

**Resolution: Replacement of Original Fire Insurance Withholding Program
Participation Resolution**

WHEREAS, on January 14, 2002 the Gerrish Township Board adopted a resolution authorizing Township participation in the State of Michigan Fire Withholding Program and, after nine years of continuous participation the current Board has deemed the resolution in need of updating; and

WHEREAS, the Township desires to repeal the Township's Fire Insurance Withholding Resolution as adopted on January 14, 2002 and effective December 13, 2011 adopt a new Fire Insurance Withholding Program Resolution in accordance with State regulations as set forth herein below; and

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 Gerrish health or safety standards; and

WHEREAS, the Township of Gerrish has previously 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 endeavors to continue participation; and,

WHEREAS, the Township of Gerrish committed to implementing 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 Gerrish has been a participating municipality as of June 1, 2003 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 redeclare its intention to uniformly apply the provisions of Section 2845 or Section 2227 to all property within the Township of Gerrish.
2. That the Township of Gerrish 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:
Gerrish Township Fire Chief
Current: John Patchin
3. That the Township of Gerrish shall establish an escrow account with the depositories of Township funds as established in the Annual Meeting of Gerrish Township, 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. Funds will be accounted to the Trust and Agency Fund.

