
Members Absent: None.

1. CALL TO ORDER: Doe called the meeting to order at 4:00 p.m.

2. MINUTES OF THE PREVIOUS MEETINGS: Motion by Scott to receive and file the minutes of the November 14, 2005 and November 22, 2005 meetings. Support by Wagner. In favor: All. Opposed: None. (Motion carried.)

3. NEW BUSINESS:

A. Request to Approve – Ordinance Review - Larry R. Thomas

Mr. Thomas advised the Board that staff and the Finance Committee met with Tom Daniels, YCUA’s attorney, and Denny Neiman, YCUA’s bond counsel, to discuss issues relating to the Authority and the ordinances that govern its operation. He indicated that, several years ago, the Authority started a process of reviewing and revising all the various ordinances in both the city and township relating to YCUA. Mr. Thomas also explained that the process was never completed for a variety of reasons but should be continued and completed now. He pointed out that a review of the rates in the rate ordinance is warranted as well. Mr. Thomas explained that the Authority’s legal counsel will review the city and township ordinances, which govern YCUA for compliance with state case law and statutory law. He further advised that recommended revisions will be prepared for the City Council and Township Board’s consideration. Mr. Thomas stated that staff and the Finance Committee are recommending a not-to-exceed budget of $200,000 for the legal reviews and revisions and a rate study. He acknowledged that this will be an operation and maintenance expense.
Mr. Thomas recommended approval of the request for authorization for Tom Daniels and Denny Neiman to proceed with legal reviews and recommended revisions of ordinances and the hiring of consultants as needed to accomplish the task with a not-to-exceed budget of $200,000.

Motion by Wagner to approve the request for authorization for Tom Daniels and Denny Neiman to proceed with legal reviews and recommended revisions of ordinances and the hiring of consultants as needed to accomplish the task with a not-to-exceed budget of $200,000. Support by Scott. In favor: All. Opposed: None. (Motion carried)

B. Request to Approve – YCUA Resolutions No. 05-22 and 05-23 Creating Two New Accounts at National City Bank - Larry R. Thomas

Mr. Thomas advised the Board that staff is recommending the creation of two new accounts at National City Bank. He indicated that the first is for short-term deposits of city surcharge money and the second is for a flexible spending account. Mr. Thomas also explained that these new bank accounts are needed for ease in tracking these expenditures.

Mr. Thomas recommended approval of Resolutions No. 05-22 and 05-23.

Motion by Namatevs to approve Resolutions No. 05-22 and 05-23. Support by Wagner. In favor: All. Opposed: None. (Motion carried)

C. Request to Approve – Change in YCUA Board of Commissioners’ Meetings Start Time from 4:00 p.m. to 3:00 p.m. - Larry R. Thomas

Mr. Thomas advised the Board that there has been a question recently raised by a Board member as to whether the YCUA Board meeting starting time should be changed back to 3:00 p.m. rather than the current 4:00 p.m. He indicated that, earlier this year, the Board changed the meeting starting time from 3:00 p.m. to 4:00 p.m. to allow for greater participation among employees of the Authority if they so desired. Mr. Thomas also explained that, in the past few months, there have been no employees present in the audience at the monthly Board meetings. He pointed out that an earlier start time does allow the Authority to have certain employees at the meeting without paying overtime.

Mr. Thomas requested approval of the request to change the Board meeting start time back to 3:00 p.m. rather than the current 4:00 p.m.

The Board discussed concerns that changing the Board meeting time back to 3:00 p.m. might unintentionally send a message to YCUA staff that they are rescinding a compromise meant to improve the relationship between staff and management.

Motion by Namatevs to table the item for six months pending further consideration. Support by Koryzno. In favor: All. Opposed: None. (Motion carried)
D. **Informational Item - Director's Goals for Fiscal Year 2005 – 2006 - Larry R. Thomas**

Mr. Thomas advised the Board that, as part of his annual review, Board members listed several goals they would like him to work on in the coming year. He directed their attention to a listing of those goals and explanations of how he intends to accomplish them. He pointed out that any comments or changes that Board members wish to be considered are welcomed.

Edward B. Koryzno, Jr. suggested that the goals be formally accepted in order to place them on record as the Authority’s goals for the fiscal year.

Motion by Koryzno to accept the Director's Goals for Fiscal Year 2005 – 2006 as presented. Support by Wagner. In favor: All. Opposed: None. (Motion carried)

E. **Informational Item – Presentation by Orchard, Hiltz, and McCliment re: Water System Master Plan - Larry R. Thomas**

Mr. Thomas advised the Board that Orchard, Hiltz, and McCliment, YCUA’s consulting engineer for its water system, has updated the Authority’s water system master plan at staff’s request. He indicated that this is information on the long-term viability of the Authority’s water distribution system and improvements that will need to be made over the next 20 years. Mr. Thomas also explained that it is typically updated every five years.

Scott D. Westover then addressed the Board. He indicated that the original master plan was completed in 1999. Mr. Westover also explained that MDEQ requested an update in early 2002, which was authorized by the YCUA Board in May of 2002 but put on hold in May of 2003 due to the financial difficulties at the Authority at the time. He pointed out that the update was re-authorized by the YCUA Board last February. Mr. Westover explained that he began receiving reports last week. Mr. Westover then turned the podium over to Murat Ulasir from Orchard Hiltz, McCliment, who proceeded to give a detailed report.

J. Ray Scott commented that the information provided to the Board indicates that the largest area of growth in the YCUA service area is in Ypsilanti Township south of Ford Lake. He inquired as to whether the Authority is prepared to absorb the growth that has already begun. Larry R. Thomas responded that the specific purpose for the Bridge Road water main replacement and also reusing the old water line to the city is to get sufficient water supply to the south and west sides of Ford Lake.

Edward B. Koryzno, Jr. inquired as to whether the creation of additional storage in the contract communities would have a positive impact on the formula used by DWSD in calculating demand peak. Mr. Westover
responded affirmatively. Larry R. Thomas added that it would only affect the formula if the contract communities use the storage correctly.

Mr. Koryzno stated that he is of the opinion, then, that it would behoove the Authority to mandate through ordinances that the contract communities create and utilize onsite storage systems. Mr. Thomas responded that YCUA staff has had discussions with Pittsfield Township regarding their new storage facility to assure that they will use it in a manner that will allow the Authority to control the peak demand fees from Detroit. Philip W. Wagner stated that this issue is one of the topics being presently discussed by the Elected Officials Task Force.

Mr. Thomas advised the Board that the Authority does control its usage rate and that, in the last year, the peak hour matched the maximum day, which is the best you can do. He indicated that YCUA is still paying its very low rate based on data from the 1980s and that the Authority has received news of a preliminary rate increase from DWSD in the amount of 11.4%. Mr. Thomas stated that, as DWSD gradually begins to utilize more current data, that rate will continue to rise.

Mr. Koryzno suggested, if it has not already been done, that Scott D. Westover and the consulting engineers prioritize the improvements contained in the master plan based on those that will be the most financially beneficial to the Authority.

Mark Namatevs inquired as to whether any more thought has been given to making YCUA less dependent on DWSD. Mr. Thomas indicated that there are contractual issues involved not to mention that the infrastructure required to obtain a source of raw water either on the Detroit River or from the Great Lakes would be extremely cost prohibitive. He added that going to Ann Arbor is not an option because they are already tapping the limits of the Huron River.

Philip W. Wagner commented that he is privy to some insight into the situation from participating in the Elected Officials Task Force. He indicated that because certain splinter groups exist, DWSD has been forced to recognize that there is the possibility of alternatives for its suburbs. Mr. Wagner added that DWSD has changed the “take it or leave it” position that it had up until three or four years ago and is much more cooperative in working with the individual communities.

Informational only; no motion from the Board required.

F. Request to Approve – Change Order No. 23 re: Wastewater Treatment Plant Expansion/Improvements Project - T. Michael Jessee

Mr. Jessee directed the Board’s attention to Change Order No. 23 for the WWTP expansion/improvements project as well as his memo regarding the change order. He indicated that the change order covers several items
addressed in his memo and represents an increase in the project cost in the amount of $43,731. Mr. Jessee also explained that this change order brings total changes to $2,647,832. He pointed out that the change order addresses items that were discovered during the project as well as changes that staff requested. Mr. Jessee explained that there are sufficient funds in the contingency fund to cover this increase.

Mr. Jessee recommended approval of Change Order No. 23 re: Wastewater Treatment Plant Expansion/Improvements Project in the amount of $43,731.

Edward B. Koryzno, Jr. inquired as to how many more change orders the Board can expect to see. Mr. Jessee responded that he anticipates three more.

Motion by Scott to approve Change Order No. 23 re: Wastewater Treatment Plant Expansion/Improvements Project in the amount of $43,731. Support by Wagner. In favor: All. Opposed: None. (Motion carried)

G. **Fund Balance Report** - Larry R. Thomas

Mr. Thomas directed the Board’s attention to the Fund Balance Report. He then proceeded to give a detailed report of the information contained in the report and answered questions from the Board.

Informational only; no motion from the Board required.


Mr. Thomas directed the Board’s attention to the Financial Report – Authority Net Assets Reports for November. He then proceeded to give a detailed report of the information contained in the reports and answered questions from the Board.

Informational only; no motion from the Board required.


Mr. Thomas directed the Board’s attention to the Consumption Report. He then proceeded to give a detailed report of the information contained in the reports and answered questions from the Board.

Mr. Thomas indicated that he revisited the EMU consumption issue brought up at the December meeting and reported that the big usage is much more due to the previous year than this year and that the anomalies experienced last year were due to the changes in billing structure.

Informational only; no motion from the Board required.

J. **Director’s Report** - Larry R. Thomas

There was no director’s report for the month.
4. **OLD BUSINESS:**

There was no old business for the month.

5. **OTHER BUSINESS:**

There was no other business for the month.

6. **STATEMENTS AND CHECKS:** Motion by Namatevs to pay the bills in the amount of $3,114,182.90 plus an addendum in the amount of $1,046,794.48. Support by Koryzno. In favor: All. Opposed: None. (Motion carried.)

7. **PUBLIC COMMENTS:**

Larry J. Doe wished the assembly a Merry Christmas and thanked YCUA staff for an excellent year. The other Board members concurred.

8. **ADJOURNMENT:** Motion by Wagner to adjourn the meeting at 4:55 p.m. Support by Namatevs. In favor: All. Opposed: None. (Motion carried)

Respectfully submitted,

MARK NAMATEVS, Secretary/Treasurer
YCUA RESOLUTION NO. 05-22

DEPOSIT ACCOUNT/LOAN/LEASE RESOLUTION

Account Name  YCUA CITY SURCHARGE  Account Number  N/A

Business Corporation  Proprietorship  Partnership (all types)  Limited Liability Company

Unincorporated Association  Non-Profit  OR  Non-Profit

The undersigned certifies to the Secretary of

YPSILANTI COMMUNITY UTILITIES AUTHORITY (YCUA)

organized under the laws of the State of Michigan

hereafter “Company”, and at a meeting duly called held at which a quorum of the Board of Directors was present or by other means authorized by law the following resolutions were duly adopted;

Patriot Act Documentation  Existing/CIMS

Issued By:  N/A  Issuance Date:  N/A  Expiration Date:  N/A

RESOLVED, that National City Bank of the Midwest (“Bank”) is designated a depository of the Company, with full authority to accept deposits of money, checks and other instruments (hereinafter “items”) to the credit of this Company in accounts with Bank, in accordance with the oral or written instructions of any person making the deposit and subject to the present or subsequently amended Rules of Bank (“Rules”) receipt of which is hereby acknowledged; and that this Company hereby guarantees to Bank the payment of all items which are deposited in its account(s) and the certification of these Resolutions by the undersigned shall bind the Company upon this guaranty.

RESOLVED, that Bank is authorized to pay or otherwise honor or apply in accordance with the Rules without inquiry and without regard to the application of the proceeds thereof, all checks, drafts and other orders for the payment, transfer or withdrawal of money from any and all accounts maintained by this Company with Bank, including those drawn to the individual order of a signer, when signed, accepted or endorsed by any one of the following officers, managers, employees or agents of this Company.

NAME  TITLE
1. LARRY J. DOE  BOARD OF COMMISSIONERS CHAIR
2. EDWARD B. KORYZNO, JR.  BOARD OF COMMISSIONERS VICE CHAIR
3. MARK NAMATEVS  BOARD OF COMMISSIONERS SECRETARY - TREASURER
4. JEFFREY L. WILLIAMS  DIRECTOR OF FINANCE
5.  

RESOLVED, that use of a facsimile signature of any or all of the above-named signers is for the benefit and convenience of Company and therefore Company's sole responsibility so regardless of by whom or by what means the facsimile signature is affixed, is to be relied on by Bank without any duty on the part of Bank to determine the genuineness of or authorization for said facsimile signature.

RESOLVED, that any of the following officers, managers, employees, or agents of this Company may negotiate and may bind this Company in one or more agreements with Bank and/or National City Leasing Corporation (collectively National City) to obtain loans and other credits, leases, including, but not limited to sales/leaseback transactions, and letters of credit subject to such terms as Bank may require including the power to contract judgment against the Company where permitted by law and to provide security by any means, including, but not limited to, assignment, transfer, endorsement, conveyance, mortgage, pledge, hypothecation and/or delivery of property of any kind at any time held or owned by this Company.

NAME  TITLE
1.  
2.  
3.  
4.  
5.  

RESOLVED, that any of the above-named may access Safe Deposit Box(es), if any, leased in the name of the Company.

RESOLVED, that any of the above-named may bind this Company in one or more agreements with National City to provide night depository or any other banking related services.

RESOLVED, that National City be furnished a certified copy of these Resolutions and that National City is authorized to rely on these Resolutions until receipt by it of written notice, in form satisfactory to National City of any change or revocation hereof.

The undersigned certifies that the foregoing is a true copy of the OR resolutions so adopted; that such resolutions are still in full force and effect as of this date; and that such resolutions do not violate any charter or bylaw provision of this Company.

IN WITNESS WHEREOF, the undersigned has set his hand on the 20th day of December, 2008.

MARK NAMATEVS, SECRETARY - TREASURER

Bank Use Only:

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<th>BANK NUMBER</th>
<th>FIN CENTER</th>
<th>OPERATOR</th>
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<th>New</th>
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<th>Replacement</th>
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BUSINESS SIGNATURE CARD

CORPORATION, PARTNERSHIP, SOLE PROPRIETORSHIP, ORGANIZATION OR FIDUCIARY

Certification of TIN: Interest earned in this Account is reported using the Taxpayer Identification Number (TIN) provided below unless other arrangements are made. Under penalties of perjury, I certify that:

1. My correct TIN is **38-2052446**, and
2. I am not subject to backup withholding either because (a) I am exempt from backup withholding, or (b) I have not been notified by the Internal Revenue Service (IRS) that I am subject to backup withholding as a result of a failure to report all interest or dividends, or (c) the IRS has notified me that I am no longer subject to backup withholding, and
3. I am a U.S. person (including a U.S. resident alien).

(You must cross out item 2 if you have been notified by IRS that you are currently subject to backup withholding because you failed to report all interest and dividends on your tax return.)

I am a Non-Resident Alien or foreign entity. (Complete Form W-8BEN)

Signature: ______________________________

LARRY R. THOMAS, DIRECTOR

Date: ______________________________

DECEMBER 20, 2005

ACCOUNT TITLE

Ypsilanti Community Utilities Authority

City Surcharge Account

<table>
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<tr>
<th>No. of Signatures Required</th>
<th>Date Opened</th>
<th>Date Revised</th>
<th>Account Number</th>
<th>SOF</th>
<th>SOF Other</th>
</tr>
</thead>
</table>

Type of Account: 

- [X] Checking
- [ ] Savings
- [ ] CD

Bank #: 66

Depositor acknowledges receipt of the Business Account Agreement, Pricing Schedule, Receipt and Rate Sheet, as applicable, completed, relative to the Account and agrees to be bound thereby and by any amendments hereafter made. Bank is hereby given right to apply any balance in Account in payment of any debt owing to Bank by Depositor. Each Signer authorizes Bank to obtain a consumer report about such Signer's personal experience with deposit accounts.

Signer #1

Print Name: LARRY J. DOE

Signature: ______________________________

Title: CHAIR

Date: 12/20/2005

ID#1 Type: __________ Iss: ________ Exp: ________

ID#2 Type: __________ Iss: ________ Exp: ________

Signer #2

Print Name: EDWARD D. KORYSH, JR.

Signature: ______________________________

Title: VICE CHAIR

Date: 12/20/2005

ID#1 Type: __________ Iss: ________ Exp: ________

ID#2 Type: __________ Iss: ________ Exp: ________

Signer #3

Print Name: MARK NAMATEVS

Signature: ______________________________

Title: SEC - TREAS

Date: 12/20/2005

ID#1 Type: __________ Iss: ________ Exp: ________

ID#2 Type: __________ Iss: ________ Exp: ________

Signer #4

Print Name: JEFFREY L. WILLIAMS

Signature: ______________________________

Title: DIR. FINANCE

Date: 12/20/2005

ID#1 Type: __________ Iss: ________ Exp: ________

ID#2 Type: __________ Iss: ________ Exp: ________

Signer #5

Signature: ______________________________

Title: __________

Date: 12/20/2005

ID#1 Type: __________ Iss: ________ Exp: ________

ID#2 Type: __________ Iss: ________ Exp: ________

Signer #6

Signature: ______________________________

Title: __________

Date: 12/20/2005

ID#1 Type: __________ Iss: ________ Exp: ________

ID#2 Type: __________ Iss: ________ Exp: ________

Signer #7

Signature: ______________________________

Title: __________

Date: 12/20/2005

ID#1 Type: __________ Iss: ________ Exp: ________

ID#2 Type: __________ Iss: ________ Exp: ________

Secretary/Owner/Partner/Member/Manager

The undersigned certifies that the signatures written above are genuine, each person holds the respective office indicated, if applicable, and has been authorized by Depositor to transact any and all business of Depositor in connection with the Account in accordance with a duly adopted resolution or authorization of Depositor.

Date Account Opened: ________________

Signature: ______________________________

MARK NAMATEVS, SECRETARY - TREASURER

Docket: ________________

Case Number: ________________
RESOLVED, that National City Bank of the Midwest ("Bank") is designated a depository of the Company, with full authority to accept deposits of money, checks and other instruments (hereinafter "Items") to the credit of this Company in accounts with Bank, in accordance with the oral or written instructions of any person making the deposit and subject to the present or subsequently amended Rules of Bank ("Rules") receipt of which is hereby acknowledged; and that this Company hereby guarantees to Bank the payment of all Items which are deposited in its account(s) and the certification of these Resolutions by the undersigned shall bind the Company upon this guaranty.

RESOLVED, that Bank is authorized to pay or otherwise honor or apply in accordance with the Rules without inquiry and without regard to the application of the proceeds thereof, all checks, drafts and other orders for the payment, transfer or withdrawal of money from any and all accounts maintained by this Company with Bank, including those drawn in the Individual order of a signer, when signed, accepted or endorsed by any one of the following officers, managers, employees or agents of this Company.

NAME
1. LARRY J. DOE
2. EDWARD B. KORYNIO, JR.
3. MARK NAMATEVS
4. JEFFREY L. WILLIAMS
5. ____________________________

TITLE
1. BOARD OF COMMISSIONERS CHAIR
2. BOARD OF COMMISSIONERS VICE CHAIR
3. BOARD OF COMMISSIONERS SECRETARY - TREASURER
4. DIRECTOR OF FINANCE
5. ____________________________

RESOLVED, that any of the following officers, managers, employees, or agents of this Company may negotiate and may bind this Company in one or more agreements with Bank and/or National City Leasing Corporation (collectively National City) to obtain loans and other credits, leases, including, but not limited to, sale/leaseback transactions, and letters of credit subject to such terms as Bank may require including the power to confess judgment against the Company where permitted by law and to provide security by any means, including, but not limited to, assignment, transfer, endorsement, consignment, mortgage, pledge, hypothecation and/or delivery of property of any kind at any time held or owned by this Company.

NAME
1. ____________________________
2. ____________________________
3. ____________________________
4. ____________________________
5. ____________________________

RESOLVED, that any of the above-named may access Safe Deposit Box(es), if any, leased in the name of the Company.

RESOLVED, that any of the above-named may bind this Company in one or more agreements with National City to provide night depository or any other banking related services.

RESOLVED, that National City be furnished a certified copy of these Resolutions and that National City is authorized to rely on these Resolutions until receipt by it of written notice, in form satisfactory to National City of any change or revocation thereof.

The undersigned certifies that the foregoing is a true copy of the resolutions so adopted; that such resolutions are still in full force and effect as of this date; and that such resolutions do not violate any charter or bylaw provision of this Company.

MARK NAMATEVS, SECRETARY - TREASURER

Bank Use Only:

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<th>Replacement</th>
<th># SIGNATURES REQUIRED</th>
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Marked with signature: 20th day of December 2003

SOLE OWNER/PARTNER/MEMBER
PARTNER/MEMBER
PARTNER/MEMBER
## BUSINESS SIGNATURE CARD

**CORPORATION, PARTNERSHIP, SOLE PROPRIETORSHIP, ORGANIZATION OR FIDUCIARY**

Certification of TIN: Interest earned in this Account is reported using the Taxpayer Identification Number (TIN) provided below unless other arrangements are made. Under penalties of perjury, I certify that:

1. My correct TIN is 38.2055.646.
2. I am not subject to backup withholding either because (a) I am exempt from backup withholding, or (b) I have not been notified by the Internal Revenue Service (IRS) that I am subject to backup withholding as a result of a failure to report all interest or dividends, or (c) the IRS has notified me that I am no longer subject to backup withholding, and
3. I am a U.S. person (including a U.S. resident alien).

(You must cross out item 2 if you have been notified by IRS that you are currently subject to backup withholding because you failed to report all interest and dividends on your tax return.)

I am a Non-Resident Alien or foreign entity. (Complete Form W-8BEN)

**Signature** LARRY R. THOMAS, DIRECTOR **Date** DECEMBER 20, 2005

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<th>SOF Other</th>
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**Type of Account:**

- **X** Checking
- **Savings**
- **CD**
- **Bank #**
- **56**

Depositor acknowledges receipt of the Business Account Agreement, Pricing Schedule, Receipt and Rate Sheet, as applicable, completed, relative to the Account and agrees to be bound thereby and by any amendments hereafter made. Bank is hereby given right to apply any balance in Account in payment of any debt owing to Bank by Depositor. Each Signer authorizes Bank to obtain a consumer report about such Signer’s personal experience with deposit accounts.

**Signer #1**
- **Print Name:** LARRY J. DOющихся
- **Title:** CHAIR
- **Date:** 12/20/2005
- **ID#1 Type:**
- **Iss:**
- **Exp:**

**Signer #2**
- **Print Name:** EDWARD B. KORNSING, JR.
- **Title:** VICE CHAIR
- **Date:** 12/20/2005
- **ID#1 Type:**
- **Iss:**
- **Exp:**

**Signer #3**
- **Print Name:** MARK NAMATEVS
- **Title:** SEC - TREAS
- **Date:** 12/20/2005
- **ID#1 Type:**
- **Iss:**
- **Exp:**

**Signer #4**
- **Print Name:** JEFFREY L. WILLIAMS
- **Title:** DIR. FINANCE
- **Date:** 12/20/2005
- **ID#1 Type:**
- **Iss:**
- **Exp:**

**Signer #5**
- **Print Name:**
- **Title:**
- **Date:**
- **ID#1 Type:**
- **Iss:**
- **Exp:**

**Signer #6**
- **Print Name:**
- **Title:**
- **Date:**
- **ID#1 Type:**
- **Iss:**
- **Exp:**

**Signer #7**
- **Print Name:**
- **Title:**
- **Date:**
- **ID#1 Type:**
- **Iss:**
- **Exp:**

**Secretary/Owner/Partner/Member/Manager**

The undersigned certifies that the signatures written above are genuine, each person holds the respective office indicated. If applicable, and has been authorized by Deposit to transact any and all business of Depositor in connection with the Account in accordance with a duly adopted resolution or authorization of Depositor.

**Date Account Opened:**

**Docket:**

**Signature:** MARK NAMATEVS, SECRETARY - TREASURER

**Case Number:**