

**CITY OF SWARTZ CREEK
SWARTZ CREEK, MICHIGAN
MINUTES OF THE REGULAR COUNCIL MEETING
DATE 05/14/2018**

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: Cramer, Florence, Gilbert, Hicks, Krueger, Pinkston, Porath.

Councilmembers Absent: None.

Staff Present: City Manager Adam Zettel, Clerk Connie Eskew, Treasurer Deanna Korth.

Others Present: Lania Rocha, Bob Plumb, Fay Porath, Steve Shumaker, Michael Diericks, Tommy Butler, Boots & Dick Abrams, Mike Messer, Steve Long, Lou Fleury, Lt. Matt Bade.

APPROVAL OF MINUTES

Resolution No. 180514-01

(Carried)

Motion by Councilmember Porath
Second by Councilmember Gilbert

I Move the Swartz Creek City Council approve the Minutes of the Regular Council Meeting held Monday April 23, 2018, to be circulated and placed on file.

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

APPROVAL OF MINUTES

Resolution No. 180514-02

(Carried)

Motion by Councilmember Cramer
Second by Councilmember Florence

I Move the Swartz Creek City Council approve the Minutes of the Special Council Meeting held Monday April 30, 2018, to be circulated and placed on file.

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

APPROVAL OF AGENDA

(Carried)

Resolution No. 180514-03

Motion by Councilmember Florence
Second by Councilmember Gilbert

I Move the Swartz Creek City Council approve the Agenda as, presented for the Regular Council Meeting of May 14, 2018, to be circulated and placed on file.

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

CITY MANAGER'S REPORT

Resolution No. 180514-04

(Carried)

Motion by Councilmember Hicks
Second by Councilmember Cramer

I Move the Swartz Creek City Council accept the City Manager's Report of May 14, 2018, including reports and communications to be circulated and placed on file.

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

MEETING OPENED TO THE PUBLIC:

Michael Diericks, 8048 Miller Rd., feels it was a wrong decision to remove Officer Szmansky as the school liaison.

Chief Bade responded it was not a rash decision, months in the making. Authority's goal is to create as many well rounded officers as possible, it makes for a better police department. It is time to give someone else a chance. This was a carefully evaluated decision. Officer Pizzala is training with Officer Szmansky until the end of this school year.

Boots Abrams, 5352 Greenleaf Dr., GFWC Swartz Creek Women's Club is having a rock a thon during hometown days. Proceeds go to police dog.

K.C. Baran introduced himself. He is running for Genesee County Circuit Court Judge and appreciates support.

Dennis Novak, 5282 Greenleaf Dr., would like to see more enforcement of vehicles, etc. parked in lawns and right a ways.

COUNCIL BUSINESS:

Mass Transportation Authority

Presentation

Mike Messer, MTA representative, gave an update on what's happening and what's new in Genesee County. New programs such as Rides to Groceries & Rides to Wellness. The MTA renewal will be on the August ballot.

USDA HEARING

Presentation

Lou Fleury, OHM representative, gave a PowerPoint presentation on citywide water main upgrades. The city is applying for USDA Rural Development Program, low interest loan program tailored for small communities.

Topics discussed:

- Project Need
- Scope
- Environmental Impacts
- Costs
- Schedule

Goal is to replace aging water main infrastructure. The total project is estimated at \$5,700,000. The city may qualify for a partial grant up to 45% of the project cost. Impacts short term would include dust, noise and congestion. Long term benefits would be, increased reliability of the system with fewer interruptions, reduction in operations and maintenance costs.

Next step will be waiting on USDA's review, anticipated within a couple months, as to what funding will be available?

Break -8:10 p.m. to 8:18 p.m.

RESOLUTION TO ESTABLISH A DATE FOR THE PUBLIC HEARING REGARDING THE 2018-2019 FY BUDGET

Resolution No. 180514-05

(Carried)

Motion by Councilmember Gilbert
Second by Councilmember Cramer

WHEREAS, the City of Swartz Creek observes a fiscal year, beginning on July 1 of each year; and,

WHEREAS, the City Charter requires a public hearing on the proposed budget and encourages adoption prior to the third Monday in May; and,

WHEREAS, city staff have prepared budget revenues and expenses in draft form in the timeliest manner practical based upon determinations available for taxable value.

NOW, THEREFORE BE IT RESOLVED the City of Swartz Creek hereby sets a Public Hearing, to be held on Tuesday, May 29, 2018 at 7:00 PM, at the regularly scheduled City Council Meeting, or as soon thereafter as this matter can be heard, to hear public comments and needs regarding the Proposed 2018-2019 Fiscal Year Budget, and further, post a notice of the public hearing in the View News, with a copy of the proposed budget to be available in the Clerk's Office beginning May 17, 2018.

Discussion Ensued.

YES: Pinkston, Porath, Cramer, Florence, Gilbert, Hicks, Krueger.

NO: None. Motion Declared Carried.

RESOLUTION TO APPROVE FISCAL YEAR 2018 BUDGET AMENDMENTS AND ADJUSTMENTS

Resolution No. 180514-06

(Carried)

Motion by Mayor Pro Tem Pinkston
Second by Councilmember Florence

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 2017 - 2018 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.

WHEREAS, the City Council has received a Budget Amendment Summary; and

WHEREAS, new budget amounts necessitate adjustments to the original adopted budget; and

WHEREAS, said supplemental documentation shows the new proposed revenue and expenditures changes by account number.

THEREFORE BE IT RESOLVED, the Swartz Creek City Council hereby authorizes and directs the city manager or his designee to make all necessary end-year budget adjustment amendments to all city funds in accordance with the supplemental documentation (pages 146 to 152) attached.

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

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

RESOLUTION TO APPROVE FINANCIAL CONTRIBUTION TO SUPPORT ESCANABA LEGAL COSTS

Resolution No. 180514-07

(Carried)

Motion by Councilmember Porath
Second by Councilmember Cramer

WHEREAS, the City of Swartz Creek assesses real and personal property for residential, commercial, and industrial properties, and

WHEREAS, commercial property assessments have been found by the Michigan Tax Tribunal to be fairly reflected by the potential lowest use, known as the 'dark stores' argument, and

WHEREAS, the city finds the legal case of Escanaba as it relates to this matter to reflect this hurtful trend throughout the state, including Swartz Creek, and

WHEREAS, the Swartz Creek City Council finds that it is therefore vested in the outcome of this case, and

WHEREAS, the Michigan Municipal League, to which the city maintains membership, has requested support for the legal costs associated with this case.

NOW, THEREFORE, BE IT RESOLVED the City of Swartz Creek City Council approves the contribution of \$500 to the City of Escanaba for costs associated with the tax appeal case.

Discussion Ensued.

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

RESOLUTION TO APPROVE SHARED PURCHASE OF UTILITY VEHICLE

Resolution No. 180514-08

(Carried)

Motion by Councilmember Cramer
Second by Councilmember Florence

WHEREAS, the City of Swartz Creek cooperates closely with the Swartz Creek Downtown Development Authority to plan, improve, and maintain certain downtown features, such as streetscapes, landscaping, flowers, and waste management; and

WHEREAS, the Swartz Creek Women's Club plants and waters flowers in the

downtown and has requested support in the form of an appropriate vehicle to do so; and

WHEREAS, the DDA and city staff find that a UTV can be used for this purpose, as well as general city park and downtown operations; and

WHEREAS, the DDA, after consultation with volunteers and staff, resolved to support half of the cost to purchase a specific UTV at their regular meeting on May 10, 2018.

NOW, THEREFORE, BE IT RESOLVED the City of Swartz Creek approves the purchase of one UTV, from Flint New Holland with extended cab, as included in the cooperative bidding and specifications sheets included in the May 14, 2018 city council packet, and further appropriates funds for half of the total purchase of \$9,442,86.

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

RESOLUTION TO APPROVE 5K FOOT RACE STREET PERMIT

Resolution No. 180514-09

(Carried)

Motion by Councilmember Florence
Second by Councilmember Cramer

WHEREAS, Riverbend Striders and Swartz Creek Community Schools Cross Country Teams are recognized not-for profit entities that operate in Swartz Creek; and

WHEREAS, said organizations propose to continue the annual 5k road race that coincides with the Hometown Days Festival, and they therefore seek permits to use the city streets on May 31, 2018; and

WHEREAS, the City Council finds those organization and the event to be beneficial to the public and in good standing...

NOW, THEREFORE BE IT RESOLVED that the City of Swartz Creek hereby approves the application for a street usage permit to conduct a 5 kilometer foot road race on Thursday, May 31, 2018, 6:30 PM – 8:00 PM, applicant: the Riverbend Striders - Swartz Creek Cross Country Team, in the care of Mr. Anthony Peel, race to be held in Winchester Village Subdivision, in accordance with the application submitted, under the direction and control of the Chief of Police and contingent upon the provision of valid insurance listing the City of Swartz Creek as an additionally insured party.

Discussion Ensued.

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

RESOLUTION TO APPROVE PROFESSIONAL SERVICES OF STATE CONTRACTOR FOR ECONOMIC DEVELOPMENT STRATEGY

Resolution No. 180514-10

(Carried)

Motion by Councilmember Hicks
Second by Councilmember Cramer

WHEREAS, the City Council, to further the proactive stance of the city as it relates to economic development, is actively engaged in the pursuit of standard Redevelopment Ready Communities certification; and

WHEREAS, during the 2018 review, the State of Michigan Economic and Development Corporation (MEDC) indicated that an economic development strategy is required; and

WHEREAS, the MEDC supplies professional services, with partial reimbursement of service costs, including those related to the provision of an economic development strategy; and

WHEREAS, the MEDC service provider supplied a scope of work and budget to the city, where the MEDC indicated they would cover much of this expense.

NOW THEREFORE, BE IT RESOLVED the City of Swartz Creek approves the scope of work for an economic development strategy, a copy of said scope being attached hereto, and apportion \$6,606 of budgeted general fund dollars to support said service.

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

MEETING OPENED TO THE PUBLIC:

Steve Long, 5356 Worchester, his lawn still needs taken care of.

Boots Abrams, 5352 Greenleaf Dr., thanked the council for the purchase of the UTV. The Women's Club will appreciate it.

REMARKS BY COUNCILMEMBERS:

Councilmember Porath commented on the UTV purchase. He introduced and congratulated our new Chief, Matt Bade.

Councilmember Cramer congratulated Matt Bade. He is looking forward to Hometown Days.

Councilmember Florence happy spring is here.

Councilmember Hicks informed council that the park board is hosting a Slip and Slide at Elms Park that is set for July 28th.

Councilmember Gilbert spring has sprung.

Mayor Pro Tem Pinkston commented on the Don Shenk open house on May 12th.

Mayor Krueger is looking forward to summer. He commented on the letter in the packet from a resident in regards to the location of Hometown Days. He mention to council about considering having a meeting at the park in the future.

ADJOURNMENT

Resolution No. 180514-09

(Carried)

Motion by Councilmember Gilbert
Second by Councilmember Hicks

I Move the Swartz Creek City Council adjourn the regular meeting at 9:01 p.m.

Unanimous Voice Vote.

David A. Krueger, Mayor

Connie Eskew, City Clerk