

**CITY OF SWARTZ CREEK
SWARTZ CREEK, MICHIGAN
MINUTES OF THE REGULAR COUNCIL MEETING
DATE 11/23/2015**

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.

Councilmembers Absent: Shumaker.

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

Others Present: Bob Plumb, Tommy Butler, Ron Schultz, James Barclay, Steve Shumaker, Dave Alexander.

MOTION TO EXCUSE

Resolution No. 151123-01

Motion by Mayor Pro Tem Abrams
Second by Councilmember Gilbert

I Move the Swartz Creek City Council hereby excuse Councilmembers Shumaker who has a prior engagement.

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

APPROVAL OF MINUTES

Resolution No. 151123-02

(Carried)

Motion by Councilmember Porath
Second by Councilmember Gilbert

I Move the Swartz Creek City Council hereby approve the Minutes as amended of the Regular Council Meeting held Monday, November 9, 2015 to be circulated and placed on file.

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

APPROVAL OF AGENDA

Resolution No. 151123-03

(Carried)

Motion by Mayor Pro Tem Abrams
Second by Councilmember Gilbert

I Move the Swartz Creek City Council approve the Agenda as printed and presented for the Regular Council Meeting of November 23, 2015, to be circulated and placed on file.

YES: Krueger, Pinkston, Porath, Abrams, Gilbert, Hicks.

NO: None. Motion Declared Carried.

City Manager's Report

Resolution No. 151123-04

(Carried)

Motion by Councilmember Hicks
Second by Mayor Pro Tem Abrams

I Move the Swartz Creek City Council accept the City Manager's Report of November 23, 2015, including reports and communications, to be circulated and placed on file.

Discussion Ensued.

YES: Pinkston, Porath, Abrams, Gilbert, Hicks, Krueger.

NO: None. Motion Declared Carried.

MEETING OPENED TO THE PUBLIC

Tommy Butler, resides at 40 Somerset, commented he heard on television that Michigan was in last place for ethics and transparency. He commented that a Menard's would be nice in our area.

COUNCIL BUSINESS

PARKING ORDINANCE AMENDMENT

Resolution No. 151123-05

(Postponed)

Motion by Councilmember Gilbert
Second by Mayor Pro Tem Abrams

I Move the City of Swartz Creek enact Ordinance #424, an ordinance to amend Section 18-71 of Article III of Chapter 18 of the Code of Ordinances to prohibit motor vehicle parking and storage on front lawns and to establish the penalties for violations thereof, as follows:

**CITY OF SWARTZ CREEK
ORDINANCE NO. 424**

An ordinance to amend Section 18-71 of Article III of Chapter 18 of the Code of Ordinances to prohibit certain parking and assign the penalties for violations thereof.

THE CITY OF SWARTZ CREEK ORDAINS:

Section 1. Amendment of Section 18-71 of Article III of Chapter 18 of the Code of Ordinances of the City of Swartz Creek.

Section 18-71 of Article III of Chapter 18 of the Code of Ordinances of the City of Swartz Creek is hereby amended by adding "Parking or storage in front yards within R-1, R-2, R-3, & R-4 Zoning Districts and/or in the front yards of properties used for single family use; Front yard shall mean that area measured by the full width of the front lot line to a depth measured from said front lot line to the first supporting member of a structure. In the case of corner lots, the front yard shall be the area measured by the lot lines on each street to a depth measured from said lot lines to the first supporting member of the structure, excluding those areas enclosed by a fence" as one of the prohibited offenses, and that the penalty for violations of that offense is \$15.00.

Section 2. Effective Date.

This Ordinance shall take effect twenty (20) days following publication. At a regular meeting of the City Council of Swartz Creek held on the 23rd day of November, 2015, _____ moved for adoption of the foregoing ordinance and _____ supported the motion.

Voting for:
Voting against:

The Mayor declared the ordinance adopted.

David Krueger
Mayor

Juanita Aguilar
City Clerk

CERTIFICATION

The foregoing is a true copy of Ordinance No. _____ which was enacted by the Swartz Creek City Council at a regular meeting held on the _____ day of _____, 2015.

Juanita Aguilar
City Clerk

Voting For: _____
Voting Against: _____

Discussion Ensued.

Resolution No. 151123-05

(Carried)

Motion by Mayor Pro Tem Abrams
Second by Councilmember Hicks

I move the City of Swartz Creek postpone Parking Ordinance Amendment until the next city council meeting held on December 7th 2015.

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

PERSONNEL POLICY ADOPTION

Resolution No. 151123-06

(Carried)

Motion by Councilmember Pinkston
Second by Councilmember Hicks

WHEREAS, the City of Swartz Creek desires to develop and maintain a qualified and motivated workforce of professional staff, as well as to uphold the highest standards of ethics and excellence for all such staff, elected officials, and other officials; and

WHEREAS, Section 7.2(c) of the City Charter enables the administrative service to further promulgate rules related to the administration and establishment of policy for city staff; and,

WHEREAS, the City Council finds that a complete set of personnel policies, including a code of ethics, as established by resolution, is a necessary component of achieving the noted goals; and,

WHEREAS, city staff, the city attorney, and a temporary committee of the city council have drafted, revised, and recommended approval of the Personnel Policy, also known as the Employee Handbook, as included in the city council packet of November 23, 2015,

NOW, THEREFORE, BE IT RESOLVED THAT the Swartz Creek City Council approves the Personnel Policy of the City of Swartz Creek as amended and directs

city staff to circulate the handbook and verify receipt to all city staff, elected officials, and other applicable officials of the city.
Discussion Ensued.

YES Abrams, Gilbert, Hicks, Krueger, Pinkston, Porath.
NO: Motion Declared Carried.

MEETING OPEN TO THE PUBLIC:

None.

REMARKS BY COUNCILMEMBERS:

Councilmember Pinkston stated "Go Green".
Councilmember Hicks commented "Happy Thanksgiving".
Councilmember Porath commented about the transparency comment made earlier that he reads every week Tim Skubick and Andrew Heller and that gives him all the knowledge he needs. Mr. Porath thought the Meijer complex would be developing by now and "Happy Thanksgiving" everyone.
Mayor Pro Tem Abrams remarked that some of his neighbors made comments about Winshall Park and the lack of equipment there, Elms Park seems to be the priority. He also commented that his wife Boots is getting operated on December 21st.
Mayor Krueger wanted to wish everyone a very joyous and Happy Thanksgiving and many blessings.

Adjournment

Resolution No. 151123-10

(Carried)

Motion by Councilmember Hicks
Second by Mayor Pro Tem Abrams

I Move the Swartz Creek City Council adjourn the regular meeting at 8:27 pm.

Unanimous Voice Vote.

David A. Krueger, Mayor

Juanita, City Clerk