

**CITY OF SWARTZ CREEK  
SWARTZ CREEK, MICHIGAN  
MINUTES OF THE REGULAR COUNCIL MEETING  
DATE 12/15/2014**

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.

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

Councilmembers Absent: None.

Staff Present: City Manager Adam Zettel, City Clerk Juanita Aguilar.

Others Present: Sharon Shumaker, Bob Plumb, Jim Florence, Ron Schultz.

**APPROVAL OF MINUTES**

**Resolution No. 141215-01**

**(Carried)**

Motion by Councilmember Porath  
Second by Mayor Pro-Tem Abrams

**I Move** the Swartz Creek City Council hereby approve the Minutes of the Regular Council Meeting held Monday, December 8, 2014 to be circulated and placed on file.

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

**APPROVAL OF AGENDA**

**Resolution No. 141215-02**

**(Carried)**

Motion by Mayor Pro-Tem Abrams  
Second by Councilmember Gilbert

**I Move** the Swartz Creek City Council approve the Agenda as presented, for the Regular Council Meeting of December 15, 2014, to be circulated and placed on file.

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

## REPORTS AND COMMUNICATIONS:

### City Manager's Report

#### **Resolution No. 141215-03**

**(Carried)**

Motion by Councilmember Shumaker  
Second by Mayor Pro-Tem Abrams

**I Move** the Swartz Creek City Council accept the City Manager's Report of December 15, 2014, to be circulated and placed on file.

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

### **MEETING OPENED TO THE PUBLIC**

Jim Florence, 4296 Springbrook, stated that as a city, the council and administration have done a lot of good things for the community this year. Mr. Florence wanted to take the opportunity to thank everyone and wish a Merry Christmas.

### **COUNCIL BUSINESS**

#### FANG Dues

#### **Resolution No. 141215-04**

**(Carried)**

Motion by Councilmember Hicks  
Second by Mayor Pro-Tem Abrams

**I Move** the City of Swartz Creek City Council approve the payment of \$7,850.60 to the Flint Area Narcotics Group (FANG) for annual dues and expense said payment to the Drug Enforcement Fund 265-931.000-699.1.

Discussion Took Place.

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

#### Michigan Municipal League Dues

#### **Resolution No. 141215-05**

**(Carried)**

Motion by Councilmember Gilbert  
Second by Councilmember Hicks

**I Move** the City of Swartz Creek renew its annual membership in the Michigan Municipal League for the period from 02/01/2015 to 01/31/2016, and further, appropriate an amount not to exceed \$3,025 for payment thereof, funds to be apportioned across revenue bearing

accounts as determined by the Finance Director.

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

### **Third Street Property Review**

#### **Resolution No. 141215-06**

**(Carried)**

Motion by Councilmember Pinkston  
Second by Mayor Pro-Tem Abrams

**WHEREAS**, the city acquired a residential structure located at 5017 Third Street in December of 2013, parcel ID 58-01-502-077, for the purpose of securing the demolition of the blighted house.

**WHEREAS**, the house has been demolished and accessory structures secured; and

**WHEREAS**, the City of Swartz Creek City Council finds no other direct public benefit or purpose to ownership of this parcel; and

**WHEREAS**, there is interest in this parcel from multiple parties, including potential residential and commercial use; and

**WHEREAS**, this parcel, though currently zoned R-3, has both residential and commercial potential; and

**NOW THEREFORE, BE IT RESOLVED**, the City of Swartz Creek City Council hereby directs the planning commission to review the parcel in the context of the neighborhood setting and the city master plan to determine what future use will be in the best public interest, such findings to be reported back to the city council no later than March 31, 2015.

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

### **Park Rules Adoption**

#### **Resolution No. 141215-07**

**(Carried)**

Motion by Councilmember Porath  
Second by Councilmember Hicks

**WHEREAS**, the City of Swartz Creek owns, operates, and maintains public park and recreation facilities and desires to promote safe and equitable use of those facilities; and

**WHEREAS**, the city previously regulated such use through a combination of ordinances, written policies, and past practices; and

**WHEREAS**, the city adopted Ordinance 417, repealing existing park ordinances and including Section 11-47, Park Rules and Regulations, which reads as follows: the City Council may by resolution adopt rules and regulations governing the use of parks, including prohibitions or restrictions on uses and acts within parks; and

**WHEREAS**, the city park and recreation commission recommends approval of the attached Park Rules and Regulations.

**NOW, THEREFORE, BE IT RESOLVED**, the Swartz Creek City Council hereby approve the park rules as attached, to be effective concurrently with Ordinance 417.

**BE IT FURTHER RESOLVED**, the council hereby directs staff to publish these rules and regulations in a newspaper of general circulation prior to the 2015 seasonal opening of the parks.

Discussion Took Place.

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

### **Street Advisory Committee**

**Resolution No. 141215-08**

**(Carried)**

Motion by Mayor Pro-Tem Abrams  
Second by Councilmember Hicks

**WHEREAS**, under the General Operating Rules of the Council, the Mayor, with the advice and consent of Council, may appoint temporary committees whose membership may include persons not on Council; and

**WHEREAS**, such committees must be temporary in nature, have a specific purpose, and include a specific time frame for their activities; and

**WHEREAS**, the city is in the process of studying the prospect of a 20 year street investment plan and accompanying levy; and

**WHEREAS**, the council desires to enable a committee of councilmembers and staff to further deliberate on the particulars relating to the amount of any such levy, as well as the possibility of creating a prioritized street list for the life of the levy.

**NOW, THEREFORE, BE IT RESOLVED**, the City of Swartz Creek City Council hereby creates a temporary committee, to be referred to as the "Street Project Review Committee," for the purpose of reviewing and making recommendations relating to the proposed street levy, with findings to include the recommended amount of such levy.

**BE IT FURTHER RESOLVED**, the Street Project Review Committee shall deliver such findings at the regular meeting on January 12, 2015 and be subsequently dissolved unless otherwise engaged in further reviews at the direction of the city council.

**BE IT FURTHER RESOLVED**, the membership of the Street Project Review Committee shall be composed of the following individuals:

Mayor Krueger  
Councilmember Porath  
Councilmember Pinkston  
Lou Fluery – Consultant Engineer  
Adam Zettel – Staff Member

Discussion Took Place.

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

**MEETING OPEN TO PUBLIC:**

Councilmember Pinkston asked when and where the bicycle giveaway was being held. He was advised that it was at the police department.

**REMARKS BY COUNCILMEMBERS:**

Councilmember Gilbert wished everyone a Merry Christmas and Happy New Year.

Councilmember Hicks wished a Merry Christmas and asked if anyone had been picked for the decorating contest. She was advised that they had the addresses but the pictures did not turn out. Ms. Hicks thanked the park board for all of their work on the park rules.

Councilmember Shumaker thanked Councilmember Hicks for her work on the Park Board. Mr. Shumaker thanked the support staff for their hard work on getting the council meetings together and all of their hard work during the year.

Councilmember Porath thanked the Park Board for all of their work in the parks. Mr. Porath spoke about an article regarding road taxes. Mr. Porath spoke about the city calendar stating that it was well done. Mr. Porath wished everyone a Merry Christmas and Happy New Year.

Mayor Pro-Tem Abrams spoke about the two new part time administrative employees. Mr. Abrams spoke about the GAIN report.

Mayor Krueger spoke about attending an asset management workshop for streets. Mr. Krueger stated that he was advised that using the recycled scrap tires in the asphalt works better with weather changes. Mr. Krueger thanked City Manager Zettel for his first year of

service. Mr. Zettel stated that credit goes to City Clerk Juanita Aguilar and Treasurer Deanna Korth for their hard work taking over the finance officer duties.

Mayor Pro-Tem Abrams spoke about the Fire Board meeting being on the third Monday of the month, thus conflicting with tonight's council meeting. Mr. Abrams asked if allowances could be made next year to solve that problem.

Mayor Krueger wished everyone a Merry Christmas and Happy New Year.

**Adjournment**

**Resolution No. 141215-09**

**(Carried)**

Motion by Councilmember Pinkston  
Second by Councilmember Gilbert

**I Move** the City of Swartz Creek adjourn the Regular Session of the City Council meeting at 7:55 p.m.

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

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**David A. Krueger, Mayor**

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**Juanita Aguilar, City Clerk**