

Special Meeting  
August 30, 2010  
6:00 p.m.

DRAFT

AGENDA AS FOLLOWS:

**CITY OF HANCOCK  
SPECIAL  
COUNCIL MEETING  
Monday  
August 30, 2010**

**6:00 p.m.**

**A. Call to order by James Hainault, Roll Call and Verification of a Quorum.**

**AGENDA AS POSTED**

- B.** - RD Resolution #19-10 (Water \$1,225,000.00)  
- RD Resolution #20-10 (Sewer \$2,092,000.00)  
- Approval of the July, 2010 Accounts Payable  
- Reconsider 2010/2011 winter sand bid award  
- MDOT Resolution #21-10 accepting additional \$14,400 for Transit operations  
- MDOT Resolution #22-10 supporting two Heritage signs  
- Consider revised Water Agreement with Adams Township

Motion to adjourn.

Note: Posted: This 26th day of August, 2010.

All councilors were properly notified on 8-26-10 @ 10:30 a.m. by e-mail.  
18 hours minimum notice

Mayor Pro-Tem James Hainault called this special meeting of the Hancock City Council to order on Monday, August 30, 2010 at 6:00 p.m. with the following duly qualified Councilors present: Councilors McKenzie, Hainault, Belej and Slivon.  
Absent: Councilors Gemignani and Laitila.

Also present: Manager Glenn Anderson, City Clerk Karen Haischer and John Haeussler.

FYI -

-Navigating Towards Prosperity "A Community Mobilization Conference"

Rozsa Center MTU, Thursday, September 16, 2010 10am to 4pm

-Complete Streets Training

Ramada Inn of Hancock, 99 Navy Street, Thursday, September 30, 2010 5pm to 7:30 pm

resolution #19-10

Moved by Councilor Belej and seconded by Councilor McKenzie adopting RD Loan Resolution #19-10 authorizing and providing for the incurrence of indebtedness for the purpose of providing a portion of the cost of acquiring, constructing, enlarging, improving, and/or extending it's water facility (Phase I) to serve an area lawfully within it's jurisdiction to serve.

Issuance of Bonds and principal amount of \$1,225,000.00.

Applicable Michigan State Statues

(complete copy of resolution is on file)

Roll Call Vote:

Yes: Councilors McKenzie, Hainault, Belej and Slivon.

No: None

Motion Carried.

resolution #20-10

Moved by Councilor McKenzie and seconded by Councilor Belej adopting RD Loan Resolution #20-10 authorizing and providing for the incurrence of indebtedness for the purpose of providing a portion of the cost of acquiring, constructing, enlarging, improving, and/or extending it's sewer facility to serve an area lawfully within it's jurisdiction to serve.

Issuance of Bonds and principal amount of \$2,092,000.00.  
Revenue Bond P>A> No. 94 of 1933, as amended  
(complete copy of resolution is on file)  
Roll Call Vote:  
Yes: Councilors Slivon, Belej, Hainault and McKenzie.  
No: None  
Motion Carried.

july a/p

Moved by Councilor McKenzie and seconded by Councilor Slivon approving the July, 2010 accounts payable in the amount of \$197,836.13 and authorizing payment as funds become available as follows:

General	\$70,748.37
Major	7,198.80
Local	9,400.36
Transit	6,364.24
Sewer	44,059.04
Water	23,533.93
Motor V.	8,254.54
<u>DDA</u>	<u>28,276.85</u>
Total	\$197,836.13

Roll Call Vote:  
Yes: Councilors McKenzie, Hainault, Belej and Slivon.  
No: None  
Motion Carried.

2010/2011 sand bids

Moved by Councilor Belej and seconded by Councilor Slivon to rescind the 2010/2011 sand bid award to Valley View Quarry that was adopted on August 18, 2010 for \$8.44/ton and extend the current 2009/2010 sand contract with Superior Sand and Gravel at \$8.55/ton through the 2010/2011 season.

\*\*The Council cited concerns over the pending Portage Township Zoning Enforcement action against Valley View Quarry, DPW operational efficiencies, ski trail future, and Section 14.4(d) of the Charter as factors in the decision to rescind the August 18th action on winter sand bid award.

Roll Call Vote:  
Yes: Councilors Slivon, Belej, Hainault and McKenzie.  
No: None  
Motion Carried.

resolution #21-10

Moved by Councilor Belej and seconded by Councilor McKenzie adopting Resolution #21-10 as follows: (additional \$14,400 for transit operations)

CITY OF HANCOCK  
RESOLUTION #21 - 10

PROJECT AUTHORIZATION RESOLUTION

**WHEREAS**, this resolution shall approve execution of Project Authorization No. Z7/R1 with the Michigan Department of Transportation which it issues under Agreement No. 2007-0219, Project No. 109912.

**NOW, THEREFORE**, be it resolved that Glenn Anderson, City Manager and Karen Haischer, City Clerk of the City of Hancock are authorized to enter into and execute on behalf of the City of Hancock, the revised Project Authorization No. Z7/R1 with the Michigan Department of Transportation for Federal Operating Funds related to FY 2010.

Yes: Unanimous  
No: None  
Motion Carried

resolution #22-10

Moved by Councilor Belej and seconded by Councilor McKenzie adopting Resolution #22-10 as follows:

Resolution #22-10  
**PERFORMANCE RESOLUTION  
FOR  
GOVERNMENT BODIES**

**RESOLVED WHEREAS**, The City of Hancock, Houghton County, Michigan hereinafter referred to as the "**Governmental Body**", periodically applies to the Michigan Department of Transportation, hereinafter referred to as the "**Department**", for permits referred to as "**Permit**", to construct, operate, use and/or maintain utility or other facilities, or to conduct other activities, on, over and under state Trunkline right of way at various locations within and adjacent to its corporate limits:

**NOW THEREFORE**, in consideration of the "Department" granting such "Permit", the "Governmental Body" agrees that:

- 1 Each party to this Agreement shall remain responsible for any claims arising out of their own acts and/or omissions during the performance of this Agreement, as provided by law.
- 2 This Agreement is not intended to increase either party's liability for, or immunity from, tort claims.
- 3 This Agreement is not intended nor shall it be interpreted, as giving either party hereto a right of indemnification, either by Agreement or at law, for claims arising out of the performance of this Agreement.

1. The permittee requesting the signs shall be responsible for all work and costs associated with the sign fabricating, sign supports, installation, and all future maintenance including removals.
2. Any requests for signs shall be accompanied by a resolution of support from the Municipality and must include a commitment from the permittee with regards to the MDOT permit requirements, installation, maintenance, and all associated costs of the signs.
3. This resolution shall continue in force this date until cancelled by the "Governmental Body" or the "Department" with no less than thirty (30) days prior written notice to the other party. It will not be cancelled or otherwise terminated by the "Governmental Body" with regard to any "Permit" which has already been issued or activity which has already been undertaken.

**BE IT FURTHER RESOLVED**, that the following position(s) are authorized to apply to the Michigan Department of Transportation for the necessary permit to work within state Trunkline right of way on behalf of the "Governmental Body":

<b>Name</b>	<b>and/or</b>	<b>Title</b>
Steve DeLong		NPS Landscape Architect
Glenn Anderson		City Manager

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I HEREBY CERTIFY that the foregoing is a true copy of Resolution #22-10 adopted by the Hancock City Council of the City of Hancock, Houghton County, Michigan at a special City Council meeting held on the 30th day of August, A.D. 2010.

Note: This Performance Resolution is required by the Michigan Department of Transportation for purposed of issuing to the "National Park Service-Keweenaw National Historical Park" an Individual Permit for Use of State Trunkline Right of Way (form 2205).

Yes: Unanimous  
No: None  
Motion Carried

adams twp water  
contract

Moved by Councilor McKenzie and seconded by Councilor Belej approving an Addendum to Agreements for Supply of Water by the Township of Adams to the City of Hancock. Changes: 41 years to 42 years. Added numbers three, four and five. (complete copy of the agreement is on file)

Roll Call Vote:

Yes: Councilors McKenzie, Hainault, Belej and Slivon.

No: None

Motion Carried.

Moved by Councilor Belej and seconded by Councilor Slivon that this special meeting of the Hancock City Council be adjourned. Time: 6:19 p.m.

Yes: Unanimous

No: None

Motion Carried.

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James Hainault, Mayor Pro-Tem

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Karen Haischer, CMC City Clerk