

## STATE OF MICHIGAN

58-4010



JOHN ENGLER, Governor

## DEPARTMENT OF TREASURY

TREASURY BUILDING, LANSING, MICHIGAN 48922  
MARK A. MURRAY, State Treasurer

June 13, 2000

Mr. Richard A. Montcalm, Asst. Superintendent  
For Business & Finance  
Monroe Public Schools  
P.O. Box 733  
Monroe, Michigan 48162

Dear Mr. Montcalm:

Thank you for your recent letter regarding the School Code Sinking fund requirements. You are requesting an opinion regarding whether specific expenditures comply with the restrictions in both Section 1212 of the School Code and the interpretations of the Department of Treasury.

In my opinion, the attached project list/letter, dated May 24, 2000, appears to meet the requirements of the act, with the following exceptions or clarifications:

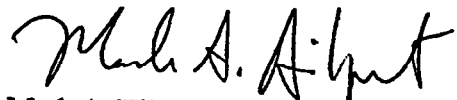
- ✓ Paving including capping and seal – capping and sealing of new asphalt is acceptable, however, re-sealing of existing asphalt is considered to be maintenance and is not an authorized use of sinking funds.
- ✓ Remodeling play areas – the explanation is not complete enough to allow for an approval. The following information may be helpful to you in making a determination, if not please send more detailed information regarding the project.
  - ✓ Landscaping that is not of a reoccurring nature (trees, shrubs, etc) are acceptable uses of sinking fund money. Annual planting of flowers, replacement of wood chips or re-seeding and similar projects are not allowable from sinking fund money.
  - ✓ Playground structures may be constructed with sinking fund money. A playground structure includes structures that require design work; site preparation; and estimated life of at least 20 years; are built in compliance with federal guidelines; are constructed (not portable or snap together); and are intended to be a permanent structure. This will **not** include equipment that is used as a part of the structure, such as swings, slides, ropes, nets and rubber or other items that are detachable and/or must be replaced on a regular basis. Single pieces of equipment, even if permanently attached to the ground, such as swing sets, slides, merry-go-rounds and teeter totters, are **not** considered to be a structure, but are equipment.
- ✓ Monroe High School Grinding Booth and Science Renovation – new construction is an acceptable use of sinking funds. If these projects include equipment, that portion of the project would not be allowable. Science lab teaching stations are allowable with the exception of any moveable parts to the teaching station.

Mr. Richard A. Montcalm  
June 13, 2000  
Page Two

- ✓ Monroe High School Auditorium Lights – lights can be replaced with sinking fund money. They may be redone with sinking fund money if the existing light fixtures will have all existing components removed and replaced.
- ✓ Window Treatment Installation – window treatments are considered to be furnishing and equipping and are not an acceptable use of sinking funds.

If I can assist further let me know.

Sincerely,



Mark A. Hilpert, Director  
Bureau of Local Government Services

Attachment

# Monroe Public Schools

Administration Building • 734-241-0330 • Fax 734-457-0930



May 24, 2000

RECEIVED  
Dept. of Treasury

MAY 30 2000

LOCAL AUDIT & FINANCE DIV.

Mr. Mark A. Hilpert, Director  
Bureau of Local Government Services  
Department of Treasury  
Treasury Building  
Lansing, MI 48922

Dear Mr. Hilpert:

Monroe Public Schools moved to a Building & Site Sinking Fund when Proposal A was introduced in 1994. Since that time we have asked the guidance of the Department of Treasury in reviewing our proposed projects to make certain we are using the funds in compliance with the Department of Treasury letter #01-95 and Section 1212 of the School Code. Currently we are working on preparing the jobs for the 2000 school year.

As in the past, I would like to state the projects we are suggesting for the summer of 2000 which we believe are in compliance with your rules and regulations. Following is a summary of our projects. If you have any questions or you believe there is a potential problem, please do not hesitate to contact me.

**Following are the 2000 Building & Site Sinking Fund projects for Monroe Public Schools.**

1. Remodeling of a classroom conversion to an office at Lincoln Elementary School. The current office is too small for the three employees working in that facility. We are expanding to a larger area to be more customer friendly and accommodating for meetings with parents and staff. The architect has been involved in this project and it will include metal stud walls, HVAC, electrical, tile, etc. The estimated cost is \$43,630 plus architect fees.
2. Paving through our district including capping and seal. This is a necessary item to replace asphalt which is dangerous and has potential for liability purposes. The estimated total cost is \$100,000 plus architect fees.
3. Concrete Work: There are several facilities throughout our district where concrete needs replacing i.e. sidewalks, steps, etc. This is done for safety purposes and liability. Total cost is \$47,637 plus architect fees.
4. Roof Repair and Replacement at Custer II: Part of this project is a complete tear-off of the existing roof and a cover-up of the structure, reinstalling insulation and a EDPM membrane. In addition, they have some roof repairs and cover up over another part of the roof. The total cost of the project is \$37,750 plus architect fees.


5. Doors and Frames: Replacements at several of our school buildings. This project includes many doors, frames and windows to be removed and replaced at many buildings. They have rusted out and have been extremely inefficient and, in some cases, dangerous. We estimate the cost to be \$120,000 plus architect fees.
6. Fire Alarm Update: It has become necessary throughout the district to periodically replace our current fire alarm systems in order to become ADA compliant and efficient for safety. This year we have taken this on at our Custer I Elementary building. This will be an on-going project for several years. The cost for this year is \$88,620 plus architect fees.
7. Wall Repair/Replacement at Christiancy Elementary: Due to flooding and problems with water for the past several years, we have a need to replace several walls with interior metal studs, wallboard and plaster. This will be done by an outside contractor at a total cost of \$53,000 plus architect fees.
8. Remodeling Play Areas: We have several play areas throughout the district which need to be compliant with ADA, playground safety guidelines and will be completed by outside contractors with installation of proper materials. This will be done at several of our school at a cost of approximately \$20,000 plus fees.
9. Upgrade of cable television and wiring at Monroe Middle School. Due to the problems of existing wiring throughout the building with many splicing problems and old cable, it is necessary for us to have a contractor come in and replace all the TV cable and upgrade the wiring throughout the building. The cost is \$12,000 plus fees.
10. Upgrade room #105 at Monroe Middle School. The existing HVAC system needs to be replaced as it was set up for a shop/classroom. It is extremely noisy, inefficient and cumbersome as it currently exists. The entire room needs to be redone at a cost of \$30,000 plus fees.
11. Carpet and tile replacement. The job consists of carpet and tile replacement in many of our buildings as it has become dangerous. Total estimated cost is \$60,000 plus fees.
12. Key replacement in several buildings. We continue to improve the security and use of keys throughout our system. This has been an on-going project for many years. It is necessary for us to have an outside firm come in and redo the lock system and replace handles and doors to meet ADA requirements. The estimated cost is \$60,000 plus fees.
13. Tuckpointing: Throughout our district we have many buildings built with brick and the mortar is loose and dangerous. We are hiring an outside firm to come in to do the tuck - pointing. The cost is \$25,000 plus fees.
14. Monroe High School Grinding Booth: Currently we have a welding class which entails the use of a grinding booth and does not meet proper air quality. We need to improve the situation for our students and staff. The estimated cost for this project is \$45,000 plus fees.

15. Monroe High School Auditorium Lights: It is necessary to redo the auditorium lights which must be done by an outside firm due to the extent of the project. The estimated cost is \$20,000 plus fees.
16. Science Renovation: Recently we changed some of our rooms around in order to make two of our science rooms compatible for teaching chemistry. It is necessary to renovate those rooms. The cost will be approximately \$70,000 plus fees.
17. Electrical Ground Mats: We recently worked on improving some of the electricity and safety hookups throughout our district and found it necessary to have the ground mats around those buildings redone. The cost is \$20,000 plus fees.
18. Transplanting of Trees: It is necessary for us to clear an area to develop a baseball field and have an outside firm come in and transplant the trees. The cost is \$5,000.
19. Window Treatment Installation: For energy purposes and efficiency, window treatment is needed at several of our buildings. The cost of this project is \$7,000 plus fees.

Three of the above projects do not individually exceed \$14,335 dollars; however, items which were contracted by outside individuals who are capable of performing the work on a timely and cost-effective basis. We do not believe they are routine items but tasks which are being done by outside groups. The dollars are not available in our general fund to complete these projects as we scrutinize our needs which are five to ten times the amount of dollars spent each year. We appreciate your review and acceptance of these projects under the Building & Site Sinking Fund and await your official opinion.

If you have any questions or need further information, please do not hesitate to contact me. My email address is [montcalm@monroe.k12.mi.us](mailto:montcalm@monroe.k12.mi.us). Phone number is 734-241-2155 or you may write me at the above address.

Sincerely,



Richard A. Montcalm  
Assistant Superintendent for  
Business & Finance

RAM:ced

cc: Dave Taylor  
Mike Bross  
Pete Carlton



JENNIFER M. GRANHOLM  
GOVERNOR

STATE OF MICHIGAN  
DEPARTMENT OF TREASURY  
LANSING

JAY B. RISING  
STATE TREASURER

June 3, 2003

Ms. Deanna M. Rowe  
Director of Finance  
Mason Consolidated Schools  
2400 Lakeside Road  
Erie, MI 48133

Dear Ms. Rowe:

Thank you for your letters regarding the School Code sinking fund requirements. You are requesting an opinion regarding whether specific expenditures comply with the restrictions in section 1212 of Public Act 451 of 1976, as amended, the Revised School Code and the interpretations of the Department of Treasury.

In my opinion, the items listed in your correspondence dated March 7, 2003, April 29, 2003, and May 29, 2003, meet the requirements of the act.

If I can assist further let me know.

Sincerely,

A handwritten signature in cursive script, reading "Frederick Headen".

Frederick Headen, Director  
Bureau of Local Government Services

c: Patrick J. Berardo, Thrun, Maatsch, and Nordberg, P.C.

58-24-090

**THRUN, MAATSCH AND NORDBERG, P.C.**

ATTORNEYS AND COUNSELORS AT LAW

(517) 484-8000

US MAIL ADDRESS

P.O. BOX 40699

LANSING, MI 48901-7899

ALL OTHER SHIPPING

501 SOUTH CAPITOL AVENUE, SUITE 500  
LANSING, MI 48933

RECEIVE  
Dept. of Treasur

APR 29 2003

INIT & FIN

FRED M. THRUN

1896-1970

CAROLINE W. THRUN

1897-1983

OF COUNSEL

DAVID OLMSTEAD

FAX: (517) 484-0041

FAX: (517) 484-0081

FAX: (517) 484-0019

**VIA HAND DELIVERY**

ROBERT M. THRUN  
PATRICK J. BERARDO  
JOE D. MOSIER  
DONALD J. BONATO  
G. MICHAEL WHITE  
KEVIN S. HARTY  
MICHAEL B. FARRELL  
GORDON W. VAN WIEREN JR.  
BEVERLY J. BONNING  
MARTHA J. MARCERO  
C. GEORGE JOHNSON

LISA L. SWEM  
JEFFREY J. SOLES  
ROY H. HENLEY  
ROBERT G. HUBER  
MICHAEL D. GRESSENS  
CHRISTOPHER J. IAMARINO  
RAYMOND M. DAVIS  
MICHELE R. EADY  
KIRK C. HERALD  
DANIEL J. ZARIMBA

April 29, 2003

Department of Treasury  
Local Audit and Finance Division  
Attn: Ms. April Griffin  
Treasury Building  
430 W. Allegan Street, First Floor  
Lansing, Michigan 48922

Re: **Mason Consolidated Schools, Monroe County, Michigan**  
**Sinking Fund Usage - - Supplemental Information**

Dear Ms. Griffin:

As you know, Mason Consolidated Schools would like to construct, acquire and install certain improvements to several of its school buildings and sites, as well as its Transportation Center, as described in detail on the project description that was filed with your office on March 7, 2003.

The school district would like a determination from the Department of Treasury whether the construction, acquisition and installation of those improvements are permissible uses of sinking fund millage money. To that end, I have enclosed additional information regarding those projects. As you may recall, we discussed the additional information required by your office during a recent telephone conversation.

Please call if you have any questions or require any further information. I look forward to receiving your response in the near future.

Very truly yours,

THRUN, MAATSCH AND NORDBERG, P.C.

By

Patrick J. Berardo

(517) 374-8827

PJB/MDG/jet  
Enclosure

cc: Ms. Deanna Rowe, Business Manager, Mason Consolidated Schools

# Mason Consolidated Schools

Marlene Mills, Superintendent of Schools  
2400 Lakeside Road, Erie, MI 48133 Tel: (734) 815-5175 Fax: (734) 819-2416  
web site: <http://scm.mason.k12.mi.us>

April 28, 2003

Mr. Michael D. Gresens  
Thurn, Maatsch & Nordberg  
PO Box 40699  
Lansing, MI 48933

RECEIVED  
Dept. of Treasur

APR 29 2003

INIT & FIN

Re: 2003 School Building & Site Bonds  
Proposed Uses of Sinking Fund Moneys

Dear Mike:

I offer the following response to your letter dated April 21, 2003:

- The emergency lighting in all buildings is a new installation. This entails lighting that would come on in case of a power outage so that the halls are lit for safety.
- The fire alarms are a replacement of current antiquated fire alarm systems. At the Sr. High School, the fire alarm system will work in conjunction with new doors that were installed on the gymnasium and cafetorium areas.
- Windows at Central Elementary and the Jr. High are replacements. We plan to install double-pane, insulated windows to replace the current single pane glass.
- The locker room project at the Jr. High will include some ventilation improvements plus some general sprucing up of the facilities. Included in this will be painting of the walls and lockers, but no locker replacements.

If you need any additional information, please feel free to contact me.

Sincerely,

  
Deanna M. Rowe  
Director of Finance

dr

Board of Education

Kent Swick  
President

Sharon Rice  
Vice President

Pamela E. Cousino  
Secretary

William Saul  
Treasurer

Donald Pearce  
Trustee

Joann Flory  
Trustee

Daphne Williams  
Trustee

04/28/2003 MON 15:27 [TX/RX NO 9923]

408



**THRUN, MAATSCH AND NORDBERG, P.C.**

**ATTORNEYS AND COUNSELORS AT LAW**

(517) 484-8000

US MAIL ADDRESS

P.O. BOX 40699

LANSING, MI 48901-7899

ALL OTHER SHIPPING

501 SOUTH CAPITOL AVENUE, SUITE 500  
LANSING, MI 48933

ROBERT M. THRUN  
PATRICK J. BERARDO  
JOE D. MOSIER  
DONALD J. BONATO  
G. MICHAEL WHITE  
KEVIN S. HARTY  
MICHAEL B. FARRELL  
GORDON W. VAN WIEREN, JR.  
BEVERLY J. BONNING  
MARTHA J. MARCERO  
C. GEORGE JOHNSON

LISA L. SWEN  
JEFFREY J. SOLES  
ROY H. HENLEY  
ROBERT G. HUBER  
MICHAEL D. GRESSENS  
CHRISTOPHER J. IAMARINO  
RAYMOND M. DAVIS  
MICHELE R. EADY  
KIRK C. HERALD  
DANIEL J. ZARUBA

FRED M. THRUN  
1896-1970  
CAROLINE W. THRUN  
1897-1983  
OF COUNSEL  
DAVID OLMSTEAD  
FAX: (517) 484-0041  
FAX: (517) 484-0081  
FAX: (517) 484-0019

March 7, 2003

**RECEIVED** VIA HAND DELIVERY  
Dept. of Treasury

**MAR 07 2003**

**LOCAL AUDIT & FINANCE DIV.**

Department of Treasury  
Local Audit and Finance Division  
Attn: Ms. April Griffin  
Treasury Building  
430 W. Allegan Street, First Floor  
Lansing, Michigan 48922

**Re: Mason Consolidated Schools, Monroe County, Michigan  
Sinking Fund Usage**

Dear Ms. Griffin:

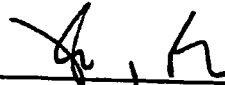
Mason Consolidated Schools would like to construct, acquire and install certain improvements to several of its school buildings and sites, as well as its Transportation Center, as described in detail on the project description that is enclosed herein.

The school district would like a determination from the Department of Treasury whether the construction, acquisition and installation of those improvements are permissible uses of sinking fund millage money.

Please call if you have any questions or require any further information. I look forward to receiving your response in the near future.

Very truly yours,

THRUN, MAATSCH AND NORDBERG, P.C.

By   
Patrick J. Berardo  
(517) 374-8827

PJB/MDG/jet

cc: Ms. Deanna Rowe, Business Manager, Mason Consolidated Schools

H/D



STATE OF MICHIGAN  
DEPARTMENT OF TREASURY  
LANSING

JOHN ENGLER  
GOVERNOR

DOUGLAS B. ROBERTS  
STATE TREASURER

October 2, 2002

Ms. Joie Rose  
Business Manager  
Montabella Community Schools  
302 West Main Street  
P. O. Box 349  
Edmore, MI 48829

Dear Ms. Rose:

Thank you for your letter regarding the School Code sinking fund requirements. You are requesting an opinion regarding whether specific expenditures comply with the restrictions in Section 1212 of the School Code and the interpretations of the Department of Treasury

In my opinion, the items listed in your correspondence dated May 2, 2002, meet the requirements of the Act.

If I can assist further let me know.

Sincerely,

A handwritten signature in cursive script, reading "Frederick Headen".

Frederick Headen, Acting Director  
Bureau of Local Government Services

Attachment



# Montabella Community Schools

**MONTABELLA CENTRAL OFFICE**  
302 West Main Street  
P.O. Box 349  
Edmore, MI 48829  
989-427-5148 (Telephone)  
989-427-3828 (Fax)

**MONTABELLA HIGH SCHOOL**  
1456 East North County Line Road  
Blanchard, MI 49310  
989-427-5175 (Telephone)  
989-427-5107 (Fax)

**MONTABELLA MIDDLE SCHOOL**  
1324 East North County Line Road  
Blanchard, MI 49310  
989-427-5114 (Telephone)  
989-427-5602 (Fax)

**BLANCHARD ELEMENTARY**  
405 South Fourth Street  
Blanchard, MI 49310  
989-561-2345 (Telephone)  
989-561-5377 (Fax)

**WEBB ELEMENTARY**  
200 Greenfield Street  
P.O. Box 649  
Edmore, MI 48829  
989-427-5200 (Telephone)  
989-427-3077 (Fax)

May 2, 2002

Ms. Linda Rairigh  
Michigan Department of Treasury  
Treasury Building  
Lansing, MI 48922

Ms. Rairigh,

I was hoping to get some clarification from you regarding appropriate sinking fund usage. We are looking at possibly using sinking funds for the following and would like your approval or disapproval:

1. Replacing interior & exterior doors
2. Replacing the poles & lights at the football field
3. Replacing dousage (lift) pumps (sewage pumps)

Please let me know if there are any items that need further clarification. My number is (517) 427-5148.

Thank you in advance for time spent on this.

Sincerely

Joie Rose  
Business Manager

RECEIVED  
Dept. of Treasury  
MAY 07 2002  
AUDIT & FINANCE

STATE OF MICHIGAN



JOHN ENGLER, Governor  
**DEPARTMENT OF TREASURY**  
TREASURY BUILDING, LANSING, MICHIGAN 48922  
MARK A. MURRAY, State Treasurer

594-045

October 9, 2000

Mr. Jeffrey J. Soles  
Thrun, Maatsch and Nordberg  
P.O. Box 40699  
Lansing, Michigan 48901-7899

Dear Mr. Soles:

Thank you for your recent letter regarding the School Code Sinking fund requirements. You are requesting an opinion regarding whether specific expenditures comply with the restrictions in both Section 1212 of the School Code and the interpretations of the Department of Treasury.

In my opinion, the attached project list/letter, dated August 10, 2000, appears to meet the requirements of the act, with the following exceptions: the stainless steel cabinet for dispensing fountain pop has been determined to be equipment and is not an allowable expenditure from sinking fund money.

If I can assist further let me know.

Sincerely,

A handwritten signature in black ink, appearing to read "Mark A. Hilpert".

Mark A. Hilpert, Director  
Bureau of Local Government Services

Attachment

cc: Mr. David L. Marston, Superintendent; Montabella Community Schools

**THRUN, MAATSCH AND NORDBERG, P.C.**

**ATTORNEYS AND COUNSELORS AT LAW**

ROBERT M. THRUN  
PATRICK J. BERARDO  
JOE D. MOSIER  
DONALD J. BONATO  
G. MICHAEL WHITE  
MICHAEL A. ESCHELBACH  
KEVIN S. HARTY  
MICHAEL B. FARRELL  
GORDON W. VAN WIEREN, JR.  
BEVERLY J. BONNING  
MARTHA J. MARCERO

C. GEORGE JOHNSON  
LISA L. SWEN  
JEFFREY J. SOLES  
TIMOTHY R. WINSHIP  
ROY M. HENLEY  
ROBERT G. HUBER  
MICHAEL D. GRESENS  
CHRISTOPHER J. IAMARINO  
RAYMOND M. DAVIS  
GRANT T. PECOR

SUITE 500, 501 SOUTH CAPITOL AVENUE  
P.O. BOX 40699  
LANSING, MI 48901-7899  
(517) 484-8000

FRED M. THRUN  
1896-1870  
CAROLINE W. THRUN  
1897-1883  
OF COUNSEL  
JAMES T. MAATSCH  
DAVID OLNSTEAD  
FAX: (517) 484-0041  
FAX: (517) 484-0061  
FAX: (517) 484-0019

August 10, 2000  
VIA HAND DELIVERY

Mrs. Linda Rairigh  
Department of Treasury  
Local Audit and Finance Division  
Fourth Floor, Treasury Building  
Lansing, Michigan 48922

RECEIVED  
Dept. of Treasury  
AUG 10 2000  
LOCAL AUDIT & FINANCE DIV.

Re: Montabella Community Schools Sinking Fund Usage

Dear Linda:

Montabella Community Schools would like to acquire and install a stainless steel cabinet for dispensing fountain pop at the existing high school and also replace the current fire extinguishing system over the cooking line. The current fire extinguishing system is no longer in compliance with State law.

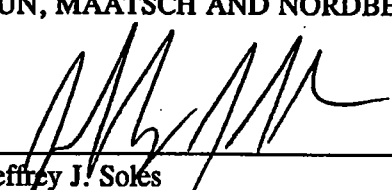
The school district would like a determination from the Department of Treasury whether the acquisition and installation of the stainless steel cabinet for dispensing fountain pop and the fire extinguishing system over the cooking line are permissible uses of sinking fund millage money.

Please call if you have any questions or require any further information. I look forward to receiving your response in the near future.

Very truly yours,

THRUN, MAATSCH AND NORDBERG, P.C.

By

  
Jeffrey J. Soles

JJS/jjt

cc: David L. Marston, Superintendent

s:\users\kdt\jjs\031700.1

STATE OF MICHIGAN



JOHN ENGLER, Governor  
**DEPARTMENT OF TREASURY**  
TREASURY BUILDING, LANSING, MICHIGAN 48922  
MARK A. MURRAY, State Treasurer

59-4045

June 13, 2000

Mr. Jeffrey J. Soles  
Thrun, Maatsch and Nordberg  
P.O. Box 40699  
Lansing, Michigan 48901-7899

Dear Mr. Soles:

Thank you for your recent letter on behalf of Montabella Community Schools regarding the School Code Sinking fund requirements. You are requesting an opinion regarding whether specific expenditures comply with the restrictions in both Section 1212 of the School Code and the interpretations of the Department of Treasury.

In my opinion, the attached project list/letter, dated April 11, 2000, appears to meet the requirements of the act.

If I can assist further let me know.

Sincerely,

A handwritten signature in black ink, appearing to read "Mark A. Hilpert".

Mark A. Hilpert, Director  
Bureau of Local Government Services

Attachment

c: David L. Marston, Superintendent; Montabella Community Schools

**THRUN, MAATSCH AND NORDBERG, P.C.**

**ATTORNEYS AND COUNSELORS AT LAW**

SUITE 500, 501 SOUTH CAPITOL AVENUE

P.O. BOX 40699

LANSING, MI 48901-7899

(517) 484-8000

ROBERT M. THRUN  
PATRICK J. BERARDO  
JOE D. MOSIER  
DONALD J. BONATO  
G. MICHAEL WHITE  
MICHAEL A. ESCHELBACH  
KEVIN S. HARTY  
MICHAEL B. FARRELL  
GORDON W. VAN WIEREN, JR.  
BEVERLY J. BONNING  
MARTHA J. MARCERO

C. GEORGE JOHNSON  
LISA L. SWEN  
JEFFREY J. SOLES  
TIMOTHY R. WINSHIP  
ROY H. HENLEY  
ROBERT G. HUBER  
MICHAEL D. GRESSENS  
CHRISTOPHER J. IAMARINO  
RAYMOND M. DAVIS  
GRANT T. PECOR

FRED M. THRUN  
1896-1970  
CAROLINE W. THRUN  
1897-1983  
—  
OF COUNSEL  
JAMES T. MAATECH  
DAVID OLMSTEAD  
—  
FAX: (517) 484-0041  
FAX: (517) 484-0081  
FAX: (517) 484-0019

**April 11, 2000  
VIA HAND DELIVERY**

Mrs. Linda Rairigh  
Department of Treasury  
Local Audit and Finance Division  
Fourth Floor, Treasury Building  
Lansing, Michigan 48922

Re: Montabella Community Schools Sinking Fund Usage

Dear Linda:

Montabella Community Schools would like to acquire and install air handlers in three existing elementary classrooms. These air handlers are heating, ventilating add-on units that mount in the outside wall of each classroom and draw outside air into the classroom and, using hot water, preheat it to the same temperature as the ambient classroom air. The units are electrically operated, are permanently mounted in the outside wall of each classroom, and are wired into the existing electrical and HVAC control systems for each classroom. Currently, each of these classrooms has no outside air infiltration and that is a health concern of the school district.

The school district would like a determination from the Department of Treasury whether the acquisition and installation of these air handlers is a permissible use of sinking fund millage money.

Please call if you have any questions or require any further information. I look forward to receiving your response in the near future.

Very truly yours,

THRUN, MAATSCH AND NORDBERG, P.C.

By   
Jeffrey J. Soles

JJS/kdt

cc: David L. Marston, Superintendent  
s:\users\kdt\jjs\031700.1

**RECEIVED**  
Dept. of Treasury

**APR 11 2000**

**LOCAL AUDIT & FINANCE DIV.**

STATE OF MICHIGAN



JOHN ENGLER, Governor  
**DEPARTMENT OF TREASURY**  
TREASURY BUILDING, LANSING, MICHIGAN 48922  
MARK A. MURRAY, State Treasurer

59-4-045

October 9, 2000

Mr. Peter J. Sazima, Maintenance Director  
Montabella Community Schools  
302 W. Main Street  
P.O. Box 349  
Edmore, Michigan 48829

Dear Mr. Sazima:

Thank you for your recent letter regarding the School Code Sinking fund requirements. You are requesting an opinion regarding whether specific expenditures comply with the restrictions in both Section 1212 of the School Code and the interpretations of the Department of Treasury.

In my opinion, the attached project lists/letters, dated August 1, 2000 and September 12, 2000, appear to meet the requirements of the act, with the following exception and clarification:

- ✓ Webb: Re-line parking lot: Adding parking lines to a newly paved parking lot is acceptable, but re-lining an existing parking lot has been determined to be maintenance and is not an acceptable use of sinking fund money.
- ✓ New school sign: Signs that are structures that require design work, are constructed and are intended to be a permanent structure are an acceptable use of sinking fund money.

If I can assist further let me know.

Sincerely,

Mark A. Hilpert, Director  
Bureau of Local Government Services

Attachment



**Montabella Community Schools**  
302 W. Main Street - P.O. Box 349, Edmore, MI 48829  
**David L. Marston, Superintendent**  
517-427-5148

September 12, 2000

Linda Rairigh, Manager  
Local Audit and Finance Division  
Department of Treasury  
Treasury Building  
Lansing, MI 48922

RECEIVED  
DEPT. OF TREASURY

SEP 18 2000

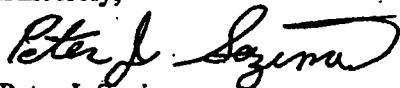
LOCAL AUDIT & FINANCE DIV.

Dear Ms. Rairigh,

I received your letter requesting additional information. I hope this helps.

1. Trophy case is a wall mount permanent case - see attachment.
2. Two new doors with all hardware at high school are being replaced. The roof over the entrance - we are doing nothing at this time. The gates for the dumpster, are chain link gates for safety reasons to keep students away from trash containers.
3. New school signs - these are permanent signs, located in front of Webb and Blanchard schools (see attachment 2).
4. Yes, the electrical and cement work are for the new signs.
5. Finish blacktop - this was to finish Webb's parking lot and new parking lot at the Blanchard school.
6. Re-line parking lot, new lines at Blanchard and Webb parking lots.
7. New heater for gym. this is a new heater and AC unit for gym. The old system would not keep the gym above 65 degrees in the wintertime. This building houses preschool through second grade. There was no fixing the problem so a new heater was installed. This is a roof top unit that is gas-fired. The rest of the building is hot water heat. See attachment 3.
8. Asbestos encapsulation will not take place this year.
9. Soda Locker - NA/will not take place this year.
10. Central Fire Protection removed the dry chemical system in the high school kitchen, and installed the ansul system. This system is a permanently mounted, automatic system, designed and installed in accordance with the manufacturer's listed guidelines, U.L. 300 state/local codes and the N.F.P.A. standards.

Sincerely,



Peter J. Sazima  
Maintenance Director

PJS/amgt

*A Tradition of Educational Excellence*



JOHN ENGLER, Governor  
~~MARK A. MURRAY~~ State Treasurer  
MARK A. MURRAY

STATE OF MICHIGAN

DEPARTMENT OF TREASURY

TREASURY BUILDING

LANSING, MICHIGAN 48922

59-4-045

March 31, 1999

Ms. Terri Lukshatis, Business Manager  
Montabella Community Schools  
302 West Main Street  
Edmore, Michigan 48829

Dear Ms. Lukshatis:

Thank you for your recent letter regarding the School Code Sinking Fund requirements. Pursuant to Department of Treasury Letter No. 01--95, you are requesting an opinion regarding whether specific expenditures comply with the restrictions in both Section 1212 of the School Code and the interpretations of the Department of Treasury.

In my opinion, the attached project list/letter, dated March 22, 1999, appears to meet the requirements of both the act and the numbered letter.

If I can assist further, let me know.

Sincerely,

Mark A. Hilpert, Director  
Bureau of Local Government Services

Attachment



# Montabella Community Schools

Superintendent's Office • 302 West Main Street  
Edmore, Michigan 48829  
Phone (517) 427-5148

March 22, 1999

Mr. Mark A. Hilpert, Director  
State of Michigan, Department of Treasury  
Treasury Building  
Lansing, MI 48922

Dear Mr. Hilpert

Thank you for your prompt response to our School Code Sinking Fund questions. I have since revised the budget and wish to have you review it again. Please note the following changes:

Water Softener; Basketball Backboards; Flower Box: These have all been eliminated from the budget and absorbed through our general fund maintenance budget.

Sign for School: The sign we are considering for purchase would be a structure that requires design work and would be constructed and intended to be a permanent structure.

Fertilizer; Diamond Dust: These have also been eliminated from the budget and will be absorbed by the athletic budget.

Lockers: Are not free standing but rather are built into and a part of the building structure.

Thank you for reviewing this revised budget.

Sincerely



Terri Lukshatis  
Business Manager

*"What greater or better gift can we offer the republic than to teach and instruct our youth?" — Cicero*

# Montabella Community Schools

## Site and Facilities Sinking Fund

Projected  
98/99

### Revenues

#### Local Sources

Current Tax	184,697.04
Earnings of Investment	3,693.94
<b>Total Local Revenue</b>	<b>- 188,390.98</b>

### Expenditures

#### High School

Hot Water Heater	11,000.00	
Bleachers	17,000.00	
Technology Wiring	2,250.00	
Doors	4,000.00	
Light Fans	1,600.00	
Sign for School	9,000.00	
<b>High School Total</b>		<b>44,850.00</b>

#### Middle School

Bleachers	900.00	
Doors	4,000.00	
Outside Lights	1,000.00	
Roof Repair	1,000.00	
Lockers	3,869.00	
Heating Coil	1,200.00	
Technology Wiring	2,500.00	
<b>Middle School Total</b>		<b>14,469.00</b>

#### Blanchard

Bleachers	650.00	
Gym Doors	2,000.00	
Boiler	5,700.00	
Electric	5,000.00	
Exterior Doors	1,200.00	
Ceiling Fan	600.00	
Technology Wiring	1,700.00	
Sidewalk	6,300.00	
Glass Replacement	1,000.00	

#### Blanchard Total

16,850.00

#### Webb

Boilers	3,000.00	
Doors	10,000.00	
Technology Wiring	700.00	
Webb Porch	12,500.00	
Lockers	15,000.00	
Parking Lot	1,100.00	
<b>Webb Total</b>		42,300.00
<b>Six Lakes</b>		
Sidewalk	900.00	
Updating Heating System	1,800.00	
Door Hinges	3,000.00	
Gym Lights	2,000.00	
<b>Six Lakes Total</b>		7,700.00
<b>Athletics</b>		
Resurface Gym Floor	18,000.00	
Sprinkler	3,000.00	
<b>Athletics Total</b>		21,000.00
District Wide Roof Repair		30,000.00
<b>Total Expenditures</b>		177,169.00
Excess of Revenue and Other Financing Sources over (under) Expenditures	\$ -	\$ 11,221.98
Fund Balance-July 1		-
Fund Balance-June 30	\$ -	\$ 11,221.98

59-4-045



JOHN ENGLER, Governor  
DOUGLAS B. ROBERTS, State Treasurer

STATE OF MICHIGAN

## DEPARTMENT OF TREASURY

TREASURY BUILDING

LANSING, MICHIGAN 48922

December 18, 1998

Ms. Terri Lukshaitis, Business Manager  
Montabella Community Schools  
302 W. Main Street  
P.O. Box 349  
Edmore, Michigan 48829

Dear Ms. Lukshaitis:

Thank you for your recent letter regarding the School Code Sinking Fund requirements. Pursuant to Department of Treasury Letter No. 01-95, you are requesting an opinion regarding whether specific expenditures comply with the restrictions in both Section 1212 of the School Code and the interpretations of the Department of Treasury.

In my opinion, the attached project list/letter, dated November 10, 1998, appears to meet the requirements of both the act and the numbered letter with the following exceptions:

Water Softener; Basketball Backboards; Flower Box: These have been determined to be equipment and are not authorized uses of sinking fund money.

Sign for School: Signs that are structures that require design work, are constructed and are intended to be a permanent structure are an acceptable use of sinking fund money. Lettering that is added to the building is an unacceptable use of sinking fund money.

Fertilizer; Diamond Dust: These are supplies and are not an authorized use of sinking fund money.

Lockers: Free standing lockers are equipment and are not an allowable use of sinking fund money. Lockers that are built into and a part of the wall/building structure are acceptable expenditures from sinking fund money.

If I can assist further, let me know.

Sincerely,

Mark A. Hilpert, Director  
Bureau of Local Government Services

Attachment

**Montabella Community Schools**  
302 W. Main Street - P.O. Box 349, Edmore, MI 48829  
**David L. Marston, Superintendent**  
517-427-5148

November 10, 1998

NOV 12 1998

Ms. Linda Rairigh  
Michigan Department of Treasury  
Treasury Building  
Lansing, Mi 48922

Ms. Rairigh

Thank you for the information you have provided on the sinking fund appropriate uses. I am enclosing a budget of projected expenditures for approval from the Department of Treasury. Please let me know if there are any items that need further clarification. My number is (517)427-5148.

Again thank you in advance for the time you spend on this budget.

Sincerely



Terri Lukshaitis  
Business Manager

**A Tradition of Educational Excellence**

# Montabella Community Schools

## Site and Facilities Sinking Fund

Projected  
98/99

### Revenues

#### Local Sources

Current Tax	184,697.04
Earnings of Investment	3,693.94
<b>Total Local Revenue</b>	<b>188,390.98</b>

### Expenditures

#### High School

Hot Water Heater	8,000.00	
- Water Softener	11,000.00	
Bleachers	17,000.00	
- Basketball Backboards	5,000.00	
Technology Wiring	1,000.00	
Doors	4,000.00	
Light Fans	1,600.00	
Sign for School	9,000.00	
<b>High School Total</b>		<b>56,600.00</b>

#### Middle School

Bleachers	900.00	
Doors	4,000.00	
Outside Lights	1,000.00	
Roof Repair	1,500.00	
Heating Coil	1,200.00	
Technology Wiring	2,000.00	
<b>Middle School Total</b>		<b>10,600.00</b>

#### Blanchard

- Flower Box	500.00	
Bleachers	650.00	
Gym Doors	2,000.00	
Boiler	3,000.00	
Electric - labor for buying existing (outside contractors)	5,000.00	
Exterior Doors	1,200.00	
Ceiling Fan	600.00	
Technology Wiring	1,000.00	
- Water Softener	600.00	
Glass Replacement	1,000.00	





## STATE OF MICHIGAN



JOHN ENGLER, Governor  
**DEPARTMENT OF TREASURY**  
 TREASURY BUILDING, LANSING, MICHIGAN 48922  
 MARK A. MURRAY, State Treasurer

April 10, 2000

Mr. Robert M. Thrun  
 Thrun, Maatsch and Nordberg  
 P.O. Box 40699  
 Lansing, Michigan 40699

Dear Mr. Thrun:

Thank you for your recent letter on behalf of Fremont Public Schools regarding the School Code Sinking fund requirements. You are requesting an opinion regarding whether specific expenditures comply with the restrictions in both Section 1212 of the School Code and the interpretations of the Department of Treasury.

In my opinion, the attached project list/letter, dated February 18, 2000, appears to meet the requirements of the act, with the following exceptions:

1. Air Conditioning – in all cases air conditioning is acceptable if it is a central air conditioning unit. Room air conditioners are not an acceptable use of sinking fund money.
2. Drinking Fountains – stand-alone drinking fountains have been determined to be equipment and are not authorized from sinking fund money. Built in drinking fountains that are therefore part of the building can be purchased and installed with sinking fund money.
3. Convection double ovens – equipment can not be purchased with sinking fund money.
4. Lockers – lockers are considered to be equipment and are not allowable sinking fund expenditures *unless* they are structurally designed to be part of the building, are permanently mounted into the walls and are a part of the structure.
5. Electric Blinds – Window coverings have been determined to be furnishings and are not an authorized use of sinking funds.
6. Replace copiers/risographs – equipment can not be purchased with sinking fund money.
7. Bleachers – new bleachers and repair to existing bleachers is acceptable. Maintenance work including painting is not authorized from sinking funds.
8. Miscellaneous areas – it is unclear from your list whether the following items are new construction, repair or maintenance. Additional information will be needed for these items before I will be able to respond:
  - a. sprinkler systems
  - b. remodel weight room, add fitness room, ramp
  - c. storage building
  - d. pool/locker room upgrade

If I can assist further let me know.

Sincerely,

Mark A. Hilpert, Director  
 Bureau of Local Government Services

Attachment

**THRUN, MAATSCH AND NORDBERG, P.C.**

**ATTORNEYS AND COUNSELORS AT LAW**

SUITE 500, 501 SOUTH CAPITOL AVENUE

P.O. BOX 40699

LANSING, MI 48901-7899

(517) 484-8000

ROBERT M. THRUN  
PATRICK J. BERARDO  
JOE D. MOSIER  
DONALD J. BONATO  
G. MICHAEL WHITE  
MICHAEL A. ESCHELBACH  
KEVIN S. HARTY  
MICHAEL B. FARRELL  
GORDON W. VAN WIEREN, JR.  
BEVERLY J. BONNING  
MARTHA J. MARCERO  
C. GEORGE JOHNSON  
PHILIP A. ERICKSON  
LISA L. SWEN  
JEFFREY J. SOLES  
TIMOTHY R. WINSHIP  
ROY H. HENLEY  
ROBERT G. HUBER  
MICHAEL D. GRESENS  
CHRISTOPHER J. IAMARINO

FRED M. THRUN  
1896-1970  
CAROLINE W. THRUN  
1897-1983  
—  
OF COUNSEL  
JAMES T. MAATSCH  
DAVID OLMSTEAD  
—  
FAX: (517) 484-0041  
FAX: (517) 484-0081  
FAX: (517) 484-0018

February 18, 2000

**VIA HAND DELIVERY**

Ms. Kathy O'Keefe  
Municipal Finance Division  
Michigan Department of Treasury  
Fourth Floor, Treasury Building  
Lansing, Michigan 48922

Re: Proposed Use of Building and Site Sinking Fund Monies

Dear Ms. O'Keefe:

A school district client has requested the Department's opinion on the permissible use of building and site sinking funds for certain school building projects. Please review the proposed uses itemized on the attached and provide an opinion whether the listed projects may be funded through a building and site sinking fund.

Thank you in advance for your time and attention to this matter.

Very truly yours,

THRUN, MAATSCH AND NORDBERG, P.C.

*Robert M. Thrun*  
Robert M. Thrun  
(517) 374-8870

RMT/klg

Enclosure

**RECEIVED**  
Dept. of Treasury

FEB 18 2000

LOCAL AUDIT & FINANCE DIV.

*J. J.*

62-4-40

**FREMONT PUBLIC SCHOOLS**  
**PRELIMINARY LIST OF FACILITY REPAIRS/UPGRADES**  
**"SINKING FUNDS"**

"Sink Fund Project 3"

2/14/00

<u>Bldg</u>	<u>Description</u>	<u>Estimated Cost</u>	<u>Project Year</u>
DB	Replace Boilers	\$ 70,000	
DB	Soffitt Repairs	\$ 5,000	
DB	Sprinkler System - Front Lawn	\$ 6,000	
HS	Carpet Replacement	\$ 15,000	
HS	Remodel Weight Room, Add Fitness Room, Ramp	\$ ??	
HS	✓ Air Condition 6 Classrooms	\$ 25,000	
HS	Replace Boilers	\$ 70,000	
HS	Replace Several Exterior Doors	\$ 50,000	
HS	Buy Land (80-100 acres)	\$ 400,000	
HS	Portable Bldgs (2)	\$ 40,000	
HS	✓ Pool/Locker Room Upgrade ??	\$ ??	
MS	✓ Replace Lockers	\$ 50,000	
MS	Replace MS Stage Floor, Storage Doors	\$ 30,000	
MS	✓ 4 New Drinking Fountains (new wing)	\$ 6,000	
MS	Convection - Double Ovens (Kitchen)	\$ 15,000	
MS	✓ Air Condition (Kitchen)	\$ 8,000	
MS	Sprinkler System - Front Lawn	\$ 6,000	
MS	✓ Electric Blinds for New Gym	\$ 7,000	
PF	Storage Building	\$ 5,000	
PF	Sprinkler System - Front Lawn	\$ 6,000	
PF	Add 2 Classrooms	\$ 350,000	
Quest	Soffitt Repairs	\$ 5,000	
Quest	Carpet Replacement	\$ 8,000	
Quest	✓ Roof Repairs	\$ 25,000	
Quest	Cabinetry Replacement	\$ 70,000	
Quest	Replace Boilers	\$ 30,000	
Pine	Soffitt Repairs	\$ 5,000	
Pine	Carpet Replacement	\$ 8,000	
Pine	Cabinetry Replacement	\$ 70,000	
Pine	Carpet Replacement, HS, Pine, Quest (20,000/yr)	\$ 60,000	
Pine	Sprinkler System - Front Lawn	\$ 5,000	
Pine	✓ Air Conditioning (Office)	\$ 8,000	
Admin.	New Asphalt	\$ 12,000	
Admin.	Soffitt Repairs	\$ 2,000	
Garage	New Asphalt	\$ 100,000	
Ath Fields	✓ Bleachers, Ath Field, Quest, MS	\$ 100,000	
All Bldgs.	✓ Replace Copiers / Risographs	\$ 50,000	
	Other	\$	
	Other	\$	
	Other	\$	
	Other	\$	
	Other	\$	
<b>GRAND TOTAL</b>		<b>\$ 1,722,000</b>	

A 1-Mill Levy will produce approximately \$260,000 each year.

A 5-year levy would produce a total of \$1,300,000



STATE OF MICHIGAN  
DEPARTMENT OF TREASURY  
LANSING

JOHN ENGLER  
GOVERNOR

DOUGLAS B. ROBERTS  
STATE TREASURER

September 6, 2002

Mr. James M. Crowley  
Pollard & Albertson, P.C.  
38505 Woodward Avenue, Suite 2300  
Bloomfield Hills, Michigan 48304-5096

Dear Mr. Crowley:

Thank you for your letter on behalf of the Woodhaven-Brownstown School District regarding the School Code Sinking fund requirements. You are requesting an opinion regarding whether specific expenditures comply with the restrictions in Section 1212 of the School Code and the interpretations of the Department of Treasury.

In my opinion, the items listed in your correspondence dated December 5, 2001, meet the requirements of the Act, with the following exceptions/qualification/clarification:

- Folding partitions: The accordion type walls are not an allowable expenditure from sinking funds. They do not appear to be permanent/semi-permanent type fixtures and have been determined to be equipment and can not be purchased or repaired with sinking fund money.
- Compressor coil and repair and parts for the HVAC compressor are also considered to be equipping and can not be paid for from sinking fund money.
- Traffic light: We do not believe this to be the financial responsibility of the school district and therefore can not approve the use of any school district funds including sinking funds for this project.

If I can assist further let me know.

Sincerely,

Frederick Headen, Acting Director  
Bureau of Local Government Services

cc: Ms. Susan Featheringill, Woodhaven-Brownstown School District

Attachment

LAW OFFICES  
**POLLARD & ALBERTSON, P.C.**

38505 WOODWARD AVENUE, SUITE 2300  
BLOOMFIELD HILLS, MICHIGAN 48304-5096

DENNIS R. POLLARD  
WILLIAM G. ALBERTSON  
DOUGLASS A. WITTERS  
RICHARD E. KROOPNICK  
NEIL H. GOODMAN  
ROBERT NYOVICH  
PATRICK M. HIGDON

Telephone (248) 258-2850  
Facsimile (248) 258-2851  
firm@pollardlaw.com  
www.pollardlaw.com

JAMES M. CROWLEY  
ANN L. VANDERLAAN  
JOSEPH C. BENNETT  
DANA L. ABRAHAMS  
KARI K. SHAY  
OF COUNSEL  
JEFFREY T. STEWART

December 5, 2001

**RECEIVED**  
Dept. of Treasury

**DEC 06 2001**

LOCAL AUDIT & FINANCE DIV

Ms. Linda Rairigh  
Manager  
Local Audit Finance Division  
Michigan Department of Treasury  
First Floor, Treasury Building  
430 West Allegan Street  
Lansing, Michigan 48922

Re: *Woodhaven-Brownstown School District Sinking Fund*

Dear Linda:

This correspondence is prepared to seek the concurrence of the Department of Treasury with our opinion that the Woodhaven-Brownstown School District may use sinking fund proceeds to finance the following:

1. Repairs due to underground electrical cable failure and fire:
  - Replace Detroit Edison electrical cables (see attached invoice from Detroit Edison);
  - Replace motor and miscellaneous parts in the exhaust fan located in the Print Shop. The exhaust fan is permanently located within a school building;
  - Replace motor in the pool pump heat exchanger. The pool pump heat exchanger is permanently located within a school building;
  - Replace motor and miscellaneous parts in the HVAC compressor located in the Boiler Room. The HVAC compressor is permanently located within a school building; and
  - Replace the coil in the compressor located in the Welding Shop. The compressor is permanently located within a school building.
2. Repair of folding partition in Gymnasium (see attached proposal from Piper School Equipment, Inc.).

Ms. Linda Rairigh  
December 5, 2001  
Page 2

3. Traffic light:

- Installation of a traffic light on the public street in front of the High School. The installation would include the poles, cables, light fixtures and light controls.

I would appreciate your response to this correspondence at your earliest possible convenience. In the interim, if you should have any questions regarding this correspondence, please do not hesitate to contact me.

Very truly yours,

POLLARD & ALBERTSON, P.C.



James M. Crowley

JMC/jam  
Enclosure  
cc: Ms. Susan Featheringill

00076933.DOC

NOV 26 '01 09:45

WOODHAVEN SCHOOL DIST 734 783 3316 TO 912402582851

P.02/03

Detroit Edison  
Cash Management - 319 SB  
2000 Second Ave  
Detroit, MI 48226

**Detroit Edison**

To: **Woodhaven High School**  
ATTN: Jack Rychlicki  
23605 King Road  
Brownstown, MI 48183

Invoice Number	Code
<b>48639</b>	<b>GW2</b>
Invoice Date	Due Date
<b>11/19/2001</b>	<b>12/19/2001</b>
Terms	Customer PO Number
<b>Net 30 Days</b>	
Method of Payment	
<input checked="" type="checkbox"/> Cash <input type="checkbox"/> Check	Check No.:
Invoice Amount:	Amount Enclosed
<b>\$22,466.42</b>	<b>\$</b>
MCSE 002027 122 E0276 E0278 E000302266	

**Please Return Top Portion With Payment.**

### Invoice Statement

Invoice Number	Customer PO Number	Terms	Invoice Date	Due Date	Invoice Amount:
<b>48639</b>		<b>Net 30 Days</b>	<b>11/19/2001</b>	<b>12/19/2001</b>	<b>\$22,466.42</b>

This Invoice is for **Charges for Detroit Edison crews, Trombly Pulling, UGL Splicers and Primary Services. 600 feet of 4/0 cable and 6 terminations were replaced on PS 8387 when it failed in service on 10/29/01 at Woodhaven HS 24787 Van Horn, Woodhaven**

Detail	Amount
Primary Services	
Trombly Pulling Crews	\$1,991.62
Underground Lines Newport	\$7,583.44
4/0 Cable 600 feet	\$5,712.36
6 terminations	\$6,990.00
	\$189.00
<b>Invoice Amount:</b>	<b>\$22,466.42</b>

**DTE Energy**

Mail Payments to:  
Detroit Edison  
Cash Management - 319 SB  
2000 Second Ave  
Detroit, MI 48226

For Additional Information Contact:  
R Guajardo 313-235-6483

Prepared by: Tammy Ciootte - Primary Services

Page 1 of 1 01/30/01 11:17:37



**PIPER SCHOOL EQUIPMENT, INC.**

18750 FORT STREET  
RIVERVIEW, MI 48192

(734) 285-7331 1-800-942-9140  
FAX: (734) 285-6944

OVER 30 YEARS  
OF SERVICE

November 13, 2001

**PROPOSAL SUBMITTED TO:**

Mr. Jack Rychlicki  
Woodhaven-Brownstown School District  
24975 Van Horn Road  
Woodhaven, MI 48134

RE: Folding Partition in Gymnasium.

JOB SITE: Woodhaven High School

We hereby submit specifications and estimates to:

- Repair folding partition in Gymnasium.
- Repair clutch and torque limiter assembly.
- Repair lead panel header and pendant bolt.
- Secure sweep strips as needed.
- Operate and check partition for proper operation.

**WE PROPOSE** hereby to furnish labor and material--complete in accordance with the above specifications, for the sum of:

Three Thousand Nine Hundred Twenty Dollars (\$3,920.00).

Payment to be made as follows: Net 30 Days.

This proposal may be withdrawn by us if not accepted within 90 days.

Sincerely,



Bruce E. Burnett  
Piper School Equipment, Inc.

82-4-365



STATE OF MICHIGAN  
John Engler, Governor

DEPARTMENT OF TREASURY  
Douglas B. Roberts, State Treasurer



MICHIGAN  
DEPARTMENT OF  
TREASURY

October 26, 2001

Mr. James M. Crowley  
Pollard & Albertson  
38505 Woodward Avenue, Suite 2300  
Bloomfield Hills, Michigan 48304-5096

Dear Mr. Crowley:

Thank you for your recent letter on behalf of Woodhaven-Brownstown School District regarding the School Code Sinking fund requirements. You are requesting an opinion regarding whether specific expenditures comply with the restrictions in Section 1212 of the School Code and the interpretations of the Department of Treasury.

In my opinion, the items listed in your correspondence dated September 18, 2001, meet the requirements of the Act.

If I can assist further let me know.

Sincerely,

Mark A. Hilpert, Director  
Bureau of Local Government Services

Attachment

cc: Ms. Susan Featheringill; Woodhaven-Brownstown School District

LAW OFFICES  
**POLLARD & ALBERTSON, P.C.**

38505 WOODWARD AVENUE, SUITE 2300  
BLOOMFIELD HILLS, MICHIGAN 48304-5096

Telephone (248) 258-2850

Facsimile (248) 258-2851

firm@pollardlaw.com

www.pollardlaw.com

DENNIS R. POLLARD  
WILLIAM G. ALBERTSON  
DOUGLASS A. WITTERS  
RICHARD E. KROOPNICK  
NEIL H. GOODMAN  
ROBERT NYOVICH  
PATRICK M. HIGDON

JAMES M. CROWLEY  
ANN L. VANDERLAAN  
JOSEPH C. BENNETT  
DANA L. ABRAHAMS  
KARI K. SHAY

OF COUNSEL  
JEFFREY T. STEWART  
JOHN M. POLLOCK, PLC

September 18, 2001

Ms. Linda Rairigh  
Manager  
Local Audit Finance Division  
Michigan Department of Treasury  
First Floor, Treasury Building  
430 West Allegan Street  
Lansing, Michigan 48922

RECEIVED  
Dept. of Treasury  
SEP 20 2001  
LOCAL AUDIT & FINANCE DIV.

Re: *Woodhaven-Brownstown School District Sinking Fund*


Dear Linda:

This correspondence is prepared to seek the concurrence of the Department of Treasury with our opinion that the Woodhaven-Brownstown School District may use sinking fund proceeds to finance a replacement motor for a central vacuum system permanently located within a school building.

I would appreciate your response to this correspondence at your earliest possible convenience. In the interim, if you should have any questions regarding this correspondence, please do not hesitate to contact me.

Very truly yours,

**POLLARD & ALBERTSON, P.C.**

  
James M. Crowley

JMC/jam

cc: Ms. Susan Featheringill

00075503.DOC



STATE OF MICHIGAN  
John Engler, Governor

DEPARTMENT OF TREASURY  
Douglas B. Roberts, State Treasurer



September 7, 2001

Mr. James M. Crowley  
Pollard & Albertson, P.C.  
38505 Woodward Avenue, Suite 2300  
Bloomfield Hills, Michigan 48304-5096

Dear Mr. Crowley:

Thank you for your recent letter on behalf of Woodhaven-Brownstown School District regarding the School Code Sinking fund requirements. You are requesting an opinion regarding whether specific expenditures comply with the restrictions in Section 1212 of the School Code and the interpretations of the Department of Treasury.

In my opinion, the items listed in your correspondence dated August 20, 2001 meet the requirements of the act, with the following exceptions/qualification/clarification:

- Painting is considered to be maintenance and sinking fund money can not be used.
- A pool vacuum and the replacement motor is considered to be equipment and is not an allowable sinking fund expenditure.

If I can assist further let me know.

Sincerely,

Mark A. Hilpert, Director  
Bureau of Local Government Services

Attachment

Cc: Woodhaven-Brownstown School District

LAW OFFICES  
**POLLARD & ALBERTSON, P.C.**

DENNIS R. POLLARD  
WILLIAM G. ALBERTSON  
DOUGLASS A. WITTERS  
RICHARD E. KROOPNICK  
NEIL H. GOODMAN  
ROBERT NYOLICH  
PATRICK M. HIGDON

38505 WOODWARD AVENUE, SUITE 2300  
BLOOMFIELD HILLS, MICHIGAN 48304-5096

Telephone (248) 258-2850

Facsimile (248) 258-2851

firm@pollardlaw.com

www.pollardlaw.com

JAMES M. CROWLEY  
ANN L. VANDERLAAN  
JOSEPH C. BENNETT  
DANA L. ABRAHAMS  
KARI K. SHAY

OF COUNSEL  
JEFFREY T. STEWART  
JOHN M. POLLOCK, PLC

August 20, 2001

**RECEIVED**  
DEPT. OF TREASURY  
**AUG 22 2001**  
LOCAL AUDIT & FINANCE DIV.

Ms. Linda Rairigh  
Manager  
Local Audit Finance Division  
Michigan Department of Treasury  
First Floor, Treasury Building  
430 West Allegan Street  
Lansing, Michigan 48922

Re: ***Woodhaven-Brownstown School District Sinking Fund***

Dear Linda:

This correspondence is prepared to seek the concurrence of the Department of Treasury with our opinion that the Woodhaven-Brownstown School District may use sinking fund proceeds to finance the following projects:

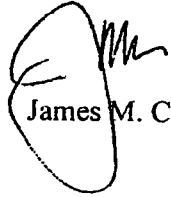
1. New pool markings . (Under Revised Administrative Rules for Public Swimming Pools, Michigan's Public Health Code, 1978 PA 368, Revised February 8, 2001, the pool bottom and sidewalls must be marked in a contrasting color. The pools will need to be drained and then existing pool tiles removed and replaced with a contrasting color tile)
2. Excavate and repair broken sewer pipe.
3. Replacement of steam control valve for heating system and piping that needs to be modified for new valve installation.
4. Exterior painting of aluminum fascia at upper roofline and lower fascia around building to include support pillars.
5. Pool air handler shaft replacement including cones that fit the shaft and bearings.
6. Replacement of motor for pool vacuum.

Ms. Linda Rairigh  
August 20, 2001  
Page 2

I would appreciate your response to this correspondence at your earliest possible convenience. In the interim, if you should have any questions regarding this correspondence, please do not hesitate to contact me.

Very truly yours,

**POLLARD & ALBERTSON, P.C.**

A handwritten signature in black ink, appearing to read "James M. Crowley", is written over a circular stamp or seal.

James M. Crowley

JMC/jam  
cc: Ms. Susan Featheringill

00075058.DOC

STATE OF MICHIGAN



JOHN ENGLER, Governor  
**DEPARTMENT OF TREASURY**  
TREASURY BUILDING, LANSING, MICHIGAN 48922  
MARK A. MURRAY, State Treasurer

82-4-365

December 8, 2000

Mr. Patrick M. Higdon  
Pollard & Albertson  
38505 Woodward Avenue, Suite 2300  
Bloomfield Hills, Michigan 48304-5095

Dear Mr. Higdon:

Thank you for your recent letter on behalf of Woodhaven-Brownstown School District regarding the School Code Sinking fund requirements. You are requesting an opinion regarding whether specific expenditures comply with the restrictions in both Section 1212 of the School Code and the interpretations of the Department of Treasury.

In my opinion, the attached project list/letter, dated October 19, 2000, appears to meet the requirements of the act, with the following exceptions:

Backstops and their repair have been determined to be equipment and is not an allowable use of sinking fund money.

If I can assist further let me know.

Sincerely,

A handwritten signature in cursive script that reads "Mark A. Hilpert".

Mark A. Hilpert, Director  
Bureau of Local Government Services

Attachment

LAW OFFICES  
**POLLARD & ALBERTSON, P.C.**

38505 WOODWARD AVENUE, SUITE 2300  
BLOOMFIELD HILLS, MICHIGAN 48304-5096

Telephone (248) 258-2850  
Facsimile (248) 258-2851  
firm@pollardlaw.com

DENNIS R. POLLARD  
WILLIAM G. ALBERTSON  
DOUGLASS A. WITTERS  
RICHARD E. KROOPNICK  
NEIL M. GOODMAN  
ROBERT NYOVICH  
PATRICK M. HIGDON  
JAMES M. CROWLEY

ANN L. VANDERLAAN  
JOSEPH C. BENNETT  
LAURA M. HALLAHAN  
DANA L. ABRAHAMS  
KARI K. SHAY  
  
OF COUNSEL  
JEFFREY T. STEWART  
JOHN M. POLLOCK, PLC

October 19, 2000

Ms. Linda Rairigh  
Manager  
Local Audit Finance Division  
Michigan Department of Treasury  
First Floor, Treasury Building  
430 West Allegan Street  
Lansing, Michigan 48922

RECEIVED  
OCT 23 2000  
LOCAL AUDIT & FINANCE DIV.

Re: *Woodhaven-Brownstown School District Sinking Fund*

Dear Linda:

This correspondence is prepared to seek the concurrence of the Department of Treasury with our opinion that the Woodhaven-Brownstown School District may use sinking fund proceeds to finance the following projects:

1. High school backstop repair projects, including the installation of cables and supports, as detailed in the attached proposal submitted by Piper School Equipment, Inc.; and
2. The replacement of a fire hydrant at the high school site.

I would appreciate your response to this correspondence at your earliest possible convenience. In the interim, if you should have any questions regarding this correspondence, please do not hesitate to contact me.

Very truly yours,

**POLLARD & ALBERTSON, P.C.**

PMH/jam  
Enclosure  
cc: Ms. Susan Featheringill  
00068167.DOC

Patrick M. Higdon

**PLEASE NOTE:**

Due to the renumbering of addresses along sections of Woodward Avenue, our address has changed to:  
38505 Woodward Avenue, Suite 2300, Bloomfield Hills, MI 48304-5096.  
Our location remains the same.



# PIPER SCHOOL EQUIPMENT, INC.

18750 FORT STREET  
RIVERVIEW, MI 48192

(734) 285-7331 1-800-942-9140  
FAX: (734) 285-6944

OVER 29 YEARS  
OF SERVICE

To: Susan Featherhill  
Re: Proposal to repair

3 pages

May 23, 2000

RECEIVED  
DEPT. OF TREASURY

OCT 23 2000

## PROPOSAL SUBMITTED TO:

Mr. Jack Rychlicki  
Woodhaven-Brownstown School District  
24975 Van Horn Road  
Woodhaven, MI 48134

LOCAL AUDIT & FINANCE DIV.

JOB SITE: Woodhaven High School.

We hereby submit specifications and estimates to:

- Fabricate and install four (4) rear supports (1-1/2" schedule 40 steel tubing).
- Fabricate and install two (2) main supports (2-1/2" schedule 40 steel tubing).
- Repair inner-locks on one (1) unit.
- Install one (1) slide tube.
- Install lift cables on two (2) units.
- Install one (1) fan shaped steel backstop with goal.
- Adjust and secure clamps as recommended in the inspection report.

WE PROPOSE hereby to furnish material and labor--complete in accordance with above specifications, for the sum of:

Five Thousand Five Hundred Eighty Dollars (\$5,580.00).

Payment to be made as follows: Net 30 Days

This proposal may be withdrawn by us if not accepted within 90 days.

Option A: Install Saf-Lok's, add \$450.00 each. Four (4) recommended.

Option B: Install 500-B electric winches, add \$1,340.00 each (electrical hook up by others). Six (6) recommended. \$1800.00

Sincerely,

*David Beck*

David Beck  
Piper School-Equipment, Inc.

**Basketball Backstop Inspection Report**

**Date of Inspection:** June 16, 2000

**School Inspected:** Woodhaven High School, Main Gymnasium

**East Gymnasium**

Unit 1 No repairs are recommended at this time.

Unit 2 Broken cross bracing. Cross bracing missing clamp. Drive unit has limit switch failure (drive unit for units 2 & 3).

Unit 3 No repairs are recommended at this time.

Unit 4 No repairs are recommended at this time.

Unit 5 No repairs are recommended at this time.

Unit 6 Rear support pipes bent. Drive unit lift cable worn. Recommend Saf-Lok installation.

Unit 7 Rear support pipes bent. Cross bracing bent. Drive unit lift cable worn. Recommend Saf-Lok installation.

**West Gymnasium**

Unit 1 No repairs are recommended at this time.

Unit 2 No repairs are recommended at this time.

Unit 3 Main support pipes bent.

Unit 4 Missing clamp on cross bracing. Damaged goal.

Unit 5 Missing goal. Damaged backboard. Main front support bar slipped on beam.

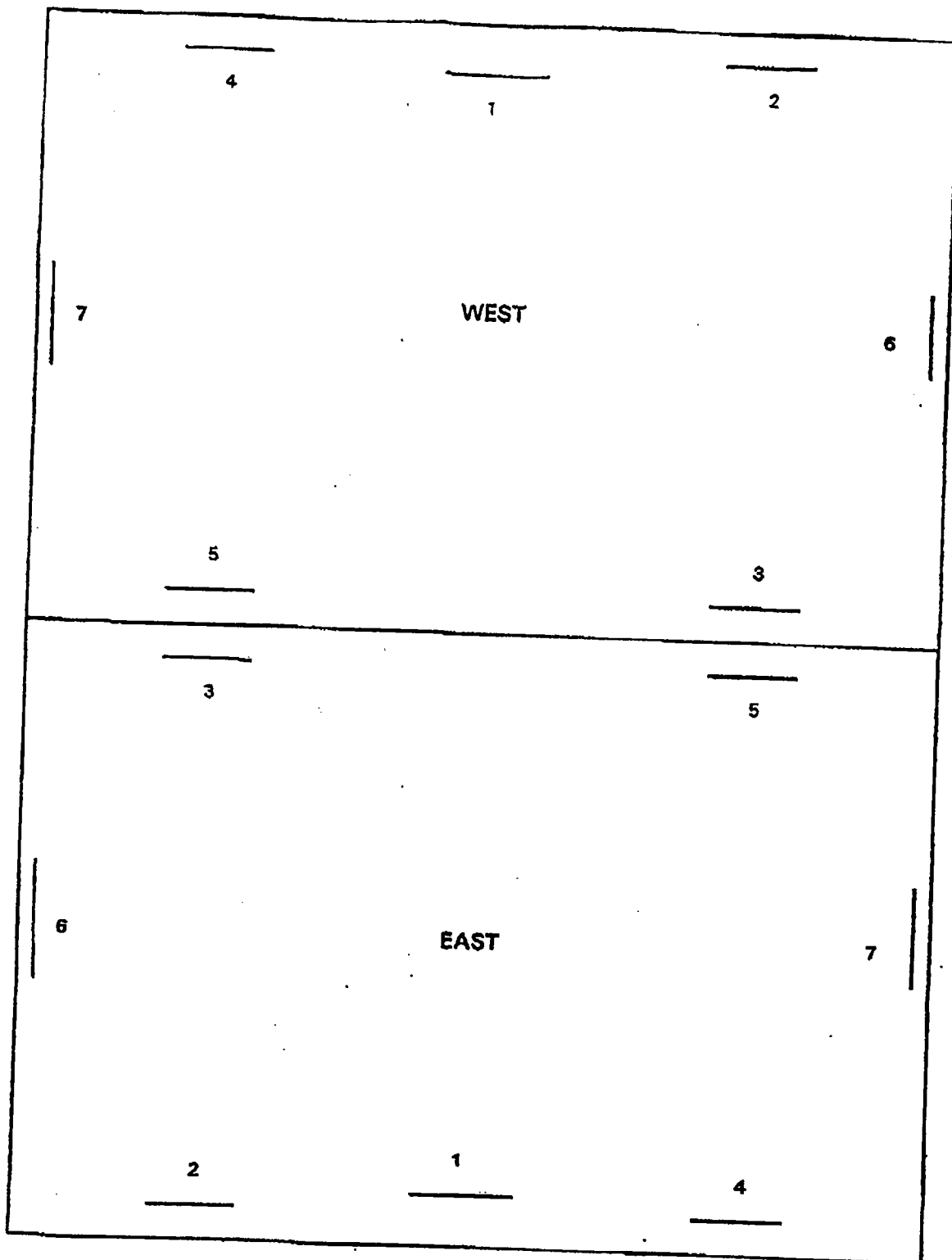
Unit 6 Recommend Saf-Lok installation. No other repairs recommended at this time.

Unit 7 Rear slide tube bent. Beam attachment damaged. Recommend Saf-Lok installation.

Inspected by:



David Beck  
Piper School Equipment, Inc.



STATE OF MICHIGAN



JOHN ENGLER, Governor  
**DEPARTMENT OF TREASURY**  
TREASURY BUILDING, LANSING, MICHIGAN 48922  
MARK A. MURRAY, State Treasurer

82-4365

June 27, 2000

Mr. Patrick Higdon  
Pollard & Albertson  
38505 Woodward Avenue, Suite 2300  
Bloomfield Hills, Michigan 48304-5096

Dear Mr. Higdon:

Thank you for your recent letter on behalf of the Woodhaven-Brownstown School District regarding the School Code Sinking fund requirements. You are requesting an opinion regarding whether specific expenditures comply with the restrictions in both Section 1212 of the School Code and the interpretations of the Department of Treasury.

In my opinion, the attached project list/letter, dated June 9, 2000, appears to meet the requirements of the act.

If I can assist further let me know.

Sincerely,

A handwritten signature in black ink, appearing to read "Mark A. Hilpert".

Mark A. Hilpert, Director  
Bureau of Local Government Services

Attachment

LAW OFFICES  
**POLLARD & ALBERTSON, P.C.**

38505 WOODWARD AVENUE, SUITE 2300  
BLOOMFIELD HILLS, MICHIGAN 48304-5096

Telephone (248) 258-2850  
Facsimile (248) 258-2851  
firm@pollardlaw.com

DENNIS R. POLLARD  
WILLIAM G. ALBERTSON  
DOUGLASS A. WITTERS  
RICHARD E. KROOPNICK  
NEIL H. GOODMAN  
ROBERT NYOVICH  
PATRICK M. HIGDON  
JAMES M. CROWLEY  
ANN L. VANDERLAAN

JOSEPH C. BENNETT  
LAURA M. HALLAHAN  
DANA L. ABRAHAMS  
WILLIAM H. HACKEL III  
KARI K. SHAY

OF COUNSEL  
JEFFREY T. STEWART  
JOHN M. POLLOCK, PLC

June 9, 2000

Ms. Linda Rairigh  
Manager  
Local Audit Finance Division  
Michigan Department of Treasury  
First Floor, Treasury Building  
430 West Allegan Street  
Lansing, Michigan 48922

RECEIVED  
DEPT OF TREASURY

JUN 13 2000

LOCAL AUDIT & FINANCE DIV

Re: *Woodhaven-Brownstown School District Sinking Fund*

Dear Linda:

This correspondence is prepared to seek the concurrence of the Department of Treasury with our opinion that the Woodhaven-Brownstown School District may use sinking fund proceeds to finance the following projects:

1. District-wide roof evaluations and resulting roof replacements;
2. Replacement of pool filtration system and related plumbing;
3. Extension of fire alarm system; and
4. Replacement of surface bricks at eight (8) entrances of one (1) elementary building.

I would appreciate your response to this correspondence at your earliest possible convenience. In the interim, if you should have any questions regarding this correspondence, please do not hesitate to contact me.

Very truly yours,

**POLLARD & ALBERTSON, P.C.**

*Patrick M. Higdon*  
Patrick M. Higdon

PMH/jam

cc: Ms. Susan Featheringill  
00065097.DOC

**PLEASE NOTE:**

Due to the renumbering of addresses along sections of Woodward Avenue, our address has changed to:  
38505 Woodward Avenue, Suite 2300, Bloomfield Hills, MI 48304-5096.  
Our location remains the same.



JOHN ENGLER, Governor  
DOUGLAS B. ROBERTS, State Treasurer

STATE OF MICHIGAN

DEPARTMENT OF TREASURY

TREASURY BUILDING

LANSING, MICHIGAN 48922

82-4-365

April 18, 1997

Mr. Gary Troy, Business Manager  
Woodhaven School District  
24975 Van Horn Rd.  
Flat Rock, Michigan 48134

Dear Mr. Troy:

Thank you for the recent letter from your attorney at Pollard & Albertson regarding the School Code Sinking Fund requirements. Pursuant to Department of Treasury Letter No. 01-95, you are requesting an opinion regarding whether specific expenditures included in the ballot language comply with the restrictions in both Section 1212 of the School Code and the interpretations of the Department of Treasury.

In my opinion, the attached ballot language in your letter dated March 27, 1997, appears to meet the requirements of both the act and the numbered letter with the understanding that it **does not** include expenditures for equipping or routine maintenance and will not otherwise violate the stipulations of the Department of Treasury letter numbered 01-95. After the levy is approved and specific project information is available, please feel free to submit additional information for our review if any specific projects appear questionable at that time.

If I can assist further, let me know.

Sincerely,

Mark A. Hilpert  
Deputy State Treasurer

Attachment

c: Mr. Patrick M. Higdon; Pollard & Albertson

LAW OFFICES  
**POLLARD & ALBERTSON, P.C.**

505 NORTH WOODWARD AVENUE, SUITE 2300  
BLOOMFIELD HILLS, MICHIGAN 48304

TELEPHONE (810) 258-2850  
FACSIMILE (810) 258-2851

DENNIS R. POLLARD  
WILLIAM G. ALBERTSON  
DOUGLASS A. WITTERS  
RICHARD E. KROOPNICK  
NEIL H. GOODMAN  
ROBERT NYOVICH  
PATRICK M. HIGDON

JAMES M. CROWLEY  
ANN L. VANDERLAAN  
JOSEPH C. BENNETT  
E. PATRICK MURRAY  
LAURA M. HALLAHAN  
DANA L. ABRAHAM  
MARK K. SCHWARTZ  
OF COUNSEL  
THOMAS V. GILES  
DAVID A. MCKINNON, P.C.

April 2, 1997

Ms. Linda Rairigh  
Local Audit and Finance Division  
Michigan Department of Treasury  
4th Floor Treasury Building  
Lansing, MI 48922

RECEIVED  
DEPT OF TREASURY  
APR 04 1997  
LOCAL AUDIT & FINANCE DIV

Re: Woodhaven School District - Section 1212 Sinking Fund

Dear Linda:

This correspondence is prepared in order to confirm my telephone conversation with you regarding the use of building and site sinking funds to pay for "fencing, roofs, parking lots, concrete work, heating and cooling systems, and carpeting". This is the exact language which is included in the Building and Site Sinking Fund Tax Proposal which is being contemplated by the Woodhaven School District. I have attached a copy of that ballot language for your review.

It is my understanding that it is the Department of Treasury's position that these would be appropriate expenditures from a sinking fund created pursuant to Section 1212 of the Revised School Code and that you will secure a letter to this affect from Treasury and forward the same to me. As always, we appreciate your assistance.

Very truly yours,

**POLLARD & ALBERTSON, P.C.**

  
Patrick M. Higdon

PMH/caa  
cc: Mr. Gary J. Troy  
Enclosure

23846-1



# Woodhaven School District

*Learn For Life*

24975 Van Horn Road • Flat Rock, MI 48134 • (313) 783-3300 • Fax (313) 783-3316

March 27, 1997

Mr. Patrick M. Higdon  
Pollard & Albertson, P.C.  
505 North Woodward Avenue, suite 2300  
Bloomfield Hills, MI 48304

RECEIVED  
DEPT. OF TREASURY  
APR 04 1997  
LOCAL AUDIT & FINANCE DIV.

Re: Building and Site Sinking Fund

Dear Pat:

Our Finance Committee would like your legal opinion on the following proposed ballot language:

## BUILDING AND SITE SINKING FUND TAX PROPOSAL

Shall the Woodhaven School District, Wayne County, Michigan be authorized to levy one (1) mill, for a period of nine (9) years, from July 1, 1997 through June 30, 2006 to create a building and site sinking fund for the purpose of construction and/or repair of school buildings, including, but not limited to fencing, roofs, parking lots, concrete work, heating and cooling systems, and carpeting. The millage would provide estimated revenues to the Woodhaven School District of approximately five hundred thirty six thousand, two hundred eighty eight and 00/100 (\$536,288) Dollars during the 1997 calendar year, if approved and levied?

YES \_\_\_\_\_

NO \_\_\_\_\_

Sincerely,

Gary J. Troy  
Business Manager

GJT/mad  
ballot

*An Equal Opportunity Employer*



82-4-365



JOHN ENGLER, Governor  
DOUGLAS B. ROBERTS, State Treasurer

STATE OF MICHIGAN

DEPARTMENT OF TREASURY

TREASURY BUILDING

LANSING, MICHIGAN 48922

August 12, 1998

Mr. Patrick M. Higdon  
Pollard & Albertson  
505 North Woodward Ave., Suite 2300  
Bloomfield Hills, Michigan 48304

Dear Mr. Higdon:

Thank you for your recent letter on behalf of Woodhaven-Brownstown School district regarding the School Code Sinking Fund requirements. Pursuant to Department of Treasury Letter No. 01--95, you are requesting an opinion regarding whether specific expenditures comply with the restrictions in both Section 1212 of the School Code and the interpretations of the Department of Treasury.

In my opinion, the attached project list/letter, dated July 28, 1998, appears to meet the requirements of both the act and the numbered letter with the following clarifications:

**Maple Grove:**

*Remodeling: renovation of classrooms to offices and resource room (Special Education) - The sinking fund can be used for structural renovations, but may not be used for furnishing or equipping.*

**Patrick Henry Middle School:**

*Bathroom renovation - replace mirror/partitions - bathroom partitions can be replaced with sinking fund money, but mirrors are considered to be furnishing/equipping and is not an acceptable use of these funds.*

*Gym renovation (replace basketball backboards, gym divider curtains and retrofit scoreboard) - these are not acceptable uses of sinking fund money.*

*Painting - painting of new construction is acceptable. Painting of previously painted surfaces is considered to be maintenance and is not allowable.*

**Brownstown Middle School:**

*Special Ed rooms - construction by outside contractor - same as Maple Grove above.*

*Art room construction - same as Maple Grove above.*

*Painting - same as Patrick Henry Middle School above.*

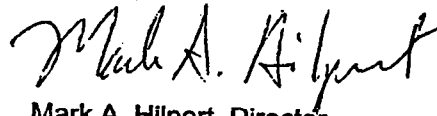
Patrick M. Higdon  
August 12, 1998  
Page Two

**Erving Elementary:**

*Painting* - same as Patrick Henry Middle School above.

If I can assist further, let me know.

Sincerely,

A handwritten signature in black ink, appearing to read "Mark A. Hilpert". The signature is fluid and cursive, with the first name "Mark" being the most prominent.

Mark A. Hilpert, Director  
Bureau of Local Government Services

Attachment