



West Michigan Regional Water Authority

4814 Henry Street

Norton Shores, MI 49441

Special Meeting Agenda

September 28, 2017–1:30 p.m.

Location: City Hall – City of Norton Shores

- A) Call to Order by Chair
- B) Adoption of Agenda
- C) Adoption of minutes from the Organizational Meeting of July 12, 2017
- D) Public forum/Public input
- E) Committee Reports
- F) Treasurer's Report
- G) Old/New Business
 - 1. Confirmation of Appointment of an Attorney to represent the Authority
 - 2. AT&T Cell Site Lease
 - 3. Information - Broadway Avenue Water Main Upgrade
- H) Comments from the Board
- I) Adjournment

WEST MICHIGAN REGIONAL WATER AUTHORITY
Minutes of July 12, 2017 Board Meeting

A annual organizational meeting of the West Michigan Regional Water Authority was called to order on Thursday, July 12, 2017 at 10:03 a.m. in the Large Conference Room, Norton Shores City Hall, 4814 Henry Street.

Members Present: Board Members Jerry Bartoszek, Ron Langlois and Heidi Tice

Members Absent: Mike Huston

Adoption of Agenda

The adoption of the agenda was accepted by consensus.

Adoption of Minutes

Secretary Ron Langlois moved to adopt the minutes from the Special Meeting of February 23, 2017. The motion was seconded by Vice Chair Heidi Tice. The motion was carried unanimously.

Old/New Business:

1. Election of Chair

Secretary Ron Langlois moved to elect Chair Jerry Bartoszek to the chair position. The motion was seconded by Vice Chair Heidi Tice. The motion was carried unanimously.

2. Election of Vice-Chair

Secretary Ron Langlois moved to elect Vice Chair Heidi Tice to the vice chair position. The motion was seconded by Chair Jerry Bartoszek. The motion was carried unanimously.

3. Election of Secretary

Vice Chair Heidi Tice moved to elect Secretary Ron Langlois to the secretary position. The motion was seconded by Chair Jerry Bartoszek. The motion was carried unanimously.

4. Election/Appoint Treasurer

Vice Chair Heidi Tice moved to elect Treasurer Mike Huston to the treasurer position. The motion was seconded by Secretary Ron Langlois. The motion was carried unanimously.

5. Set meeting dates for fiscal year 2018

Chair Jerry Bartoszek moved to set the meeting dates for the next year on the fourth Thursday of every odd month at 1:30 p.m. The motion was seconded by Secretary Ron Langlois. The motion was carried unanimously.

6. Discussion of Rates from Water Supplier

Chair Jerry Bartoszek reminded the board that the water rates from the City of Muskegon are going from \$1.74 to \$2.04. This rate increase will be reflected on this month's invoice.

Comments from the Board

Secretary Ron Langlois stated that an email had been sent to the vendor regarding altitude valves for the water tanks. Chair Jerry Bartoszek questioned the status of the SCADA system; Secretary Ron Langlois indicated that nothing has happened yet.

Chair Jerry Bartoszek stated that the City will be searching for an engineer for the Broadway water main replacement. He also stated that the 1st phase would be from Bailey Street to US31 and the 2nd phase would be from Bailey Street to Getty Street. He also stated that there may be possible MDOT grants for a new bike bath from Hidden Cove Park to Sherman Boulevard, and would be a multi-year project.

The meeting adjourned at 10:13 a.m.

Ron Langlois, Secretary

West Michigan Regional Water Authority

FY-2018 Meeting Schedule

***Meetings to be held at Norton Shores City Hall at 1:30pm**

September 28, 2017

November 23, 2017

January 25, 2018

March 22, 2018

May 24, 2018



Over 50 Years of Service

100 North Third Street, P.O. Box 454, Grand Haven, MI 49417-0454
Telephone: 616.842.3030
www.scholtenfant.com

August 17, 2017

We wish to inform you that Ron Bultje and Crystal Bultje will be leaving Scholten Fant to join the Grand Rapids office of Dickinson Wright as of August 24, 2017.

Each client has the option to decide where the client's files should go. The files may stay with Scholten Fant, be transferred to Dickinson Wright, or be transferred elsewhere. A client's files may have more than one destination (e.g. some of a client's files may remain at Scholten Fant while other files are transferred to Dickinson Wright or elsewhere).

To best protect your interests and promote continuity of representation, please respond to this letter quickly by checking the appropriate box below to reflect your wishes. Please keep one copy of this completed form for your records and e-mail your response to Sue Collins at scollins@scholtenfant.com.

- You wish to continue being represented by Scholten Fant. In that case, a Scholten Fant representative will contact you to discuss continuity of representation. If there are particular matters that you wish to transfer to Ron and Crystal at Dickinson Wright even while maintaining general work at Scholten Fant, please indicate the matters in Attachment A.
- You wish to continue being represented by Ron and Crystal at Dickinson Wright. (It is Ron's understanding that this would be according to the same terms and at the same rates in effect while he was at Scholten Fant.) If there are particular matters that you wish to remain with Scholten Fant until a certain time or indefinitely, please indicate the matters in Attachment A. Unless the matter is specifically excluded in Attachment A, all records, files (electronic, hardcopy, or otherwise), and property related to your representation will be transferred to Dickinson Wright as quickly as possible.
- You wish to be represented by _____ of _____ . Unless a matter is specifically excluded in Attachment A, you request that all records, files (electronic, hardcopy, or otherwise), and property related to your representation be transferred to the indicated firm at the indicated address as quickly as possible. If matters are excluded in Attachment A, please indicate to which firm those matters should be referred.

You cannot make a final decision until a meeting of your governing body, but in the meantime, you want Ron and Crystal to continue working on the matters assigned to them, even after they have joined Dickinson Wright. You will confirm the decision made by your governing body as soon as you are able.

In the meantime, if we do not hear from you, your files and the responsibility to perform your work will remain at Scholten Fant. All the attorneys involved have appreciated the opportunity to provide services to you.

Very truly yours,

Ronald A. Bultje

Robert E. Sullivan

AUTHORIZATION

West MI: Gerald A. Bartaszek (name of person authorizing instructions) of Regional Water Auth. (name of organization) authorizes the distribution of files as indicated by the checked box above and by Attachment A if applicable.

Gerald A. Bartaszek
(Signature of authorizing person)

Dated: August 24, 2017

ATTACHMENT A



10590 West Ocean Air Drive, Suite 300
San Diego, CA 92130

September 5, 2017

For Emergency Structure Access
131 E Apple Ave 4th Floor
Muskegon, MI 49442

Re: AT&T Cell Site Lease Partnership | FA: **10107835** | Site Name: FRUITPORT WATER TOWER

Dear For Emergency Structure Access,

AT&T is in a very competitive space and we need to ensure that our lease terms and conditions are supportive of our current and future needs. AT&T has the option to either extend or terminate the above referenced lease ("Lease") in approximately three years. AT&T is instituting a new program to evaluate terms and conditions of all leases coming up for renewal, explore advance renegotiation options and consider possible alternative site locations. Our first choice is to create a new agreement that serves both parties well. Conditions we desire to implement in all new "go forward" leases include:

- "Real Estate Rights": In its simplest form, a lease right to utilize the entire RAD center without any "per touch" rent upcharges.
- Rents reduced to competitive rates.
- Reduced or no annual escalators (depending on other terms of the overall new deal).
- "Fair" early termination rights.

As you know, it takes time to negotiate, plan and execute a site relocation. That is why AT&T's review process is starting now. Please review the specifics of our Lease agreement and advise if you are willing to enter into discussions regarding a new, modified contract. For new terms consistent with the above, AT&T will in turn consider additional term extensions.

AT&T will appreciate a reply within 60 days of receipt of this letter. A "no" or non-response will trigger AT&T's review of alternate locations. A positive response will be appreciated, but satisfactory terms and conditions must be negotiated within 90 days or AT&T will continue to evaluate alternative site locations. Responses may be sent via email, standard mail, or called in as designated below. Please reference FA number 10107835 in your response so that AT&T may ensure your response is documented accordingly. AT&T values its association with you and looks forward to continuing this relationship for the long term.

Sincerely,

Gram Meadors
AVP – Contract/Sourcing Ops

Email Responses to: g03998@att.com with a Subject line of **Partnership - FA 10107835**

Mail Responses to: AT&T Cell Site Partnership 1347 (FA **10107835**)
Rm 12D67
575 Morosgo Dr. NE
Atlanta, GA 30324-3300

Telephone Number: **888-517-1212** (8am to 5pm PDT)

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SEP 11 2017
MUSKEGON COUNTY
DEPT. OF PUBLIC WORKS