

**CITY OF SWARTZ CREEK  
SWARTZ CREEK, MICHIGAN  
MINUTES OF THE REGULAR COUNCIL MEETING  
DATE 06/11/2018**

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, Krueger, Pinkston, Porath.

Councilmembers Absent: Gilbert & Hicks.

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

Others Present: Lania Rocha, Bob Plumb, Fay Porath, Steve Shumaker, Elaine Tucker, Joni Ward, Carol Chappel, Tommy Butler, Andy Harris, Steve Long, Matt Bade, Terry O'Brien, Dennis Novak, Boots & Dick Abrams, Wanda Tyler, Penny Messer.

**EXCUSE COUNCILMEMBERS GILBERT & HICKS**

**Resolution No. 180611-01**

**(Carried)**

Motion by Councilmember Cramer  
Second by Councilmember Florence

**I Move** the Swartz Creek City Council excuse councilmembers Gilbert & Hicks.

Unanimous Voice Vote  
Motion Declared Carried

**APPROVAL OF MINUTES**

**Resolution No. 180611-02**

**(Carried)**

Motion by Councilmember Porath  
Second by Councilmember Florence

**I Move** the Swartz Creek City Council approve the Minutes of the Regular Council Meeting held Monday May 29, 2018, to be circulated and placed on file.

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

## **APPROVAL OF BUDGET WORKSHOP MINUTES**

### **Resolution No. 180611-03**

**(Carried)**

Motion by Councilmember Cramer  
Second by Mayor Pro Tem Pinkston

**I Move** the Swartz Creek City Council approve the Minutes of the Budget Workshop held Monday May 29, 2018, to be circulated and placed on file.

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

## **APPROVAL OF AGENDA**

**(Carried)**

### **Resolution No. 180611-04**

Motion by Councilmember Cramer  
Second by Councilmember Florence

**I Move** the Swartz Creek City Council approve the Agenda as, amended for the Regular Council Meeting of June 11, 2018, to be circulated and placed on file.

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

## **CITY MANAGER'S REPORT**

### **Resolution No. 180611-05**

**(Carried)**

Motion by Councilmember Florence  
Second by Councilmember Cramer

**I Move** the Swartz Creek City Council accept the City Manager's Report of June 11, 2018, including reports and communications to be circulated and placed on file.

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

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

Swartz Creek Women's Club presented a check in the amount of \$3,259.10 to be given as follows: \$1433.00 for purchase of an expression swing for the tot lot at Abrams Park, \$500.00 to the Metro PD for the youth programs, \$1326.10 to the Metro PD for the K9 program. The Rock-a-thon brought in the donation for the K9 which was the largest amount the Rock-a-thon ever raised.

Chief Bade thanked the ladies for their hard work.

Steve Long, 5356 Worchester Drive, wanted to let everyone know that the lawns have been sprayed and wanted to thank them for that.

**COUNCIL BUSINESS:**

**RESOLUTION TO APPROVE THE FISCAL YEAR 2018-2019 CITY BUDGET**

**Resolution No. 180611-06**

**(Carried)**

Motion by Mayor Pro Tem Pinkston  
 Second by Councilmember Porath

**WHEREAS**, the Swartz Creek City Council is required to approve a budget in accordance with the General Appropriations Act and Uniform Budgeting and Accounting Act; and

**WHEREAS**, a public hearing was posted and held in accordance with the city charter on May 29, 2018; and

**WHEREAS**, the Swartz Creek City Council finds the following Fund-based budget to be an accurate and desirable instrument to appropriate funds to serve the needs of the City of Swartz Creek.

**THEREFORE BE IT RESOLVED**, the Swartz Creek City Council hereby adopt the following 2018-2019 fiscal budget based upon the following tax mills:

General Operating Levy	4.8289 mills
Public Safety SAD	4.9000 mills
Street Levy	4.2200 mills
Sanitation Levy	2.6270 mills

<b>101 GENERAL FUND</b>	<b>Estimated Beginning Fund Balance</b>	<b>\$</b>	<b>1,385,656</b>
	<b><u>Estimated Revenues</u></b>	<b>Adopted</b>	
	General Fund Estimated Operating Revenues	2,396,377	
	<b>Total General Fund Estimated Revenues</b>	<b>2,396,377</b>	
	<b><u>Appropriations</u></b>	<b>Adopted</b>	
	General Government Activities 000-299	363,820	
	Public Safety Activities 301-399	1,249,032	
	Public Works Activities 400-799	680,524	
	Other Government Activities 800-999	195,640	
	<b>Total General Fund Operating Appropriations</b>	<b>2,489,017</b>	
	<b>Effect on General Fund's Fund Balance</b>		<b>(92,640)</b>
	<b>Estimated Ending Fund Balance June 30, 2019</b>	<b>\$</b>	<b>1,293,016</b>

<b>202 MAJOR STREETS Estimated Beginning Fund Balance</b>	<b>\$</b>	<b>443,320</b>
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<u>Estimated Revenues</u>	Adopted
Major Streets Fund Estimated Operating Revenues	425,000
Major Streets Fund Estimated Project Revenues	230,601
<b>Total Major Streets Fund Estimated Revenues</b>	<b>655,601</b>

<u>Appropriations</u>	Adopted
General Government Activities 000-299	825
Public Safety Activities 301-399	0
Public Works Activities 400-799	538,339
Other Government Activities 800-999	85,000
<b>Total Major Streets Fund Appropriations</b>	<b>624,164</b>

Effect on Major Street's Fund Balance		31,437
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<b>Estimated Ending Fund Balance June 30, 2019</b>	<b>\$</b>	<b>474,757</b>
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<b>203 LOCAL STREETS FUND Estimated Beginning Fund Balance</b>	<b>\$</b>	<b>18,066</b>
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<u>Estimated Revenues</u>	Adopted
Local Streets Fund Estimated Operating Revenue	745 ,400
Local Streets Fund Estimated Project Revenue	0
<b>Total Local Streets Fund Estimated Revenue</b>	<b>745 ,400</b>

<u>Appropriations</u>	Adopted
General Government Activities 000-299	825
Public Safety Activities 301-399	0
Public Works Activities 400-799	454 ,032
Other Government Activities 800-999	
<b>Total Local Streets Fund Appropriations</b>	<b>454 ,857</b>

Effect on Local Streets Fund's Fund Balance		290,543
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<b>Estimated Ending Fund Balance June 30, 2019</b>	<b>\$</b>	<b>308,609</b>
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<b>204 MUNICIPAL STREET FUND Estimated Beginning Fund Balance</b>	<b>\$</b>	<b>19,154</b>
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<u>Estimated Revenues</u>	Adopted
Municipal Street Fund Estimated Revenue	628 ,290
<b>Total Municipal Street Fund Estimated Revenue</b>	<b>628 ,290</b>

<u>Appropriations</u>	Adopted
Other Government Activities 800-999	626 ,444
<b>Total Municipal Street Fund Appropriations</b>	<b>626 ,444</b>

Effect on Municipal Street Fund's Fund Balance		1,846
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<b>Estimated Ending Fund Balance June 30, 2019</b>	<b>\$</b>	<b>21,000</b>
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<b>226 GARBAGE FUND Estimated Beginning Fund Balance</b>	<b>\$</b>	<b>308,612</b>
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<u>Estimated Revenues</u>	Adopted
Garbage Fund Estimated Operating Revenue	393 ,465
<b>Total Garbage Fund Estimated Revenue</b>	<b>393 ,465</b>

<u>Appropriations</u>	Adopted
General Government Activities 000-299	49 ,453
Public Works Activities 400-799	337 ,555
<b>Total Garbage Fund Appropriations</b>	<b>387 ,008</b>

<b>Effect on Garbage Fund's Fund Balance</b>	<b>6,457</b>
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<b>Estimated Ending Fund Balance June 30, 2019</b>	<b>\$</b>	<b>315,069</b>
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<b>248 DDA FUND Estimated Beginning Fund Balance</b>	<b>\$</b>	<b>100,469</b>
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<u>Estimated Revenues</u>	Adopted
DDA Fund Estimated Operating Revenue	50,600
<b>Total DDA Fund Estimated Revenue</b>	<b>50,600</b>

<u>Appropriations</u>	Adopted
General Government Activities 000-299	3,365
Public Works Activities 400-799	125,225
Other Government Activities 800-999	0
<b>Total DDA Fund Appropriations</b>	<b>128,590</b>

<b>Effect on Local Streets Fund's Fund Balance</b>	<b>(77,990)</b>
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<b>Estimated Ending Fund Balance June 30, 2019</b>	<b>\$</b>	<b>22,479</b>
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<b>350 CITY HALL DEBT FUND Estimated Beginning Fund Balance</b>	<b>\$</b>	<b>4,190</b>
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<u>Estimated Revenues</u>	Adopted
City Hall Debt Fund Estimated Revenue	88,745
<b>Total City Hall Debt Fund Estimated Revenue</b>	<b>88,745</b>

<u>Appropriations</u>	Adopted
Other Government Activities 800-999	89,480
<b>Total City Hall Debt Fund Appropriations</b>	<b>89,480</b>

<b>Effect on City Hall Debt Fund's Fund Balance</b>	<b>(735)</b>
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<b>Estimated Ending Fund Balance June 30, 2019</b>	<b>\$</b>	<b>3,455</b>
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<b>402 FIRE EQUIPMENT FUND</b>	<b>Estimated Beginning Fund Balance</b>	<b>\$</b>	<b>110,314</b>
	<b><u>Estimated Revenues</u></b>	<b>Adopted</b>	
Fire Equipment Replacement Fund Est Operating Rev.		30,070	
<b>Total Fire Equip Replacement Fund Est Revenue</b>		<b>30,070</b>	
	<b><u>Appropriations</u></b>	<b>Adopted</b>	
Public Safety Activities 301-399		0	
<b>Total Fire Equip Replacement Fund Approp</b>		<b>0</b>	
<b>Effect on Fire Equip Replacement Fund's Fund Balance</b>			<b>30,070</b>
<b>Estimated Ending Fund Balance June 30, 2019</b>		<b>\$</b>	<b>140,384</b>

<b>590 WATER FUND</b>	<b>Estimated Beginning Fund Balance</b>	<b>\$</b>	<b>5,440,210</b>
	<b><u>Estimated Revenues</u></b>	<b>Adopted</b>	
Water Supply Fund Estimated Operating Revenue		2,165,650	
<b>Total Water Supply Fund Estimated Revenue</b>		<b>2,165,650</b>	
	<b><u>Appropriations</u></b>	<b>Adopted</b>	
General Government Activities 000-299		182,216	
Public Safety Activities 301-399		0	
Public Works Activities 400-799		2,037,447	
Other Government Activities 800-999		61,116	
<b>Total Water Supply Fund Appropriations</b>		<b>2,280,778</b>	
<b>Effect on Water Supply Fund's Fund Balance</b>			<b>(115,128)</b>
<b>Estimated Ending Fund Balance June 30, 2019</b>		<b>\$</b>	<b>5,325,082</b>
<b>WATER FUND EXPENSES INCLUDE \$189,000 IN DEPRECIATION</b>			

<b>591 SEWER FUND</b>	<b>Estimated Beginning Fund Balance</b>	<b>\$</b>	<b>7,333,521</b>
	<b><u>Estimated Revenues</u></b>	<b>Adopted</b>	
Sanitary Sewer Fund Estimated Operating Revenue		1,288,565	
<b>Total Sanitary Sewer Fund Estimated Revenue</b>		<b>1,288,565</b>	
	<b><u>Appropriations</u></b>	<b>Adopted</b>	
General Government Activities 000-299		133,255	
Public Safety Activities 301-399		0	
Public Works Activities 400-799		1,286,149	
Other Government Activities 800-999		10,000	
<b>Total Sanitary Sewer Fund Appropriations</b>		<b>1,429,404</b>	
<b>Effect on Sanitary Sewer Fund's Fund Balance</b>			<b>(140,839)</b>

<b>Estimated Ending Fund Balance June 30, 2019</b>	<b>\$</b>	<b>7,192,682</b>
<b>SEWER FUND EXPENSES INCLUDE \$248,000 IN DEPRECIATION</b>		

<b>661 MOTOR POOL FUND Estimated Beginning Fund Balance</b>	<b>\$</b>	<b>410,104</b>
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<b><u>Estimated Revenues</u></b>	<b>Adopted</b>	
Motor Pool Fund Estimated Operating Revenue	161,750	
<b>Total Motor Pool Fund Estimated Revenue</b>	<b>161,750</b>	

<b><u>Appropriations</u></b>	<b>Adopted</b>	
General Government Activities 000-299	19,891	
Public Safety Activities 301-399	0	
Public Works Activities 400-799	153,877	
<b>Total Motor Pool Fund Appropriations</b>	<b>173,768</b>	

<b>Effect on Motor Pool Fund's Fund Balance</b>		<b>(12,018)</b>
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<b>Estimated Ending Fund Balance June 30, 2019</b>	<b>\$</b>	<b>398,086</b>
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<b>865 SIDEWALKS FUND Estimated Beginning Fund Balance</b>	<b>\$</b>	<b>949</b>
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<b><u>Estimated Revenues</u></b>	<b>Adopted</b>	
Sidewalk Fund Estimated Operating Revenue	1,400	
<b>Total Side Walk Fund Estimated Revenue</b>	<b>1,400</b>	

<b><u>Appropriations</u></b>	<b>Adopted</b>	
Public Works Activities 400-799	1,950	
Other Government Activities 800-999	0	
<b>Total Side Walk Fund Appropriations</b>	<b>1,950</b>	

<b>Effect on Side Walk Fund's Fund Balance</b>		<b>(550)</b>
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<b>Estimated Ending Fund Balance June 30, 2019</b>	<b>\$</b>	<b>399</b>
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<b>866 WEED FUND Estimated Beginning Fund Balance</b>	<b>\$</b>	<b>33,625</b>
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<b><u>Estimated Revenues</u></b>	<b>Adopted</b>	
Weed Fund Estimated Operating Revenue	7,000	
<b>Total Weed Fund Estimated Revenue</b>	<b>7,000</b>	

<b><u>Appropriations</u></b>	<b>Adopted</b>	
General Government Activities 000-299	1,000	
<b>Total Weed Fund Appropriations</b>	<b>1,000</b>	

<b>Effect on Weed Fund Fund's Fund Balance</b>		<b>6,000</b>
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<b>Estimated Ending Fund Balance June 30, 2019</b>	<b>\$</b>	<b>39,625</b>
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Total Estimated Revenues	\$	8,612,913
Total All Funds Appropriations	\$	8,686,461

Discussion Ensued.

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

**RESOLUTION TO APPROVE ANNUAL DUES FOR THE GENESEE AUTO-THEFT INVESTIGATION NETWORK**

**Resolution No. 180611-07**

**(Carried)**

Motion by Councilmember Porath  
 Second by Councilmember Cramer

**WHEREAS**, the city maintains numerous public safety and law enforcement affiliations with regional entities in order to better address specialized issues, such as narcotics, auto theft, and communication; and

**WHEREAS**, the city maintains membership and representation with the Genesee Auto-Theft Investigation Network; and

**WHEREAS**, annual dues for GAIN are \$500 per year and the city finds the service provided by GAIN to hold value.

**NOW, THEREFORE, BE IT RESOLVED** the City of Swartz Creek City Council hereby approves membership and payment of dues to GAIN in the amount of \$500.

Discussion Ensued.

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

**RESOLUTION TO APPROVE A CITY TAGLINE**

**Resolution No. 180611-08**

**(Denied)**

Motion by Councilmember Cramer  
 Second by Councilmember Florence

**WHEREAS**, the City Council, in the pursuit of standard Redevelopment Ready Communities guidelines and to further the proactive stance of the city as it relates to economic development, directed the Swartz Creek Downtown Development Authority to lead a community branding and imaging initiative; and

**WHEREAS**, the DDA has been working with the community for many months, in consultation with a professional branding and design company, to develop and refine images and taglines that represent the community; and

**WHEREAS**, at its regular meeting on March 26, 2018, the city council adopted an image without an accompanying tagline; and

**WHEREAS**, a tagline or slogan is found to be an essential component of successfully associating the city and its imagery with a recognizable identity or brand.

**NOW, THEREFORE, BE IT RESOLVED**, the City of Swartz Creek City Council hereby approves the tagline: “Come Home to Swartz Creek” as part of a larger branding and marketing campaign.

**BE IT FURTHER RESOLVED**, the City of Swartz Creek City Council authorizes the departments of the City of Swartz Creek, including the Swartz Creek DDA, use of the tagline for professional purposes.

YES: Florence, Krueger, Cramer.

NO: Pinkston, Porath. Motion Declared Denied.

## **RESOLUTION TO APPROVE A CITY TAGLINE**

**Resolution No. 180611-09**

**(Carried)**

Motion by Councilmember Porath

Second by Mayor Pro Tem Pinkston

**WHEREAS**, the City Council, in the pursuit of standard Redevelopment Ready Communities guidelines and to further the proactive stance of the city as it relates to economic development, directed the Swartz Creek Downtown Development Authority to lead a community branding and imaging initiative; and

**WHEREAS**, the DDA has been working with the community for many months, in consultation with a professional branding and design company, to develop and refine images and taglines that represent the community; and

**WHEREAS**, at its regular meeting on March 26, 2018, the city council adopted an image without an accompanying tagline; and

**WHEREAS**, a tagline or slogan is found to be an essential component of successfully associating the city and its imagery with a recognizable identity or brand.

**NOW, THEREFORE, BE IT RESOLVED**, the City of Swartz Creek City Council hereby approves the tagline:” Where Friendships Last Forever “ as part of a larger branding and marketing campaign.

**BE IT FURTHER RESOLVED**, the City of Swartz Creek City Council authorizes the departments of the City of Swartz Creek, including the Swartz Creek DDA, use of the tagline for professional purposes.

YES: Krueger, Pinkston, Porath, Florence  
NO: Cramer. Motion Declared Carried.

## **RESOLUTION TO APPOINT A PLANNING COMMISSION MEMBER**

**Resolution No. 180611-10**

**(Carried)**

Motion by Councilmember Florence  
Second by Councilmember Cramer

**WHEREAS**, the laws of the State of Michigan, the Charter and Ordinances of the City of Swartz Creek, interlocal agreements in which the City of Swartz Creek is a member, and previous resolutions of the city council require and set terms of offices for various appointments to city boards and commissions, as well as appointments to non-city boards and commissions seeking representation by city officials; and

**WHEREAS**, there exists a vacancy in the planning commission; and

**WHEREAS**, said appointments are Mayoral appointments, subject to affirmation of the city council.

**NOW, THEREFORE, BE IT RESOLVED**, the Swartz Creek City Council concur with the Mayor and City Council appointment as follows:

**#180611-10** **MAYORAL APPOINTMENT:** Dennis Novak  
Planning Commissioner, Citizen  
Remainder of a three year term, expiring June 30, 2021

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

## **RESOLUTION TO SET THE 2018-2019 COUNCIL MEETING SCHEDULE**

**Resolution No. 180611-11**

**(Carried)**

Motion by Mayor Pro Tem Pinkston  
Second by Councilmember Cramer

**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 2018-2019 shall be held twice each month, and further, that all meetings shall be held in the Paul D. Bueche Municipal Building 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 2018:	Monday – 9th Monday – 23rd	
August 2018:	Monday – 13th Monday – 27th	
September 2018:	Monday – 10th Monday – 24th	
October 2018:	Monday – 8th Monday – 22nd	
November 2018:	Monday– 12th Monday – 26th	
December 2018:	Monday – 3rd Monday – 10th	(One Week Earlier) (Two Weeks Earlier)
January 2019:	Monday – 14th Monday – 28th	
February 2019:	Monday – 11th Monday – 25th	
March 2019:	Monday – 11th Monday – 25th	
April 2019:	Monday – 8th Monday – 22nd	
May 2019:	Monday – 13th Tuesday – 28th Memorial Day)	(Monday 27th is
June 2019:	Monday – 10th Monday – 24th	

**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.

Discussion Ensued.

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

NO: None. Motion Declared Carried.

## **RESOLUTION TO AUTHORIZE A NEGOTIATED SALE OF 5157 MORRISH ROAD**

**Resolution No. 180611-12**

**(Carried)**

Motion by Councilmember Porath  
Second by Councilmember Florence

**WHEREAS**, the City acquired a blighted residential property located at 5157 Morrish Road, PID 58-01-100-013, through the tax reversion process with the intent of eliminating and preventing blight; and

**WHEREAS**, the City has found no short or long term public, direct use for this property; and

**WHEREAS**, the city can recover invested costs for this property but cannot financially gain from the sale of this property; and

**WHEREAS**, the planning commission directed staff to solicit proposals for use from the general public and adjacent land owners; and

**WHEREAS**, an adjacent land owner and local home builder submitted proposals for use and purchase of this property; and

**WHEREAS**, the planning commission recommended that the preferred use is to be residential side yard as proposed by Mr. and Mrs. Vozar.

**NOW, THEREFORE, BE IT RESOLVED** that the Swartz Creek City Council hereby directs the city manager to engage in negotiations for a sale to Mr. and Mrs. Vozar as outlined in their proposal as included in the June 11, 2018 city council packet, with final approval to be by the Swartz Creek City Council, in accordance with the city's land sale policy and city charter.

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

NO: None. Motion Declared Carried.

**RESOLUTION TO AUTHORIZE A NEGOTIATED SALE OF VACANT LAND AT THE INTERSECTION OF WADE AND SECOND STREET**

**Resolution No. 180611-13**

**(Carried)**

Motion by Councilmember Cramer  
Second by Councilmember Florence

**WHEREAS**, the City acquired vacant property located at Wade and Second Street, PID 58-01-502-036, through the tax reversion process with the intent of eliminating and preventing blight; and

**WHEREAS**, the City has found no short or long term public, direct use for this property; and

**WHEREAS**, the city can recover invested costs for this property but cannot financially gain from the sale of this property; and

**WHEREAS**, the planning commission directed staff to solicit proposals for use from the general public and adjacent land owners; and

**WHEREAS**, an adjacent land owner and local home builder submitted proposals for use and purchase of this property; and

**WHEREAS**, the planning commission recommended that the preferred use is to be residential infill housing as proposed by Woodside Builders.

**NOW, THEREFORE, BE IT RESOLVED** that the Swartz Creek City Council hereby directs the city manager to engage in negotiations for a sale to Woodside Builders as outlined in the proposal as included in the June 11, 2018 city council packet, with final approval to be by the Swartz Creek City Council, in accordance with the city's land sale policy and city charter.

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

NO: None. Motion Declared Carried.

**RESOLUTION TO AMEND THE PARK RULES FOR THE PURPOSE OF ALLOWING PARK CLOSURE EXEMPTIONS TO THE NEW TRAIL**

**Resolution No. 180611-14**

**(Carried)**

Motion by Councilmember Florence  
Second by Councilmember Cramer

**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 regulates use of city parks through the adoption of “Park Rules and Regulations” as enabled by City Ordinance 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 amending of the attached Park Rules and Regulations to enable use of the non-motorized paths 24 hours a day, seven days a week, as requested by the State of Michigan Department of Transportation.

**NOW, THEREFORE, BE IT RESOLVED**, the Swartz Creek City Council hereby approve the amended park rules as attached.

Discussion Ensued.

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

NO: None. Motion Declared Carried.

**TAX REVERTED PROPERTY POTENTIAL ACQUISITION  
(8002 MILLER)**

**DISCUSSION**

City Manager, Adam Zettel, informed the council property commonly known as Laser’s Flowers at 8002 Miller Rd. is in tax foreclosure and is available to the city for \$27,318. It is extremely time sensitive, He would like the council to direct him on the direction we would like to go. A decision would have to be made by the next council meeting. The Mayor requested that Mr. Zettel bring up this purchase to the DDA and see if they would be interested in the purchase.

Steve Shumaker, 7446 Country Meadow, commented on the possibilities of the purchase.

**RESOLUTION TO APPROVE CONSUMERS ENERGY LIGHTING REMOVAL AND REPLACEMENT WORK ORDER**

**Resolution No. 1806118-15**

**(Carried)**

Motion by Mayor Pro Tem Pinkston  
Second by Councilmember Cramer

**WHEREAS**, the street lights in the city are owned and operated by Consumers Energy Company (CE), a Michigan utility with principle offices located at One Energy Plaza, Jackson MI, 49201; and

**WHEREAS**, CE is the sole provider of street lights, electrical delivery, and maintenance on said lights in the County of Genesee, including Swartz Creek City; and

**WHEREAS**, CE supplies street lighting services to the city under a current standard street lighting contract which outlines specific fixture counts and types, said contract

restated on November 1, 2014 and revised and approved by the city council as recently as April 24, 2017; and

**WHEREAS**, the City approved additional changes to the street lighting services agreement that include changes to lighting types and subsequent billing for LED and decorative lighting; and

**WHEREAS**, Consumers Energy now seeks affirmation of the work orders to remove the existing lighting and install new lighting in accordance with the restated and amended lighting contract, as well as engineered plans for the reconstruction of Daval Drive.

**NOW THEREFORE, BE IT RESOLVED**, it is hereby deemed advisable to authorize Consumers Energy Company to make changes in the lighting service as provided in the Standard Lighting Contract between the Company and the City of Swartz Creek, dated November 1, 2014, updated June 6, 2018, in accordance with the Authorization for Change in Standard Lighting Contract dated June 6, 2018.

**BE IT FURTHER RESOLVED**, the Treasurer is authorized and directed to make payment to Consumers Energy in the amount invoiced, \$23,760.

**BE IT FURTHER RESOLVED**, that the city agrees to the terms and conditions of forms 547 and others as included in the city council packet of June 11, 2018 and further directs the Clerk to execute said forms, resolutions, and agreements that represent the aforementioned terms and conditions.

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

NO: None. Motion Declared Carried.

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

Steve Shumaker, 7446 Country Meadow, commented on the Elms Park parking issues, the change of park rules for the trail and the tax reverted property.

#### **REMARKS BY COUNCILMEMBERS:**

Councilmember Porath personally he feels the DDA is in no position to be a landlord. A week from tomorrow our summer concerts start.

Councilmember Cramer congratulated Dennis Novak on his nomination tonight. He is glad the tagline was picked.

Councilmember Florence good to see Mason St. construction started. Nice to see the hanging baskets downtown and they are able to be watered. Good to see KFC starting work.

Mayor Pro Tem Pinkston commented on the Laser's Flower Shop.

Mayor Krueger thinks the Miller Road property would be a good investment for Mayor Pro Tem Pinkston. Happy to announce Consumers Energy is returning money to customers due to recently passed tax reform. He is glad the tagline was adopted tonight.

## **ADJOURNMENT**

**Resolution No. 180611-16**

**(Carried)**

Motion by Councilmember Porath  
Second by Councilmember Cramer

**I Move** the Swartz Creek City Council adjourn the regular meeting at 8:23 p.m.

Unanimous Voice Vote.

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**David A. Krueger, Mayor**

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**Connie Eskew, City Clerk**