RESOLUTION 2006-0017
BROWNFIELD REDEVELOPMENT AUTHORITY FOR THE COUNTY OF OSCEOLA
AND APPOINTING BOARD MEMBERS PURSUANT TO AND IN ACCORDANCE
WITH THE PROVISIONS OF ACT 381 OF THE PUBLIC ACTS OF
THE STATE OF MICHIGAN, AS AMENDED

WHEREAS, the County Board of Commissioners of the County of Osceola, by Resolution adopted
on July 20, 2006, (the “Resolution of Intent”) determined that it is in the best interests of the public
to facilitate the implementation of Brownfield Plans relating to the identification and treatment of
environmentally distressed (functionally obsolete and/or blighted) areas so as to promote
revitalization within the municipal limits of Osceola County and declared its intention to provide for
the operations of a Brownfield Redevelopment Authority for the County of Osceola pursuant to and
in accordance with the provisions of the Brownfield Redevelopment Financing Act, being Act 381
of the Public Acts of the State of Michigan of 1996, as amended (the “Act”); and

WHEREAS, on this date, pursuant to and in accordance with the Act and the Resolution of Intent,
the Board of Commissioners held a public hearing, notice of which was given as required by Section
4(2) of the Act, on the adoption of a resolution creating the Authority; and

WHEREAS, all citizens, taxpayers and property owners of the County of Osceola and officials of
the affected taxing jurisdictions had the right and opportunity to be heard at the public hearing on the
establishment of the Authority; and

WHEREAS, the Board of Commissioners desires to proceed with the establishment of the Authority
for the County of Osceola within the municipal limits of which the Authority shall exercise its
powers, all pursuant to and in accordance with the Act.

NOW, THEREFORE, BE IT RESOLVED THAT:

1) Pursuant to the authority vested in the Board of Commissioners by the Act, the Authority
is hereby established and shall be known as the County of Osceola Brownfield Redevelopment
Authority.

2) The Authority shall be under the supervision and control of a board (the “Board”)
appointed by the Chairperson of the County Board of Commissioners of the County of Osceola, in
accordance with the membership provisions set forth in Section 5(1) of the Act, subject to the
approval of the Board of Commissioners. The members of the Board shall hold office, and the
Board shall conduct its procedures in accordance with the Act, and, in particular, Section 5 thereof.

3) The Authority shall exercise its powers within the area of the County of Osceola.

4) The Authority shall have the powers and duties to the full extent as provided by and in
accordance with the Act. Among other matters, the exercise of its powers, the Board shall prepare a
Brownfield Plan for eligible property pursuant to Section 13 of the Act and submit the plan to the
Board of Commissioners for consideration pursuant to Section 14 of the Act.
5) The Authority shall elect officers and adopt bylaws and rules governing its procedures and
the holding of its meetings, all in accordance with Sections 5(3) and 5(5) of the Act, and shall
immediately forward a copy of the bylaws and rules after adoption by the Board to the Board of
Commissioners in care of the Clerk of the County Osceola (the “Clerk”). The Authority’s bylaws
and rules shall be subject to approval of the Board of Commissioners; provided, however, that if the
Board of Commissioners fails to either approve or disapprove the Authority’s bylaws and rules at its
next regular meeting after receipt of a copy thereof by the Clerk, the Authority’s bylaws and rules
shall be deemed to have been approved by the Board of Commissioners for all purposes.

6) In the event the Board elects to employ a Director as authorized by Section
6(1) of the Act, the Director, before entering upon the duties of the office, shall, in
addition to any other requirements of law, post a bond with a penal sum and deductible to
be determined by the Board of Commissioners at a later date. The bond will be payable
to the Authority for the use and benefit of the Authority, which shall be approved by the
Board and filed with the Clerk. The premium on the bond furnished by director shall be
deemed to be an operating expense of the Authority, payable from funds available to the
Authority for expenses of operation.

7) Except as may otherwise be provided by the Act or other applicable law,
approvals by the Board of Commissioners of all matters pertaining to the Authority or its
Board shall be either by motion or resolution.

8) 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 the Resolution as a whole nor
any part thereof other than the part so declared to be invalid.

9) All resolutions or parts of resolutions in conflict with any of the provisions of
the Resolution are hereby repealed.

10) The Clerk is hereby directed to file a true and complete copy with the
Secretary of State of the State of Michigan promptly after adoption and to take all other
actions incident upon such adoption pursuant to applicable charter or other provisions.

Motion by Brock, support by Brooks to adopt the resolution and place it on file. Motion
carried with six yes votes, Struble absent.

STATE OF MICHIGAN
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COUNTY OF OSCEOLA
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I, the undersigned, the duly qualified and acting Clerk of the County of Osceola, Michigan
do hereby certify that the foregoing is a true and complete copy of a resolution adopted
by the County Board of Commissioners at a regular meeting on the 21st day of September,
2006, the original of which is on file in my office.

IN WITNESS WHEREOF, I have hereto affixed by official signature on this 18th day of
October, 2012, A.D.