

PUBLIC NOTICE OF ELECTRONIC MEETING OF THE CITY OF HART CITY COUNCIL

PLEASE NOTE: THIS NOTICE IS GIVEN AND PUBLISHED PURSUANT TO EXECUTIVE ORDERS BY GRETCHEN WHITMER, GOVERNOR FOR THE STATE OF MICHIGAN.

The City of Hart Council is meeting electronically as a result of the COVID-19 virus and to protect the health, safety and welfare of the citizens of Hart, Michigan of such virus, pursuant to law and the mandates of Executive Order 202-154 and 2020-176 issued by Governor Gretchen Whitmer.

Indoor social gatherings and events among persons not part of a single household are permitted, attendance of up to but may not exceeding 10 people (Executive Order 2020-176 Section 6). As such until further notice City Meetings will be available to the public via the Zoom Virtual meeting platform.

**When: Sep 22, 2020 07:30 PM Eastern Time (US and Canada)
Topic: City of Hart City Council**

Please click the link below to join the webinar:

<https://us02web.zoom.us/j/86051201076?pwd=SVF1dWpMYlkzcWFMOGVLSlhrQ2JFdz09>

Passcode: 100586

Or iPhone one-tap :

US: +13017158592,,86051201076#,,,,,0#,,100586# or +13126266799,,86051201076#,,,,,0#,,100586#

Or Telephone:

Dial(for higher quality, dial a number based on your current location):

US: +1 301 715 8592 or +1 312 626 6799 or +1 646 558 8656 or +1 253 215 8782 or +1 346 248 7799 or +1 669 900 9128

Webinar ID: 860 5120 1076

Passcode: 100586

International numbers available: <https://us02web.zoom.us/j/86051201076?pwd=SVF1dWpMYlkzcWFMOGVLSlhrQ2JFdz09>

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Dated: September 18, 2020

Lynne Ladner, MPA
City Manager

City of Hart, Michigan
CITY COUNCIL AGENDA
September 22, 2020, 7:30 PM
Community Center, 409 State Street, Hart, Michigan

According to the Attorney General, interrupting a public meeting in Michigan with hate speech or profanity could result in criminal charges under several State statutes relating to Fraudulent Access to a Computer or Network (MCL 752.797) and/or Malicious Use of Electronics Communication (MCL 750.540). According to the US Attorney for Eastern Michigan, Federal charges may include disrupting a public meeting, computer intrusion, using a computer to commit a crime, hate crimes, fraud, or transmitting threatening communications. Public meetings are being monitored, and violations of statutes will be prosecuted.

1. Call to Order
2. Roll Call – LaPorte, Burillo, Frontiera, Hegedus, La Fever, Platt, Splane
3. Pledge of Allegiance
4. Approval of Agenda
5. Approval of Minutes from September 8, 2020.
6. Public Comments, Correspondence, Events, Presentations
 - a. Presentations from Engineers – Request for Qualifications
 - i. Fishbeck
 - ii. Fleis & Vandenbrink
 - iii. Prein Newhoff
 - b. Letter from FERC regarding Pointe Park
7. Department Reports (* written report will be provided)
 - a. Police
 - b. BioPure
 - c. Public Works
 - d. Energy
 - e. HEART
8. Reports of Boards, Commissions, and Committees (***) Minutes in the packet
 1. Cemetery
 2. DPW
 3. Housing Board of Review
 4. Finance/Personnel
 5. Fire Board
 6. Historic
 7. Police
 24. Compensation Com.
 9. Power
 10. Recreation
 11. Parks
 12. Library
 13. Planning
 14. TIFA
 15. ZBA
 16. Tax Abatement
 17. Water/BioPure
 18. Neglected/Dangerous Properties
 20. H.E.A.R.T
 21. Hart Lake Board
 22. Election Commission
 23. Starting Block Kitchen Incubator
9. Bills, Claims, Payroll
10. Action Items
 - a. Resolution 2020-53 Select Engineering firm to assist City with project design engineering and applications for USDA-RD Community Facilities, US EDA and SRF/DWRF funding assistance.
 - b. Resolution 2020-54 Accept bids for the repair of BioPure plant Lagoons and award bid to Hallock Contracting
 - c. Resolution 2020-55 Authorizing application to State of Michigan for Coronavirus Relief Local Government Grants (CRLGG)
 - d. Resolution 2020-56 Halloween Trick or Treating
 - e. Resolution 2020-57 Authorize placement of field tiling drainage system at Irrigation Site #2
11. Discussion Items
 - a. Discussion regarding authorization of special events permits for remainder of 2020 (Holiday Light parade, NYE events, Veteran’s Day Parade and Downtown Trick or Treating)
12. City Manager Report
13. Communications from the Mayor and Council
14. Adjournment –

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With advance notice of seven calendar days, the City will provide interpreter services at all public meetings, including language translation and signage for the hearing impaired. Call 231-873-2488. La Ciudad proporcionará servicio de intérprete para esta reunión pública si se pide con siete días de anticipación, lo cual incluye la traducción de idioma y letreros para los con una discapacidad auditiva. Llame al 231-873-2488.



CITY OF HART
407 S. STATE ST.
HART, MI 49420
COUNCIL PROCEEDINGS
SEPTEMBER 8, 2020, 7:30 pm
MINUTES - DRAFT

PRESENT IN PERSON OR VIA ZOOM: Mayor Ron LaPorte, Councilors: Vicki Platt, Rob Splane, Catalina Burillo, Joe Frontiera and Steve Hegedus

ABSENT: Jason LaFever

OTHERS PRESENT City Manager – Lynne Ladner, Deputy City Clerk - Cheri Eisenlohr, BioPure Superintendent Paul Cutter and DPW Superintendent Brad Whitney.

- Mayor LaPorte called the meeting to order at 7:30 pm; following the roll call; the mayor lead the Council in the pledge of allegiance.

AGENDA:

- Mr. Hegedus made a motion to approve the agenda, supported by Mr. Frontiera, all ayes, the motion carried.
 - Ayes: 6 Nays: 0 Absent: 1

MINUTES:

- Mr. Hegedus made a motion to approve the minutes of the August 25, 2020 meeting, supported by Mr. Frontiera, all ayes, the motion carried.
 - Ayes: 6 Nays: 0 Absent: 1

PUBLIC COMMENTS, CORRESPONDENCE, EVENTS, PRESENTATIONS:

- One of the seasonal campers at John Gurney Park addressed (via zoom) Council members regarding some issues at the park. He indicated that approximately 80 percent of seasonal campers have questions regarding this year's rates that some have and some have not paid. It was felt by the campers that the rates should be pro-rated due to the COVID-19 delay in opening. City Manager Ladner said there would be no proration of rates for this year, but there is a possibility of no deposit required for next year to compensate for the delay. Some other concerns were that their deposit checks were not being cashed in a timely manner. City Manager Ladner will discuss this with park manager Jen Freed. She also said that an RFP for new park managers is in the process of being written. Both the City Manager and the Mayor indicated that any questions or issues be directed in writing to the park committee.
- Mr. Sadler inquired about a change order for the Pocket Park in regard to the concrete slab removal. The estimated cost for the concrete removal is \$3,400. The City will pay this cost of removal.
- Chief Salazar reported that a \$1,000 MMRMA RAP Grant had been received for an in-car camera for the Police Department.
- Council was informed that the Michigan Land Bank Demolition Grant for 227 W. Main St. had been turned down due to lack of funding until 2022.

DEPARTMENT REPORTS:

- *Police Chief, Juan Salazar:*
 - A written report was provided.
- *Energy Dept. Superintendent, Mike Schiller:*
 - A written report was provided.
- *BioPure Superintendent, Paul Cutter:* BioPure Superintendent Paul Cutter said things are running well at the plant. He pointed out that there have been some high load issues with Michigan Freeze Pack and Seneca and that more details would be in the next report to Council.
 - A written report was provided also.
- *DPW Superintendent, Brad Whitney:*
 - A written report was provided.
- *HEART Director, Nichole Steel:*
 - A written report was provided.

BILLS, CLAIMS, & PAYROLL:

- o Bills: \$249,443.61 Payroll: \$58,882.33 Grand Total: \$308,325.94
- o Mr. Splane made a motion to approve, supported by Mr. Hegedus, the motion carried.
 - Ayes: 6 Nays: 0 Absent: 0

ACTION ITEMS:

Ms. Ladner addressed the following Action Items:

RESOLUTION 2020-51
Hart City Council
City of Hart, Michigan

Extend authorization for Temporary Social Zones

WHEREAS, In June the City adopted a policy permitting the creation of temporary Social Zones to assist businesses facing the challenges of the COVID pandemic with the authorization to expire on October 31, 2020; and

WHEREAS, the State of Michigan Liquor Control Commission has extended their permissions for businesses that serve alcoholic beverages through November 30, 2020; and

WHEREAS, the need and desire for outdoor service areas/social zones has not changed :

NOW THEREFORE BE IT RESOLVED THAT THE CITY COUNCIL:

Authorize the extension of the Temporary Social Zones Policy and Social Zones Permit Application to for restaurants, microbreweries, coffee shops, bakeries, and taverns through November 30, 2020.

Moved by Mr. Splane, supported by Mr. Frontiera and thereafter adopted by the Hart City Council at a regular council meeting held on September 8, 2020.

Ayes: 5 Nays: 1 Absent: 1

I hereby certify this to be a true and correct copy of the document on file with the office of the City of Hart Clerk.

Cheri Eisenlohr, Dep. City Clerk

Mayor LaPorte felt that the October deadline was very generous and the City should stay with the current deadline. Discussion was held regarding potential issues with heat, snow removal and ability to keep customers safe, in the event the deadline is extended. Mr. Frontiera felt this could be a trial run to see how things go once it gets cold. Mr. Splane felt the deadline should be extended, thereby initiating the motion to accept Resolution 2020-51, supported by Mr. Frontiera. A vote of five ayes, one nay was recorded. Resolution passed.

City Manager Ladner presented the following resolution to designate the City's preference for Assessor Record for Oceana County.

**RESOLUTION 2020-52
Hart City Council
City of Hart, Michigan**

Designate the City's preferred method for Designating Assessor of Record for Oceana County

WHEREAS, the City and County are required to Designate an Assessor of Record according to state statute; and

WHEREAS, the Council previously approved an interlocal agreement with the County for the Assessor of Record as did the majority of local governments in Oceana County but a clear decision on how the Assessor was to be selected; and

WHEREAS, the County has asked for a formal determination by the Council for the preferred selection process 1) Accept the recommendation of the County Administrator and select Mr. Ed Vandervries or 2) Release a request for proposal to qualified individuals seeking proposals for someone to serve as the assessor of record :

NOW THEREFORE BE IT RESOLVED THAT THE CITY COUNCIL:

Designates the City's preferred method for Designating Assessor of Record as option 1) accepting the recommendation of the County Administrator..

Moved by Mr. Splane, supported by Mr. Frontiera and thereafter adopted by the Hart City Council at a regular council meeting held on September 8, 2020.

Ayes: 6 Nays: 0 Absent: 1

I hereby certify this to be a true and correct copy of the document on file with the office of the City of Hart Clerk.



Cheri Eisenlohr, Dep. City Clerk

The above resolution was passed as written.

SPECIAL EVENTS PERMIT:

- None

DISCUSSION ITEMS:

- Discussion was held regarding the installation of a water service line at the JGP boat launch. Mr. Splane indicated this type of service was not covered in the current Parks and Rec plan, which should be updated. It was noted that the Master Plan is due for update in 2021. Mr. Frontiera felt the City could try for a grant

from the Department of Natural Resources to cover the cost (estimated at \$4680) of a wash station. Mayor LaPorte suggested putting in it the next Rec Plan.

- Council members were informed that the estimated cost to create a designated Handicap Accessible Vehicle with Trailer parking space next to the boat launch would be \$12,150. Mayor LaPorte recommended putting this in the next Rec Plan as well. The Rec Plan is a five year plan done with public input.
- The Federal government is working on a possible payroll tax opt-out to help during COVID-19. Discussion was held on whether to opt-out as a whole or by individual if this becomes a viable proposition. By opting out, no social security or medicare will be taken out of employees' paychecks, but will have to be paid back at a time in the future. It was felt that the City could become liable if an employee leaves employment. It was suggested that the choice be left up to the employee. City Manager Ladner and Mayor LaPorte recommended opting out. Mr. Frontiera was concerned with a safety aspect and was supported by Mr. Splane and Ms. Platt agreed to leave payroll as is.
- The City owns the lot at the corner of Wood and Water Streets, and the City Manager would like to see a small park setting put there with a bench, picnic table and trash receptacle. There is currently a small Park Historic District sign on the parcel. Mr. Splane would like to get the public's input on the plan and Mayor LaPorte said it is not really a Master Plan item and it is best to just keep it simple.

CITY ATTORNEY'S REPORT:

- No report was given/provided.

CITY MANAGER'S REPORT:

- City Manager Ladner reported that we are on the downhill side of 2020.
- The auditors will be in at the end of the month.
- The plan is to start opening City Hall to the public for four hours a day from 10:00 a.m. to 2:00 p.m. starting next week.
- It is her hope that starting with the next council meeting, to utilize the council chambers again with some IT upgrades to allow better sound.
- She also informed council that her Human Resource training classes have started and that she would be leaving at 1:30 p.m. on Mondays until December.

COMMUNICATIONS FROM THE MAYOR AND COUNCIL:

- Ms. Platt informed members of the United Way Day of Caring coming up on October 3. She also inquired into the cleaning of the "swimming hole" and Mayor LaPorte said there was not much that could be done.

There being no further business to come before the Council, the meeting adjourned at 8:46 pm upon a motion by Mr. Hegedus and supported by Mr. Frontiera. The next regularly scheduled meeting will be on September 22, 2020, at 7:30 pm, in the Hart Community Center.

Respectfully Submitted

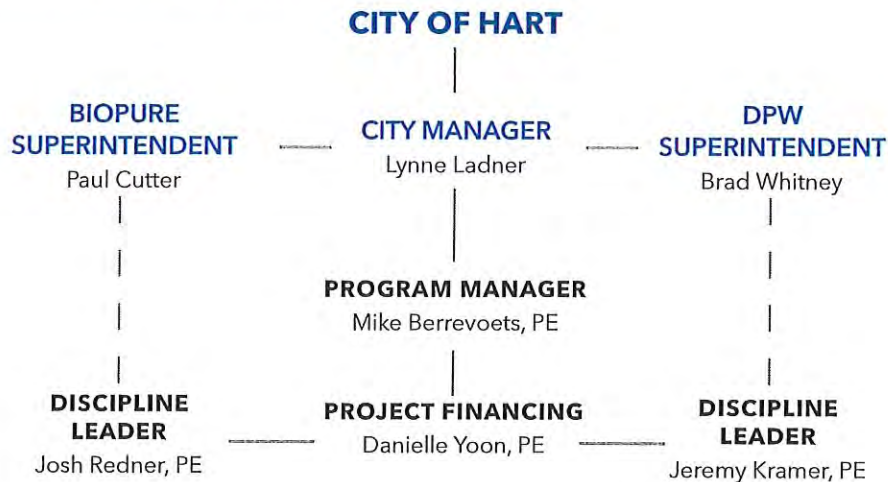
Cheri Frontiera

Deputy City Clerk

FISHBECK PRESENTATION

PROFESSIONAL ENGINEERING SERVICES – SEPTEMBER 22, 2020

PROPOSED COMMUNICATION DIAGRAM



PRESENTATION TEAM



MIKE BERREVOETS, PE – PROGRAM MANAGER | QA/QC, PUBLIC WORKS

Mike is a vice president and serves as the civil engineering department director responsible for leadership and overall quality of our delivered services. He has worked with municipal clients for the majority of his career as program manager/project manager/civil engineer on a variety of projects including storm and sanitary sewer, water main, roadway, pathways, DDA, and general civil consulting projects as required by the client's needs. Mike is especially skilled in the innovative delivery of our services. He will be serving as the program manager and primary contact for City staff for any project-, general engineering-, environmental-, or building-related questions.



DANIELLE YOON, PE – PROJECT FINANCING

Danielle is a civil engineer working on a variety of projects including municipal funding applications, storm and sanitary sewer, water main, and roadway design. She leads the grant writing effort for Fishbeck and has worked closely with communities to develop and submit numerous grant and loan applications at the state and federal level. Danielle is adept at identifying and pursuing appropriate funding sources, which yields a higher than expected application success rate from multiple sources – \$28 million in grants and \$4 million in loans have resulted to date.



JOSH REDNER, PE – DISCIPLINE LEADER, WATER/WASTEWATER TREATMENT

Josh is a senior design engineer and the wastewater team leader for Fishbeck. His specific experience in the planning, design, and implementation phases for mechanical, biological, and chemical wastewater treatment systems, as well as his knowledge of wastewater regulations and funding opportunities will make Josh a great asset to the City as they move forward with improvements to the wastewater collection and treatment systems.



JEREMY KRAMER, PE – DISCIPLINE LEADER, PUBLIC WORKS

Jeremy is a senior civil engineer and municipal design team leader who has been involved with numerous design projects for various municipal and state agencies. His expertise includes water main design, sanitary sewer design, traffic and street design, site layout, and hydraulic engineering. Jeremy has also been involved with construction engineering, project management, and inspection of several construction projects.





City of Hart

Barbara Marczak, PE; Matt Hulst, PE; Peter Brink, PE
September 22, 2020

Prein & Newhof





Firm Overview

- Begun in 1969 by H. Edward Prein and Tom Newhof
- We offer a wide range of engineering, environmental consulting, landscape architecture, surveying, GIS, and laboratory services.
- 100% employee-owned with over 150 full-time personnel
- Our goal is to serve our clients wisely with a combination of experience, integrity, creativity, and common sense.



Water & Wastewater Systems



Landscape Architecture



Surveying



Laboratory Testing



Airports



Trails & Paths



Stormwater Management



GIS / Asset Management



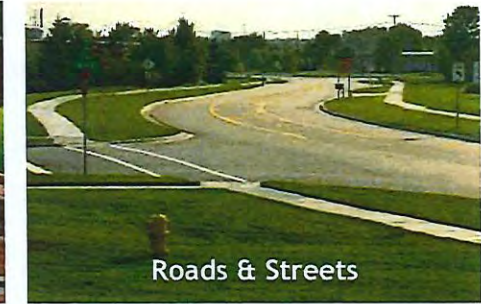
Structural/Geotechnical



Environmental Consulting



Site Design



Roads & Streets

Services

At Prein&Newhof, our strength lies in our dedication to thinking ahead, building lasting relationships, and crafting long-term solutions.

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invest
wisely



build
expertise

See farther



take
responsibility



develop
relationships



support
community

Prein&Newhof

Team Introduction



Barbara Marczak, PE
Team Leader



Amy Malek, PE
Project Engineer



Matt Hulst, PE
Project Manager



Tyler DeNooyer, PE
Project Engineer



Peter Brink, PE
Project Manager, Water Treatment



Tom Smith, PE
Hydraulics, Stormwater

History with Hart

- Over 150 projects since the 1990's
- Completed all the relevant infrastructure planning studies



Potential Funding Sources

- Economic Development Agency (EDA)
- State Revolving Fund (SRF)
- Drinking Water State Revolving Fund (DWSRF)
- United States Department of Agriculture - Rural Development (USDA-RD)

Review of Capital Improvements

- Prein&Newhof knows the decisions and data behind the project list
- We know the nuances of your systems and what to expect
- We know the full CIP list - the big picture



BioPure Facility



172 FERC ¶ 62,136
UNITED STATES OF AMERICA
FEDERAL ENERGY REGULATORY COMMISSION

City of Hart, Michigan

Project No. 3516-046

ORDER APPROVING REPORT ON POINTE PARK

(Issued September 9, 2020)

1. On August 17, 2020, as supplemented on September 8, 2020, the City of Hart (licensee)¹ filed a report describing its final plans for Pointe Park (formerly Northwest Park) pursuant to Commission staff's Order Approving Updated Recreation Improvement and Implementation Schedule issued August 23, 2017 (2017 Order)² for the Hart Hydroelectric Project No. 3516. The report also includes a proposed modification of the authorized facilities for Pointe Park. The project is located on the Pentwater River in the City of Hart, Oceana County, Michigan.

I. Background

2. Article 405 requires the licensee to develop and file for Commission approval, a recreation plan, prepared in consultation with specific resource agencies, to provide specific recreation improvements at the project, including Pointe Park (formerly Northwest Park). The project's approved recreation plan, filed on December 30, 2004, reflects the cooperative nature of the development of project recreation improvements with the community's recreational needs, including the use of matching grants for funding various recreation facilities in the project area.³

3. Under the approved recreation plan, the licensee is to develop, among other things, Pointe Park to include a parking area, picnic facilities, swimming area, and associated trails. The approved plan also requires the licensee to implement specific resource

¹ Order Issuing Subsequent License (Minor Project) (105 FERC ¶ 62,004) issued October 2, 2003.

²160 FERC ¶ 62,165.

³ Order Modifying and Approving Recreation Plan under Article 405 (113 FERC ¶ 62,020) issued October 6, 2005 (2005 Order) and Order Amending Recreation Plan (118 FERC ¶ 62,158) issued February 27, 2007.

Project No. 3516-046

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protection measures regarding the development of the park, including erosion control measures, best management practices, and specific cultural resource protection measures.⁴ Further, under the approved plan, the licensee indicates that all project recreation facilities will be constructed in accordance with the Americans with Disabilities Act (ADA) design standards.⁵

4. Under the 2017 Order, the licensee is to file a report of its final plans for Pointe Park and estimated construction schedule by February 23, 2018.⁶ Specifically, ordering paragraph (B) of the 2017 Order, requires the licensee to file a report describing the final plans for the Pointe Park, including the type and location of proposed recreation improvements and an estimated construction schedule. If the licensee proposes any changes to the required recreation improvements identified in the project's approved recreation plan, the report must include a description and explanation of any such changes.

II. Report and Proposed Modifications

5. In its filing, the licensee includes a concept site plan drawing of Pointe Park showing the type and location of various recreation improvements, including an

⁴ Ordering paragraph (D) of the 2005 Order requires the licensee to conduct an archaeological survey of Pointe Park location and submit the survey to the Michigan State Historic Preservation Office (Michigan SHPO) and appropriate Native American Tribes (Tribes) for review and comment prior to beginning any site clearing or construction activities. The survey and consultation documentation are to be filed for Commission approval. No ground-disturbing activities shall commence until the licensee has received Commission approval. Ordering paragraph (E) of the 2005 Order requires the licensee to take specific actions in the event unidentified cultural resources are discovered during the course of construction within the project boundary.

⁵ Pursuant to Section 2.7 (b) of the Commission's regulations, the licensee must consider the needs of persons with disabilities in its design and construction of project recreation facilities. A licensee's obligation to comply with the ADA exists independent of its project license, and the Commission has no statutory role in implementing or enforcing the ADA as it applies to its licensees. *See* 78 FERC ¶ 61,363.

⁶ By Order Granting Extension of Time issued November 2, 2018, Commission staff granted the licensee's request to extend the due date for the report to December 31, 2019. Subsequently, after follow-up communications with Commission staff, this report was officially filed with the Commission on August 17, 2020.

Project No. 3516-046

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improved parking area with twelve parking spaces, two overlooks, a kayak/canoe launch, two picnic shelters, several benches and paths, one vault toilet, and bike racks. Further, the licensee includes an estimated construction schedule for completing design engineering, construction bidding, and project construction. Under this schedule, construction of the park would begin in April 2022 and be completed by August 2022.

6. In its supplemental information⁷, the licensee states that it does not plan to develop the authorized swimming area at Pointe Park. Specifically, the licensee states construction of a swimming area would affect wetlands along the shoreline and would require a wetland permit from the Michigan Department of Environment, Great Lakes, and Energy (EGLE). The licensee states that any beach construction at the site would require significant grading since the shoreline edge has a steep slope and typically the EGLE does not like beach sanding projects within wetland areas. As such, the licensee anticipates that obtaining a wetland permit from EGLE would be difficult. Further, the licensee states that it has liability concerns about allowing swimming in the area; noting that emergency response may be difficult.

III. Discussion

7. As licensed, Commission staff authorized the development of specific recreation facilities at Pointe Park and, under its final environmental assessment for the project license issued June 23, 2003, concluded that the licensed project would not result in any major, long-term environmental effects. Pursuant to Article 405, the approved recreation plan identified the licensee's plan and schedule for the development of Pointe Park, and specific measures to minimize and/or avoid impacts on environmental and cultural resources.

8. The licensee's report for Pointe Park meets the applicable requirements of the 2017 Order. The type and scope of the planned recreation facilities for the park are consistent with the approved recreation plan, with the exception of the swimming area. The deletion of the swimming area would likely reduce ground-disturbing impacts associated with the authorized development, including potential impacts on wetlands. While the absence of a swimming area at the park would be a recreational opportunity loss, it would provide for greater protection of wetlands and address the licensee's liability concerns associated with allowing swimming in this area.

9. The licensee's report also identifies specific additional enhancements to the authorized facilities (i.e., overlooks, kayak launch, bike racks and benches). These

⁷ See e-mail dated March 9, 2020 (filed September 8, 2020), from a City of Hart representative to Commission staff.

Project No. 3516-046

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enhancements are relatively minor and would benefit community use and enjoyment of the park. The environmental effects associated with these enhancements would be within the scope of the impacts originally contemplated for the recreation site at the time of licensing and in the approved recreation plan.

10. Given the above findings, and the cooperative nature of the project's recreation facilities and community recreation needs, the proposed changes to Pointe Park are reasonable and should be approved.

11. The licensee is reminded of its obligations to comply with the protection measures and design requirements noted above, including the specific requirements of ordering paragraphs (D) and (E) of the 2005 Order and Section 2.7 of the Commission's regulations. Regarding ordering paragraph (D), the licensee must file its archaeological survey, along with documentation of consultation with the Michigan SHPO and appropriate Tribes, for Commission approval, and may not commence any ground-disturbing activities for Pointe Park until it has received Commission approval. Further, the licensee is reminded that it must file as-built documentation for Pointe Park within six months of the completion, pursuant to ordering paragraph (B) of the 2005 Order.⁸

The Director orders:

(A) The City of Hart's report for Pointe Park and associated modifications to the park filed on August 17, 2020, as supplemented on September 8, 2020, for the Hart Hydroelectric Project No. 3516, is approved.

(B) This order constitutes final agency action. Any party to this proceeding may file a request for rehearing of this order within 30 days from the date of its issuance, as provided in section 313(a) of the Federal Power Act, 16 U.S.C. § 8251 (2018), and the Commission's regulations at 18 C.F.R. § 385.713 (2019). The filing of a request for

⁸ By letter dated June 14, 2019, Commission staff provided guidance to the licensee to assist it in meeting its recreation-related license requirements. Among the items discussed is the required as-built documentation for Pointe Park. Commission staff provides clarification regarding the licensee's filing obligations for this requirement.

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rehearing does not operate as a stay of the effective date of this order, or of any other date specified in this order. The licensee's failure to file a request for rehearing shall constitute acceptance of this order.

Robert J. Fletcher
Land Resources Branch
Division of Hydropower Administration
and Compliance

Document Content(s)

P-3516-046 (1).DOCX.....1



City of Hart Police Department

407 State Street

Ph. (231)873-2488 Fax (231)873-0100

Hart, MI 49420-1259

Juan Salazar, Chief

TO: City of Hart Mayor, City Council, and City Manager
FROM: Juan Salazar, Chief of Police
DATE: September 22nd, 2020

RECENT EVENTS

From Tuesday, September 1st, 2020, through Wednesday, September 16th, 2020, the Hart Police Department received 100 complaints ranging from Medical Assists, Suspicious Situations, Family Trouble, Larcenies, Damage to Property, Animal Complaints, Private Property Damage Crashes, Vehicle Violations, Motorist Assists, Missing Persons, Well-Being Checks, Assault & Battery, Assist to Other Agencies, Threats Complaints, Mental Health Complaints, Death Investigations, Fraud Complaints and Trespassing Complaints.

On Saturday, September 5th, 2020, the Hart Police Department was dispatched to the 1000 block of Dryden Street referencing an Assault & Battery. A 50-year-old Hart woman stated she had been assaulted, by being kissed on the cheek, by an individual she only knew by the first name. An investigation is ongoing.

On Monday, September 7th, 2020, the Hart Police Department initiated a traffic stop on Polk Road near Comfort Drive, regarding a vehicle violation. A 40-year-old Mears man was cited for Driving While License Suspended 2nd or Subsequent Offence.

On Monday, September 7th, 2020, the Hart Police Department was dispatched to the 400 block of Union Street referencing a Larceny complaint. A 41-year-old Hart man accused a 34-year-old Mears man of stealing a necklace from the home. An investigation is ongoing.

On Wednesday, September 9th, 2020, the Hart Police Department was dispatched to the 700 block of East Main Street about a 51-year-old Fremont woman located unresponsive within a vehicle. Officers were further advised CPR was in progress. Officers arrived on scene and continued life saving efforts. Unfortunately, life saving efforts were unsuccessful. Officers were assisted by the Oceana County Sheriff's Office, the Hart Fire Department and LIFE EMS.

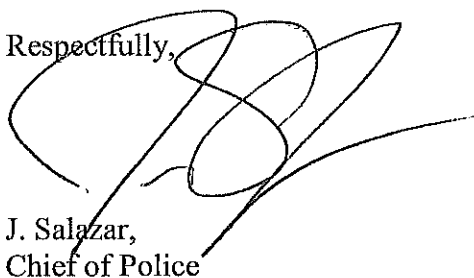
On Thursday, September 10th, 2020, the Hart Police Department was dispatched to the 400 block of Church Street referencing a Conditional Bond Release Violation. A 37-year-old Hart man requested a civil stand-by while he gathered property from the home. It should be noted, the man was recently arrested for Domestic Assault involving his sister, a 41-year-old Hart woman, who also resides at the home. The man was noted to be intoxicated at the time of contact. The man submitted to a Preliminary Breath Test (PBT) and submitted a breath sample of 0.11% BAC. The man was arrested and lodged at the Oceana County Jail for a Conditional Bond Release Violation.

On Friday, September 11th, 2020, the Hart Police Department was dispatched to the Oceana County Sheriff's Office for a 27-year-old Hart man stating the Navy Seals were after him and the police wanted to come and arrest him. While speaking with the man, the man admitted the people he was speaking of were present. The man was transported to Mercy Health Hackley Hospital in Muskegon for a mental health evaluation.

On Sunday, September 13th, 2020, the Hart Police Department initiated a traffic stop on State Street near Chatauqa Street, regarding a vehicle violation. A 26-year-old Hart man was cited for Operating a Motor Vehicle without Insurance.

On Monday, September 14th, 2020, the Hart Police Department initiated a traffic stop on State Street near Enterprise Street, regarding a vehicle violation. A 24-year-old Hart man was cited for Operating a Motor Vehicle without Insurance and Operating a Motor Vehicle without a Cycle Endorsement.

Respectfully,

A handwritten signature in black ink, appearing to read 'J. Salazar', written over the word 'Respectfully,'.

J. Salazar,
Chief of Police

DPW REPORT

September 22, 2020

- Check Wells/Towers/Booster Pump By-Weekly
- Fixed 2 Catch Basins
- Read Water & Electric Meters
- Monthly Water Samples
- 44 Miss Digs
- Mow & Clean Up Disc Golf Course
- Sanitary Main Fixed on Church St
- Water Sampling Station Installed at Skate Park
- Fire Hydrant Service on All Hydrant's. 4 Hydrants Need to be Replaced, 3 Need New Parts. Parts and New Hydrants Have Been Ordered.
- Leaf Vacuum Being Serviced Getting Ready for Leaf Season
- Pick Up Lawn Bags Weekly
- Street Sign Repair/Replace
- Cold Patch Weekly
- Playgrounds Sprayed Weekly With Disinfectant
- Street Sweeping Weekly
- Empty Garbage Cans Daily
- Mow Grass Every Day 40 Plus Hours a Week



Heart Economic and Redevelopment Team
49 W State Street
Hart, MI 49420
231.301.8449

DIRECTOR'S REPORT

SEPTEMBER 22, 2020

EVENTS

- October 3rd | 8a-12p – United Way's Day of Caring, Community Cleanup Day. Seeking volunteers, equipment, etc. Collaborating with United Way on this event.

PROJECTS

- Signage on Community Display Boards - working on designing & printing maps/posters with QR codes to link to website on sign displays in front of courthouse downtown and both Polk & Water Rd trailheads showing water trail, ORV trails, bike trails & walking loop (ongoing).
- Shop Local Video (ongoing) – county-wide shop local video is being coordinated, production to begin in October, sponsored by Peterson Farms.
- Shop Local Gift Cards – finalizing an online platform where gift cards can be purchased through our website and the Discover Oceana website and used at any participating business.
- Downtown Banner Replacement – design has been agreed upon, new photos need to be taken featuring Hart attractions. Will go to print by October (ongoing).
- New Hart Economic Development website (ongoing).
- Band shelter at Hart Commons (ongoing).
- Pentwater Hart Trail Project (ongoing).
- Downtown Streetscape (ongoing).

UPDATES

- Attended the MEDC's three day Economic Development Basic Course.
- Working to develop re-imagined plans for continuing the development of The Creeks subdivision.

Respectfully Submitted,

Nichole Steel
Economic & Community Development Director

Payables Date: 9/22/2020	Description	Total	General +	DPW	Energy	BPTF	Water
Allshred Services	recycle contract	\$ 44.35	\$ 44.35				
Bound Tree	science G5 adult electrodes intel	\$ 230.13	\$ 230.13				
Ceres Solutions	sunny place grass seed	\$ 124.50			\$ 124.50		
Charter Communications	starting block phone	\$ 324.72			\$ 324.72		
Charter Communications	City Hall faxes	\$ 118.92	\$ 118.92				
Charter Communications	H.E.A.R.T. phone	\$ 166.97	\$ 166.97				
Charter Communications	historic district phone	\$ 49.99	\$ 49.99				
Dave's Party Store	fuel-HPD	\$ 568.08	\$ 568.08				
Dropbox Inc.	file share service	\$ 450.00	\$ 450.00				
Frontier	phone at park	\$ 87.01	\$ 87.01				
Frontier	phone at dam	\$ 74.34			\$ 74.34		
Gemplers	earmuffs, overboots	\$ 560.65				\$ 560.65	
Hach	pump tubing	\$ 196.95				\$ 196.95	
Hallack Contracting	pump rental	\$ 900.00				\$ 900.00	
Hart Cemetery	summer taxes due	\$ 5,884.80	\$ 5,884.80				
Heritage Preservation	supplies reimb.	\$ 355.94	\$ 355.94				
Jon's To Go	disc golf course portajon	\$ 74.00			\$ 74.00		
Jon's To Go	vet's park portajon	\$ 74.00			\$ 74.00		
Jon's To Go	boat launch portajon JGP	\$ 74.00			\$ 74.00		
Kennedy Industries	field service from July	\$ 4,315.00				\$ 4,315.00	
KS Statebank	loader pymnt	\$ 4,588.71		\$ 4,588.71			
Lawson-Fisher Associates	dam licensing monitoring	\$ 8,694.41			\$ 8,694.41		
LEAF	copier contract	\$ 39.00	\$ 39.00				
Lynne Ladner	MPPA mtg travel expense reimb	\$ 239.35			\$ 239.35		
Merit	broadband contract	\$ 15,030.00	\$ 2,910.00	\$ 1,455.00	\$ 5,235.00	\$ 1,455.00	\$ 3,975.00
Michigan Mun. Risk Mgmt	policy M0001714 pymnt	\$ 14,859.25	\$ 4,903.55		\$ 6,389.48	\$ 2,377.48	\$ 1,188.74
Michigan Mun. Risk Mgmt	policy R0001714 pymnt	\$ 4,500.00	\$ 1,485.00		\$ 1,935.00	\$ 720.00	\$ 360.00
Mika Meyers	legal services	\$ 1,179.50	\$ 1,179.50				
Mika Meyers	legal services	\$ 1,007.50	\$ 1,007.50				
Mika Meyers	legal services	\$ 640.00	\$ 640.00				
MPPA	purchased power	\$ 105,241.88			\$ 105,241.88		
MPPA	purchased power	\$ 65,012.16			\$ 65,012.16		
Murdock Industrial	discharge hose	\$ 1,932.98				\$ 1,932.98	
Office Machines	copier maint/supplies	\$ 21.76	\$ 21.76				
Power Line Supply	Milwaukee headlamp	\$ 175.00			\$ 175.00		
Quill	paper products	\$ 225.97	\$ 225.97				
Ricoh	copier rent	\$ 143.20	\$ 143.20				
Spring Brook Supply	clamps	\$ 164.60				\$ 164.60	
The Metalworkers	labor to weld wwtp pontoon	\$ 200.00				\$ 200.00	
TruGreen	city holl lawn service	\$ 45.42	\$ 45.42				
Verizon	misc phone/modem charges	\$ 939.84	\$ 38.13	\$ 98.16	\$ 281.69	\$ 521.86	
Verizon	city offices phones	\$ 440.72	\$ 326.92	\$ 28.98	\$ 28.98	\$ 55.84	
Wadel Stabilization	6 sack limestone concrete	\$ 310.05		\$ 310.05			
		\$ -					
		\$ -					
		\$ -					
		\$ -					
		\$ -					
		\$ -					
		\$ -					
		\$ -					
	Subtotal	\$ 240,305.65	\$ 20,922.14	\$ 6,480.90	\$ 193,978.51	\$ 13,400.36	\$ 5,523.74
HAND CHECKS/ACH							
Alerus - ACH	City Share 401 Retirement	\$ 2,906.49	\$ 2,906.49				
US Postmaster	Postage	\$ 163.60			\$ 73.62	\$ 57.26	\$ 32.72
		\$ -					
		\$ -					
	TOTAL HAND CHECKS	\$ 3,070.09	\$ 2,906.49	\$ -	\$ 73.62	\$ 57.26	\$ 32.72

Payables Date: 9/22/2020	Description	Total	General +	DPW	Energy	BPTF	Water
	<i>Sub-Total Regular Bills/Hand Checks</i>	\$ 243,375.74	\$ 23,828.63	\$ 6,480.90	\$ 194,052.13	\$ 13,457.62	\$ 5,556.46
<u>Gross Payroll</u>	493	\$ 59,102.04	\$ 24,965.49	\$ 9,157.10	\$ 17,057.91	\$ 7,921.54	
	Sub-Total	\$ 59,102.04	\$ 24,965.49	\$ 9,157.10	\$ 17,057.91	\$ 7,921.54	\$ -
	GRAND TOTAL	\$ 302,477.78	\$ 48,794.12	\$ 15,638.00	\$ 211,110.04	\$ 21,379.16	\$ 5,556.46

PAYROLL AMOUNTS						
09/17/20			GROSS PAY	OVERTIME	ETO BUYBACK	BASE PAY
Pay 493				PAY		
Employee Code	Employee	Dept.				
FULL-TIME						
DCC	Eisenlohr, C	Office	\$1,276.16	\$0.00	\$0.00	\$1,276.16
MGR.	Ladner	Office	\$3,640.80	\$0.00	\$0.00	\$3,640.80
CC	Rabe	Office	\$2,018.40	\$0.00	\$0.00	\$2,018.40
DCC	Swihart, K	Office	\$1,416.00	\$0.00	\$0.00	\$1,416.00
PO	Anderson	Police	\$2,446.08	-\$80.64	\$0.00	\$2,365.44
PO	Ingalls, J.	Police	\$2,936.64	-\$866.88	\$0.00	\$2,069.76
PO	Mantyck	Police	\$2,145.56	-\$77.56	\$0.00	\$2,068.00
PC	Salazar	Police	\$2,524.80	\$0.00	\$0.00	\$2,524.80
DS	Skipski	Police	\$2,208.00	\$0.00	\$0.00	\$2,208.00
DPW1	Adams	DPW	\$2,105.87	-\$88.27	\$0.00	\$2,017.60
DPW2	Eisenlohr	DPW	\$2,307.63	-\$88.27	\$0.00	\$2,219.36
DPW3	Riggs	DPW	\$2,307.60	-\$51.28	\$0.00	\$2,256.32
DPWS	Whitney	DPW	\$2,436.00	\$0.00	\$0.00	\$2,436.00
BIOS	Cutter	WW	\$2,886.40	\$0.00	\$0.00	\$2,886.40
BIOS	Kies	WW	\$2,496.78	-\$277.42	\$0.00	\$2,219.36
BIOS	Lloyd	WW	\$2,538.36	-\$282.04	\$0.00	\$2,256.32
ENERGY1	Birkman	Energy	\$3,455.48	-\$241.08	\$0.00	\$3,214.40
ENERGY2	Gowell	Energy	\$3,897.46	-\$361.62	\$0.00	\$3,535.84
ENERGYS	Schiller	Energy	\$3,860.01	\$0.00	\$0.00	\$3,860.01
ENERGY3	VanAgtmael	Energy	\$3,313.52	-\$211.52	\$0.00	\$3,102.00
ENERGY4	VanZoeren	Energy	\$2,531.44	-\$377.04	\$0.00	\$2,154.40
DIR.	Steel	HD	\$1,971.20	\$0.00	\$0.00	\$1,971.20
TOTAL			\$56,720.19	-\$3,003.62	\$0.00	\$53,716.57
COUNCIL						
	Name					
CC1	Burillo		\$0.00	\$0.00	\$0.00	\$0.00
CC2	Frontiera		\$0.00	\$0.00	\$0.00	\$0.00
CC3	Hegedus		\$0.00	\$0.00	\$0.00	\$0.00
CC4	La Fever		\$0.00	\$0.00	\$0.00	\$0.00
CC5	LaPorte		\$0.00	\$0.00	\$0.00	\$0.00
CC6	Platt		\$0.00	\$0.00	\$0.00	\$0.00
CC7	Splane		\$0.00	\$0.00	\$0.00	\$0.00
TOTAL			\$0.00	\$0.00	\$0.00	\$0.00
PART-TIME						
MGR.	Robbins	HHD	\$765.60	\$0.00	\$0.00	\$765.60
EW	Cunningham	Office	\$0.00	\$0.00	\$0.00	\$0.00
DPW	Bernard	DPW-PT	\$611.25	\$0.00	\$0.00	\$611.25
PPO	Malotke	POL-PT	\$930.00	\$0.00	\$0.00	\$930.00
PPO	Hintz, B.	POL-PT	\$75.00	\$0.00	\$0.00	\$75.00
TOTAL			\$2,381.85	\$0.00	\$0.00	\$2,381.85
TOTAL PAYROLL			\$59,102.04	-\$3,003.62	\$0.00	\$56,098.42

RESOLUTION 2020-53

**Hart City Council
City of Hart, Michigan**

Select Engineering firm to assist City with project design engineering and applications for USDA-RD Community Facilities, US EDA and SRF/DWRF funding assistance.

WHEREAS, the City has projects that need to be completed in order to maintain the reliability and safety of our utilities, streets, parks and other City Operations; and

WHEREAS, the completion of these projects will require that the City seek funding assistance for the many projects including through the US Economic Development Administration (EDA) and the USDA-Rural Development (RD); and

WHEREAS, the applications for these funding programs require that the engineer selected to provide engineering design and construction assistance be selected through a qualifications based process, even if the applicant has an established relationship with an Engineer of Record. and

WHEREAS, the City has projects that need to be completed in order to maintain the reliability and safety of our utilities, streets, parks and other City Operations; and

WHEREAS, the City published the RFQ and solicited direct proposals for which three Statements of Qualifications were received, reviewed by the Personnel and Finance Committee and recommended for presentation to the full council; and

WHEREAS, the firms have had the opportunity to present to the council and answer questions;

NOW THEREFORE BE IT RESOLVED THAT THE CITY COUNCIL:

Designates _____ as the engineer(s) which they will negotiate with per requirements for the funding partners to complete engineering services and assist with the application processes for US EDA, USDA-RD, SRF and DWRF funding assistance applications

Moved by _____, supported by _____ and thereafter adopted by the Hart City Council at a regular council meeting held on September 22, 2020.

Ayes: Nays: Absent:

I hereby certify this to be a true and correct copy of the document on file with the office of the City of Hart Clerk.

Cheri Eisenlohr, Dep. City Clerk

RESOLUTION 2020-54
Hart City Council
City of Hart, Michigan

***Accept bids for the repair of BioPure plant Lagoon and
award bid to Hallock Contracting***

WHEREAS, the City has solicited bids for the repair of Lagoon 4 at the BioPure plant; and
WHEREAS, the City received three bids on the project Hallock Contracting in the amount of
\$132,500, Wadal Stabilization in the amount of \$229,660 and Mead Bros
Excavating in the amount of \$291,990; and

WHEREAS, the completion of this work is necessary to permit the BioPure plant to work at it's
most efficient and effective state;

NOW THEREFORE BE IT RESOLVED THAT THE CITY COUNCIL:

*Accepts the bids for the Repair of Lagoon 4 at the BioPure plant and awards the contract
to the low bidder Hallock Contracting in the amount of \$132,500*

Moved by _____, supported by _____ and thereafter adopted by the Hart City Council
at a regular council meeting held on September 22, 2020.

Ayes: Nays: Absent:

I hereby certify this to be a true and correct copy of the document on file with the office
of the City of Hart Clerk.

Cheri Eisenlohr, Dep. City Clerk

September 16, 2020
2200452

Ms. Lynne Ladner, City Manager
City of Hart
407 S. State Street
Hart, MI 49420

RE: Wastewater System Improvements, Biopure Treatment Facility
Storage Lagoon 4 Liner Repair

Dear Ms. Ladner:

On September 15, 2020, the City received three bids for the project referenced above. The bids ranged from \$132,500.00 to \$291,990.00. The low bid of \$132,500.00 was submitted by Hallack Contracting of Hart, MI. Hallack has performed satisfactorily on other Prein&Newhof and City of Hart projects. We discussed the project with Hallack and they indicated a good understanding of the project scope and schedule. They intend to start as soon as possible, with a target date of early October if awarded. Based on past experience, and our conversation with them, we believe they are capable of performing the work for this project.

Once the project is awarded, please sign the enclosed Notice of Award and return it to us. We will then forward it to Hallack Contracting along with the contract documents for signatures.

If you have any questions, please contact our office.

Sincerely,

Prein&Newhof



Matthew Hulst, P.E.

Enclosures: Bid Tabulation
Notice of Award

c: Paul Cutter, City of Hart

Bid Tabulation Summary

Bid Date: 15-Sep-20	Bid Time (Local): 1:30 PM
Owner: City of Hart	
Project Title: Storage Lagoon 4 Liner Repair	
Project #: 2200452	

Number	Contractor Name	Bid Amount
1st	Hallack Contracting 4223 W Polk Rd, Hart, MI 49420	\$132,500.00
2nd	Wadel Stabilization 2500 N Oceana Drive, Hart, MI 49420	\$229,660.00
3rd	Mead Bros. Excavating 15195 Eaton Rapids Rd, Springpoa, MI 49284	\$291,990.00

Project Name: Storage Lagoon 4 Liner Repair
Project Number: 2200452

SECTION 00.42.00
BID PROPOSAL

Bid Proposal

Owner:	City of Hart	
Owner Address:	407 State Street, Hart, MI 49420	
Project Title:	Storage Lagoon 4 Liner Repair	
Bid Date & Time:	September 15, 2020 at 1:30 PM	Project #: 2200452

The undersigned, being familiar with the site, drawings, specifications, and related documents, proposes to furnish all required labor, materials, tools and equipment to construct the project in accordance with the lump sum on the following sheets.

Date Prepared: 9/15/2020

Receipt of Addenda

Receipt of Addenda 1 through 1 is hereby acknowledged.

Summary of Bids

Total Lump
Sum Bid \$ 132,500.00

The Owner reserves the right to accept or reject any or all bids and to waive any irregularities in the bidding. No partial bids will be accepted.

Contractor's Signature

<u>Hallack Contracting Inc</u>	<u>231-873-5081</u>
Contractor's Name	Telephone Number
<u>4223 W Polk rd Hart</u>	<u>49420</u>
Business Address	City Zip Code
<u>Daniel Hallack</u>	<u>president</u>
Signature	Title
	<u>9/15/20</u>
	Date

Seal (if bidder is a corporation)

Bid Proposal

Owner:	City of Hart
Owner Address:	407 State Street, Hart, MI 49420
Project Title:	Storage Lagoon 4 Liner Repair
Bid Date & Time:	September 15, 2020 at 1:30 PM Project #: 2200452

SUPPLEMENTAL INFORMATION

Base Bid includes 1,800 cubic yards of compacted clay berm repair and restoration (in place volume)
(See Section 31 23 00)

Add/~~Deduct~~ for berm repair actual quantity

\$ 25.00 per cubic yard

*Add For imported
material only
if not enough
in stockpile*

Project Name: Storage Lagoon 4 Liner Repair
Project Number: 2200452

SECTION 00 42 00
BID PROPOSAL

Bid Proposal

Owner: City of Hart

Owner Address: 407 State Street, Hart, MI 49420

Project Title: Storage Lagoon 4 Liner Repair

Bid Date & Time: September 15, 2020 at 1:30 PM Project #: 2200452

The undersigned, being familiar with the site, drawings, specifications, and related documents, proposes to furnish all required labor, materials, tools and equipment to construct the project in accordance with the lump sum on the following sheets.

Date Prepared: September 15, 2020

Receipt of Addenda

Receipt of Addenda 1 through 7 is hereby acknowledged.

Summary of Bids

Total Lump
Sum Bid \$ 291,990.00

The Owner reserves the right to accept or reject any or all bids and to waive any irregularities in the bidding. No partial bids will be accepted.

Contractor's Signature

Mead Bros. Excavating 517-857-3700
Contractor's Name Telephone Number

15195 Eaton Rapids Rd. Springport 49284
Business Address City Zip Code

Jeffrey C. Mead Business Manager 9-15-20
Signature Title Date

Seal (if bidder is a corporation)

Bid Proposal

Owner: City of Hart

Owner Address: 407 State Street, Hart, MI 49420

Project Title: Storage Lagoon 4 Liner Repair

Bid Date & Time: September 15, 2020 at 1:30 PM Project #: 2200452

SUPPLEMENTAL INFORMATION

Base Bid includes 1,800 cubic yards of compacted clay berm repair and restoration (in place volume)
(See Section 31 23 00)

(Add) Deduct for berm repair actual quantity \$ 20.00 per cubic yard

Project Name: Storage Lagoon 4 Liner Repair
Project Number: 2200452

SECTION 00 42 00
BID PROPOSAL

Bid Proposal

Owner: City of Hart

Owner Address: 407 State Street, Hart, MI 49420

Project Title: Storage Lagoon 4 Liner Repair

Bid Date & Time: September 15, 2020 at 1:30 PM Project #: 2200452

The undersigned, being familiar with the site, drawings, specifications, and related documents, proposes to furnish all required labor, materials, tools and equipment to construct the project in accordance with the lump sum on the following sheets.

Date Prepared: September 15, 2020

Receipt of Addenda

Receipt of Addenda 1 through 1 is hereby acknowledged.

Summary of Bids

Total Lump
Sum Bid \$ 229,660⁰⁰

The Owner reserves the right to accept or reject any or all bids and to waive any irregularities in the bidding. No partial bids will be accepted.

Contractor's Signature

Wadel Stabilization, Inc.	(231) 873-4006
Contractor's Name	Telephone Number
2500 N. Oceana Drive	Hart 49420
Business Address	City Zip Code
<u>Julie Axelrod</u>	<u>vice-pres.</u> <u>9/15/20</u>
Signature	Title Date

Seal (if bidder is a corporation)

Bid Proposal

Owner: City of Hart

Owner Address: 407 State Street, Hart, MI 49420

Project Title: Storage Lagoon 4 Liner Repair

Bid Date & Time: September 15, 2020 at 1:30 PM Project #: 2200452

SUPPLEMENTAL INFORMATION

Base Bid includes 1,800 cubic yards of compacted clay berm repair and restoration (in place volume)
(See Section 31 23 00)

Add/Deduct for berm repair actual quantity \$ 5⁰⁰ per cubic yard

NOTICE OF AWARD

Date of Issuance:

Owner: City of Hart Owner's Project No.:
Engineer: Prein&Newhof Engineer's Project No.: 2200452
Project: Wastewater System Improvements
Contract Name: Biopure Treatment Facility Storage Lagoon 4 Liner Repair
Bidder: Hallack Contracting, Inc.
Bidder's Address: 4223 W. Polk Rd; Hart, MI 49420

You are notified that Owner has accepted your Bid dated September 15, 2020 for the above Contract, and that you are the Successful Bidder and are awarded a Contract for:

Storage Lagoon 4 Liner Repairs.

The Contract Price of the awarded Contract is \$132,500.00. Contract Price is subject to adjustment based on the provisions of the Contract, including but not limited to those governing changes, Unit Price Work, and Work performed on a cost-plus-fee basis, as applicable.

3 unexecuted counterparts of the Agreement accompany this Notice of Award, and one copy of the Contract Documents accompanies this Notice of Award, or has been transmitted or made available to Bidder electronically.

Drawings will be delivered separately from the other Contract Documents.

You must comply with the following conditions precedent within 15 days of the date of receipt of this Notice of Award:

- 1. Deliver to Owner [3] counterparts of the Agreement, signed by Bidder (as Contractor).
2. Deliver with the signed Agreement(s) the Contract security (such as required performance and payment bonds) and insurance documentation, as specified in the Instructions to Bidders and in the General Conditions, Supplementary Conditions, Article 6, and Insurance Specifications.
3. Other conditions precedent (if any): None

Failure to comply with these conditions within the time specified will entitle Owner to consider you in default, annul this Notice of Award, and declare your Bid security forfeited.

Within 10 days after you comply with the above conditions, Owner will return to you one fully signed counterpart of the Agreement, together with any additional copies of the Contract Documents as indicated in Paragraph 2.02 of the General Conditions.

Owner:
By (signature):
Name (printed): Lynne Ladner
Title: City Manager

Copy: Prein&Newhof

RESOLUTION 2020-55
Hart City Council
City of Hart, Michigan

***Authorizing application to State of Michigan for Coronavirus Relief
Local Government Grants (CRLGG)***

WHEREAS, the City has received from the State \$8,647 in Coronavirus Relief funds; and

WHEREAS, the City has to submit to the Michigan Department of Treasury by September 30th the Grant Opening Paperwork for the Coronavirus Relief Local Government Grant (CRLGG) stating how the City has spent or intends to spend the funds in alignment within the approved categories; and

WHEREAS, if the City does not submit the Grant Opening Paperwork on time we are required to return the funds to the State; and

WHEREAS, the City has since March of 2020 spent funds in excess of our grant allocation on computer hardware and software, PPE, and other items as needed to respond to the pandemic that fit within the approved categories;

NOW THEREFORE BE IT RESOLVED THAT THE CITY COUNCIL:

*Authorizes the City Manager to complete and submit the necessary paperwork for
the Coronavirus Relief Local Government Grant Program*

Moved by _____, supported by _____ and thereafter adopted by the Hart City Council at a regular council meeting held on September 22, 2020.

Ayes: Nays: Absent:

I hereby certify this to be a true and correct copy of the document on file with the office of the City of Hart Clerk.

Cheri Eisenlohr, Dep. City Clerk

Lynne Ladner

From: Treas-CARES <Treas-CARES@michigan.gov>
Sent: Friday, September 11, 2020 1:40 PM
Subject: High Importance - CRLGG & CRF Grant Requirements

Importance: High

Due to the FY 2020 budget cuts, the August payments for the City, Village, and Township Revenue Sharing (CVTRS), County Revenue Sharing (CRS) and County Incentive Program (CIP) were eliminated. Local units did not receive these payments in August.

However all cities, villages, townships and counties that were eligible to receive an August 2020 CVTRS, CRS or CIP payment received a Coronavirus Relief Local Government Grants (CRLGG) Program payment on August 31, 2020. This payment is not a replacement for the revenue sharing payments eliminated in August, and can only be used for CARES Act eligible expenditures.

Local units must review the [CRLGG & Coronavirus Relief Fund \(CRF\) Grant Requirements](#) document and submit the *CRLGG Grant Opening Certification*, to the Michigan Department of Treasury by 11:59 p.m. EST on September 23, 2020 in order for the local unit to accept the CRLGG funds received. The *CRLGG Grant Opening Certification* must be signed by the qualified local unit's chief administrative officer. *CRLGG Grant Opening Certifications* can be returned to the Michigan Department of Treasury via email at Treas-CARES@michigan.gov or fax to 517-335-3298.

If a local unit does not submit a completed and signed *CRLGG Grant Opening Certification*, the local unit will be required to return the CRLGG funding received by September 30, 2020 using Form 5733 - *CRLGG Return of Funds Received*. Form 5733 will be located on the CRLGG website early next week.

If you have any questions, let us know.

Thank you.

Revenue Sharing and Grants Division
Michigan Department of Treasury
517-335-0155

**Michigan Department of Treasury
Coronavirus Relief Local Government Grants (CRLGG) Program
Grant Opening Certification**

PART 1: LOCAL UNIT INFORMATION			
Local Unit Name City of Hart	Local Unit County Name Oceana		
Local Unit Code 64-2010	Contact Name Lynne Ladner	SAM DUNS Number 06-018-7010	
Contact E-Mail Address lladner@cityofhart.org	Contact Title City Manager	Contact Telephone Number 231-873-3546	Extension
PART 2: OUTCOME METRICS (Enter at least one program outcome metric relating to what the local unit hopes to achieve utilizing the CRLGG funding. Attach additional pages if necessary.)			
<p>Upgrade network server to provide for remote access to City business systems, email and stored files to permit telework by Administrative staff and Department Heads including City Manager, City Clerk/Treasurer, Deputy Clerk/Treasurer - Utility Billing, Deputy Clerk/Treasurer - HR/AP and Economic and Community Development Director</p>			
<p>Provide personal protective equipment to ensure the health and safety of all employees, customers and boards and commissions in the conduct of the City's daily business. Items include disposable masks, hand sanitizer and additional sanitizer stations, electrostatic disinfecting equipment for public restrooms, gloves, protective overalls, shoe covers and head coverings for public safety employees.</p>			
PART 3: CERTIFICATION			
<p>I, <u>Lynne Ladner</u>, am the chief administrative officer of <u>City of Hart</u> (subrecipient's legal name), and I certify that:</p> <ol style="list-style-type: none"> 1. I have the authority on behalf of <u>City of Hart</u> (subrecipient's legal name) to accept the Coronavirus Relief Local Government Grants (CRLGG) Program payment received from the State of Michigan. The grantee understands that the CRLGG Program is funded by the allocation of funds to the State of Michigan from the Coronavirus Relief Fund as created in the CARES Act. 2. I understand the State of Michigan will rely on this certification as a material representation that <u>City of Hart</u> (subrecipient's legal name) has accepted the CRLGG Program payment and will expend the funds in accordance with the CARES Act. 3. <u>City of Hart</u> (subrecipient's legal name), is receiving CRLGG Program funds to be used for eligible expenditures under the CARES Act and will be used only to cover those eligible costs under the CARES Act. 4. All subrecipients receiving funds under the CRLGG Program shall retain documentation of all uses of the funds, including but not limited to invoices and/or receipts, supporting the reports submitted in accordance with this document. Such documentation shall be provided to the State of Michigan upon request and maintained by the grantee for five (5) years. 5. CRLGG Program funds accepted pursuant to this certification cannot be used as a revenue replacement for lower than expected tax or other revenue collections. 			

Local Unit Name
City of Hart

Local Unit Code
64-2010

PART 3: CERTIFICATION (continued)

6. CRLGG Program funds accepted pursuant to this certification cannot be used for expenditures for which the subrecipient has received any other federal funds or emergency COVID-19 supplemental funding (whether state, federal, or private in nature) for the same expense. If an expenditure is reimbursed by any other federal funds or emergency COVID-19 funding, the subrecipient will return said funds to the State of Michigan.
7. CRLGG Program funds accepted pursuant to this certification cannot be used to reimburse or subaward another subrecipient or local unit of government.
8. Any CRLGG Program funds not incurred on or before December 30, 2020 must be returned to the Michigan Department of Treasury by January 30, 2021. Repayments must be submitted using the "CRLGG Return of Funds Received Form" (Form 5733).
9. I have read and agree on behalf of City of Hart (subrecipient's legal name) to comply with all applicable provisions and requirements corresponding to the receipt of funds required in the Coronavirus Aid, Relief, and Economic Securities (CARES) Act, Public Law 116-136 and Uniform Guidance 2 CFR 200.
10. Further, I understand and agree on behalf of City of Hart (subrecipient's legal name) that any funds received under the CRLGG Program and incurred in any manner that does not comply with the Coronavirus Aid, Relief, and Economic Securities Act, Public Law 116-136 and Uniform Guidance 2 CFR 200, as applicable shall be returned to the State of Michigan. Any funds that are provided by the State of Michigan under the CRLGG Program that are found to be based on inaccurate, nonqualifying, or fraudulent information will be returned to the State of Michigan. Funds provided under the CRLGG Program must adhere to official federal guidance issued or to be issued on what constitutes a necessary expenditure as described in the guidance for the U.S. Treasury Coronavirus Relief Fund at <https://home.treasury.gov/policy-issues/cares/state-and-local-governments>. I reviewed the guidance prior to completing this acceptance certification.
11. The governing body has been notified of the submission of this certification, and are aware of the Federal statutes, regulations and terms and conditions of the grant award.

I certify under the penalties of perjury set forth in Michigan Penal Code, MCL 750.423, that I have read the above certification and my statements contained herein are true and correct to the best of my knowledge.

By: Lynne Ladner

Signature: _____

Title: City Manager

Date: September 14, 2020

Subscribed and sworn before me this _____ day of _____, 2020.

Notary Public

My commission expires _____



Welcome, Lynne

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Line Details

Discount : 0.00	Department : Treasury
Penalty : 0.00	Contact Phone :
Interest : 0.00	Reference Agreement ID :
Backup Withholding : 0.00	Referenced Payment Request ID : GAX 271 200000094557
Contract Withholding : 0.00	Invoice/Grantee Tracking Date :
Retained : 0.00	Reference Invoice/Grantee Number : 64-2010
Intercepted : 0.00	Invoice/Grantee Line Amount : 8,647.00
Default Intercept Fee : 0.00	Delivery/Grant Period From Date : 08/25/2020
Supplementary Intercept Fee : 0.00	Delivery/Grant Period To Date : 08/25/2020
Use Tax : 0.00	Accounting Line Description : Coronavirus Relief Local Government Grants, 2020 PA
Tax : 0.00	Check Description : Coronavirus Relief Local Government Grants, 2020 PA

RESOLUTION 2020-56
Hart City Council
City of Hart, Michigan

Halloween Trick or Treating

WHEREAS, the Halloween is not a city sanctioned event, but rather a nationally recognized holiday. Other than announcing the suggested hours (always 6-8pm), the City has no further involvement; and

WHEREAS, The City has no legal authority or basis to cancel Halloween or restrict the free movement of its residents; and

WHEREAS, past practice has been for the City to set the suggested hours for trick or treating;

NOW THEREFORE BE IT RESOLVED THAT THE CITY COUNCIL:

Recognizes that individuals may choose to participate in the traditional Halloween Trick or Treating activities this year; and

Sets the hours for trick or treating in the City of Hart between 6pm and 8pm on October 31, 2020; and

Recommend that all residents who participate, however, should adhere to any public health recommendations from the District #10 Health Department. Be safe, social distancing if not in the same household; any household with a positive case should not participate; any individuals with symptoms should not participate; and any other guidance from public health officials.

Moved by _____, supported by _____ and thereafter adopted by the Hart City Council at a regular council meeting held on September 22, 2020.

Ayes: Nays: Absent:

I hereby certify this to be a true and correct copy of the document on file with the office of the City of Hart Clerk.

Cheri Eisenlohr, Dep. City Clerk

RESOLUTION 2020-57
Hart City Council
City of Hart, Michigan

***Authorize the placement of drain tiles in the City of Hart
Irrigation Site #2***

WHEREAS; the City of Hart maintains and operates two sites for the dispersal of clean water from the BioPure Plant through irrigation; and,

WHEREAS; the due to drainage issues in a large area of Site #2 which causes ponding we are limited in the amount of water that can be dispersed to this location; and

WHEREAS; the BioPure Superintendent brought the project to the Council in May with a cost estimate from Near Farm Tiling and it was directed to attempt to gain bids from other interested parties; and,

WHEREAS; over the course of several months attempts have been made to solicit bids from other businesses that do this type of work with Beldyga from Saginaw County declining to bid on the project as he does not have the time to complete the project and T. Young from Ravenna failing to show up for his site inspection appointment and has declined to respond to additional attempts to procure his bid; and

WHEREAS; the permitting the work to be completed would enable the City to dispose of the full amount of water necessary as well as improve the usable portion of the property allowing the City to entertain proposals for farming the site as previously no bids/proposals were submitted when it was published; and,

NOW THEREFORE BE IT RESOLVED THAT THE CITY COUNCIL

Acknowledges the inability to obtain multiple bidders for the project and waives the requirement for more than one bid and awards the project to Near Farm Tiling for a not to exceed amount of \$10,000

Moved by _____, supported by _____ and thereafter adopted by the Hart City Council at a regular council meeting held on September 22, 2020.

Ayes: Nays: Absent:

I hereby certify this to be a true and correct copy of the document on file with the office of the City of Hart Clerk.

Cheri Eisenlohr, Dep. City Clerk

EXCERPT FROM BIOPURE REPORT MAY, 2020

Prein and Newhoff and myself have been brainstorming a way to make our center pivot irrigation site perform without creating ponding in a specific area.

As we have been discussing ways that may be possible to achieve this we also have to have a plan that will not affect the current discharge permit.

I think Peter Brink has come up with the best idea. We have not confirmed this idea with EGLE yet but we have high hopes they would allow this to happen.

Below is a picture of the area that the center pivot covers. The 4 yellow/orange lines to the left of the picture are the problem areas. This area will not percolate water through the soils. I have had Near Farm Tiling from Shelby Michigan come and give us a quote to install underdrains that would carry the water from the yellow/orange lines to the purple lines. Once the water reached the area of the field that percolated water well the underdrain would be perforated and would let the water seep out into the ground. The yellow long line is just to indicate where the pressure gas main is that runs through the site.



I think this is a great solution to meeting our discharge permit requirements along with the fact EGLE should not have to evaluate the process because we are still following our ground water requirements.

The quote for installing the underdrains is roughly \$10,000 dollars. I did not get other bids due to the time restraint to get the project done along with Covid. Nears Farm Tiling said they could get to it next month.

We have got a good jump on the irrigation season due to us starting in the second week in March rather than on April 1st which is our permitted start date. My goal for this irrigation season is to be able to shut irrigation down the 1st of November. I do not have a lot of control over that other than to have the water in the correct area to discharge. The things that get in the way are the natural rain we get on the site and the hay removal needs to be in a timely manner.

For all interested council members and committee members once we find some normal living I would like to hire Council on Aging bus and give you a tour of all our grounds and how they work. Some of you may remember we use to do something similar for Mayor Exchange.

Feel free to call me prior to the meeting if you have any questions regarding this report. Thank You.

2020 Schedule of Events for the City of Hart

April

11 Hart Hills Gravel Bike Race @ Hart Commons

May

25 Rich Tompkins Memorial Day 5K Race, Youth mile 8 am, 5K – 3:30 pm, Bridge Walk to Follow.
25 Memorial Day Parade starts at 11:00 am, at the Courthouse

June

5-7 National Asparagus Festival and Parade (Sat. 2:00 pm)

11 Music on the Commons 7:00 - 9:00 pm - Featuring: Phillip Michael Scales

18 Music on the Commons 7:00 - 9:00 pm - Featuring: The Drew Hale Band

July

2 Hart Sparks - Fireworks at dusk, over Hart Lake - Featuring: The Rocket Fuel Haulers

8-12 Vietnam Traveling Wall @ Oceana County Fairgrounds

10 Music at the Hart Historic District 7:00 pm - Featuring: TBA

11-12 Shakespeare Festival on the Commons - 7:00 to 8:30 pm

16 Music on the Commons 7:00 to 9:00 pm, Featuring: Cluster Pluck & the Plucking to Feed Drive

17 Music at the Hart Historic District 7:00 pm - Featuring: TBA

24 Music at the Hart Historic District 7:00 pm - Featuring: TBA

25 Annual Car Show - Downtown

25-26 4-H Open Adult & Youth horse show. Shows are at 9:00 am both days at the Fairgrounds.

30 Music on the Commons 7:00 to 9:00 pm - Featuring: The Smokin Dobroleles

31 Music at the Hart Historic District 7:00 pm - Featuring: TBA

August

7 Music at the Hart Historic District 7:00 pm - Featuring: TBA

13 Music on the Commons 7:00 to 9:00 pm - Featuring: Yesterday's Wine

25-29 Oceana County Fair

27 Music on the Commons 7:00 to 9:00 pm - Featuring: The Scottville Clown Band

28 Music at the Hart Historic District 7:00 pm - Featuring: TBA

September

4-5 Hart Pow Wow – Oceana County Fairgrounds

4-5 Heritage Days – Historic District – Entertainment and Dining

19 Hispanic Heritage Celebration @ the Hart Commons

October

31 Business Downtown Trick or Treating, 4:00 to 6:00 pm

November

11 Veteran's Day Parade & Memoriam – 11:00 am

27 Christmas Parade 6:30 pm

December

31 New Year's Eve Ball Drop

Early 2021 Events

February

6 *Winterfest: Antique Snowmobile Show*