

**CITY OF SWARTZ CREEK
SWARTZ CREEK, MICHIGAN
MINUTES OF THE REGULAR (VIRTUAL) COUNCIL MEETING
DATE 1/25/2021**

The virtual meeting was called to order at 7:00 p.m. by Mayor Krueger.
Invocation and Pledge of Allegiance.

Councilmembers Present: Fountain, Farmer, Gilbert, Hicks, Krueger, Pinkston, Henry.

Councilmembers Absent: None.

Staff Present: City Manager Adam Zettel, Clerk Connie Olger, Treasurer Deanna Korth, Director of Community Services Andy Harris, City Attorney Chris Stritmatter.

Others Present: Metro Police Chief Matt Bade, Officer Hiben, Steve Long, Lania Rocha.

APPROVAL OF MINUTES

Resolution No. 210125-01

(Carried)

Motion by Councilmember Henry
Second by Councilmember Gilbert

I Move the Swartz Creek City Council approve the Minutes of the Regular Council Meeting held Monday January 11, 2021 to be circulated and placed on file.

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

CLOSED SESSION MINUTES – March 9, 2020

Resolution No. 210125-02

(Carried)

Motion by Councilmember Fountain
Second by Councilmember Gilbert

I Move the Swartz Creek City Council approve the Minutes of the Closed Session Council Meeting held Monday, March 9, 2020, to be placed on file.

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

CLOSED SESSION MINUTES – October 26, 2020

Resolution No. 210125-03

(Carried)

Motion by Councilmember Farmer
Second by Councilmember Gilbert

I Move the Swartz Creek City Council approve the Minutes of the Closed Session Council Meeting held Monday, October 26, 2020, to be placed on file.

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

CLOSED SESSION MINUTES – January 11, 2021

Resolution No. 210125-04

(Carried)

Motion by Mayor Pro Tem Hicks
Second by Councilmember Gilbert

I Move the Swartz Creek City Council approve the Minutes of the Closed Session Council Meeting held Monday, January 11, 2021, to be placed on file.

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

APPROVAL OF AGENDA

Resolution No. 2101125-05

(Carried)

Motion by Councilmember Gilbert
Second by Councilmember Henry

I Move the Swartz Creek City Council approve the Agenda as, presented for the Regular Council Meeting of January 11, 2021, to be circulated and placed on file.

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

CITY MANAGER'S REPORT

Resolution No. 210125-06

(Carried)

Motion by Councilmember Pinkston
Second by Councilmember Fountain

I Move the Swartz Creek City Council accept the City Manager's Report of January 25, 2021, including reports and communications to be circulated and placed on file.

Discussion Ensued.

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

MEETING OPENED TO THE PUBLIC:

None.

COUNCIL BUSINESS:

SEYMOUR ROAD SPEED STUDY

Chief Bade & Officer Hiben reported the results of the study. Two mobile radar signs were placed on Seymour Road for several months and they took the best five weeks for data. Average travelers per week is 10,075 and of these 58% traveled above the speed limit, which is 25 mph. The average traveled speed is 26.1 mph and the vast majority are traveling 26-35 mph.

Councilmember Hicks believes we should get opinions from residents who live on Seymour Road before we just change the speed limit or notify them before we actually raise it.

Councilmember Gilbert knows the speed limit was 30 mph in the past and doesn't know why we ever lowered it.

Councilmember Farmer requested Chief comment on past accidents on Seymour Road. Officer Hiben reported in the last year there has been 3 traffic accidents, but none due to speed.

Mr. Zettel feels in the future the design of Seymour Road needs to be evaluated.

Councilmember Henry would like to give the residents another week to respond. He would be in favor of putting this resolution on the next council meeting's agenda.

Resolution No. 210125-07

(Failed)

Motion by Councilmember Henry
Second by Mayor Pro Tem Hicks

I Move the Swartz Creek City Council postpone Traffic Control Order 178, till next council meeting.

YES: Fountain, Hicks, Henry.

NO: Farmer, Gilbert, Krueger, Pinkston. Motion Declared Failed.

RESOLUTION TO APPROVE TRAFFIC CONTROL ORDER NUMBER 178, TO SET THE SPEED LIMIT FOR SEYMOUR ROAD TO 30 MILES PER HOUR

Resolution No. 210125-08

(Carried)

Motion by Councilmember Fountain
Second by Councilmember Gilbert

WHEREAS, the city owns and operates a system of major and local streets, including traffic control devices; and

WHEREAS, Chapter 18, Article II of the Swartz Creek City Charter adopts the provisions of the Michigan Manual on Uniform Traffic Control Devices, 2009 Edition; and

WHEREAS, Section 1A.08 of the Michigan Manual on Uniform Traffic Control Devices, 2009 Edition grants local control of the regulation of traffic devices; and

WHEREAS, the street administrator and staff from the Metro Police Department of Genesee County recommend that the speed limit on Seymour Road be set at 30 MPH.

NOW, THEREFORE BE IT RESOLVED that the City of Swartz Creek approve Traffic Control Order #178 as a permanent order and direct the staff to place and/or remove signs in accordance with the MUTCD.

YES: Farmer, Gilbert, Krueger, Fountain.

NO: Hicks, Pinkston, Henry. Motion Declared Carried.

RESOLUTION TO APPROVE MID-YEAR BUDGET ADJUSTMENTS

Resolution No. 210125-09

(Carried)

Motion by Councilmember Farmer
Second by Councilmember Henry

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 2020 – 2021 Revenue and Expenditure Report through December, and finds that it is not in deficit; however, certain department activity line items may be in deficit; and

WHEREAS, the City Council has received a Budget Amendment Summary and Revenue and Expenditure Reports reflecting proposed changes in budgeted items; and

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

WHEREAS, said supplemental documentation shows the new proposed revenue and expenditures by fund.

THEREFORE BE IT RESOLVED, the Swartz Creek City Council hereby authorizes and directs the city treasurer to make all necessary mid-year budget adjustment amendments to all city funds in accordance with the supplemental documentation (pages 126 to 135) attached.

Discussion Ensued.

YES: Gilbert, Hicks, Krueger, Pinkston, Henry, Fountain, Farmer.

NO: None. Motion Declared Carried.

RESOLUTION TO APPROVE 2021-2023 MOWING SERVICES BID AWARD

Resolution No. 210125-10

(Carried)

Motion by Mayor Pro Tem Hicks
Second by Councilmember Gilbert

WHEREAS, the City of Swartz Creek sought sealed bids for the mowing of city-owned properties in 2021, for services to be provided through January 2024; and

WHEREAS, Lawn Kings is the low bidder at a price of \$865 per routine city-wide cut; and

WHEREAS, Lawn Kings is found to be of sufficient capacity and experience to perform the services to expectations.

NOW, THEREFORE, BE IT RESOLVED, the Swartz Creek City Council hereby awards the contract for lawn care services to the low bidder, Lawn Kings, for three seasons per the specifications set forth in the bid documents and subsequently modified to reflected additions and deletions in service as needed, and further

direct the City Manager to prepare and execute a contractor's agreement with Lawn Kings.

Discussion Ensued.

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

COMMISSION APPOINTMENT

Resolution No. 210125-11

(Carried)

Motion by Councilmember Pinkston
Second by Councilmember Gilbert

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 for such a position; and

WHEREAS, said appointment is a 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:

#210125-8D1 **MAYOR APPOINTMENT:** **Nate Henry**
Genesee County Small Cities, Alternate
Remainder of Two year term, expiring November 28, 2022

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

MEETING OPENED TO THE PUBLIC:

None.

REMARKS BY COUNCILMEMBERS:

Councilmember Farmer thanked Chief Bade & Officer Hiben for all they do.

Councilmember Gilbert wishes everyone stay well.

Mayor Krueger is looking forward to seeing everyone in person.

Councilmember Pinkston remembers when Seymour Road was gravel.

ADJOURNMENT

Resolution No. 210125-12

(Carried)

Motion by Councilmember Gilbert
Second by Councilmember Farmer

I Move the Swartz Creek City Council adjourn the regular council meeting of January, 25, 2021, at 8:28 p.m. and set Zoom as the venue for the next regularly Scheduled council meeting of February 8, 2021.

Unanimous Voice Vote.

David A. Krueger, Mayor

Connie Olger, City Clerk