/0000	65.63
				Vendor Total:	65.63
NANCY E SCOTT	S050	ELECTIONS	0	00/00/0000	243.75
				Vendor Total:	243.75
STEVEN H. SCHWARTZ & ASSOC F	S076	UNION CONTRACT CONSULTATION	0	00/00/0000	722.50
				Vendor Total:	722.50
US BANK OPERATIONS SERVICE (U030	Bonds Dated 7/1/2004 BI# 4702	0	00/00/0000	3,187.50
				Vendor Total:	3,187.50
WEST SHORE FIRE INC.	W030	FIRE EQUIPMENT	0	00/00/0000	321.02
				Vendor Total:	321.02
WINDEMULLER	W024	ANNUAL MARINA INSPECTION	0	00/00/0000	1,296.00
				Vendor Total:	1,296.00
				Grand Total:	105,442.02
				Less Credit Memos:	0.00
				Net Total:	105,442.02
				Less Hand Check Total:	0.00
				Outstanding Invoice Total :	105,442.02
	Total Invoices:	38			