

**RESOLUTION
OF
THE CITY COUNCIL OF
THE CITY OF HARBOR SPRINGS
(a Michigan municipal corporation)**

April 19, 2010

A RESOLUTION TO AUTHORIZE A REQUEST FOR FUNDING, TO DESIGNATE AGENTS FOR PROJECT/PROGRAM IMPLEMENTATION, TO ATTEST TO THE EXISTENCE OF FUNDS TO CARRY OUT ENGINEERING, AND TO COMMIT TO IMPLEMENTING A MAINTENANCE PROGRAM FOR THE HOYT ROAD TRAIL, TO BE FUNDED BY THE SAFE ROUTES TO SCHOOL PROGRAM

At a regular meeting of the City Council of the City Harbor Springs, Emmet County, Michigan, held in Harbor Springs, Michigan, on April 19, 2010.

PRESENT: Alan J. Dika, Michael K. Heinz, Frederick B. Holdorph and Pringle
Pfeifer

ABSENT: Alan Hegedus

The following preamble and resolution were offered by Pfeifer, and supported by Heinz.

WHEREAS, the Safe Routes to School program is a federally funded program created pursuant to the Safe, Accountable, Flexible, Efficient Transportation Equity Act of 2005 (“SAFETEA-LU”), and is administered in Michigan by the Michigan Department of Transportation (“MDOT”); and,

WHEREAS, the Emmet County Road Commission, the City of Harbor Springs, West Traverse Township, Little Traverse Township, the Harbor Springs Public Schools and H.A.R.B.O.R., Inc. have agreed to jointly apply to MDOT for funds from the Safe Routes to School program for the purpose of constructing the “Hoyt Road Trail,” to be constructed in the City of Harbor Springs and Little Traverse Township and West Traverse Township, to include funding for paving and crosswalks, as depicted and described in Exhibit A, and to seek funding for establishing programs that encourage children to walk and bike to school; and,

WHEREAS, MDOT requires a formal commitment from the municipalities and organizations that will be receiving these funds to carry out the engineering design of the project, and to pay for permitting fees and expenses of administration;

NOW, THEREFORE, BE IT RESOLVED that the City of Harbor Springs hereby authorizes Brian Gutowski, Emmet County Road Commission Engineer/Manager, to act as agent to MDOT for the City of Harbor Springs on the Hoyt Road Trail project funding request and project development, and to sign project agreements upon receipt of a funding award, subject to prior approval of the City Manager of the City of Harbor Springs; and,

BE IT FURTHER RESOLVED that the City of Harbor Springs authorizes Danna Widmar, H.A.R.B.O.R., Inc. Executive Director, to act as agent to MDOT for the City of Harbor Springs on Encouragement/Evaluation programs for the Safe Routes to School funding request, including project development and signing project agreements upon receipt of a funding award, subject to prior approval of the City Manager of the City of Harbor Springs; and,

BE IT FURTHER RESOLVED that sufficient funds exist, and the City hereby commits the funds necessary to carry out engineering for that portion of the trail located within its jurisdiction, including design and construction engineering, permit fees, and administration costs, subject to agreement by West Traverse Township, Little Traverse Township and H.A.R.B.O.R., Inc., to similarly commit to such obligations as to that portion of the trail located within their respective jurisdictions; and,

BE IT FURTHER RESOLVED that the City of Harbor Springs will own and maintain that portion of the Hoyt Road Trail located within the City of Harbor Springs, and hereby commits to fund and implement a maintenance program for that portion of the trail located within the City of Harbor Springs over the design life of the facilities constructed with Safe Routes to School funding; and.

BE IT FURTHER RESOLVED that, this Resolution is subject to the adoption of a resolution by the Emmet County Road Commission that it will own and operate that portion of the Hoyt Road Trail within West Traverse Township and Little Traverse Township and to adoption of a resolution by West Traverse Township and Little Traverse Township wherein these jurisdictions commit to funding and implementing a maintenance program for that portion of the trail located within their respective jurisdictions over the design life of the facilities constructed with Safe Routes to School funding.

AYES: Dika, Heinz, Holdorph and Pfeifer

NAYS: None

ABSENT: Hegedus

RESOLUTION DECLARED ADOPTED.



Ronald B. McRae, Clerk

CERTIFICATION

The forgoing resolution was adopted at a regular meeting of the Harbor Springs City Council held on April 19, 2010.



Ronald B. McRae, Clerk