

**CITY OF SWARTZ CREEK
SWARTZ CREEK, MICHIGAN
MINUTES OF THE COUNCIL MEETING
DATE 6/10/2013**

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, Krueger, Shumaker.

Councilmembers Absent: Hurt, Porath.

Staff Present: City Manager Paul Bueche, City Clerk Juanita Aguilar, Director Public Service Tom Svrcek, City Attorney Mike Gildner.

Others Present: Boots Abrams, Bob Plumb, Tommy Butler, Brent Cole, Peggy & Richard Mattson, Sharon Shumaker, Ron Schultz, William Tabacchi, James Washington.

Resolution No. 130610-01

(Carried)

Motion by Mayor Pro Tem Abrams
Second by Councilmember Shumaker

I Move the Swartz Creek City Council excuse the absence of Councilmember Hurt he is on vacation.

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

APPROVAL OF MINUTES

Resolution No. 130610-02

(Carried)

Motion by Mayor Pro Tem Abrams
Second by Councilmember Shumaker

I Move the Swartz Creek City Council hereby approve the Minutes of the Regular Council Meeting, held Tuesday, May 28, 2013 to circulated and placed on file.

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

APPROVAL OF AGENDA

Resolution No. 130610-03

(Carried)

Motion by Councilmember Shumaker
Second by Councilmember Gilbert

I Move the Swartz Creek City Council approves the Agenda, as amended, for the Regular Council Meeting of June 10, 2013, to be circulated and placed on file.

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

REPORTS AND COMMUNICATIONS:

City Manager's Report

Resolution No. 130610-04

(Carried)

Motion by Councilmember Hicks
Second by Councilmember Gilbert

I Move the Swartz Creek City Council approve the City Manager's Report of June 10, 2013, to be circulated and placed on file.

YES: Krueger, 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:

Mr. James Washington, ITT Tech

Presentation

Mayor Pro Tem introduced James Washington from ITT who has a presentation.

Mr. Washington wanted to thank Mayor Krueger for the invitation to the meeting, and thanked Mayor Pro Tem Abrams for attending their Memorial Day celebration last year. He expressed they want to collaborate with City of Swartz Creek in our Parks System with their students working with us in anyway they can assist.

William Tabbachi, resident at 5313 Valleyview Dr., would like to know when the Biggby Coffee and the Taco Bell is going to open. City Manager Paul Bueche responded that the Taco Bell construction will start this summer, Biggby won't open probably until next summer and that is speculation.

COUNCIL BUSINESS:

ACCEPT & COMMIT, 2014-2017 TRANSPORTATION IMPROVEMENT PROGRAM

Resolution No. 130610-05

(Carried)

Motion by Councilmember Gilbert
Second by Councilmember Shumaker

WHEREAS, the City of Swartz Creek is a Local Governmental Unit and recognized Street Authority eligible to receive funding from the Michigan Department of Transportation and the Federal Highway Administration; and

WHEREAS, the City of Swartz Creek is a member of the Genesee County Metropolitan Planning Alliance, an urban transportation planning cooperative charged with allocating funds to eligible street authorities in Genesee County; and

WHEREAS, the City of Swartz Creek has identified a need to make repairs to the following streets within its Major Street System:

1. Miller Road between Morrish and Elms, mill and resurface 1.2 miles
2. Miller Road between Tallmadge and Dye, mill and resurface 1.2 miles
3. Fairchild, Winston, Worchester and Cappy, mill and resurface .84 miles.

WHEREAS, the Genesee County Metropolitan Alliance and the Swartz Creek City Council have considered the making of such repairs and improvements in open session following the review of documents and the hearing of comments on the need, from the city’s engineer, staff and from the public; and

WHEREAS, the Genesee County Metropolitan Alliance have set a funding schedule for its 2014-2017 Traffic Improvement Program (“TIP”), the plan including the following streets and corresponding cost estimates:

<i>Year</i>	<i>Project</i>	<i>Limits</i>	<i>Phase</i>	<i>Federal</i>	<i>State</i>	<i>Local</i>	<i>Total</i>
2014	Miller Road	Morrish Road to Elms Road	Design	\$71,553	-	\$17,888	\$89,441
2014	Miller Road	Tallmadge Court to Dye Road	Design	\$71,865	-	\$17,966	\$89,831
2015	Miller Road	Morrish Road to Elms Road	Construction	\$814,272	-	\$203,568	\$1,017,840
2015	Miller Road	Tallmadge Court to Dye Road	Construction	\$817,825	-	\$204,456	\$1,022,281
2017	Fairchild, Winston, Worchester Cappy	Miller Road to Miller Road	Construction	\$102,904	-	\$535,417	\$638,321

TOTAL: \$1,878,419 \$979,295 \$2,857,714

NOW, THEREFORE, BE IT RESOLVED that the City of Swartz Creek hereby accept and endorse the 2014-2017 Genesee County Metropolitan Alliance Traffic Improvement Program Plan, inclusive of the City of Swartz Creek streets identified within and included in the TIP Plan, and further, to pledge the local match estimated to be \$979,295, funds to be the responsibility of the City of Swartz Creek.

BE IT FURTHER RESOLVED, that the City of Swartz Creek direct its staff to seek and secure bids for engineering services in accordance with the Qualified Bid Selection Process (“QBS”) in compliance with rules promulgated by the Michigan Department of Transportation (“MDOT”) and the Federal Highway Administration

("FHA"), and bring all such findings and results back to the City Council for review and decision.

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

ADOPT 2013-2014 FISCAL YEAR BUDGET

Resolution No. 130610-06

(Carried)

Motion by Mayor Pro Tem Abrams
 Second by Councilmember Shumaker

I Move the Swartz Creek City Council, in accordance with the General Appropriations and Uniform Budgeting Act, adopt the proposed 2013-2014 Fiscal Budget based upon the following Summer Tax Levies:

General Operating Levy:	4.8289 Mills
Sanitation Levy:	<u>2.3500 Mills</u>
Total:	7.1789 Mills

101 General Fund		
	Estimated Revenues	Adopted
General Fund Estimated Operating Revenues		1,713,753
General Fund Estimated Project Revenues		15,849
Total General Fund Estimated Revenues		1,729,602
	Appropriations	Adopted
General Government Activities 101-299		383,475
Public Safety Activities 301-399		1,046,100
Public Works Activities 400-799		577,222
Other Government Activities 800-999		69,981
Total General Fund Operating Appropriations		2,076,778
Total General Fund Project Appropriations		30,066
Total General Fund Appropriations		2,106,844
		Estimated Beg Fund Balance
		1,338,595
		Estimated Ending Fund Balance
Effect on General Fund's Fund Balance	(377,242)	961,353
202 Major Streets Fund		
	Estimated Revenues	Adopted
Major Streets Fund Estimated Operating Revenues		275,039
Major Streets Fund Estimated Project Revenues		4,000
Total Major Streets Fund Estimated Revenues		279,039
	Appropriations	Adopted
General Government Activities 101-299		500
Public Safety Activities 301-399		0
Public Works Activities 400-799		141,221
Other Government Activities 800-999		0

Total Major Streets Fund Operating Appropriations	141,721	Estimated Beg Fund Balance
Total Major Streets Fund Project Appropriations	149,872	718,381
Total Major Streets Fund Appropriations	291,593	
		Estimated Ending Fund Balance
Effect on Major Streets Fund's Fund Balance	(12,554)	705,827

203 Local Streets Fund

	Estimated Revenues	Adopted	
Local Streets Fund Estimated Operating Revenue		82,945	
Local Streets Fund Estimated Project Revenue		16,000	
Total Local Streets Fund Estimated Revenue		98,945	
	Appropriations	Adopted	
General Government Activities 101-299		500	
Public Safety Activities 301-399		0	
Public Works Activities 400-799		112,543	
Other Government Activities 800-999		0	
Total Local Streets Fund Operating Appropriations		113,043	Estimated Beg Fund Balance
Total Local Streets Fund Project Appropriations		33,500	85,517
Total Local Streets Fund Appropriations		146,543	
			Estimated Ending Fund Balance
Effect on Local Streets Fund's Fund Balance	(47,598)		37,919

226 Garbage Fund

	Estimated Revenues	Adopted	
Garbage Fund Estimated Operating Revenue		344,631	
Garbage Fund Estimated Project Revenue		0	
Total Garbage Fund Estimated Revenue		344,631	
	Appropriations	Adopted	
General Government Activities 101-299		89,070	
Public Safety Activities 301-399		0	
Public Works Activities 400-799		368,253	
Other Government Activities 800-999		20,332	
Total Garbage Fund Operating Appropriations		477,655	Estimated Beg Fund Balance
Total Garbage Fund Project Appropriations		0	387,332
Total Garbage Fund Appropriations		477,655	
			Estimated Ending Fund Balance
Effect on Garbage Fund's Fund Balance	(133,024)		254,308

248 Downtown Development Authority Fund

	Estimated Revenues	Adopted
DDA Fund Estimated Operating Revenue		1,280
DDA Fund Estimated Project Revenue		1,000
Total DDA Fund Estimated Revenue		2,280
	Appropriations	Adopted
General Government Activities 101-299		6,750
Public Safety Activities 301-399		0
Public Works Activities 400-799		0

Other Government Activities 800-999	0	
Total DDA Fund Operating Appropriations	6,750	Estimated Beg Fund Balance
Total DDA Fund Project Appropriations	2,500	36,443
Total DDA Fund Appropriations	9,250	
		Estimated Ending Fund Balance
Effect on Local Streets Fund's Fund Balance	(6,970)	29,473

265 Drug Enforcement Fund

	Adopted	
Estimated Revenues		
Drug Enforcement Fund Estimated Operating Revenue	0	
Drug Enforcement Fund Estimated Project Revenue	0	
Total Drug Enforcement Estimated Revenue	0	
	Adopted	
Appropriations		
General Government Activities 101-299	0	
Public Safety Activities 301-399	11,966	
Public Works Activities 400-799	0	
Other Government Activities 800-999	0	
Total Drug Enforcement Fund Operating Appropriations	11,966	Estimated Beg Fund Balance
Total Drug Enforcement Fund Project Appropriations	0	14,121
Total Drug Enforcement Fund Appropriations	11,966	
		Estimated Ending Fund Balance
Effect on Drug Enforcement Fund's Fund Balance	(11,966)	2,154

275 Senior Citizens Fund

	Adopted	
Estimated Revenues		
Senior Citizens Fund Estimated Operating Revenue	0	
Senior Citizens Fund Estimated Project Revenue	0	
Total Senior Citizens Estimated Revenue	0	
	Adopted	
Appropriations		
General Government Activities 101-299	0	
Public Safety Activities 301-399	0	
Public Works Activities 400-799	2	
Other Government Activities 800-999	0	
Total Senior Citizens Fund Operating Appropriations	2	Estimated Beg Fund Balance
Total Senior Citizens Fund Project Appropriations	0	2
Total Senior Citizens Fund Appropriations	2	
		Estimated Ending Fund Balance
Effect on Senior Citizens Fund's Fund Balance	(2)	0

350 City Hall Debt Fund

	Adopted
Estimated Revenues	
City Hall Debt Fund Estimated Revenue	81,353
Total City Hall Debt Fund Estimated Revenue	81,353
	Adopted
Appropriations	
General Government Activities 101-299	0
Public Safety Activities 301-399	0
Public Works Activities 400-799	0

Other Government Activities 800-999	81,330	Estimated Beg Fund Balance
Total City Hall Debt Fund Appropriations	81,330	2,466
		Estimated Ending Fund Balance
Effect on City Hall Debt Fund's Fund Balance	23	2,489

401 Capital Projects Fund

	Estimated Revenues	Adopted	
Capital Project Fund Estimated Operating Revenue		0	
Capital Project Fund Estimated Project Revenue		0	
Total Capital Projects Fund Estimated Revenue		0	
	Appropriations	Adopted	
General Government Activities 101-299		0	
Public Safety Activities 301-399		0	
Public Works Activities 400-799		0	
Other Government Activities 800-999		0	
Total Capital Projects Fund Operating Appropriations		0	Estimated Beg Fund Balance
Total Capital Projects Fund Project Appropriations		0	0
Total Capital Projects Fund Total Appropriations		0	Estimated Ending Fund Balance
Effect on Capital Projects Fund's Fund Balance		0	0

402 Fire Equipment Replacement Fund

	Estimated Revenues	Adopted	
Fire Equipment Replacement Fund Est Operating Revenue		150	
Fire Equipment Replacement Fund Est Project Revenue		0	
Total Fire Equip Replacement Fund Est Revenue		150	
	Appropriations	Adopted	
General Government Activities 101-299		0	
Public Safety Activities 301-399		0	
Public Works Activities 400-799		0	
Other Government Activities 800-999		0	
Total Fire Equip Replacement Fund Operating Approp		0	Estimated Beg Fund Balance
Total Fire Equip Replacement Fund Project Approp		0	81,649
Total Fire Equip Replacement Fund Approp		0	Estimated Ending Fund Balance
Effect on Fire Equip Replacement Fund's Fund Balance		150	81,799

590 Water Supply Fund

	Estimated Revenues	Adopted
Water Supply Fund Estimated Operating Revenue		1,510,592
Water Supply Fund Estimated Project Revenue		0
Total Water Supply Fund Estimated Revenue		1,510,592
	Appropriations	Adopted
General Government Activities 101-299		135,460
Public Safety Activities 301-399		0
Public Works Activities 400-799		1,319,478
Other Government Activities 800-999		28,832

Total Water Supply Fund Operating Appropriations	1,483,770	Estimated Beg Fund Balance
Total Water Supply Fund Project Appropriations	0	1,085,109
Total Water Supply Fund Appropriations	1,483,770	
		Estimated Ending Fund Balance
Effect on Water Supply Fund's Fund Balance	26,822	1,111,931
591 Sanitary Sewer Fund		
Estimated Revenues	Adopted	
Sanitary Sewer Fund Estimated Operating Revenue	1,088,427	
Sanitary Sewer Fund Estimated Project Revenue	0	
Total Sanitary Sewer Fund Estimated Revenue	1,088,427	
Appropriations	Adopted	
General Government Activities 101-299	135,838	
Public Safety Activities 301-399	0	
Public Works Activities 400-799	799,447	
Other Government Activities 800-999	86,206	
Total Sanitary Sewer Fund Operating Appropriations	1,021,491	Estimated Beg Fund Balance
Total Sanitary Sewer Fund Project Appropriations	125,000	2,067,578
Total Sanitary Sewer Fund Appropriations	1,146,491	
		Estimated Ending Fund Balance
Effect on Sanitary Sewer Fund's Fund Balance	(58,064)	2,009,514
661 Motor Pool Fund		
Estimated Revenues	Adopted	
Motor Pool Fund Estimated Operating Revenue	147,260	
Motor Pool Fund Estimated Project Revenue	0	
Total Motor Pool Fund Estimated Revenue	147,260	
Appropriations	Adopted	
General Government Activities 101-299	19,563	
Public Safety Activities 301-399	80,100	
Public Works Activities 400-799	117,161	
Other Government Activities 800-999	0	
Total Motor Pool Fund Operating Appropriations	216,824	Estimated Beg Fund Balance
Total Motor Pool Fund Project Appropriations	0	207,982
Total Motor Pool Fund Appropriations	216,824	
		Estimated Ending Fund Balance
Effect on Motor Pool Fund's Fund Balance	(69,564)	138,418
Total Estimated Revenues	5,282,279	
Total All Funds Appropriations	5,972,269	

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

SET 2013-2014 COUNCIL MEETING SCHEDULE

Resolution No. 130610-07A

(Failed)

Motion by Councilmember Shumaker
Second by Councilmember Gilbert

WHEREAS, Act 261 of the Public Acts of the State of Michigan of 1968, as amended, requires a public notice of the schedule of regular meetings of the Swartz Creek City Council be given once each calendar year or fiscal year and that said notice shall show the regular dates and times for the meeting and the place at which meetings are held; and

WHEREAS, the Act directs that notice be posted prominently at the principle office of the City of Swartz Creek or at the public building at which meetings are held or published in the newspaper of general circulation in Swartz Creek.

NOW, THEREFORE, pursuant to the Act, public notice is hereby given that regular meetings for fiscal year 2013-2014 shall be held twice each month, and further, that all meetings shall be held in the City Hall Council Chambers located at 8083 Civic Drive, Swartz Creek, Michigan, unless otherwise provided in advance by the City Council, and further, meetings shall commence at 7:00 P.M. on the following dates:

July 2013:	Monday – 8 th Monday – 22 nd	
August 2013:	Monday – 12 th Monday – 26 th	
September 2013:	Monday – 9 th Monday – 23 rd	
October 2013:	Monday – 14 th Monday – 28 th	(Columbus Day)
November 2013:	Monday – 11 th Monday – 25 th	(Veterans Day)
December 2013:	Monday – 2 nd Monday – 9 th	(One Week Earlier) (Two Weeks Earlier)
January 2014:	Monday – 13 th Monday – 27 th	
February 2014:	Monday – 10 th Monday – 24 th	
March 2014:	Monday – 10 th Monday – 24 th	

April 2014:	Monday – 14 th Monday – 28 th	
May 2014:	Monday – 12 th Tuesday - 27 th	(Monday 26 th is Memorial Day)
June 2014:	Monday – 9 th Monday – 23 rd	

BE IT FURTHER RESOLVED that the Clerk is hereby directed to post a copy of this resolution in a prominent place in the City Offices of the City of Swartz Creek.

BE IT FURTHER RESOLVED that the City Clerk is hereby directed to supply forthwith, upon request, a copy of this resolution to any newspaper of general circulation in the political subdivision in which the meeting will be held and/or to any radio or television station that regularly broadcasts into the City of Swartz Creek.

Resolution No. 130610-07B

(Carried)

Motion by Mayor Pro Tem Abrams
Second by Councilmember Gilbert

I Move the Swartz Creek City Council, to amend that the council meeting scheduled for Monday November 11, 2013 be changed to Tuesday November 12, 2013.

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

Resolution No. 130610-07C

(Amended)

Motion by Councilmember Shumaker
Second by Councilmember Gilbert

WHEREAS, Act 261 of the Public Acts of the State of Michigan of 1968, as amended, requires a public notice of the schedule of regular meetings of the Swartz Creek City Council be given once each calendar year or fiscal year and that said notice shall show the regular dates and times for the meeting and the place at which meetings are held; and

WHEREAS, the Act directs that notice be posted prominently at the principle office of the City of Swartz Creek or at the public building at which meetings are held or published in the newspaper of general circulation in Swartz Creek.

NOW, THEREFORE, pursuant to the Act, public notice is hereby given that regular meetings for fiscal year 2013-2014 shall be held twice each month, and further, that all meetings shall be held in the City Hall Council Chambers located at 8083 Civic Drive, Swartz Creek, Michigan, unless otherwise provided in advance by the City Council, and further, meetings shall commence at 7:00 P.M. on the following dates:

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November 2013:	Tuesday- 12 th Monday – 25 th	(Monday 11 th is Veterans Day)
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BE IT FURTHER RESOLVED that the Clerk is hereby directed to post a copy of this resolution in a prominent place in the City Offices of the City of Swartz Creek.

BE IT FURTHER RESOLVED that the City Clerk is hereby directed to supply forthwith, upon request, a copy of this resolution to any newspaper of general circulation in the political subdivision in which the meeting will be held and/or to any radio or television station that regularly broadcasts into the City of Swartz Creek.

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

NO: None. Motion Declared Carried.

2012-2013 YEAR END FISCAL ADJUSTMENTS

Resolution No. 130610-8

(Carried)

Motion by Councilmember Hicks
Second by Mayor Pro Tem Abrams

WHEREAS, Act 621 of P.A. 1978 provides for a uniform budgeting system for local units of government; and

WHEREAS, Act 275 of P.A. of 1980 further prohibits deficit spending by local units of government; and

WHEREAS, the City Council has reviewed the City's 2012 - 2013 Fiscal Year Budget and comparative year-to-date balance sheet of expenses and revenues, and finds that it is not in deficit; however, certain department activity line items may be in deficit.

THEREFORE BE IT RESOLVED, the Swartz Creek City Council hereby authorizes and directs the City Manager to make all necessary year-end budget adjustment amendments.

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

ADOPT CITY-WIDE RATES, FEES AND CHARGES (WATER RATE INCREASE)

Resolution No. 130610-09

(Carried)

Motion by Councilmember Mayor Pro Tem Abrams
Second By Councilmember Hicks

WHEREAS, the City collects rates, fees, fees for permits, charges for services, cost recovery's and cost recovery for consulting services, and;

WHEREAS, such rates, fees, fees for permits, charges for services, cost recovery's and cost recovery for consulting services are a necessary and essential part of the funding for the services that the City provides, and:

WHEREAS, the City's Code of Ordinances defines and provides for certain rates, fees, fees for permits, charges for services, cost recovery's and cost recovery for consulting services, and;

WHEREAS, other such rates, fees, fees for permits, charges for services, cost recovery's and cost recovery for consulting services are provided for by resolution of the City Council, statutory provision, past practice, policy and other such actions, and

WHEREAS, the City has amended the City's Code of Ordinances to provide for various rates, fees, fees for permits, charges for services, cost recovery's and cost recovery for consulting services to be set by resolution of the City Council, and;

WHEREAS, the City has need to implement additional rates, fees, fees for permits, charges for services, cost recovery's and cost recovery for consulting services to be set by resolution of the City Council, and;

WHEREAS, the City desires to have all such rates, fees, fees for permits, charges for services, cost recovery's and cost recovery for consulting services organized into a single resolution that can be visited periodically and adjusted accordingly.

NOW, THEREFORE, Be It Resolved the City of Swartz Creek hereby sets its rates, fees, fees for permits, charges for services, cost recovery's and cost recovery for consulting services in accordance with the following schedule, effective immediately or as soon as practical thereafter, table as follows:

CITY OF SWARTZ CREEK RATES, FEES PERMITS & CHARGES FOR SERVICES

1. Chapter 1: Municipal Ordinance Violations Bureau (Parking Fines)

The following parking violations shall be punishable by the fines indicated:

<u>Offense</u>	<u>Fine</u>
(a) Parking too far from curb	\$ 20.00
(b) Angle parking violations	\$ 20.00
(c) Obstructing traffic	\$ 20.00
 <u>Prohibited parking (signs un-necessary)</u>	
(d) On sidewalk	\$ 20.00
(e) In front of drive	\$ 20.00
(f) Within intersection	\$ 20.00
(g) Within 15 feet of hydrant	\$ 20.00
(h) On crosswalk	\$ 20.00
(i) Within 20 feet of crosswalk or 15 feet of corner lot lines	\$ 20.00
(j) Within 30 feet of street side traffic sign or signal	\$ 20.00
(k) Within 50 feet of railroad crossing	\$ 20.00
(l) Within 20 feet of fire station entrance	\$ 20.00
(m) Within 75 feet of fire station entrance on opposite side of street (signs required)	\$ 20.00
(n) Beside street excavation when traffic obstructed	\$ 20.00
(o) Double parking	\$ 20.00
(p) On bridge of viaduct or within tunnel	\$ 20.00
(q) Within 200 feet of accident where police in attendance	\$ 20.00
(r) In front of theater	\$ 20.00
(s) Blocking emergency exit	\$ 20.00
(t) Blocking fire escape or fire lane	\$ 50.00
(u) In a handicapped space	\$100.00
(v) In prohibited zone (signs required)	\$ 20.00
(w) In alley (signs required)	\$ 20.00

Parking for prohibited purpose

(x) Displaying vehicle for sale	\$ 20.00
(y) Working or repairing vehicle	\$ 20.00
(z) Displaying advertising	\$ 20.00
(aa) Selling merchandise	\$ 20.00
(bb) Storage over 48 hours	\$ 20.00
(cc) Wrong side boulevard roadway	\$ 20.00
(dd) Loading zone violation	\$ 20.00
(ee) Bus, parking other than bus stop	\$ 20.00
(ff) Taxicab, parking other than cab stand	\$ 20.00
(gg) Bus, taxicab stand violations	\$ 20.00
(hh) Failure to set brakes	\$ 20.00
(ii) Parked on grade wheels not turned to curb	\$ 20.00
(jj) Parked on lawn extension within right of way	\$ 20.00

All \$20.00 violations not paid within 20 days will be assessed a \$10.00 late fee.

2. Chapter 2: Liability for Expense of an Emergency Operation (Hazardous Materials Cleanup Cost Recovery)

Cost shall be actual expenses inclusive of all Police & Fire Department wages, equipment and motor-pool and / or any sub-contracted actual expenses associated with hazardous materials clean-up.

3. Chapter 2: Liability for Expense of an Emergency Response (Alcohol Related Arrests, Accidents)

A. A cost of \$150 shall be assessed to each defendant convicted of O.U.I.L. – O.U.I.D or O.W.I. The cost recovery shall be collected as a part of the fines and costs set by the 67th District Court.

B. Actual costs shall be assessed to each defendant convicted of O.U.I.L. – O.U.I.D or O.W.I. in which a motor vehicle accident occurred. The cost recovery shall be collected as a part of the fines and costs set by the 67th District Court. In the event the court declines collection, they shall be billed direct to the defendant.

C. For the purpose of determining costs for extensive investigation and cleanup recovery for emergency response for alcohol related arrests and accidents, the following table shall be used:

Police Personnel	\$40	Per Hour
Police Clerical	30	Per Hour
Police Car	15	Per Hour
Fire Personnel	20	Per Hour
Fire Pumper	250	Per Hour
Fire Support Vehicles	100	Per Hour

4. Chapter 5: Cemetery Lots - Purchase

The cost for purchase of cemetery lots will be \$100.00 per lot.

5. Chapter 5: Cemetery, Charges for Grave Openings, etc.

Grave openings shall be actual costs, either as sub-contracted or performed by City Employees, plus a 15% administrative fee.

6. Chapter 11: Park Reservation Fees

<u>Elms Park</u>	
Pavilion #1	\$ 70.00
Pavilion #2	\$ 120.00
Pavilion #3	\$ 70.00
Pavilion #4	\$ 120.00

<u>Winshall Park</u>	
Pavilion #1	\$ 70.00
Pavilion #2	\$ 70.00
Pavilion #3	\$ 70.00

7. **Chapter 15: Permit, Sidewalk Installation**

\$25.00

8. **Chapter 15: Permit for Excavation, Right of Way or Other City Property**

\$100.00

9. **Chapter 19: Water System Use, Rates and Charges**

(A) Charges for water supply services to premises within the city connected with the water supply system shall be as follows:

Rates for Quarterly Billings

Readiness to serve charge

5/8", 3/4", 1"	\$47.45
1.5"	\$200.70
2"	\$321.12
3"	\$602.10
6"	\$2,007.00

Commodity charge (per 100 cubic feet of water consumed): \$3.88

Additional meters, connected for the exclusive purpose of registering water consumed and NOT returned to the sewer system shall be charged the commodity charge only (example: lawn sprinkler system).

(B) Any water customer may have water services temporarily shut off for any time period during which the premises, for which the water service is provided, will be unoccupied. The request for such shut off shall be made in writing on forms to be provided by the city. The written request shall specify the reason for the shut off and the date on which the water service shall be shut off.

(C) There shall be a Twenty Dollar (\$20.00) charge for shutting off the water service pursuant to such request and a Twenty Dollar (\$20.00) charge for turning the water service back on, if the shut off or turn on is performed during normal business hours. If this shut off or turn on is performed outside of normal business hours, the charge shall be One-Hundred Dollars (\$100.00). Such charges shall also apply if water is shut off or turned back on pursuant to account delinquency. The City Manager may waive shut off and turn on fees for reasonable cause.

(D) Water customers shall continue to be billed for a readiness to service charge while connected to the system.

(E) Bulk water sales shall be in accordance with the following fee schedule:

Bulk Water Purchases

1 cubic ft. = 7.4805
Gallons

Gallons	Cubic ft.	Cost	
3,740	499.96658	\$83.17	(minimum charge)
5,000	668.40452	\$91.10	
10,000	1336.809	\$122.68	

15,000	2005.2136	\$154.21
20,000	2673.6181	\$185.78

10. Chapter 19: Water & Sewer Tap Fees

(A) There shall be paid, with respect to all premises connecting to the water and sanitary sewer system of the city, a tap-in fee pursuant to the following schedules:

- (1) Single-family residence--\$1,500 each for water & sanitary sewer
- (2) Multiple-family residence--\$1,500 per unit each for water and sanitary sewer

(B) All other uses connecting to the water and/or sanitary sewer system of the city shall be required to pay tap-in fees at the rate of one-thousand, five hundred dollars (\$1,500) per unit factor, pursuant to the unit factor table provided for by the Genesee County Division of Water and Waste. In no case shall tap-in fees be less than one-thousand, five hundred dollars (\$1,500).

(C) Furthermore, for any structure used generally for more than one (1) purpose, connection fees shall be determined by applying the appropriate unit factors as set by the Genesee County Division of Water and Waste, to the various uses on any level, grade or sub-grade plane of the structure, provided that it is intended that the fees so derived shall be cumulative. Tap fees shall also apply for any additional units that may be calculated and applied by the County WWS pursuant to change in use or otherwise.

11. Chapter 19: Sanitary Sewer Rates

Rates for Quarterly Billings

Readiness to serve charge (per metered account):	\$48.70
Readiness to serve charge (non-metered accounts):	\$119.58
Commodity charge (per 100 cubic feet of water consumed):	\$1.57

A readiness to serve charge equal to the number of calculated sewer units shall be charged to all customers connected to the city's sewer system to offset fixed costs of system operation. In addition, a commodity charge shall be applied to the sewer bill in an amount equal to the above rate multiplied by the number of ccf that the accompanying water account registers. If the sewer connection is not accompanied by a water meter to register water usage, the charge shall be considered non-metered and no commodity charge shall be applied.

For the purposes of determining sanitary sewer rates, per unit sewage disposal calculations resulting in a fraction of a whole number shall be rounded up to the next highest whole number.

12. Chapter 20: Weed Cutting Fees

\$300 per cut

13. Building & Trade Inspection Fees

A. Building Permit Fees: Appendix A 21.06

\$50.00 for first \$1,000 value \$5.00 per \$1,000 thereafter and \$50.00 for a one-time inspection fee.

B. Electrical Inspection Fees

Application Fee (non-refundable) \$50

Service

Through 200 Amp.	\$10
Over 200 Amp. thru 600 Amp.	\$15
Over 600 Amp. thru 800 Amp.	\$20
Over 800 Amp. thru 1200 Amp.	\$25
Over 1200 Amp. (GFI only)	\$50
Circuits	\$5
Lighting Fixtures-per 25	\$6
Dishwasher	\$5
Furnace-Unit Heater	\$5
Electrical-Heating Units (baseboard)	\$4
Power Outlets (ranges, dryers, etc.)	\$7

Signs

Unit	\$10
Letter	\$15
Neon-each 25 feet	\$20
Feeders-Bus Ducts, etc.-per 50'	\$6
Mobile Home Park Site	\$6
Recreational Vehicle Park Site	\$4

K.V.A. & H.P.

Units up to 20	\$6
Units 21 to 50 K.V.A. or H.P.	\$10
Units 51 K.V.A. or H.P. & over	\$12

Fire Alarm Systems (excl. smoke detectors)

Up to 10 devices	\$50
11 to 20 devices	\$100
Over 20 devices	\$5 each

Data/Telecommunication Outlets

1-19 devices	\$5 each
20-300 devices	\$100
Over 300 devices	\$300
Energy Retrofit-Temp. Control	\$45
Conduit only or grounding only	\$45

Inspections

Special/Safety Insp. (includes cert. fee)	\$50
Additional Inspection	\$50
Final Inspection	\$50
Certification Fee	\$20

C. Mechanical Inspection Fees

Application Fee (non-refundable)	\$50
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Residential Heating System (includes duct & pipe, new building only)

Gas/Oil Burning Equipment (furnace, roof top units, generators)	\$30
Boiler	\$30
Water Heater	\$5
Damper	\$5
Solid Fuel Equip. (includes chimney)	\$30
Gas Burning Fireplace	\$30
Chimney, factory built (installed separately)	\$25
Solar; set of 3 panels-fluid transfer	

(includes piping)	\$20
Gas piping; each opening-new installation (residential)	\$5
Air Conditioning (includes split systems) RTU-Cooling only	\$30
Heat Pumps (complete residential)	\$30
Dryer, Bath & Kitchen Exhaust	\$5

Tanks

Aboveground	\$20
Aboveground Connection	\$20
Underground	\$25
Underground Connection	\$25
Humidifiers/Air Cleaners	\$10

Piping-minimum fee \$25

Piping	\$.05/ft
Process piping	\$.05/ft
Duct-minimum fee \$25	\$.10/ft
Heat Pumps; Commercial (pipe not included)	\$20

Air Handlers/Heat Wheels

Under 10,000 CFM	\$20
Over 10,000 CFM	\$60
Commercial Hoods/Exhausters	\$15
Heat Recovery Units	\$10
V.A.V. Boxes	\$10
Unit Ventilators	\$10
Unit Heaters (terminal units)	\$15

Fire Suppression/Protection

(includes piping) –minimum fee \$20	\$.75/head
Evaporator Coils	\$30
Refrigeration (split system)	\$30
Chiller	\$30
Cooling Towers	\$30
Compressor/Condenser	\$30

Inspections

Special/Safety Insp. (includes cert. fee)	\$50
Additional Inspection	\$50
Final Inspection	\$50
Certification Fee	\$20

D. Plumbing Inspection Fees

Application Fee (non-refundable)	\$50
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Mobile Home Park Site

Fixtures, floor drains, special drains,	\$5 each
Water connected appliances	\$5 each
Stacks (soil, waste, vent and conductor)	\$3 each
Sewage ejectors, sumps	\$5 each
Sub-soil drains	\$5 each

Water Service

Less than 2"	\$5
2" to 6"	\$25

Over 6"	\$50
Connection (bldg. drain-bldg. sewers)	\$5
<u>Sewers (sanitary, storm or combined)</u>	
Less than 6"	\$5
6" and Over	\$25
Manholes, Catch Basins	\$5 each
<u>Water Distributing Pipe (system)</u>	
¾" Water Distribution Pipe	\$5
1" Water Distribution Pipe	\$10
1 ¼" Water Distribution Pipe	\$15
1 ½" Water Distribution Pipe	\$20
2" Water Distribution Pipe	\$25
Over 2" Water Distribution Pipe	\$30
Reduced pressure zone back-flow preventer	\$5 each
Domestic water treatment and filtering equipment only	\$5
Medical Gas System	\$45
<u>Inspections</u>	
Special/Safety Insp. (includes cert. fee)	\$50
Additional Inspection	\$50
Final Inspection	\$50
Certification Fee	\$20

14. Appendix B: Franchises

\$250 application fee plus actual expenses related to preparation by City Attorney.

15. Miscellaneous Fees

A. *Copies:*

Black & White: 50¢ for the first page & 10¢ for each additional page.

Color or Mixed Color and Black & White: 50¢ for the first page & 20¢ for each additional page.

B. *Freedom of Information Act Requests:*

50¢ for the first page and 10¢ for each additional page (20¢ for color or mixed color and black & white) plus all actual costs for outside re-production (i.e. photo re-prints, blueprint copies, etc.). Extensive search requests shall have an additional per hour fee equal to wages only of the lowest paid clerical position employed with the City.

C. *Police Reports:*

\$5 for copies under 6 pages, 10¢ for each page thereafter. Extensive research, reproduction costs, etc. shall be charged in accordance with F.O.I.A. requests.

D. *Gun Registrations, Permits & Safety Inspections:*

No Charge

E. *Towing & Impound Fees:*

\$100 for each vehicle towed as incidental to arrest or other civil custody. \$100 for each vehicle towed as abandoned. The Chief of Police may, at his/her discretion, waive any towing fee when in his/her opinion, special circumstance exists. A report shall be filed when any such action is taken.

F. *Weddings:*

\$25 per ceremony

- G. *Fax Services:*
50¢ per page for the first 10 pages, then \$.10 per page thereafter
- H. *Notary Services:*
\$5.00 per item
- I. \$25 each for any check returned unpaid for account insufficient, closed or stopped

16. Chapter 13 & 16: Development Plans, Administrative Fees, Subdivision Site Plan & Review Fees

- A. Site Plan Review:

Single & Multiple-Family (non-plat)	\$300 plus \$5.00 per lot
Cluster Housing Development	\$300 plus \$5.00 per unit
Mobile Home Park	\$400 plus \$5.00 per unit
Commercial Development	\$450 plus \$50.00 per acre/fraction
Industrial Development	\$400 plus \$50.00 per acre/fraction
Office Development	\$350 plus \$50.00 per acre/fraction
Institutional	\$300 plus \$50.00 per acre/fraction
Public/semi-public uses	\$300 plus \$50.00 per acre/fraction
Special Approval or Conditional Use	\$250 plus \$5.00 per acre/fraction
PUD/Mixed Use Review	\$500 plus \$50.00 per acre/fraction
Consulting Fees (All Reviews)	Actual consultant costs
Revisions	½ of original review fee

- B. Building and Zoning:

Swimming Pool Permit	\$25
Zoning Permit	\$25
Sidewalk Permit	\$25
Sign Permit	See Building Permits
Structure Movement Permit	\$95
Demolition Permit (Including ROW Permit)	\$150
Right of Way Permit	\$100
Home Occupation Permit	\$95
Variance Review	\$250 per variance
Lot Split/Combination: City Ordinance Section 16.2	\$150 plus \$5.00 per lot
Public or Private Road Plan Reviews	\$400 per mile/fraction
Consulting Fees	Actual consultant costs
Zoning Code	\$10 CD, \$25 Paper Copy
Engineering Standards Manual	\$10 CD, \$25 Paper Copy

- C. Subdivision Review

Preliminary Subdivision Review-Tentative	\$300 plus \$5.35 per lot
Preliminary Subdivision Review- Final	\$160 plus \$2.70 per lot
Final Plat Review	\$160 plus \$1.00 per lot

17. Chapter 1: Municipal Civil Infraction Fines

- Civic Infraction Citation Fines:

First Offense	\$100
Second Offense	\$200
Third Offense	\$300

- Civic Infraction Notice Fines:

First Offense	\$75
Second Offense	\$150
Third Offense	\$250
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ADOPTION & REVISION HISTORY:

Resolution No. 050711-07	Dated July 11, 2005
Resolution No. 100208-06	Dated February 8, 2010
Resolution No. 101206-04	Dated December 6, 2010 (Water-Sewer-RTS)
Resolution No. 111114-05	Dated November 14, 2011 (Park Fees)
Resolution No. 110613-07	Dated June 13, 2011 (Water Fees)
Resolution No. 120611-05	Dated June 11, 2012 (Water Fees)
Resolution No. 120709-05	Dated July 9, 2012 (Bulk Water Fees)
Resolution No. 130610-8E	Dated June 10, 2013 (Water Fees)

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

NO: None. Motion Declared Carried.

PARADE – STREET USAGE PERMIT, CITY OF SWARTZ CREEK

Resolution No. 130610-10

(Carried)

Motion by Councilmember Shumaker
Second by Councilmember Gilbert

I Move the Swartz Creek City Council on behalf of the City of Swartz Creek, approve and authorize the Swartz Creek Veterans Committees' application for street usage – parade permit for Friday, June 14, 2013 from 6:00 p.m. until 6:30 p.m. for purposes of conducting a parade, route to be south on Frederick Street, west on Miller Road, north on Fortino Drive to the Civic Veterans Memorial Park, under the following stipulations:

1. Under the insurance policy of the City.
2. No objects of any kind to be thrown or handed from, to or at any vehicle, trailer, float, or similar, or from any pedestrian, and further, that the Veterans Committee establish and maintain a list of all participants and/or entries in the parade that identifies a contact person, such contact to be informed by the Veterans Committee of the stipulation and motor vehicle code enforcement actions for violations thereof.
3. General approval, and under the direction and control of the Office of the Chief of Police.

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

NO: None. Motion Declared Carried

TAX REVERTED PROPERTIES

City Manager Paul Bueche opened the discussion with there are twelve properties that we can acquire for three years back taxes, three houses and nine vacant parcels. One of the parcels is on Hill Rd. which could allow us a future access point to a sewer line. Mr. Bueche feels this parcel is the only one that has public purpose. The back taxes on this parcel are \$971.00.

Resolution No. 130610-11

(Carried)

Motion by Mayor Pro Tem Abrams
Second by Councilmember Hicks.

I Move the Swartz Creek City Council initiate the procedures to secure a property, 58-03-576-014 for public purposes.

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

MEETING OPEN TO PUBLIC:

Tommy Butler resident at 40 Somerset, commented on the ITT speaker earlier and thought it was great to see the interest in helping the community. Mr. Butler also asked if any of the properties mentioned earlier up for tax reverted properties, if any would be worth making into community gardens. Mayor Krueger responded that these properties are wooded and swampy lots. Mr. Bueche also commented there is no water source on those properties.

REMARKS BY COUNCILMEMBERS:

Councilmember Shumaker wanted everyone to know on Friday June 14, 2013 at 6:00 p.m. the Veterans Parade and unveiling of a statue is taking place.
Councilmember Hicks asked about the article in paper about Land Bank properties in Swartz Creek. City Manager, Mr. Bueche explained the procedures.
Councilmember Gilbert made some comments about one of the tax reverted properties.
Mayor Pro Tem Abrams commented on how he wished renters in the community would take pride in their property.
Mayor Krueger just wanted to remind everyone about the parade.

Adjournment

Resolution No. 130610-11

(Carried)

Motion by Councilmember Shumaker
Second by Councilmember Gilbert

I Move the City of Swartz Creek adjourn the Regular Session of the City Council meeting at 8:22 p.m.

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

David A. Krueger, Mayor

Juanita Aguilar, City Clerk