

**CITY OF SWARTZ CREEK
SWARTZ CREEK, MICHIGAN
MINUTES OF THE REGULAR COUNCIL MEETING
DATE 04/22/2019**

The meeting was called to order at 7:02 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, Erik Jamison, John Wilson, Steve Long, Nate Henry, Jim Florence.

APPROVAL OF MINUTES

Resolution No. 190422-01 (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 April 08, 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. 190422-02 (Carried)

Motion by Councilmember Cramer
Second by Councilmember Gilbert

I Move the Swartz Creek City Council approve the Agenda as, amended with addition of Law Day Proclamation for the Regular Council Meeting of April 22, 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. 190422-03

(Carried)

Motion by Councilmember Farmer
Second by Councilmember Gilbert

I Move the Swartz Creek City Council accept the City Manager's Report of April 22, 2019, including reports and communications to be circulated and placed on file.

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

MEETING OPENED TO THE PUBLIC:

None.

COUNCIL BUSINESS:

Law Day

Proclamation

Mayor Krueger read the 2019 Law Day Proclamation.

RESOLUTION TO CREATE A TEMPORARY COMMITTEE, CENSUS COMPLETE COUNT COMMITTEE, AND TO APPOINT A CHAIRPERSON

Resolution No. 190422-04

(Carried)

Motion by Councilmember Hicks
Second by Councilmember Farmer

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 federal government shall conduct a census of the community in 2020, and many city revenues, functions, and services are derived from the population and related information gleaned from the census; and

WHEREAS, the council desires to enable a committee of stakeholders to participate in the federal Complete Count program as a means to increase participation in the local census.

NOW, THEREFORE, BE IT RESOLVED, the City of Swartz Creek City Council hereby creates a temporary committee, to be referred to as the “Swartz Creek Complete Count Committee,” for the purpose of organizing the community and effecting participation in the 2020 census.

BE IT FURTHER RESOLVED, the Swartz Creek Complete Count Committee shall endeavor to complete this task and make a final report of activities to the city council no later than the last regular meeting in December of 2020 and be subsequently dissolved unless otherwise engaged in further reviews at the direction of the city council.

BE IT FURTHER RESOLVED, the leadership of the Swartz Creek Complete Count Committee shall be composed of the following individual:

Dennis W. Cramer

BE IT FURTHER RESOLVED, the additional membership of the Swartz Creek Complete Count Committee shall be composed of individuals and organizations as needed and selected by the Committee Chairperson.

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

A RESOLUTION TO APPROVE AN INCENTIVE PROGRAM FOR SELECT PROPERTIES IN THE CITY AS PART OF THE REDEVELOPMENT READY COMMUNITIES INITIATIVE

Resolution No. 190422-05

(Carried)

Motion by Councilmember Gilbert
Second by Councilmember Cramer

WHEREAS, the city, in pursuing certification as a Redevelopment Ready Community, must demonstrate an ability to provide for site-specific incentives for select redevelopment sites within the city, and;

WHEREAS, specific properties shall be noted in the community economic development strategy as priority sites for redevelopment, and;

WHEREAS, such sites are noted to have function, environmental, or other deficiencies that makes reuse, preservation, and enhancement financially impractical, and;

WHEREAS, staff has consulted with CIB Planning and the MEDC to compile a set of tools that will be most likely to have a positive impact on repurposing existing sites without compromising public processes, fairness in treatment/access to incentives, or public services.

NOW, THEREFORE, BE IT RESOLVED, the City of Swartz Creek City Council hereby creates the Swartz Creek RRC Incentive Program, which shall enable consideration of incentives for development projects within the city that meet program criteria.

BE IT FURTHER RESOLVED, the Incentive Program may include the following incentives:

1. Michigan Public Act 255 of 1978: Commercial Redevelopment Act
2. Michigan Public Act 210 of 2005: Commercial Rehabilitation Act
3. Michigan Public Act 198 of 1974: Plant Rehabilitation and Industrial Development Act
4. Expedited Permitting
5. Water and Sewer Connection Fee Waivers
6. Tax Increment Financing Assistance

BE IT FURTHER RESOLVED, the City Council hereby directs city staff and the planning commission to develop an objective but flexible set of incentive guidelines that incentivizes the following:

1. RRC sites
2. Hospitality, culture, entertainment, and recreational uses
3. Historic preservation and/or consideration
4. Build-to lines for development (little or no setbacks)
5. Outdoor uses
6. Walkable design
7. Mixed uses
8. Multiple stories
9. Total investment and job creation

Discussion Ensued.

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

NO: None. Motion Declared Carried.

**RESOLUTION TO APPROVE PROFESSIONAL SERVICES ENGAGEMENT
LETTERS FOR GENERAL AND SPECIAL AUDIT SERVICES**

Resolution No. 190422-06

(Carried)

Motion by Mayor Pro Tem Pinkston
Second by Councilmember Hicks

WHEREAS, Section 8.13 of the City Charter requires an audit of all accounts of the city government; and

WHEREAS, the city desires an independent and professional audit of financial statements in compliance with accounting principles generally accepted in the United States of America (GAAP); and

WHEREAS, independent auditors, Plante Moran, PLLC, chosen by the city per a qualified bidding selection process, has submitted an engagement letter, dated March 2, 2019, to perform auditing services related to the city's general fund, public utilities, enterprise accounts, Downtown Development Authority, Act 51 monies, and GASB 75 (newly mandated Other Post-Employment Benefit audit), and

WHEREAS, the City Council finds the services of Plante Moran, PLLC, to be sufficient and competitively priced.

NOW, THEREFORE BE IT RESOLVED that the City of Swartz Creek City Council accepts the engagement letter for general and GASB 75 audit services, as submitted by Plante Moran, PLLC, in the amount of \$25,100 (general) and \$3,500 (GASB 75) and necessary and reasonable travel & out-of-pocket expenses, for the noted services.

BE IT FURTHER RESOLVED, that the City Council directs the City Manager to execute said engagement letters on behalf of the city.

Discussion Ensued.

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

NO: None. Motion Declared Carried.

RESOLUTION TO ASSESS DELINQUENT CHARGES FOR WATER, SEWER AND WEEDS

Resolution No. 190422-07

(Carried)

Motion by Councilmember Root

Second by Councilmember Hicks

WHEREAS, the city, by virtue of enforcing certain ordinances and charter provisions, incurs expenses related to the improvement, maintenance, and/or replacement of private and public property; and

WHEREAS, the city also provides utility services, of which some recipients of said services have outstanding and overdue balances related to the same; and

WHEREAS, the city's ordinances related to the provision of water and sewer services, as well as those pertaining to the maintenance of sidewalks and noxious weeds, provide for the collection of expenses and related fees; and

WHEREAS, such outstanding expenses, service charges, and fees are able to be assessed to real property per Chapter 10 of the City Charter.

NOW, THEREFORE, BE IT RESOLVED the City of Swartz Creek directs the Treasurer to prepare an audit of all outstanding debts owed to the City for delinquent water, sewer, mowing, sidewalk repairs, and sidewalk snow removal, and further, to cause such debts to be assessed against the property owner of record, in accordance with City Ordinance and State Statute, said debts to be placed against the summer 2019 tax collection roll.

Discussion Ensued.

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

NO: None. Motion Declared Carried.

RESOLUTION TO APPROVE 5K FOOT RACE STREET PERMIT

Resolution No. 190422-08

(Carried)

Motion by Councilmember Cramer
Second by Councilmember Farmer

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 18, 2019, beginning at 5:00 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 18, 2019, 5:00 p.m. – 7:00 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.

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

MEETING OPENED TO THE PUBLIC:

None.

REMARKS BY COUNCILMEMBERS:

Councilmember Cramer attended the art show this past weekend and it was a big success. The American Legion is having a tribute to Elvis fundraiser, Saturday April 27, 2019. He also received a resident recommendation for a permanent restroom on the north side of at Abrams Park instead of port of john.

Councilmember Farmer is excited to see what good things are to come.

Councilmember Hicks spoke to someone who was upset in regards to council turning down the Color Run resolution last meeting. She recommended in the future that when a nonprofit organization is coming before the council for some special consideration or permit that we encourage them to attend the council meeting to be available for questions.

Councilmember Gilbert attended the GAIN meeting today and shared the information he received.

Mayor Krueger is happy spring is coming. Hometown Days is coming soon and they are having a most popular person in the city contest.

ADJOURNMENT

Resolution No. 190422-09

(Carried)

Motion by Councilmember Gilbert
Second by Councilmember Farmer

I Move the Swartz Creek City Council adjourn the regular meeting at 8:04 p.m.

Unanimous Voice Vote.

David A. Krueger, Mayor

Connie Eskew, City Clerk