

**City of Marquette
County of Marquette, State of Michigan**

RESOLUTION APPROVING
AMENDMENT AND RESTATEMENT OF
ARTICLES OF INCORPORATION OF
MARQUETTE COUNTY SOLID WASTE MANAGEMENT AUTHORITY

WHEREAS, the City of Marquette, County of Marquette, State of Michigan (the “City”) and the Township of Sands, County of Marquette, State of Michigan (the “Township”), previously established the Marquette County Solid Waste Management Authority (the “Authority”) under the provisions of Act 233, Public Acts of Michigan, 1955, as amended; and

WHEREAS, the City and the Township now desire to add the County of Marquette, State of Michigan (the “County”) as a constituent member of the Authority; and

WHEREAS, the County desires to become a constituent municipality of the Authority; and

WHEREAS, Act 233 authorizes the addition of a new constituent municipality upon the approval of an amendment to the Articles of Incorporation (as so amended, the “Amended and Restated Articles of Incorporation”) to be adopted by each of the constituent municipalities, and the proposed new constituent municipality; and

WHEREAS, the Amended and Restated Articles of Incorporation of the Authority have been prepared and carefully reviewed by the City.

NOW, THEREFORE, BE IT RESOLVED THAT:

1. The Amended and Restated Articles of Incorporation of the Authority, as attached hereto as Exhibit A, are hereby approved and adopted.
2. The Mayor and the City Clerk of the City are hereby authorized and directed to execute the Amended and Restated Articles of Incorporation.
3. Upon approval by each of the City, Township, and County, the Authority shall cause the Amended and Restated Articles of Incorporation to be published in *The Mining Journal*.
4. Upon approval by each of the City, Township, and County, and publication of the Amended Articles of Incorporation, the secretary of the Authority shall file a certified copy of the Amended and Restated Articles of Incorporation with the Marquette County Clerk and the Michigan Secretary of State Office of the Great Seal along with a certificate of the date and newspaper of publication.
5. The City Clerk is hereby authorized and directed to file a certified copy of the Amended and Restated Articles of Incorporation with the recording secretary of the Authority.
6. All resolutions and parts of resolutions insofar as they conflict with the provisions of this resolution are rescinded.

Sally Davis, Mayor

I hereby certify that the foregoing is a true and complete copy of a resolution duly adopted by the City Commission of the City of Marquette, County of Marquette, State of Michigan, at a Regular meeting held on _____, 2024, at __:00 p.m., Eastern Time, and that the meeting was conducted and public notice of the meeting was given pursuant to and in full compliance with the Open Meetings Act, being Act 267, Public Acts of Michigan, 1976, and that the minutes of the meeting were kept and will be or have been made available as required by the Act 267.

I further certify that the following Members were present at the meeting: _____
_____ and that the following Members were absent:
_____.

I further certify that Member _____ moved for adoption of the resolution and that Member _____ supported the motion.

I further certify that the following Members voted for adoption of the resolution:
_____ and that the following Members voted against
adoption of the resolution: _____.

Kyle Whitney, City Clerk

EXHIBIT A
AMENDED AND RESTATED ARTICLES OF INCORPORATION

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