

**TOWNSHIP OF BIRCH RUN
SAGINAW COUNTY, MICHIGAN**

BIRCH RUN TOWNSHIP
Resolution Establishing Participation in the Fire Insurance Withholding Program
NO. 2010-10

At a Regular Meeting of the Birch Run Township Board, Township of Birch Run, Saginaw County, Michigan, held at the Township Meeting Room on the 8th day of June, 2010, at 7 o'clock Eastern Standard Time.

PRESENT: Kiessling, Marr, Cook, Nelson, and Magnus

ABSENT: Trevino and Strahm

The following resolution was made by Marr and seconded by Cook:

WHEREAS, the provisions of Act 495 of the Public Acts of 1980; as amended by Act 216 of the Public Acts of 1998, and the provisions of Act 217 of the Public Acts of 1998, provide that a portion of certain casualty losses for fire or explosion otherwise payable by insurers may be withheld in escrow by participating municipalities in order to secure repair, replacement or removal of damaged structures which violate the Township of Birch Run health or safety standards; and

WHEREAS, the Township of Birch Run has determined that participation in said program would protect and promote the public health, safety and welfare and wishes to be included in the list of participating municipalities published by the Commissioner of Insurance; and

WHEREAS, the Township Birch Run desires to implement all procedures necessary to administer said program by designating the Township official responsible for administration of the program and establish an escrow account for said purpose.

NOW, THEREFORE, IT IS HEREBY RESOLVED as follows:

- 1.** That the Township of Birch Run does hereby become a participating municipality in the program providing for the escrow of fire insurance as established by Act 495 of the Public Acts of 1980; as amended by Act 216 of the Public Acts of 1998, or as established by Act 217 of the Public Acts of 1998, and does declare its intention to uniformly apply the provisions of Section 2845 or Section 2227 to all property within the Township of Birch Run.
- 2.** That the Township of Birch Run official responsible for the administration of Section 2845 or 2227 of said Acts and any rules promulgated by the Commissioner of Financial and Insurance Services is hereby designated as follows:
- 3.** That the Township of Birch Run Official shall establish an escrow account with Citizens Bank for the purpose of receiving and holding deposits of money received from insurers pursuant to Section 2845 or 2227 of said Acts, which account shall be separately maintained from all other accounts and may be an interest bearing account.

Name, Capacity Name, Capacity
Date June 9, 2010

RESOLUTION DECLARED ADOPTED.

YEAS: Nelson, Marr, Magnus, Cook, and Kiessling;

NAYS: Trevino and Strahm

ABSTENTIONS: None

STATE OF MICHIGAN)

COUNTY OF SAGINAW)

I, the undersigned, the fully qualified and acting Clerk of the Township of Birch Run, Saginaw County, Michigan, do hereby certify that the foregoing is a true and complete Copy of a resolution adopted at a regular meeting of the Township Board of the Township of Birch Run, Michigan, held on the 8th day of June, 2010, the original of said meeting was given to and in compliance with Act 267, Public Acts of Michigan, 1976.

IN WITNESS WHEREOF, I have hereunto fixed my official signature on this 9^h day of June 2010.

Amy Cook, Clerk
Birch Run Township