

**AMENDMENT NO. 4 TO WATER SERVICE CONTRACT  
BETWEEN  
GREAT LAKES WATER AUTHORITY  
AND  
BURTCHVILLE TOWNSHIP**

This Amendment No. 4 (“Amendment”) is made between the Great Lakes Water Authority, a municipal authority and public body corporate (“GLWA”), and Burtchville Township, a municipal corporation (“Member Partner”). GLWA and Member Partner are collectively referred to as the “Parties”.

**RECITALS**

- A. GLWA leases, operates, and maintains the public water supply system owned by the City of Detroit (“System”); and
- B. On July 27, 2010, the Parties entered a Water Service Contract (“Contract”) reflecting the terms and conditions governing the delivery and purchase of potable water, as subsequently amended and assigned; and
- C. GLWA has determined that its charge methodology renders irrelevant the “minimum take or pay” terms of Section 5.06 of the Contract; and
- D. Article 15 of the Contract permits the Parties to amend the Contract by mutual agreement; and
- E. In consideration of the mutual undertakings of the Parties and for the benefit of the public, it is the mutual desire of the Parties to enter this Amendment to amend the Contract as set forth in detail in the following sections.

**ACCORDINGLY, THE PARTIES AGREE AS FOLLOWS:**

- 1. Section 5.06 of the Contract is deleted in its entirety.
- 2. Exhibit B of the Contract is amended by deleting in its entirety the existing Exhibit B and substituting the attached Exhibit B in its place.
- 3. Except for the provisions of the Contract specifically contained in this Amendment, all other terms, conditions, and covenants contained in the Contract shall remain in full force and effect and as set forth in the Contract.
- 4. This Amendment to the Contract shall be effective and binding upon the Parties when it is signed and acknowledged by the duly authorized representatives of both Parties and is approved by Member Partner’s governing body and the GLWA Board of Directors.

Accordingly, GLWA and Member Partner, by and through their duly authorized officers and representatives, have executed this Amendment.

**Burtchville Township:**

By: Michael D Appel  
Michael D. Appel  
Supervisor

By: Robert Bailey  
Robert Bailey  
Clerk

APPROVED BY  
BURTCHVILLE TOWNSHIP BOARD ON: APRIL 18, 2022  
Date

**Great Lakes Water Authority:**

By: \_\_\_\_\_  
Suzanne R. Coffey, P.E.  
Interim Chief Executive Officer

Dated: \_\_\_\_\_

APPROVED BY  
GLWA BOARD OF DIRECTORS ON: \_\_\_\_\_  
Date

APPROVED AS TO FORM BY  
GLWA GENERAL COUNSEL ON: \_\_\_\_\_  
Signature/Date

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# BURTCHVILLE TOWNSHIP

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4000 BURTCH ROAD  
LAKEPORT, MICHIGAN 48059  
PHONE: 810-385-5577  
FAX: 810-385-8551

*MICHAEL APPEL, SUPERVISOR*  
*ROBERT BAILEY, CLERK*  
*ALAN BRIOLAT, TREASURER*  
*CYNTHIA MINNIE, TRUSTEE*

## BURTCHVILLE TOWNSHIP BOARD OF TRUSTEES

RESOLUTION # 2022-04-18.0  
4000 BURTCH ROAD  
LAKEPORT, MI. 48059  
(810) 385-5577

At the regular meeting of the Burtchville Township Board of Trustees, Saint Clair County, Michigan, held on April 18, 2022, the meeting was called to order at 7:00 p.m. by Supervisor Appel, the following Resolution # 2022-04-18.0 was proposed:

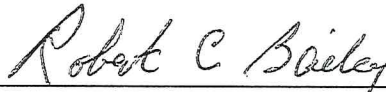
The foregoing resolution was offered by Board Member Appel and supported by Board Member Minnie to authorize Burtchville Township Supervisor Appel and Burtchville Township Clerk Bailey to sign Amendment # 4 of the G.L.W.A. Upon roll call vote the motion was passed, and adopted April 18, 2022.

AYES: Appel, Minnie, Janks, Briolat, and Bailey

NAYS: None

### CERTIFICATION

I hereby certify that the foregoing is a true and complete copy of a resolution adopted by the Township Board of the Township of Burtchville, County of St. Clair, Michigan at a regular meeting held on April 18, 2022, and that said meeting was conducted and public notice was given in full compliance with the Open Meetings Act, being Act 267, Public Acts of Michigan 1976, and that the minutes were kept and will be or have been made available as required by said Act.



Robert C Bailey, Burtchville Township Clerk