

**CITY OF SWARTZ CREEK  
SWARTZ CREEK, MICHIGAN  
MINUTES OF THE COUNCIL MEETING  
DATE 1/28/2013**

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

Invocation and Pledge of Allegiance to the Flag.

Councilmembers Present: Abrams, Gilbert, Hicks, Hurt, Krueger, Porath, Shumaker.

Councilmembers Absent: None.

Staff Present: City Manager Paul Bueche, City Clerk Juanita Aguilar, DPS Director Tom Svrcek.

Others Present: Tommy Butler, Boots Abrams, Steve Shumaker, Ron Schultz, Jim Florence, David McLane, Jessica Hawkins.

**APPROVAL OF MINUTES**

**Resolution No. 130128-01**

**(Carried)**

Motion by Councilmember Porath  
Second by Councilmember Hurt

**I Move** the Swartz Creek City Council hereby approve the Minutes of the Regular Council Meeting, held Monday, January 14, 2013, to be circulated and placed on file.

YES: Gilbert, Hicks, Hurt, Krueger, Porath, Shumaker, Abrams.

NO: None. Motion Declared Carried.

**APPROVAL OF AGENDA**

**Resolution No. 130128-02**

**(Carried)**

Motion by Mayor Pro-Tem Abrams  
Second by Councilmember Hicks

**I Move** the Swartz Creek City Council approve the Agenda, as presented, for the Regular Council Meeting of January 28, 2013, to be circulated and placed on file.

YES: Hicks, Hurt, Krueger, Porath, Shumaker, Abrams, Gilbert.

NO: None. Motion Declared Carried.

**REPORTS AND COMMUNICATIONS:**

**City Manager's Report**

**Resolution No. 130128-03**

**(Carried)**

Motion by Councilmember Shumaker  
Second by Councilmember Hurt

**I Move** the Swartz Creek City Council approve the City Manager's Report of January 28, 2013, to be circulated and placed on file.

Discussion Took Place.

YES: Hurt, Krueger, Porath, Shumaker, Abrams, Gilbert, 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:**

David McLane and Jessica Hawkins gave a brief overview of what the addition to Cornerstone Baptist Church will involve.

**Final Site Plan Approval, Cornerstone Baptist Church Addition, 6273 Miller Road, Tax I.D. # 58-31-200-017**

**Resolution No. 130128-04**

**(Carried)**

Motion by Councilmember Hicks  
Second by Councilmember Hurt

**WHEREAS**, on November 6, 2012, the Planning Commission reviewed a proposed request by the Cornerstone Baptist Church via its consultants, Tax ID #58-31-200-017, located at 6273 Miller Road, to approve a 12,175 square foot attached addition to its existing structure, the Planning Commission recommending approval under the following resolution:

***Resolution No. 121106-03***

***(Carried)***

*Motion by Commissioner Florence, Support by Commissioner Florine, The [Swartz] Creek Planning Commission recommends approval of the Site Plan for the Cornerstone Baptist Church Expansion Project (Phase II), located at 6273 Miller Rd., parcel number 58-31-200-017, as submitted with the following changes and conditions:*

1. Plantings shall be provided in accordance with 28.02 B for the entire frontage of parcel 58-31-200-017.
2. The Planning Commission finds that 288 parking spaces are adequate for the proposal, provided the uses do not function at full capacity at the same time.
3. Review by City Engineer for compliance.

*Unanimous voice vote.*

*Motion declared carried.*

**WHEREAS**, the City's Staff and Consultants, being the City Planner, City Civil Engineer, City Traffic Engineer and Department of Public Services Director have reviewed the project and plans and find the submittals to meet ordinance requirements and engineering standards and practices; and

**WHEREAS**, the County Division of Water, Waste and Surface Water Management have conducted reviews and find the project meets standards and requirements;

**NOW, THEREFORE, I Move** the City of Swartz Creek direct the final approval of a 12,175 square foot addition to the Cornerstone Baptist Church, in accordance with plans as submitted, stipulations as follows:

1. Compliance with review recommendations submitted by the City's Civil and Traffic Engineers
2. Compliance with stipulations submitted by the County Water, Waste and Surface Water Management Divisions
3. Plantings shall be provided in accordance with 28.02 B for the entire frontage of parcel 58-31-200-017

YES: Krueger, Porath, Shumaker, Abrams, Gilbert, Hicks, Hurt.

NO: None. Motion Declared Carried.

### **C.D.B.G. Designation of Authorization**

**Resolution No. 130128-05**

**(Carried)**

Motion by Councilmember Gilbert  
Second by Councilmember Hurt

**WHEREAS**, the City of Swartz Creek participates in the Genesee County Community Development Program; and

**WHEREAS**, the Genesee County Community Development Program has requested that we update our authorized signature cards.

**NOW, THEREFORE, BE IT RESOLVED** that the following individuals be authorized to request reimbursement from the Community Development Block Grant Program:

1. Juanita Aguilar, City Clerk
2. Mary Jo Clark, Finance Director
3. Paul Bueche, City Manager

YES: Porath, Shumaker, Abrams, Gilbert, Hicks, Hurt, Krueger.  
NO: None. Motion declared carried.

**2013-2017 Five-Year Parks & Recreation Plan, Adopt Final**

**Resolution No. 130128-06**

**(Carried)**

Motion by Councilmember Hurt  
Second by Councilmember Hicks

**WHEREAS**, the City of Swartz Creek seeks to continue, create and adopt a five-year Parks and Recreation Plan in order to provide the best possible services to its residents and visitors, to remain compliant with requirements of the State Department of Natural Resources and Environment, and further, to remain eligible for various grant funds that are, or may become available; and

**WHEREAS**, the City engaged the services of its Engineering Firm, Rowe Professional Services of Flint Michigan, to work with and assist the City's Parks and Recreation Advisory Board in drafting a five-year Parks and Recreation Plan, a draft having been completed and available for public review for thirty days; and

**WHEREAS**, the City advertised and held a public hearing at its regular Council Meeting of January 14, 2013 to obtain public comments and Council discussion on the draft.

**NOW, THEREFORE, I Move** the City of Swartz Creek hereby adopt the 2013 – 2017 Five Year Parks and Recreation Plan, and further, direct the staff and City Consultant to publish and circulate the plan in accordance with law.

Discussion Ensued.

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

**Appropriation, Annual F.A.N.G. Dues**

**Resolution No. 130128-07**

**(Carried)**

Motion by Councilmember Porath  
Second by Councilmember Shumaker

**WHEREAS**, the City is a participant in the cooperative drug enforcement unit FANG, with annual membership dues variable and set by the board based on forfeitures and seizures, the 2012-2013 dues for the City being \$7,850.60; and

**WHEREAS**, the FANG Executive Board has determined that they have the capital to refund the 2012-2013 Fiscal Year's dues to each of its member communities; and

**WHEREAS**, participating communities will need to remit dues in order for the organization to issue a refund.

**NOW, THEREFORE, I Move** the City of Swartz Creek appropriate an amount not to exceed \$7,850.60, to the Flint Area Narcotics Group (FANG), the City's annual membership dues for the 2012-2013 fiscal year, funds to be booked from 265 Drug Enforcement, and further, create a receivable in a similar amount.

Discussion Took Place.

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

**MEETING OPENED TO THE PUBLIC:**

Jim Florence, 4296 Springbrook, spoke about a F.A.N.G. seizure of vehicles a few years prior. Mr. Florence stated that one of the vehicles is still parked at the DPS garage and asked if it could be sold.

**REMARKS BY COUNCILMEMBERS:**

Councilmember Gilbert spoke about dog licenses and the changes that the County made in the process for getting one.

Councilmember Hicks stated that she wanted to thank Meijer for the nice lights they put in their parking lot. Ms. Hicks stated that the lights at the school seem too bright. Ms. Hicks spoke about the Women's Club having their annual chili dinner benefit, which will benefit Cops in the Park, February 8<sup>th</sup> from 4pm to 7pm at the United Methodist Church. People are asked to bring Valentine cards to be sent to the veterans and there will be a kids' table for children to make Valentines. Tickets, \$6 for adults and \$3 for children under 12, can be purchased at the door, at the Police Department or from any Women's Club member.

Councilmember Shumaker thanked the City employees for the Proclamation for Paul Spaniola's 100<sup>th</sup> birthday.

Councilmember Porath spoke about the Park system. Mr. Porath stated that the City finally has some people who are really interested and he looks forward to seeing the changes that are going to take place in the parks.

Mayor Pro-Tem Abrams stated that Mr. Spaniola was on the original Charter Commission. Mr. Abrams stated that he wished legislators would think of local government more.

Mayor Krueger spoke about the groundhog issue the City is having.

**Adjournment**

**Resolution No. 130128-08**

**(Carried)**

Motion by Councilmember Shumaker  
Second by Councilmember Hurt

**I Move** the City of Swartz Creek adjourn the Regular Session of the City Council meeting at 8:00 p.m.

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

David A. Krueger, Mayor

Juanita Aguilar, City Clerk