

**MEMORANDUM OF UNDERSTANDING**

This Memorandum of Understanding (the "Memorandum"), entered into as of this 23<sup>RD</sup> day of OCTOBER, 2012, is by and between the MONROE COUNTY DRAIN COMMISSIONER, and its office, acting as the County Agency, and acting in general as the elected Monroe County Drain Commissioner, whose address is 1005 South Raisinville Road, Monroe, Michigan 48161, (the "Drain Commissioner"), and the MONROE COUNTY BOARD OF ROAD COMMISSIONERS, whose address is 840 South Telegraph Road, Monroe, Michigan 48161, (the "Road Commission").

WHEREAS, the Monroe County Board of Commissioners and the Monroe County Economic Development Corporation have determined there to be a need to promote the streamlining of County construction and development plan reviews, such as by the Drain Commissioner and Road Commission, for the review of site plans, project drawings and/or other submittals in connection with construction and development projects for residential, commercial or industrial facilities in the County; and

WHEREAS, the Monroe County Economic Development Corporation, has prepared its Developer's Streamlining Guide, as revised on or about March 21, 2012, which has been approved by the Monroe County Board of Commissioners, and which is an attempt to assist developers, land owners and contractors in their attempt to have site plans, project drawings and/or other submittals approved for the construction and development of residential, commercial or industrial facilities in the County of Monroe; and

WHEREAS, as part of the Developer's Streamlining Guide, various directions and assistance, and helpful guidance, are provided to developers, land owners and contractors, to help streamline and speed up the review of site plans, project drawings and/or other submittals in connection with construction and development projects for residential, commercial or industrial facilities; and

WHEREAS, the Road Commission and Drain Commissioner have determined to jointly cooperate in their various reviews of site plans, project drawings and/or other

submittals where the construction or development project requires the reviews of both the Road Commission and the Drain Commissioner; and

WHEREAS, the Road Commission and the Drain Commissioner desire to enter into this Memorandum in order to further evidence their efforts to cooperate with each other, and to perform joint reviews and consultations where reasonable, to assist the various developers, owners and contractors, with the hope of speeding up the review process for a construction or development project in the County of Monroe.

NOW THEREFORE, the Road Commission and the Drain Commissioner hereby enter into this Memorandum which they jointly confirm and agree is a statement of intention, without creating legal binding obligations, benefits or penalties, as follows:

1. The Road Commission and the Drain Commissioner hereby confirm their joint belief in and support for the Developer's Streamlining Guide as prepared by the Monroe County Economic Development Corporation, and as last revised as of on or about March 21, 2012, and as approved by the Monroe County Board of Commissioners.

2. The Road Commission and the Drain Commissioner hereby pledge their support to assist and advise the Monroe County Economic Development Corporation, or any subsequent entity, and the Monroe County Board of Commissioners, in future attempts to revise, update and replace the Developer's Streamlining Guide, to benefit developers, owners and contractors in the review of site plans, project drawings and/or other submittals for various residential, commercial and industrial projects and developments in the County of Monroe.

3. Where reasonable and possible, and where a benefit to the developer, owner or contractor can be shown, the Road Commission and the Drain Commissioner agree to consult with one another regarding the review of site plans, project drawings and/or other submittals a proposed development or project in the County of Monroe, and shall jointly meet with each other and the developer, owner or contractor, or their professional or non-professional representative, for those types of reviews where the developer, owner or contractor are part of the review process, and to meet with one another without the developer, owner or contractor, for the review and discussion of any site plan, project drawings and/or other submittals, where the developer, owner or contractor, is not part of the review process, all in the attempt to further and promote a swift and efficient review and approval process for site plans, project drawings and/or other submittals by the Road Commission and the Drain Commissioner.

4. Whether required by specific laws, rules or regulations, or not, the Road Commission and Drain Commissioner agree to meet and participate in a predevelopment or preconstruction meeting, involving the developer, owner or contractor, or their professional or

non-professional representative, to review and discuss the proposed development or project, and to further review and discuss the review and approval process by the Road Commission and the Drain Commissioner for the particular development or project. The Road Commission and Drain Commissioner agree to attend said predevelopment or preconstruction meeting, and to participate in the discussion and review at said meeting.

5. The Road Commission and the Drain Commissioner agree to cooperate and discuss, and to meet at least one time per year to review the processes as contained in this Memorandum, and in the Developer's Streamlining Guide, and for the general review processes that apply to developments and other projects in the County of Monroe, so as to assist the Road Commission and the Drain Commissioner in their reviews and approvals of site plans, project drawings and/or other submittals for future developments and projects, and to better serve and assist the developer, owner or contractor in their submittal of site plans, project drawings and/or other submittals for a particular development or project. The Road Commission and the Drain Commissioner agree to exchange ideas and to discuss the positives and negatives of the review process, and the guidance presented in this Memorandum, and what is stated in the Developer's Streamlining Guide, and they both pledge their support to work together to improve the process for the review and approval of site plans, project drawings and/or other submittals for various residential, commercial or industrial developments or projects in the County of Monroe.

6. The parties agree that this Memorandum contains the intentions of the Road Commission and the Drain Commissioner with respect to the matters contained within this Memorandum, and notwithstanding the fact that there are no legal and binding obligations, benefits and penalties associated with this Memorandum, they both agree to cooperate and work with one another to assist and streamline the review and approval process for various developments and projects within the County of Monroe, and to work together to improve the process of the review of site plans, project drawings and/or other submittals for developments and projects in the County of Monroe, and to assist one another in said process.


7. This Memorandum shall remain in effect until either party or both parties remove themselves from the effectiveness said Memorandum, which either party or both parties may do at any time.

MONROE COUNTY BOARD  
OF ROAD COMMISSIONERS

Dated: 10/22/2012

By:   
Randy Pierce,  
Interim Managing Director

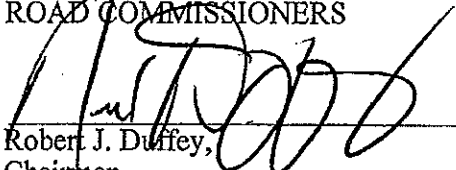
Dated: 10/23/12

By:   
Scott Assenmacher, P.E.  
County Highway Engineer

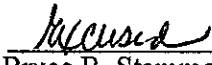
APPROVED BY:

MONROE COUNTY BOARD  
OF ROAD COMMISSIONERS


Dated: 10/22/2012

By:   
Robert J. Duffey,  
Chairman

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

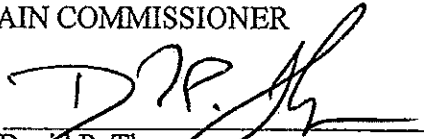
By:   
Bruce R. Stammer, Jr.,  
Member

Dated: 10/22/2012

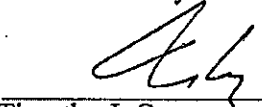
By:   
Scott H. Davidson,  
Member

MONROE COUNTY  
DRAIN COMMISSIONER

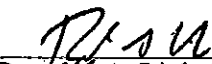
Dated: 10-25-12

By:   
David P. Thompson,  
Monroe County Drain Commissioner

Dated: 10-25-12

By:   
Timothy J. Csurgo,  
Deputy Drain Commissioner

Dated: 10-25-12

By:   
Douglas A. Link, P.E.  
Chief Engineer