

RESOLUTION No. 2006- 10

RESOLVED, that the following procedures shall be followed at the upcoming investigative special meeting of the Burt Township board presently scheduled for August 19, 2006, to commence at 10:00 a.m.:

- (a) The Burt Township Supervisor shall act as moderator/presiding officer;
- (b) Any witnesses called to testify, by Subpoena or otherwise, will be sworn in by the moderator/presiding officer and the witness may only be represented by a Michigan licensed attorney;
- (c) All witnesses shall be sequestered/kept from the hearing room by a monitor stationed by the door chosen by the Supervisor unless a specific request is made by the Township's attorney that any witness be present to hear the testimony of any other witness;
- (d) The Township attorney shall call his witnesses first in any order he desires and when his first direct questioning of the witness is concluded, any attorney for the witness shall then be allowed to ask questions of the witness and, if the witness is not represented by an attorney, shall be allowed to further testify in the narrative as to any pertinent matters within the scope of the questions asked by the Township attorney after which the Township attorney shall be allowed to re-direct further questioning of the witness;
- (e) Any objection made at the hearing, other than a valid claim of privilege, will simply be noted by the moderator/hearing officer on the record to be duly considered as part of any final report issued after the proceedings are concluded;
- (f) In the event any witness refuses to answer a question based upon a claim of privilege, the witness and/or the witness's legal counsel must state the specific privilege involved question by question and if the claimed privilege involves failure to produce any subpoenaed documents and/or tangible materials of any kind, the witness and/or the witness's attorney will be required to briefly describe the document and/or material not produced for identification purposes to facilitate an in-camera inspection of the document by a court of competent jurisdiction to determine whether, in fact, the information can be withheld because it is privileged; and
- (g) The hearing shall be recorded by an official reporter and video-taped from beginning to end to create a transcript of the proceedings and/or otherwise preserve the record which shall subsequently be made available to members of the general public to review upon reasonable notice without having to make a formal request pursuant to Michigan's Freedom of Information Act.

Adopted on motion by Leavenworth, second by Seibert – 4 ayes.

STATE OF MICHIGAN)
COUNTY OF ALGER)

I, Kay L. Wampler, Clerk of the Township of Burt, Alger County, Michigan, certify that the above is a true and correct copy of the resolution which was adopted by the Township Board at a meeting held on August 5, 2006.

Signed:

Dated:

Kay L. Wampler, Clerk
