

EM SUBMISSION NO.: 2012EM508

PRESENTED: 8/8/12

ADOPTED: 8/8/12

**BY THE EMERGENCY MANAGER:**

**Authorization for Appropriate City of Flint Officials to Do All Things Necessary to Execute the Performance Resolution for Governmental Agencies, MDOT Form 2207B, as Required by the Michigan Department of Transportation**

The City of Flint periodically applies to the Michigan Department of Transportation (MDOT) for permits to construct, operate, use and/or maintain utility or other facilities, or to conduct other activities, on, over, and under State Highway at various locations; within and adjacent to its corporate limits.

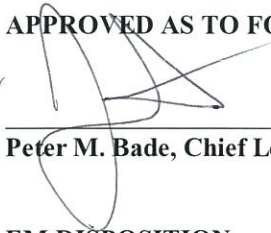
A Performance Resolution is required by the Michigan Department of Transportation (MDOT) for purposes of issuing a municipal utility an "Individual Permit for Use of State Highway Right of Way," or an "Annual Application and Permit for Miscellaneous Operations Within State Highway Right of Way."

The Department of Infrastructure and Development, Transportation and Utilities Divisions, are requesting that the attached Performance Resolution, MDOT Form 2207B, be adopted as required by the Michigan Department of Transportation to agree to the terms and conditions stated in the attached resolution and to identify the positions authorized to apply to MDOT for the necessary permits to work within State Highway right of way on behalf of the City of Flint.

**IT IS RESOLVED**, the attached Performance Resolution for Governmental Agencies, MDOT Form 2207B, is hereby adopted to agree to the terms and conditions stated in the attached resolution.

**IT IS FURTHER RESOLVED**, the attached Performance Resolution, MDOT Form 2207B, is adopted to identify the positions authorized to apply to MDOT for the necessary permits to work within State Highway right of way on behalf of the City of Flint.

**APPROVED AS TO FORM:**

*for*  
  
\_\_\_\_\_  
Peter M. Bade, Chief Legal Officer

**APPROVED AS TO FINANCE:**

  
\_\_\_\_\_  
Jerry Ambrose, Finance Director

**EM DISPOSITION:**

ENACT  \_\_\_\_\_ FAIL \_\_\_\_\_

DATED 8-8-12 \_\_\_\_\_

  
\_\_\_\_\_  
Michael K. Brown, Emergency Manager

RESOLUTION STAFF REVIEW

**Date:** July 30, 2012

**Agenda Item Title:** Authorization for Appropriate City of Flint Officials to Do All Things Necessary to Execute the Performance Resolution for Governmental Agencies, MDOT Form 2207B, as Required by the Michigan Department of Transportation

**Prepared By:** Kay Muhammad on behalf of Howard Croft, Director of Infrastructure and Development

**Background/Summary of Proposed Action:** The Michigan Department of Transportation (MDOT) requires all governmental agencies to acquire authorization and a permit from MDOT before constructing, operating, using and/or maintaining utilities, or other facilities within, or adjacent to State Highway right of way.

MDOT has requested that the City of Flint adopt the attached Performance Resolution, MDOT Form 2207B, to agree to the terms and conditions stated in the attached resolution. MDOT has also requested that the City identify the persons/or positions, who on behalf of the City of Flint will be authorized to apply to MDOT for the necessary permits to work within State Highway right of way.

The Department of Infrastructure and Development, Transportation and Utilities Divisions, are requesting that the attached Performance Resolution, MDOT Form 2207B, be adopted as required by the Michigan Department of Transportation. The adoption of the Performance Resolution will enable the following designees to apply for right of way permits: Director of Transportation, Traffic Control Systems Coordinator, and Traffic and Sign Coordinator (*roadway construction and traffic-related activities*); Water Distribution and Sewer Maintenance Supervisor (*water and sewer-related activities*); and City Engineer (*roadway and utility activities*).

**Financial Implications:** MDOT may assess fines/penalties if a governmental agency conducts activities in the State Highway right-of-way without first obtaining authorization and a MDOT issued permit.


**Budgeted Expenditure?** Yes      No       **Please explain if no:** No funding requirement

**Account No.:**

**Pre-encumbered?** Yes      No       **Requisition #**

**Other Implications (i.e., collective bargaining):**

**Staff Recommendation:** Recommend Approval

**Staff Person:**   
Howard Croft  
Director of Infrastructure and Development