

**CITY OF SWARTZ CREEK
SWARTZ CREEK, MICHIGAN
MINUTES OF THE COUNCIL MEETING
DATE 4/8/2013**

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: Sharon Shumaker, Bob Plumb, Boots Abrams, Ron Schultz, Tommy Butler, Richard Mattson, Mark Kietzman, Jim Florence.

APPROVAL OF MINUTES

Resolution No. 130408-01

(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, March 25, 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. 130408-02

(Carried)

Motion by Mayor Pro-Tem Abrams
Second by Councilmember Hurt

I Move the Swartz Creek City Council approve the Agenda, as presented, for the Regular Council Meeting of April 8, 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. 130408-03

(Carried)

Motion by Councilmember Shumaker
Second by Councilmember Hurt

I Move the Swartz Creek City Council approve the City Manager's Report of April 8, 2013, to be circulated and placed on file.

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:

City Manager Bueche introduced John McKeown, the new reporter for the View.

COUNCIL BUSINESS:

Farmer's Market

Resolution No. 130408-04

(Carried)

Motion by Councilmember Hicks
Second by Councilmember Shumaker

I Move the City of Swartz Creek approve a City operated Farmer's Market, and further:

1. Approve the hiring of a 101 General Fund temporary summer position at \$10 per hour to manage and operate the market, and further, direct the City Manager to create a job description reflecting duties and assignments, such position not subject to union membership, per Section #39 of the 2012-2016 AFSCME CBA.
2. Permit for the use of City owned property along the north side of Fortino Drive, west from Morrish Road, with the City Hall parking lot as an alternate site.
3. The Market will run beginning in May and ending in September, Sundays only, with hours of operation approximately 10:00 AM through 2:00 PM, variable a bit either way based on vendor availability and seasonal commodities.

4. Create general ledger adjustments to reflect in-bound revenues and expenses, revenues estimated to be around \$1,200 and expenses at \$4,000.

Discussion Took Place.

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

Appropriation & Bid Award, Purchase Police Vehicle

Resolution No. 130408-05

(Carried)

Motion by Councilmember Gilbert
Second by Councilmember Hurt

WHEREAS, the City of Swartz Creek Purchasing Ordinance encourages the use of cooperative extended purchasing programs, and;

WHEREAS, the City of Swartz Creek desires to purchase one 2013 Dodge Charger police package vehicle and by virtue of the size of the City, we cannot purchase such vehicles in a sufficient quantity to allow for a maximum discounted price, and;

WHEREAS, the County of Macomb has an extended cooperative purchasing program that is open for use by any governmental agency and has let for bid the specified vehicle, said bid awarded to Sterling Heights Dodge, 40111 Van Dyke, Sterling Heights Michigan, base price of \$21,189, and;

WHEREAS, with options and delivery, the total cost of the vehicle is \$21,457.

NOW, THEREFORE, BE IT RESOLVED, that the City of Swartz Creek recognize Macomb County's Extended Purchasing Program and accept the bid award to Sterling Heights Dodge, 40111 Van Dyke, Sterling Heights Michigan, and further, appropriate an amount not to exceed \$21,457 for the purchase of a 2013 Dodge Charger Police Package Vehicle, funds to be appropriated from 661 Motor Pool.

Discussion Took Place.

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

Appropriation- Bid Award, Purchase Road Salt

Resolution No. 130408-06

(Carried)

Motion by Councilmember Hurt
Second by Councilmember Hicks

WHEREAS, the City would much rather bask in the sunshine of the summer, but it finds it cannot ignore the harsh reality that winter will come and with it, the need to purchase 1,000 tons of rock salt for application to public rights of way during those malicious cold Michigan winters; and

WHEREAS, the City's Purchasing Ordinance, Chapter 2, Article VI, Section 2-406 provides for and encourages cooperative government purchasing practices; and

WHEREAS, the Genesee County Road Commission accepts and awards bids for the purchase of rock salt for application to public rights of way during those relentless and invasive Michigan winters; and

WHEREAS, the County Road Commission awarded a bid to the lowest bidder, Detroit Salt Company of 12841 Sanders, Detroit, at a unit cost of \$49.72 per ton, a copy of the bid tabulation attached hereto, and a cooperative purchasing invitation has been extended to the City from the Genesee County Road Commission, the City awarding the bid and appropriation on May 26, 2009; and

WHEREAS, based on market conditions and pricing, the County Road Commission negotiated an extension to the 2009-2010 contract arriving at a 10% increase to the 2010-2011 contract, price being \$54.69 per ton, and further, negotiated extensions for the 2011-2012 contract, the 2012-2013 contract and now the 2013-2014 contract, without change to the cost, and extended such pricing to all Genesee County Street Authorities; and

WHEREAS, the City finds that the per ton cost of \$54.69 cannot be matched if attempts were made to bid on the open market or through private sources.

NOW, THEREFORE, I MOVE the City of Swartz Creek City accept the Genesee County Road Commission's cooperative purchasing extension and appropriate an amount not to exceed \$54,690, plus 10% contingency, for the purchase of rock salt from the Detroit Salt Company, expenses to be distributed proportionate to use at the direction of the City's Finance Director.

Discussion Took Place.

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

NO: None. Motion Declared Carried.

Cappy Lane Lift Station Improvements

(Discussion)

City Manager Bueche and DPS Director Tom Svrcek gave a brief update on the improvements that need to be done to the lift station at Cappy Lane. Mr. Bueche stated that he would be back in the next couple of weeks with more information about the needed improvements.

MEETING OPENED TO THE PUBLIC:

Richard Mattson, 9251 W. Hill, stated that he appreciates the support from the Council on the Farmer’s Market and assured the Council that he would use his best judgment to make sure there is no damage to the City property during the market.

REMARKS BY COUNCILMEMBERS:

Councilmember Gilbert stated that he noticed that the creek near Springbrook had been cleaned out and asked if the rest of it was going to be cleaned out as well. City Manager Bueche stated that the County is supposed to do that soon.

Councilmember Hicks stated that the Park Board is moving along nicely in getting things done. Ms. Hicks spoke about a letter that had been recently mailed to area community groups soliciting help and donations to the parks.

Councilmember Shumaker spoke about using the Meijer parking lot for public car pool parking. Mr. Shumaker stated that the Davison Meijer allows for the same and has a road sign that advises about the public car pool parking. Mr. Shumaker asked if the Swartz Creek Meijer would have a similar sign. City Manager Bueche stated that MDOT has been working with Meijer on it.

Councilmember Porath stated that he thinks the Farmer’s Market will do well at the new location. Mr. Porath spoke about a tax delinquency time table from the County treasurer that Councilmembers received in their packets. Mr. Porath stated that it is hard to read. Mr. Porath questioned if Mr. Bueche had heard any more from Meijer about their possible donation. Mr. Bueche advised that he had not.

Mayor Krueger spoke about a letter of appreciation that he received from Sandy Hook Elementary in Newtown, CT.

Adjournment

Resolution No. 130408-07

(Carried)

Motion by Mayor Pro-Tem Abrams
Second by Councilmember Shumaker

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