

TOWNSHIP OF KASSON, LEELANAU
COUNTY, MICHIGAN RESOLUTION # _____

RESOLUTION AUTHORIZING ACTION IN FURTHERANCE OF THE *FIBER TO THE PREMISE PROJECT* PURSUANT TO AND IN ACCORDANCE WITH THE PROVISIONS OF ACT 48 OF THE PUBLIC ACTS OF THE STATE OF MICHIGAN

At a regular meeting of the Kasson Township Board, held at the _____, on the _____ date ____ at ____ time ____.

PRESENT: Supervisor Gregory Julian
 Clerk Dana Boomer
 Treasurer Julia Carter
 Trustee Roger Noonan
 Trustee Kenneth Carter

ABSENT: None

WHEREAS, Kasson Township residences and businesses have complained to the board members about either having no access to high speed internet service or being underserved by existing providers with unreliable and slow service; and

WHEREAS, the purpose of the Fiber To the Premise project is to provide reliable ultra-high-speed fiber internet connection availability to all township residents and businesses at a reasonable cost; and

WHEREAS, the Kasson Township Board has identified ultra-high-speed fiber internet connection availability to all township residents and businesses as an objective which promotes economic development, quality of life, housing development, township infrastructure, and otherwise furthers the major goals of the township's Master Plan; and

WHEREAS, the Kasson Township Board recognizes that ultra-high-speed fiber internet connection service is included within the definition of telecommunication service under Act 48 of the State of Michigan of 2002, as amended (Metro Act);

NOW, THEREFORE, BE IT RESOLVED that the Kasson Township Board supports the pursuit of ultra-high-speed fiber internet connection availability for all township residents and businesses; and

BE IT FUTHER RESOLVED that the Kasson Township Board approves the following actions to be undertaken by township staff in furtherance of the goal of obtaining ultra-high speed internet connection availability for all township residents and businesses, pursuant to, and in accordance with, the provisions of Act 48 of the State of Michigan of 2002, as amended (MetroAct). The Township Board recognizes that under the Metro Act, these actions are required prior to the passage of any ordinance or resolution authorizing the township to either construct telecommunication facilities or provide telecommunication or cable modem service provided through a broadband internet access transport service.

- REQUEST FOR PROPOSAL (RFP). Develop and issue a Request for Proposal (RFP) for competitive sealed bids which meets the requirements of the Metro Act and allows for the determination of whether a bidder is qualified to complete the work described in the RFP.
- COST-BENEFIT ANALYSIS (CBA). If less than 3 qualified bids have been received from private providers, and more than 60 days has elapsed from the date the RFP was issued, the township may, with specific Township Board action, undertake a Cost-Benefit Analysis, for the construction of telecommunication facilities and the providing of telecommunication or cable modem service provided through a broadband internet access transport device. The CBA shall meet the requirements of the Metro Act and shall include reasonable projections for at least a 3-year period and total projected direct costs of and the revenues to be derived from constructing the telecommunication facilities and providing the telecommunication service.
- PUBLIC HEARING. The Township of Kasson shall conduct at least one public hearing before the passage of any ordinance or resolution authorizing the township to construct telecommunications facilities or provide telecommunication service. Notice of the hearing shall be provided as required by law and the hearing shall occur no sooner than 30 days from the release of the CBA.

BE IT FURTHER RESOLVED that should any section, clause or phrase of this Resolution be declared by the courts to be invalid, the same shall not affect the validity of this Resolution as a whole nor any part thereof other than the part so declared to be invalid.

The vote in favor of the resolution being as follows:

Roll call: Supervisor Gregory Julian
 Clerk Dana Boomer
 Treasurer Julia Carter
 Trustee Roger Noonan
 Trustee Kenneth Carter

Motion passed _____.

RESOLUTION DECLARED ADOPTED.

Dated: _____, 2021

Resolution # _____

Fiber to the Premise

CERTIFICATION

I hereby certify that the foregoing constitutes a true and complete copy of a resolution adopted by the Township Board, Township of Kasson, of the County of Leelanau, Michigan, at a regular meeting held on _____, 2021.

Dana Boomer, Clerk