

**CITY OF SWARTZ CREEK  
SWARTZ CREEK, MICHIGAN  
MINUTES OF THE COUNCIL MEETING  
DATE 01/24/2011**

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.

Councilmembers Present: Abrams, Binder, Hicks, Krueger, Porath, Shumaker.

Councilmembers Absent: Hurt.

Staff Present: City Manager Paul Bueche, Deputy City Clerk Deanna Korth, DPS Director Tom Svrcek.

Others Present: Boots Abrams, Sharon Shumaker, Bob Plumb, Ron Schultz, Lou Fleury, Tommy Butler, Craig Hicks, Bill Morgan, Jim Florence.

**Resolution No. 110124-01**

**(Carried)**

Motion by Mayor Pro-Tem Krueger  
Second by Councilmember Shumaker

**I Move** the Swartz Creek City Council hereby excuse the absence of Councilmember Hurt due to family illness.

YES: Binder, Hicks, Krueger, Porath, Shumaker, Abrams.  
NO: None. Motion Declared Carried.

**APPROVAL OF MINUTES**

**Resolution No. 110124-02**

**(Carried)**

Motion by Councilmember Porath  
Second by Mayor Pro-Tem Krueger

**I Move** the Swartz Creek City Council hereby approve the Minutes of the Regular Council Meeting, held January 10, 2010, to be circulated and placed on file.

YES: Hicks, Krueger, Porath, Shumaker, Abrams, Binder.  
NO: None. Motion Declared Carried.

**APPROVAL OF AGENDA**

**Resolution No. 110124-03**

**(Carried)**

Motion by Mayor Pro-Tem Krueger  
Second by Councilmember Hicks

**I Move** the Swartz Creek City Council approve the Agenda, as printed, for the Regular Council Meeting of January 24, 2011 to be circulated and placed on file.

YES: Krueger, Porath, Shumaker, Abrams, Binder, Hicks.  
NO: None. Motion Declared Carried.

**REPORTS AND COMMUNICATIONS:**

**City Manager's Report**

**Resolution No. 110124-04**

**(Carried)**

Motion by Councilmember Shumaker  
Second by Councilmember Binder

**I Move** the Swartz Creek City Council approve the City Manager's Report of January 24, 2011, to be circulated and placed on file.

YES: Krueger, Porath, Shumaker, Abrams, Binder, Hicks.  
NO: None. Motion Declared Carried.

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

**MEETING OPENED TO THE PUBLIC:**

None.

**Council Business**

**Republic Waste Services**

**(Presentation)**

Gary Hicks of Republic Waste Services gave a brief presentation on the company and the proposition of changing the City over to single stream recycling.

**Historical Society, 175<sup>th</sup> Anniversary**

**(Presentation)**

Len Thomas of the Historical Society made a brief presentation about the 175<sup>th</sup> anniversary of the founding of the Miller Settlement and the celebration that is being planned.

**Energy Efficiency and Conservation Block Grant (EECBG) Go Green Project #2, Fire Garage Heating System**

**Resolution No. 110124-05**

**(Carried)**

Motion by Councilmember Hicks  
Second by Mayor Pro-Tem Krueger

**WHEREAS**, the City of Swartz Creek, planned and completed an HVAC project at the public safety building that was funded by EECBG funds; and

**WHEREAS**, the expenditures for the project were substantially less than originally estimated, leaving \$13,927 of unencumbered grant funds; and

**WHEREAS**, the grant application proposed a match in the amount of \$14,817 that the contract requires be paid and this match amount has not been achieved with only \$3,093.13 spent to date; and

**WHEREAS**, the State Department Energy, Labor, and Economic Growth notified the City that an additional project may be created to spend these dollars within the grant guidelines and to satisfy the match proposal that the City made; and

**WHEREAS**, the City of Swartz Creek must spend additional funds in in-kind services or cash contributions to “match” the EECBG award per the original budget in order to be reimbursed fully for work completed to date; and

**WHEREAS**, another heating project has been identified for the public safety building that will consist of removal and replacement of a tube heating system.

**NOW, THEREFORE**, the City of Swartz Creek hereby directs staff to obtain bids for a tube heating system for the public safety building that would be eligible for the expenditure of the remaining \$13,927 on energy related projects.

**BE IT FURTHER RESOLVED**, the City of Swartz Creek will amend the budgeted local match to reduce this amount by \$5,610.76 to reflect cost savings incurred by administering most of the grant with staff time as opposed to the proposed professional service costs, as well as reductions in the estimated amount of inspection time required.

**BE IT FURTHER RESOLVED**, the City of Swartz Creek shall budget a total of \$9,206.24 of in kind services (accounting for the \$3,093.12 incurred to date and a reduction of \$5,610.76 as noted), leaving \$6,113.11 in in-kind services and/or cash contributions in order to match the total project expenditures and receive reimbursement for all work completed.

Discussion Ensued.

YES: Porath, Shumaker, Abrams, Binder, Hicks, Krueger.

NO: None. Motion Declared Carried.

**Neighborhood Stabilization Program, Participation**

**Resolution No. 110124-06**

**(Carried)**

Motion by Councilmember Binder  
Second by Mayor Pro-Tem Krueger

**I Move** the City of Swartz Creek direct the City's participation in the Neighborhood Stabilization Program as administered by the County Metropolitan Planning Organization, in accordance with the stipulations, rules and regulations set forth by the U.S. Housing and Urban Development (HUD) and the Genesee County Metropolitan Planning Organization.

Discussion Took Place.

Councilmember Porath excused himself from the remainder of the City Council Meeting due to prior commitments.

YES: Shumaker, Abrams, Binder, Hicks, Krueger.

NO: None. Motion Declared Carried.

**Park Fee Waiver, Swartz Creek Fire Association**

**Resolution No. 110124-07**

**(Carried)**

Motion by Mayor Pro-Tem Krueger  
Second by Councilmember Shumaker

**I Move** the City of Swartz Creek approve the use of, and grant a waiver of fees for the use of Elms Road Park Pavilion #2, on Saturday July 16, 2011, from 9:00 AM until 6:00 PM, for the Swartz Creek Area Fire Association's annual picnic.

YES: Abrams, Binder, Hicks, Krueger, Shumaker.

NO: None. Motion Declared Carried.

**MEETING OPENED TO THE PUBLIC**

None.

**REMARKS BY COUNCILMEMBERS:**

Councilmember Binder reminded Councilmembers of the chili dinner on February 11, 2011 to benefit the Veteran's Memorial.

Councilmember Shumaker spoke about the MML magazine article about the Attorney General's opinions. Mr. Shumaker asked about traffic studies in the vicinity of the General Motors plant on Miller Road.

Mayor Pro-Tem Krueger spoke about a letter some area pastors received from Sheriff Pickell reference pastors and other church officials being able to give permission to people to carry weapons into church services.

**Adjournment**

**Resolution No. 110124-08**

**(Carried)**

Motion by Mayor Pro-Tem Krueger  
Second by Councilmember Hurt

**I Move** the City of Swartz Creek adjourn the Regular Session of the City Council meeting at 8:21 p.m.

YES: Unanimous Voice Vote.  
NO: None. Motion Declared Carried.

Richard Abrams, Mayor

Deanna Korth, Deputy City Clerk