



4393 Collins Road
Rochester, MI 48306
(248) 651-9260
(248) 601-0106 (FAX)
www.paintcreektrail.org

Paint Creek Trailways Commission Special Meeting

Wednesday, July 24, 2019 at 7:00 PM
Paint Creek Cider Mill, 4480 Orion Rd., Rochester, MI 48306

MEETING AGENDA

1. **Call to Order**
2. **Pledge of Allegiance**
3. **Approval of Agenda**
4. **Public Comment**
5. **Resolution Approving and Authorizing an Amendment to a Development Project Agreement**
6. **Manager Report**
7. **Commissioner Reports**
8. **Adjournment of Special Meeting**

Enclosure: Resolution Approving and Authorizing an Amendment to a Development Project with attachment

Next Regular Meeting:
August 20, 2019 – Rochester Municipal Offices, 400 Sixth Street, Rochester, MI 48306

RESOLUTION NO. 2019-01

**RESOLUTION APPROVING AND AUTHORIZING
AN AMENDMENT TO A DEVELOPMENT PROJECT AGREEMENT**

At a meeting of the Paint Creek Trailways Commission, Oakland County, Michigan, held at the Paint Creek Cider Mill, on the 24th day of July, 2019, at 7p.m.

PRESENT:

ABSENT:

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

WHEREAS, the Commission has undertaken a project entitled the Paint Creek Trail Bridge 33.7 Renovation, #TF16-0008 (the "Project"); and

WHEREAS, on August 15, 2017, the Commission adopted a Resolution Regarding the Development of Property through the Michigan Natural Resources Trust Fund, pursuant to which the Commission approved entering into a Development Project Agreement (the "Agreement") with the Michigan Department of Natural Resources (the "Department") to obtain a grant for the Project; and

WHEREAS, the Department and the Commission entered into the Agreement; and

WHEREAS, the Commission began work on the Project; and

WHEREAS, the Agreement called for completion of the Project by July 31, 2019, but the Project completion has been delayed; and

WHEREAS, the Department and the Commission are willing to amend the Agreement to extend the Project completion deadline to January 31, 2020; and

WHEREAS, the public health, safety and welfare will be served by extending the Project completion deadline.

NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS:

1. The Commission approves and authorizes an amendment to the Agreement in the form attached hereto as **Exhibit A**.

2. The Chairman of the Commission is authorized to execute the Amendment on behalf of the Commission, to make such minor changes to the Amendment as required or requested by the Department and to take such other actions as may be necessary or appropriate regarding the Amendment.

3. All actions heretofore taken by Commission officials, employees, and agents with respect to the Agreement are hereby ratified and confirmed.

4. Any and all resolutions that are in conflict with this Resolution are hereby repealed to the extent necessary to give this Resolution full force and effect.

YEAS: _____

NAYS: _____

THE RESOLUTION WAS DECLARED ADOPTED.

STATE OF MICHIGAN)
)
COUNTY OF OAKLAND)

I, the undersigned, the duly qualified and acting Secretary of the Paint Creek Trailways Commission, Oakland County, Michigan, DO HEREBY CERTIFY that the foregoing is a true and complete copy of certain proceedings taken by the Commission at a meeting held on the ___ day of July, 2019, at _:00 _m.

Commission Secretary



MICHIGAN DEPARTMENT OF NATURAL RESOURCES-GRANTS MANAGEMENT

MICHIGAN NATURAL RESOURCES TRUST FUND AGREEMENT AMENDMENT

Organization: Paint Creek Trailways Commission

Project Title: Paint Creek Trail Bridge Renovation

Project Location: Oakland

Project Number: TF16-0008

Amendment Number: 1

This is an amendment to the Agreement entered into between the Michigan Department of Natural Resources ("DEPARTMENT") and the Paint Creek Trailways Commission in the county of Oakland County for the Michigan Natural Resources Trust Fund grant number TF16-0008.

The purpose of this amendment is to:

- extend the end date of the project period from 07/31/2019 to 01/31/2020 to allow for more time to complete the project.
- A. The DEPARTMENT and the GRANTEE mutually agree to amend the Agreement as follows:
- The time period allowed for project completion is 07/14/2017 through 01/31/2020, hereinafter referred to as the "project period." Requests by the GRANTEE to extend the project period shall be made in writing before the expiration of the project period. Extensions to the project period are at the discretion of the DEPARTMENT. The project period may be extended only by an amendment to this Agreement.
 - Submit a complete request for final reimbursement within 90 days of project completion and no later than 4/30/2020. If the GRANTEE fails to submit a complete final request for reimbursement by 4/30/2020, the DEPARTMENT may audit the project costs and expenses and make final payment based on documentation on file as of that date or may terminate this Agreement and require full repayment of grant funds by the GRANTEE.
- B. All other provisions of the Agreement shall be continued in full force and effect.
- C. The amendment may be executed separately by the parties and is not effective until both the GRANTEE and the DEPARTMENT have signed it.



D. This amendment modifies an Agreement which was approved by resolution of the GRANTEE'S governing body as evidenced by the resolution attached to the Agreement. It is the sole responsibility of the GRANTEE to determine if its laws, policies, or procedures require approval by its governing body before execution of this amendment by the GRANTEE. By signature of this amendment, the GRANTEE certifies that:

1. Approval of the amendment by its governing body is not required, or
2. The amendment has been approved by resolution (true copy attached) of the

_____	_____	meeting of the	_____
(date)	(special or regular)		(name of approving body)

GRANTEE	
SIGNED	WITNESSED
By: _____	By: _____
Title: _____	By: _____
Date: _____	

MICHIGAN DEPARTMENT OF NATURAL RESOURCES	
SIGNED	WITNESSED
By: _____ Steve DeBrabander, Section Manager	By: _____
EFFECTIVE DATE: _____	By: _____