

Resolution # 12-15

**WHITEWATER TOWNSHIP RESOLUTION TO PARTICIPATE IN THE
FIRE INSURANCE WITHHOLDING PROGRAM**

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 municipalities in order to secure repair, replacement or removal of damaged structures which violate the health or safety standards of Whitewater Township; and

WHEREAS, the Fire Insurance Withholding Program was created to effect these statutory provision; and

WHEREAS, Whitewater Township has determined that participation in this Fire Insurance Withholding Program would protect and promote the public health, safety and welfare; and

WHEREAS, Whitewater Township wishes to be included in the list of participating municipalities published by the Commissioner of Insurance; and,

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

NOW, THEREFORE, IT IS HEREBY RESOLVED as follows:

1. That Whitewater Township 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 to all property within Whitewater Township
2. That Whitewater Township official responsible for the administration of Section 2845 of said Acts and any rules promulgated by the Commissioner of Financial and Insurance Services is hereby designated as the Township Treasurer or his or her designee.
3. That the Whitewater Township official shall establish an escrow account with a local bank for the purpose of receiving and holding deposits of money received from insurers pursuant to Section 2845 of said Acts, which account shall be separately maintained from all other accounts and may be an interest bearing account.

A motion to adopt the foregoing resolution was made by Boyd and seconded by Benak. Roll call vote:

Yes: Hockin, Hubbell, Lake, Benak Boyd
No: None
Absent: None

I, the undersigned, the clerk of Whitewater Township, Grand Traverse County, Michigan do hereby certify that the foregoing is a true and correct copy of certain proceedings taken by the Whitewater Township Board of said municipality at a regular meeting of the Township Board held on June 12, 2012, relative to the adoption of Resolution #12-15.



Carol Hockin
Whitewater Township Clerk