

CITY OF PORTAGE

RESOLUTION REGARDING AUSTIN LAKE IMPROVEMENT PURSUANT TO THE INLAND LAKE IMPROVEMENT ACT

Minutes of a regular meeting of the City Council for the City of Portage, Michigan held on _____, 2009 at 7:30 p.m. local time at the City Hall in the City of Portage, Michigan.

PRESENT: _____

ABSENT: _____

The following resolution was offered by:

Councilmember: _____, and supported by:

Councilmember: _____.

WHEREAS, Austin Lake is a public inland lake as defined by the Inland Lake Improvement Act of 1966 as amended; and

WHEREAS, the Austin Lake Riparian Board has represented to the City Council that the southwest bay of Austin Lake has a serious water quality problem consisting of muck accumulation, odor and excessive weed growth and unusable beach front property; and

WHEREAS, the Austin Lake Riparian Board has represented to the City Council that the remediation of lake muck through the use aeration would likely maintain the quality and usefulness of Austin Lake by area residents and preserve its longevity as a viable asset to the City of Portage; and

WHEREAS, the City Council, on its own motion under the Act and pursuant to a request made by the Austin Lake Riparian Board desires to improve Austin Lake for the protection of the public health, safety and welfare, the conservation of the natural resources of the City and to preserve property values around the lake;

NOW, THEREFORE, BE IT RESOLVED that the City Council considers it expedient to have Austin Lake improved and hereby directs the Governmental Lake Board for Austin Lake ("GLB") to proceed with necessary steps under the Act.

BE IT FURTHER RESOLVED that if not already accomplished, the GLB shall elect a chairperson and secretary. A majority of the members of the GLB shall constitute a quorum. The concurrence of a majority of any matter within the duties of the GLB shall be required for the termination of that matter.

BE IT FURTHER RESOLVED that the City of Portage desires the GLB to determine the scope of any proposed project, including an engineering feasibility report and an economic study report and estimate of cost and any other determination and/or investigation allowed by or required by the Act and report its finding to the City Council;

All resolutions or parts of resolutions are, to the extent of any conflict with this resolution, rescinded.

AYES: Councilmember _____

NAYS: Councilmember _____

ABSENT: Councilmember _____

EFFECTIVE DATE: _____, 2009.

James R. Hudson City Clerk

CERTIFICATION

I hereby certify that the foregoing is a true and complete copy of this resolution adopted at a regular meeting of the City Council of the City of Portage, Kalamazoo County, Michigan held on _____, 2009, the original of which is in the official proceedings of the City Council.

James R. Hudson, City Clerk

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APPROVED AS TO FORM
DATE 9/10/09
ALB
CITY ATTORNEY