

**CITY OF SWARTZ CREEK
SWARTZ CREEK, MICHIGAN
MINUTES OF THE COUNCIL MEETING
DATE 03/26/07**

The meeting was called to order at 7:00 p.m. by Mayor Abrams in the Swartz Creek City Council Chambers, 8083 Civic Drive.

Invocation and Pledge of Allegiance to the Flag.

Councilmen Present: Abrams, Adams, Christie, Hicks, Hurt, Shumaker.

Councilmen Absent: Porath.

Staff Present: City Manager Bueche, Clerk/Finance Officer Clark, Engineer Royalty, and Attorney Gildner.

Others Present: Tommy Butler, Andrea Beaudoin, Jamie Adams, Kris Keiser, and Ivan Smith.

APPROVAL OF PREVIOUS COUNCIL MINUTES:

Resolution No. 070326-01

(Carried)

Motion by Mayor Pro-Tem Christie,
Second by Councilmember Shumaker,

The Swartz Creek City Council hereby approves the Minutes of the Regular Council Meeting held March 12, 2007, to be circulated and placed on file.

YES: Abrams, Adams, Christie, Hicks, Hurt, Shumaker.

NO: None. Motion declared carried.

APPROVAL OF AGENDA:

Resolution No. 070326-02

(Carried as amended)

Motion by Councilmember Shumaker,
Second by Councilmember Hurt,

The Swartz Creek City Council approves the agenda for the Regular Council Meeting of March 26, 2007, as amended by the addition of item 8C, Genesee District Library Millage Renewal, and item 8D, Hometown Days Request for Use of City Property, then to be circulated and placed on file.

Discussion took place.

YES: Abrams, Adams, Christie, Hicks, Hurt, Shumaker.

NO: None. Motion declared carried.

REPORTS AND COMMUNICATIONS:

City Manager’s Report

Resolution No. 070326-03

(Carried)

Motion by Councilmember Hicks,
Second by Councilmember Shumaker,

The Swartz Creek City Council approves the City Manager’s Report of March 26, 2007, to be circulated and placed on file.

Considerable discussion ensued.

YES: Abrams, Adams, Christie, Hicks, Hurt, Shumaker.
NO: None. Motion declared carried.

All other reports and communications were accepted and placed on file.

MEETING OPENED TO THE PUBLIC:

Kris Kaiser, part of a citizen volunteer group, and Swartz Creek Branch Librarian Ivan Smith spoke in support of the Genesee District Library millage renewal, and presented a resolution of support they hoped the Council would adopt.

Tommy Butler, 40 Somerset, spoke regarding the high cost of repair to the Raubinger Road Bridge.

COUNCIL BUSINESS:

Adopt Genesee County Hazard Mitigation Plan

Resolution No. 070326-04

(Carried)

Motion by Councilmember Adams,
Second by Councilmember Hurt,

WHEREAS, the City of Swartz Creek, located in the County of Genesee Michigan is vulnerable to a wide range of natural, technological and human related hazards and has experienced repetitive disasters that has caused loss of life, damaged commercial, residential and public properties, displaced citizens and businesses, closed streets and presented general health and public safety concerns; and

WHEREAS, Genesee County has prepared a Genesee County Hazard Mitigation Plan that provides an understanding of those threats, identifies the hazards affecting the area, discusses the County’s vulnerability to the identified hazards, and outlines the community’s options and strategy’s to reduce overall damage and impact from natural and technological hazards; and

WHEREAS, the Genesee County Hazard Mitigation Plan represents the interests and needs of the City of Swartz Creek.

NOW, THEREFORE, BE IT RESOLVED that the Genesee County Hazard Mitigation Plan is hereby adopted as an official plan of the City of Swartz Creek

YES: Abrams, Adams, Christie, Hicks, Hurt, Shumaker.
NO: None. Motion declared carried.

Appropriation – Senior Levy Disbursement

Resolution No. 070326-05 (Carried)

Motion by Councilmember Hurt,
Second by Councilmember Shumaker,

The City of Swartz Creek appropriates an amount not to exceed \$912.76 to the Swartz Creek Area Senior Citizens, Inc., from Fund 275, funds collected as of March 20, 2007, from the City’s levy for Senior Services, funds appropriated and to be expended under the terms and conditions as set forth in the agreement between the City of Swartz Creek and the Swartz Creek Area Senior Citizens Inc.

YES: Abrams, Adams, Christie, Hicks, Hurt, Shumaker.
NO: None. Motion declared carried.

Resolution of Support – Genesee County Library Millage

Resolution No. 070326-06 (Carried)

Motion by Councilmember Shumaker,
Second by Councilmember Hurt,

The Swartz Creek City Council adopts and supports the resolution presented by the Genesee County Library Committee, a copy of which is attached hereto.

Discussion took place.

YES: Abrams, Adams, Christie, Hicks, Hurt, Shumaker.
NO: None. Motion declared carried.

Hometown Days – Request for Use of City Property

Resolution No. 070326-07 (Carried)

Motion by Mayor Pro-Tem Christie,
Second Councilmember Hurt,

The City of Swartz Creek approves a site to be used by the Swartz Creek Hometown Days Committee, site to be chosen at a later time but generally located within the Civic Area of Fortino, Morrish, Miller and Civic Drive, for the purpose of Helicopter Rides, on June 1, 2 & 3, stipulating that all approvals required from Federal, State and Local Authorities be obtained and the City named as an additional insured party on a policy to be approved by the City Manager.

Discussion ensued.

YES: Abrams, Adams, Christie, Hicks, Hurt, Shumaker.
NO: None. Motion declared carried.

MEETING OPENED TO THE PUBLIC:

Tommy Butler, 40 Somerset, commented on helicopters being safe.

REMARKS BY COUNCILMEMBERS:

Councilmember Hurt inquired regarding the Zoning Enabling Act Cleanup Legislation. City Manager Bueche explained its intent was to encourage more uniform zoning procedures from jurisdiction to jurisdiction. Mr. Bueche advised he would probably have Attorney Figura go over this legislation with the Planning Commission when a final draft is available.

Councilmember Adams inquired if the matter of parking on Seymour Road had been discussed when he was absent. City Manager Bueche advised a couple meetings ago parking was eliminated in order to make the road eligible for repair and renovation through Genesee County's Transportation Improvement Program. Councilmember Adams advised he received a call from a firefighter over the weekend, and felt the City should do something to alleviate pitting firefighters against the City Council and Township Board.

Councilmember Shumaker agreed with Councilmember Adams' remarks as to the Fire Department. He also inquired whether there had been a sewer backup in Winchester Village due to overflow/excess water. He was advised there were two houses affected. The City Manager stated the one he was familiar with seemed to be from tree roots, and it appeared the system was able to handle the excess water flow due to the rain. Councilmember Shumaker thanked Mr. Svrcek for his handling of the situation.

Mayor Pro-Tem Christie inquired regarding the County's position on the senior millage. City Manager Bueche advised City Attorney Gildner met with County Corporation Counsel Ward Chapman and an understanding has been reached. Mr. Bueche noted the County Board will meet tomorrow to discuss the issue of the match portion on the maintenance of efforts funds, and he would be in attendance and report back to Council. Mayor Pro-Tem Christie expressed disappointment that the County Board member who represents Swartz Creek has not been at any Council meetings. Mayor Pro-Tem Christie also protested the inaction on the Marathon site and the trailer and donation box sitting next to the Swartz Creek Party Store. City Manager Bueche advised he met with Mr. Jory late last week, and they're looking for another place to put the trailer. Mr. Bueche stated permission to place the donation box was given by a secondary source, and the party store owner told him

they aren't as good about picking them up. The City Manager advised he will stay on top of this situation. Discussion took place regarding development possibilities at Elms and Miller and how blight will be taken care of.

Mayor Abrams stated one of the major problems with the County-wide senior millage was the vague ballot language. He advised the County did issue an administrative plan regarding the ballot issue, which allowed them to distribute anywhere and to anyone, but recently the County has been waffling. The Mayor cited examples of these inconsistencies. Mayor Abrams mentioned his and Councilmember Hurt's attendance at the MML Legislative Conference, noting the State picture is very bleak.

ADJOURNMENT:

Mayor Abrams declared the meeting adjourned at 8:35 p.m.

Richard B. Abrams, Mayor

Mary Jo Clark, Clerk