

**CITY OF SWARTZ CREEK
SWARTZ CREEK, MICHIGAN
MINUTES OF THE REGULAR COUNCIL MEETING
DATE 04/08/2019**

The meeting was called to order at 7:01 p.m. by Mayor Krueger in the Swartz Creek City Council Chambers, 8083 Civic Drive.

Invocation and Pledge of Allegiance.

Councilmembers Present: Cramer, Farmer, Gilbert, Hicks, Krueger, Pinkston, Root.

Councilmembers Absent: None.

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

Others Present: Lania Rocha, Bob Plumb, Steve Shumaker, John Wilson, Erik Jamison, Steve Long, Nate Henry, Jim Barclay, Gary Borg.

APPROVAL OF MINUTES

Resolution No. 190408-01 **(Carried)**

Motion by Councilmember Root
Second by Councilmember Gilbert

I Move the Swartz Creek City Council approve the Minutes of the Regular Council Meeting held Monday March 25, 2019 to be circulated and placed on file.

YES Farmer, Gilbert, Hicks, Krueger, Pinkston, Root, Cramer.
NO: None. Motion Declared Carried.

APPROVAL OF AGENDA

Resolution No. 190408-02 **(Carried)**

Motion by Councilmember Cramer
Second by Councilmember Gilbert

I Move the Swartz Creek City Council approve the Agenda as, printed for the Regular Council Meeting of April 8, 2019, to be circulated and placed on file.

YES: Gilbert, Hicks, Krueger, Pinkston, Root, Cramer, Farmer.
NO: None. Motion Declared Carried.

CITY MANAGER'S REPORT

Resolution No. 190408-03

(Carried)

Motion by Councilmember Farmer
Second by Councilmember Cramer

I Move the Swartz Creek City Council accept the City Manager's Report of April 8, 2019, including reports and communications to be circulated and placed on file.

Discussion Ensued.

YES: Hicks, Krueger, Pinkston, Root, Cramer, Farmer, Gilbert.
NO: None. Motion Declared Carried.

MEETING OPENED TO THE PUBLIC:

Gary Borg, 5380 Don Shenk Drive, has concerns about pedestrian safety and the lack of lighting at back entrance of High School, Cappy Ln. & Fairchild, and the parking lot of the PAC and at the Middle School south parking lot.

COUNCIL BUSINESS:

RESOLUTION TO APPROVE 5K FOOT RACE STREET PERMIT

Resolution No. 190408-04

(Denied)

Motion by Councilmember Hicks
Second by Councilmember Gilbert

WHEREAS, the Swartz Creek Community Schools is a recognized not-for profit entity that operates in Swartz Creek; and

WHEREAS, the Swartz Creek High School Student Council proposes a 5k color run road race that will be centered in Winchester Village on Saturday, May 11, 2019, beginning at 6:00 p.m.- 8:00 p.m.; and

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

WHEREAS, the Metro Police Department of Genesee County has reviewed and administratively approved street usage for this event.

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 Saturday, May 11, 2019, 6:00 p.m. –8:00 p.m., applicant: the Swartz

Creek High School Student Council, as represented by the Swartz Creek Community School District, in the care of Principal Kitchen, 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: None.

NO: Krueger, Pinkston, Root, Cramer, Farmer, Gilbert, Hicks.

Motion Declared Denied.

RESOLUTION TO APPOINT A MEMBER TO THE PLANNING COMMISSION

Resolution No. 190408-05

(Carried)

Motion by Councilmember Gilbert
Second by Mayor Pro Tem Pinkston

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:

#190408-05A	<u>MAYOR APPOINTMENT:</u>	Nathan Henry
	Planning Commission, Resident	
	Remainder of Three year term, expiring June 30, 2021	

Discussion Ensued.

YES: Pinkston, Root, Cramer, Farmer, Gilbert, Hicks, Krueger.

NO: None. Motion Declared Carried.

RESOLUTION TO APPROVE CDBG EXTENSION

Resolution No. 190408-06

(Carried)

Motion by Mayor Pro Tem Pinkston
Second by Councilmember Cramer

WHEREAS, the City of Swartz Creek currently participates in the Genesee County Community Development Block Grant (CDBG) Program; and

WHEREAS, the city maintains 'entitlement status' by virtue of the Cooperative Agreement established in 1994, enabling the city to receive CDBG funds from the county; and

WHEREAS, the Continuation Clause of the Agreement indicates that 'entitlement status' must be affirmed every three years to maintain fundability; and

WHEREAS, after consultation with the Michigan Economic Development Corporation, the City Council finds that the benefits that the Cooperative Agreement offers outweigh the benefits of opting out.

THEREFORE BE IT RESOLVED, the Swartz Creek City Council hereby affirms and states its intent to remain in the Genesee County CDBG Program through 2022 and directs the city clerk to sign and deliver a letter to the Genesee County Metropolitan Planning Commission indicating this intent.

Discussion Ensued.

YES: Root, Cramer, Farmer, Gilbert, Hicks, Krueger, Pinkston.
NO: None. Motion Declared Carried.

RESOLUTION TO APPROVE THE PARK WAIVER REQUEST OF THE BOY SCOUTS PACK 122

Resolution No. 190408-07

(Carried)

Motion by Councilmember Root
Second by Councilmember Cramer

WHEREAS, the City of Swartz Creek requires park usage reservations and fees in accordance with adopted rules and regulations; and

WHEREAS, the Boy Scouts Pack 122 reserved Pavilion #2 in Elms Park for May 18, 2019 for the purpose of holding an organizational meeting; and

WHEREAS, the city park rules and regulations states that “fees may be waived in full if reservations by a non-profit are found to result in a public benefit directly or if proceeds from the reserved event are found to be a benefit to the city.”; and

WHEREAS, the City Council finds the petitioning group to be a qualifying group with a qualifying activity.

NOW, THEREFORE, BE IT RESOLVED, the Swartz Creek City Council hereby waives all fees for the May 18, 2019 reservation in Elms Park.

YES: Cramer, Farmer, Gilbert, Hicks, Krueger, Pinkston, Root.

NO: None. Motion Declared Carried.

RESOLUTION TO APPROVE FINAL CONTRACTOR SERVICES AND PRICING FOR HELMSLEY DRIVE

Resolution No. 190408-08

(Carried)

Motion by Councilmember Cramer

Second by Councilmember Hicks

WHEREAS, the City of Swartz Creek owns, operates, and maintains a system of major streets, local streets, and water main, and

WHEREAS, the city has a twenty year asset management plan on file that is funded in part by a twenty year street levy, and

WHEREAS, Helmsley Drive was approved for reconstruction by the city council on July 9, 2018, with the understanding that the contract with the general contractor, Glaeser Dawes, would be extended and final prices were to be negotiated and subsequently approved by the city council, and

WHEREAS, the city engineer, staff, and general contractor have assessed the current market for such services and negotiated escalators to the 2017 contract accordingly.

NOW, THEREFORE, BE IT RESOLVED, the City Council hereby extends the contract with Glaeser Dawes for street reconstruction through the 2019 construction season, with allowances for escalators as included in the city council packet of April 8, 2019.

BE IT FURTHER RESOLVED, that the City Council authorizes the City Manager to execute change orders required to effect this change on behalf of the city.

Discussion Ensued.

YES: Farmer, Gilbert, Hicks, Krueger, Pinkston, Root, Farmer.
NO: None. Motion Declared Carried.

MEETING OPENED TO THE PUBLIC:

Jim Barclay, 8420 Cappy Lane, he often hears that people don't see police in town and he just wanted the council to know that he has seen the police officers around town on a number of occasions recently.

REMARKS BY COUNCILMEMBERS:

Councilmember Root is happy to join the council and looking forward to

Councilmember Cramer is looking forward to Streetscape project and the street construction starting.

Councilmember Farmer comments on how awesome Sharp's is looking. He also commented on when he was a Cub Scout they attended a council meeting and that's what sparked his interest in city involvement.

Councilmember Hicks commented on the Fairchild construction. She does agree that the PAC back parking lot is very dark. She is taking pledges for the Rocking for Rosco event that is going on during Hometown Days.

Councilmember Gilbert would like to welcome the newest city council member.

Mayor Pro Tem Pinkston commented on the news he heard about thorough bred racing. He wished someone would come talk to the council about racing in the state.

Mayor Krueger commented on the water tower. He is glad to see that spring is coming and the construction season is starting. He is also glad to see Sharp's progress. He requested prayers for his surgery.

ADJOURNMENT

Resolution No. 190408-09

(Carried)

Motion by Councilmember Gilbert
Second by Councilmember Farmer

I Move the Swartz Creek City Council adjourn the regular meeting at 8:05 p.m.

Unanimous Voice Vote.

David A. Krueger, Mayor

Connie Eskew, City Clerk