

**City of Swartz Creek
AGENDA**

**Regular Council Meeting, Monday August 11, 2008 7:00 P.M.
City Hall 8083 Civic Drive, Swartz Creek Michigan 48473**

1. **CALL TO ORDER:**
2. **INVOCATION AND PLEDGE OF ALLEGIANCE:**
3. **ROLL CALL:**
 - 3A. Rae Lynn is on Vacation
4. **MOTION TO APPROVE MINUTES:**
 - 4A. Regular Council Meeting, July 28, 2008 MOTION Pg. 6,10-20
5. **APPROVE AGENDA**
 - 5A. Proposed / Amended Agenda MOTION Pg. 6
6. **REPORTS & COMMUNICATIONS:**
 - 6A. [City Manager's Report](#) (Agenda Item) MOTION Pg. 6,2-5
 - 6B. Monthly [Police](#), [DPW](#), [Check Ledger](#), [Fire Audit](#) Reports Pg. 21-67
 - 6C. PC Packet, Meijer's Site Plan (Agenda Item) Pg. 68-174
 - 6D. PC Packet, ITT Tech Site Plan (Agenda Item) Pg. 68-174
 - 6E. Street Use Permit, Police Department, Bicycle Rodeo (Agenda Item) Pg. 175-176
 - 6F. Resignation, Kolhoff (Agenda Item) Pg. 177
 - 6G. Resignation, Keyes (Agenda Item) Pg. 178-179
 - 6H. Boards & Commissions (Agenda Item) Pg. 180-182
 - 6I. Bristol Road Project, Cost Overruns Pg. 183
 - 6J. Marathon Order Pg. 184-185
 - 6K. Notice, Councilmember Hicks, Vacation Pg. 186
 - 6L. August Primary, City Election Results Pg. 187
 - 6M. Ltr, Council Candidate Gilbert Pg. 188
 - 6N. DDA Meeting Notice Pg. 189
 - 6O. Flint Twp Miller Road Project Update Pg. 190
 - 6P. Veterans Memorial Letter Pg. 191-192
7. **MEETING OPENED TO THE PUBLIC:**
 - 7A. General Public Comments
8. **COUNCIL BUSINESS:**
 - 8A. Revised Final Ste Plan Approval, Meijer's RESO. Pg. 7,68-174
 - 8B. Final Site Plan Approval, Parking Lot, ITT Tech RESO. Pg. 8,68-174
 - 8C. Street Use Permit, Police Department, Bicycle Rodeo RESO. Pg. 8,175-176
 - 8D. Planning Commission Resignation, Tom Kolhoff RESO. Pg. 9,177
 - 8E. Park Board & ZBA Resignation, Ken Keyes RESO. Pg. 9,178-179
 - 8F. Street Re-Stripping DISC. Pg. 2
9. **MEETING OPENED TO THE PUBLIC:**
 - 9A. General Public Comments
10. **REMARKS BY COUNCILMEMBER'S:**
11. **ADJOURNMENT:**

City of Swartz Creek
CITY MANAGER'S REPORT

Regular Council Meeting of Monday August 11, 2008 7:00 P.M.

TO: Honorable Mayor, Mayor Pro-Tem & Council Members
FROM: PAUL BUECHE // City Manager
DATE: 8-August-2008

OLD / ROUTINE BUSINESS – REVISITED ISSUES / PROJECTS

- ✓ **PERSONNEL POLICIES & PROCEDURES** (*Status*)
The staff met a second time with Mr. Nottley and after review, sent him back with a handful of revisions. When we get this draft back, it should be close to a final draft.
- ✓ **DISASTER, EMERGENCY RESPONSE POLICY COMMITTEE** (*Status*)
We are back meeting and have a draft for review. We should be back before the Council for discussion on this in the near future.
- ✓ **VETERANS MEMORIAL** (*Status*)
Nothing New.
- ✓ **NON-RESIDENT SERVICES STUDY, RAUBINGER BRIDGE** (*Status*)
Pending.
- ✓ **OVERHEAD UTILITY REORGANIZATION PROJECT** (*Status*)
The next step is to get a contractor's quote for the second round of the technical review of the poles. REI has expressed an interest in the project. Now that we have made the three-year QBS selection for engineering services, we can proceed forward with this.
- ✓ **MAJOR STREET FUND, TRAFFIC IMPROVEMENTS** (*See Individual Category*)
 - ❑ **BRISTOL ROAD T.I.P. PROJECT, BRISTOL EXTENSION** (*Status*)
MDOT settled the dispute with DiPonio for \$45,000. Our share is \$9,000. I am checking to determine what portion of this number is actually for additional costs related to Verizon's refusal to relocate their poles. When this is determined, I will invoice them. We will see where it heads.
 - ❑ **MILLER ROAD** (*Discussion*)
As the Council is aware, the Elms Project is nearing completion. We had purposely waited for any additional road re-stripping until this project was complete. The sub-contractor for stripping of Elms Road (PK Contracting) has agreed to extend their lineal foot cost for stripping. They are working a projection number up for our consideration. We should have it at the next meeting. Before we proceed, I have a few items I would like to discuss with the Council. In short, something to think about, is do we wish to change any of our other roads over to three lanes. If so, now would be the time to decide. Roads that could easily be changed are Miller between Dye and Elms (or I-69), and Morrish from I-69 to the South City Limit. Give it some thought and we will discuss it a bit at tonight's meeting.
 - ❑ **SEYMOUR RE-SURFACING PROJECT** (*Status*)
Complete, with the exception of the installation of signage, which should be soon.

- ELMS ROAD RE-SURFACING PROJECT** (*Status*)
 Construction began on Monday June 16th and is progressing nicely and ahead of schedule. It should be completed by late August. Our match for this project is **\$294,477**. The County has budgeted \$21,000 for their half of the 1,300' border section and have given us a verbal approval for participation. We have been unable to get them to proceed with the written agreement. At this point, I guess we trust them for their share.
- MORRISH ROAD RE-CONSTRUCTION PROJECT / MEIJER'S** (*Resolution*)
 A revised final site plan for Meijer's is included with tonight's agenda. The Planning Commission head the project at the August 5th Meeting and recommends approval. The store has been downsized to 156,544 SF. This is not due to marketing, but is the new prototype with most of the SF reduction associated with stockroom. In other words, they maintain far less stock in the store and more or less "order on demand". Adam has worked closely with Meijer's design professionals and has negotiated upgrades to the appearance (see his reviews included with the Planning Commission Packet). Construction is planned to begin in the spring of 2009 with a scheduled opening in the spring of 2010. Negotiations continue on the road but it appears as if they will make a capped contribution of \$1.5 million and we will build the improvements. The project looks great and staff recommends approval.
- GM-SPO ISLAND CUTS** (*Status*)
 This project remains in the 2009 TIP. We are still evaluation the cost vs. benefit ratio.
- MILLER ROAD REPAIRS** (*Status*)
 The repair work has been completed. We will be looking at a 10-year repair fix this summer for all of Miller Road.
- ✓ **LOCAL STREET FUND, TRAFFIC IMPROVEMENTS**

 - 2008 REPAIR ROSTER** (*Status*)
 Bids are back for the following streets: Chesterfield from Seymour to Winston, Jennie Lane, Worchester from Winston to Daval (a portion of this is a Major Street, eligible for 202 funding) and Daval from Oakview to Winshall. The low bidder is Lois Kay at \$398,154. After we pay our \$75,000 share of the Raubinger Road Bridge, we will have about \$150,000 - \$200,000 to spend. As you recall, we had some conversation on this subject at the last meeting. We are working on several ideas and will be back at a near future meeting to discuss them.
- ✓ **FIRE DEPARTMENT EVALUATION, 2008 CONTRACT RENEWAL** (*Status*)
 I have met several times with Mr. Shumaker regarding the contract. We have identified a handful of areas that need addressing. Mr. Figura has provided a draft and we are reviewing it. I will be back for some additional conversation in the future.
- ✓ **SEWER REHABILITATION PROJECT, I&I, PENALTIES** (*Status*)
 At a past meeting, we awarded the bid to Liqui-Force based on unit prices. We will be back before the Council shortly with a contract for Phase II of the program.
- ✓ **WWS INTERGOVERNMENTAL JURISDICTION ORDINANCE** (*Status*)
 The County has turned up the pressure to adopt both the ordinance and the agreement that transfer enforcement (and probably anything else they deem fit) over to them. We are working with Mr. Figura evaluating our options.
- ✓ **NON-MOTORIZED TRAIL SYSTEM, PHASE I** (*Status*)
 Pending.

- ✓ **SR. CENTER, LEVY, BUILDING & FUTURE FUNDING PLAN** *(Status)*
Pending.
- ✓ **SPRINGBROOK, HERITAGE STREET-LIGHTING** *(Status)*
We need to talk on a number of issues similar to this. I am working on a recommendation and a policy in handling our condominium associations in an effort to treat them all the same. I will be back at a near future meeting for discussion and the adoption of a policy.
- ✓ **LABOR CONTRACTS** *(Status)*
Mr. Kehoe still needs a basic employment agreement and the Supervisor's contract has a wage re-opener. I will look to meet with them very shortly.

On my contract, it probably needs revisiting for update purposes. I would like to take a pass on any rate increases for another year or two and until we are on better financial ground. I am not sure how the Council desires to handle an evaluation. As you recall, a couple of years ago I created a list of accomplishments and shortfalls as I saw them. I could bring the list up to date and then bring it back to the Council for discussion and review. Unless the Council has strong input one way or the other, I will do this and set it for a discussion item, hopefully soon. We can then go from here.
- ✓ **RETIREE HEALTH CARE** *(Status)*
Nearly everyone whom we have on retirement is now Medicaid-Medicare eligible. It may not be necessary to do individual agreements. This topic may be better covered in the City's personnel policy manual. We will be discussing this within the next couple of meetings.
- ✓ **MARATHON STATION BLIGHT & NON-CONFORMING USE** *(Status)*
The pylon sign and the canopy have been removed by the owner. The building remains. We are awaiting the executed order, a proposed copy of which is attached. As you recall from previous discussions, we have a third party of interest here, being the bank. Earlier information we had received was that the bank was going to move for default foreclosure in August. The property owner was pushing for a quick sale to recover some of their losses. It does not appear that this may happen, foreclosure being likely. I am unsure what the bank's position will be if, and when we move to raze the building. We are working with them to get this question answered. I do believe that they may be easier to work with than the current owner may. I will keep the Council posted.
- ✓ **GENERAL LEDGER & ACCOUNTING SOFTWARE** *(Status)*
Software installation is complete. We are still working on the customization of some of the modules.
- ✓ **COUNTY E.M.S. ORDINANCE, AMBULANCE SERVICE** *(Status)*
Pending.
- ✓ **FEES, RATES & SERVICE CHARGES** *(Status)*
We are still reviewing the best method for the installation of the new rate structure. As an afterthought, it appears that we will be getting another rate increase from Detroit... about 16%. We have not received official notice, but the Detroit and Local Newspapers are reporting this. Although we do need to visit water and sewer, as we have

discussed, I would like to wait a bit, into the late summer or fall before we make a decision on this, as well as other fees.

- ✓ **SALE OF CITY PROPERTY 5129 MORRISH ROAD** (*Status*)
We are out with the R.F.P. I will keep the Council posted on developments.

NEW BUSINESS / PROJECTED ISSUES & PROJECTS

- ✓ **ITT TECH, FINAL SITE PLAN APPROVAL, PARKING LOT** (*Resolution*)
ITT Tech has submitted a site plan for the construction of an “overflow” parking lot along the Miller Road frontage parcel they own (in front of the school). The Planning Commission heard the request at the August 5th Meeting and recommends approval. Additionally, staff recommends approval. As a thought, a principal use for a parking lot that is not public is poor planning. Also, directly west of this lot is the MDOT Park & Ride lot that contrary to this lot, will not be lighted, plowed, salted or otherwise, maintained. It’s a safe assumption that it will not take long for commuters to realize this and begin using the ITT lot (ITT’s problem). At any rate, ITT has been an asset to the City and the renovations have cleaned an otherwise blighted property up. To re-iterate again, this parcel, going back 15+ years, is a classic example of weak state land use policies followed by a lack of inter-government cooperation resulting in poor planning practices. There will be more issues in the future.
- ✓ **STREET USE PERMIT, BICYCLE RODEO** (*Resolution*)
The Police Department has requested the use of Holland Drive on Saturday August 16, 2008 from 7:00 AM – 4:00 PM for the annual Bicycle Rodeo. The event is City sponsored, supervised and falls under our blanket insurance. A resolution is included with tonight’s agenda.
- ✓ **BOARDS & COMMISSIONS, RESIGNATIONS** (*Resolutions*)
We have a couple of resignations from our Boards & Commissions. Tom Kolhoff from the Planning Commission (time restrictions on his employment with MI-DEQ) and Ken Keyes from the Park Board and Zoning Board of Appeals (recently accepted employment out of state). Both individuals have done an excellent job and will be missed. I have a resolution to accept the resignations, but as of writing, no direction as to their replacements. We may have some procedures to follow on the Planning Commission replacement, in accordance with the recently enacted and updated MZEA and MPEA. I will spend some time with the Mayor and return for some additional conversation. In the meantime, if Council knows of anyone who may be interested, please have him or her submit a resume to me as soon as possible.

Council Questions, Inquiries, Requests and Comments

- *Signs, Blackmore & Rowe (in right of way?).* It is. Upon checking, a small piece of our curb may be on private property also. We have had some activity on the sale and development of this property. We will take care of all these problems when the property develops
- *Mast Arm Traffic Lights, Street Sign Anchors (Silver vs. Black).* We are looking into this.

City of Swartz Creek
RESOLUTIONS
Regular Council Meeting, Monday August 11, 2008 7:00 P.M.

Resolution No. 080811-4A MINUTES, JULY 28, 2008

Motion by Councilmember: _____

I Move the Swartz Creek City Council hereby approve the Minutes of the Regular Council Meeting held July 28, 2008, to be circulated and placed on file.

Second by Councilmember: _____

Voting For: _____

Voting Against: _____

Resolution No. 080811-5A AGENDA APPROVAL

Motion by Councilmember: _____

I Move the Swartz Creek City Council approve the Agenda as presented / printed / amended for the Regular Council Meeting of August 11, 2008 to be circulated and placed on file.

Second by Councilmember: _____

Voting For: _____

Voting Against: _____

Resolution No. 080811-6A CITY MANAGER'S REPORT

Motion by Councilmember: _____

I Move the Swartz Creek City Council approve the City Manager's Report of August 11, 2008, to be circulated and placed on file.

Second by Councilmember: _____

Voting For: _____

Voting Against: _____

Motion by Councilmember: _____

WHEREAS, the City of Swartz Creek City Council has reviewed and approved a Planned Unit Development Site Plan, with special land uses for Meijer and,

WHEREAS, the Planned Unit Development satisfies the eligibility criteria of Section 11.01 of the City of Swartz Creek Zoning Ordinance; and,

WHEREAS, the applicant put forth an extended timeline for completion of the project, including possible revisions prior to commencement; and

WHEREAS, the existing Site Plan and all Special Land Uses remain valid contingent upon any revisions.

NOW, THEREFORE, the Swartz Creek City Council approves the Site Plan Amendment for a downsizing and layout alternation of the Meijer Store to be constructed at, 4013 Morrish Road, Tax ID No. 58-36-100-001, applicant Michael Kinstle (Meijer Inc.), as illustrated in the site plan dated July 30, 2008, subject to the following conditions and stipulations:

- 1.) Identified waivers in the staff SPR review letter dated August 1, 2008 are approved by City Council.
- 2.) Approval by the City Council of a planned unit development agreement.
- 3.) Comments by Rowe Engineering and other permitting agencies are addressed.
- 4.) Meijer Inc. is to provide \$1,500,000 towards the Morrish Road improvements as need for completion of Phase I.
- 5.) _____

Second by Councilmember: _____

Voting For: _____

Voting Against: _____

Resolution No. 080811-8B

**I.T.T. TECHNICAL INSTITUTE, FINAL SITE PLAN
APPROVAL, PARKING LOT**

Motion by Councilmember: _____

I Move the City of Swartz Creek Council approve the Final Site Plan for the expansion of the ITT parking lot to be constructed at 6399 Miller Rd, Tax ID No. 58-31-100-033, applicant Delta Land Surveying, as illustrated in the site plan dated July 21, 2008, subject to the following conditions and stipulations:

1. Approval by City Council of a restrictive covenant that ties the primary use to the parking lot.
2. The extension of the east property line screening fence along the entire western property line of 6355 Miller Road.
3. The addition of masonry columns to the fence sections along Miller Road per administrative approval.

Second by Councilmember: _____

Voting For: _____

Voting Against: _____

Resolution No. 080811-8C

**STREET USE PERMIT, HOLLAND DRIVE, POLICE
BICYCLE RODEO**

Motion by Councilmember: _____

I Move the City of Swartz Creek approve the street use permit application, applicant Swartz Creek Police Department, for the closure of Holland Drive between Miller and Ingalls, on Saturday, August 16, 2008 form 7:00 AM to 4:00 PM, for the purpose of holding a youth "Bicycle Rodeo".

Second by Councilmember: _____

Voting For: _____

Voting Against: _____

Resolution No. 080811-8D

PLANNING COMMISSION RESIGNATION, TOM KOLHOFF

Motion by Councilmember: _____

I Move the City of Swartz Creek accept the resignation of Tom Kolhoff from the Swartz Creek Planning Commission

Second by Councilmember: _____

Voting For: _____

Voting Against: _____

Resolution No. 080811-8E

PARK BOARD, ZONING BOARD OF APPEALS RESIGNATION, KEN KEYES

Motion by Councilmember: _____

I Move the City of Swartz Creek accept the resignation of Ken Keyes from the Swartz Creek Parks & Recreation Advisory Board and the Zoning Board of Appeals.

Second by Councilmember: _____

Voting For: _____

Voting Against: _____

City of Swartz Creek
Regular Council Meeting Minutes
Of the Meeting Held
Monday July 28, 2008 7:00 P.M.

CITY OF SWARTZ CREEK
SWARTZ CREEK, MICHIGAN
MINUTES OF THE COUNCIL MEETING
DATE 07/28/2008

The meeting was called to order at 7:00 p.m. by Mayor Abrams in the Swartz Creek City Council Chambers, 8083 Civic Drive.

Invocation and Pledge of Allegiance to the Flag.

Councilmembers Present: Mayor Abrams, Adams, Mayor Pro-Tem Christie, Hicks, Hurt, Shumaker.

Councilmembers Absent: Porath.

Staff Present: City Manager Bueche, City Attorney Bill Delzer, Assistant City Manager Zettel, City Clerk Juanita Aguilar.

Others Present: Boots Abrams, Tommy Butler, David Krueger, Betty Binder, Brian Scott, Sharon Klein, Lou Fleury, Terry O'Brien.

Mayor Abrams questioned City Manager Bueche about the absence of Councilmember Porath. Mr. Bueche stated that Mr. Porath is absent due to work commitments. Mr. Bueche stated that they would excuse the absence at the next meeting.

Resolution No. 080728-01

Motion by Councilmember Hurt
Second by Mayor Pro-Tem Christie

I Move the Swartz Creek City Council hereby excuse the absence of Councilmember Porath from the June 23, 2008 Council meeting due to family health issues.

YES: Adams, Christie, Hicks, Hurt, Shumaker, Abrams.

NO: None. Motion Declared Carried.

APPROVAL OF MINUTES

Resolution No. 080728-02

(Carried)

Motion by Mayor Pro-Tem Christie
Second by Councilmember Shumaker

I Move the Swartz Creek City Council hereby approve the Minutes for the Regular Council Meeting, held July 14, 2008, as corrected, to be circulated and placed on file.

YES: Christie, Hicks, Hurt, Shumaker, Abrams, Adams.
NO: None. Motion Declared Carried.

APPROVAL OF AGENDA

Resolution No. 080728-03

(Carried)

Motion by Councilmember Shumaker
Second by Councilmember Hicks

I Move the Swartz Creek City Council approve the Agenda as presented for the Regular Council Meeting of July 28, 2008 to be circulated and placed on file.

YES: Hicks, Hurt, Shumaker, Abrams, Adams, Christie.
NO: None. Motion declared carried.

REPORTS AND COMMUNICATIONS:

City Manager's Report

Resolution No. 080728-04

(Carried)

Motion by Councilmember Hicks
Second by Councilmember Adams

I Move the Swartz Creek City Council approve the City Manager's Report of July 28, 2008, to be circulated and placed on file.

Discussion Ensued.

Bids for the 2008 Street Paving Project were added to the Council Packet.

YES: Hurt, Shumaker, Abrams, Adams, Christie, Hicks.
NO: None. Motion declared carried.

All other reports and communications were accepted and placed on file.

MEETING OPENED TO THE PUBLIC:

None.

COUNCIL BUSINESS:

Engineering Services, Qualification Based Selection Bid Award

Resolution No. 080728-05

(Carried)

Motion by Councilmember Adams
Second by Councilmember Hurt

WHEREAS, it is the duty of the City of Swartz Creek to provide for the safety of its citizens and, in so doing provide for the safely designed, engineered, and constructed public roads, highways, bridges, drainage systems, and improvements of all kinds to real property; and

WHEREAS, it is in the best interest of the city to protect people by demanding and insuring that qualified engineers and land surveyors, also known as design professionals, render services which will assist in making any construction project safer for public use; and

WHEREAS, selection based upon the qualifications of the design professional to perform the required services rather than selection merely upon price, even though price may be important, is more likely to produce a better and safer result; and

WHEREAS, the City of Swartz Creek desires to comply with federal and state requirements and guidelines with respect to selection of design professionals; and

WHEREAS, the City developed a comprehensive policy / process which, when fully executed to the extent of selection of a design professional, shall eliminate, for a period of three (3) years, at the option of the city, the need to engage in additional selection processes on a project by project basis; and

WHEREAS, the City's Staff consulted with the Genesee County Metropolitan Planning Commission and the Michigan Department of Transportation and obtained and implemented engineering services bid guidelines and requirements by Federal and State funding sources for the use of C.D.B.G, Brooks Act, FHA and gas and weight tax funds; and

WHEREAS, the Swartz Creek City Council adopted a comprehensive process for qualification based selection of a design professional, at a regular meeting held on January 28, 2008; and

WHEREAS, the City received thirteen submittals, which were reviewed and rated in accordance with the terms as set forth in the R.F.P., the top three qualified firms being Wade-Trim, Rowe Engineering Incorporated and Wilcox Engineering, with the Staff recommendation that the City continue with Rowe Engineering; and

WHEREAS, a proposed contract with Rowe Engineering is as follows:

**AGREEMENT FOR CONSULTING SERVICES
BETWEEN THE
CITY OF SWARTZ CREEK, MICHIGAN
AND
ROWE INCORPORATED,
A PROFESSIONAL ENGINEERING FIRM**

THIS AGREEMENT, made as of the 28th day of July, A.D., 2008, by and between the **City of Swartz Creek, Michigan**, a Michigan Municipal Corporation, hereinafter called the "**City**", and Rowe Incorporated, a professional engineering firm, hereinafter called the "**Engineer**".

WHEREAS, **City** desires to employ an **Engineer** for a period of three years upon execution of this agreement to render professional engineering services for consultation, reports, specification preparation, designs or representations in connection with additions to and/or extensions of the municipal utilities systems or other public work assignments, community development or government operations.

NOW, THEREFORE, **City** and **Engineer** in consideration of their mutual covenants herein agree in respect of the performance of professional engineering services by **Engineer** and the payment for those services by **City**, as set forth below.

SECTION 1 BASIC SERVICES OF THE ENGINEER

The **Engineer** shall:

- 1.1 Serve as **Engineer** and advise **City** on various matters when so required.
- 1.2 Consult with **City** to determine **City's** requirements for an authorized project and review available data.
- 1.3 Perform specific studies, grant applications, planning, or design project(s) upon written authorization from **City** and serve as **City's Engineering** representative for the project(s), program(s) or service(s) authorized.
- 1.4 Secure and maintain such insurance as will protect the **City** from claims under the Workers Compensation Acts and from claims for bodily injury, death, or property damage, which may arise from the performance of the services under this Agreement.
- 1.5 Designate a person to act as **Engineer's** representative, with respect to an authorized project. This person shall have the authority to make decisions and bind the **Engineer**.
- 1.6 Assist **City** in securing rights of entry upon public and private lands as required for **Engineer** to perform authorized work.
- 1.7 **Engineer** agrees to refrain from private work within the **City**.

SECTION 2 CITY'S RESPONSIBILITIES

The **City** shall:

- 2.1 Provide **Engineer** with complete information concerning the background and requirements of the authorized project(s), program(s), or service(s).
- 2.2 Give thorough consideration of all reports, sketches, estimates, drawings, specifications, proposals, and other documents as presented by **Engineer** and inform **Engineer** of all decisions within a reasonable time as not to delay the work of **Engineer**.

- 2.3 Provide prompt notification to the **Engineer** of any defects or suspected defects in the **Engineer's** services of which the **City** becomes aware.
- 2.4 Designate the City Manager, or other individual, to act as **City's** representative with complete authority to transmit instructions, receive information, interpret and define **City's** policies and decisions with respect to the authorized work.

SECTION 3 PAYMENT

- 3.1 For services rendered by **Engineer** under the terms of this Agreement, **City** shall pay **Engineer** on an agreed upon basis per project or assignment. Included with this Agreement is a listing of hourly rates. Such rates shall be utilized by the **Engineer**, commencing on the effective date of the Agreement through April, 2011. Annually thereafter, hourly rates shall be negotiated between the parties.

Rates:

Project Manager	\$ 116.00
Project Engineer	\$ 99.00
Graduate Engineer	\$ 88.00
Engineer Technician	\$ 77.00
Sr. Const. Observer	\$ 88.00
Construction Observer	\$ 83.00
Project Surveyor	\$ 94.00
Survey Crew (2 Person)	\$ 142.00
Survey Office Technician	\$ 82.00

- 3.2 Payment for services rendered and properly invoiced shall be made within 30 days following presentation thereof.

SECTION 4 MISCELLANEOUS

- 4.1 Opinions of probable construction cost, financial evaluations, feasibility studies, economic analysis of alternate solutions and utilitarian consideration of operations and maintenance costs prepared by **Engineer** hereunder will be made on the basis of **Engineer's** experience and qualifications, and represent **Engineer's** best judgment as an experienced and qualified design professional. It is recognized, however, that **Engineer** does not have control over the cost of labor, material, equipment or services furnished by others or over market conditions or contractor's methods or determining their prices, and, therefore, **Engineer** does not guarantee that proposals, bids or actual costs will not vary from opinions, evaluations or studies submitted by **Engineer** to **City** hereunder.
- 4.2 The **Engineer** shall furnish to the **City** the final engineering drawings of the facility that is being constructed on a medium as selected by the **City**. The original shall remain the property of the **Engineer**. They are not intended or represented to be suitable for reuse by **City** or others in extensions of the facility beyond that now contemplated or on any

other facility. Any reuse by **City** without written verification or adaptation by **Engineer** for the specific purpose intended will be at **City's** sole risk and without liability or legal expense to **Engineer**.

- 4.3 This contract may be terminated by (a) **City** with or without cause upon seven (7) days written notice to **Engineer**; and (b) **Engineer** upon thirty (30) days written notice to **City**. In the event of any termination, **Engineer** will be paid for all services and reimbursable expenses rendered to the date of termination. Further, **Engineer** shall be required to complete any ongoing projects should **City** require same.
- 4.4 **City** and **Engineer**, and their representative partners, successors, executors, administrators, assigns and legal representative of each are bound by this Agreement to the other party to this Agreement and to the partners, successors, administrators, assigns and legal representative of such other party in respect of all covenants, agreements and obligations of this Agreement.
- 4.5 Nothing herein shall be construed to give any rights or benefits hereunder to anyone other than **City** or **Engineer**.

IN WITNESS WHEREOF, the parties hereto have made and executed this Agreement as of the day and year first above written.

CITY OF SWARTZ CREEK, MICHIGAN

ROWE INCORPORATED

RICHARD B. ABRAMS, Mayor

It's

JUANITA AGUILAR, City Clerk

It's

Witness:

Witness:

NOW, THEREFORE, BE IT RESOLVED that the City of Swartz Creek Council accepts the recommendation of the City Manager and Staff, and appoint Rowe Engineering Incorporated as the City's Engineer and Engineering Consulting Firm within the terms as set forth within, and further, directs the Mayor and City Clerk to execute and endorse the agreement in behalf of the City.

Discussion Took Place.

Resolution No. 080728-05b

(Failed)

Motion by Mayor Pro-Tem Christie
Second by Councilmember Hurt

I Move that the City of Swartz Creek Council postpone action on this resolution relative to information received from other municipalities who have used Wade Trim Engineering Firm.

Discussion Ensued.

YES: Christie.

NO: Shumaker, Abrams, Adams, Hicks, Hurt. Motion Declared Failed.

Vote on Resolution No. 080728-05

YES: Shumaker, Abrams, Adams, Hicks, Hurt.

NO: Christie. Motion Declared Carried.

Construct Non-Motorized Trail System, Phase One

Resolution No. 080728-06

(Carried)

Motion by Councilmember Hurt
Second by Councilmember Adams

WHEREAS, it is in the best interest of the public's health, safety, and welfare to create a viable non-motorized transportation network, locally and regionally, to provide residents with safe alternatives to driving, recreational opportunities, and opportunities to connect communities and the natural environment; and

WHEREAS, the City of Swartz Creek has adopted a non-motorized trail-way plan that has also been included into the Genesee County Regional Trail Plan; and

WHEREAS, Section 10K of Act 51 requires that 1% (~\$30,000) of the City's Act 51 allocation be spent on non-motorized engineering or construction over a ten year period; and

WHEREAS, the Elms Road corridor and Elms Park are crucial links in the City's and the County's trail-way system; and

WHEREAS, the City has accepted the lowest bidder, Badgley Construction, to perform all sidewalk work on the City's behalf for the 2008 construction season at a rate of \$4.25 per square foot (4") and will extend this price to the construction of Phase I of the City's Non-Motorized Trail Way System.

NOW, THEREFORE, BE IT RESOLVED that the Swartz Creek City Council approve the construction of Elms Road sidewalk expansion from Miller to the main park entrance to be completed by Badgley Construction at a cost of \$24,225 (5700 square feet) plus a 15% contingency and the cost of sand; funds to be allotted from the Major Street Fund

Discussion Took Place.

YES: Abrams, Adams, Christie, Hicks, Hurt, Shumaker.
NO: None. Motion Declared Carried.

Local Street Projects

(Discussion Topic)

Assistant City Manager Zettel made a brief presentation about the results of the street surveys that were mailed out to residents.

Discussion Ensued.

Addendum, Topvalco (Kroger) Development Agreement

**Resolution No. 080728-07
(Carried)**

Motion by Mayor Pro-Tem Christie
Second by Councilmember Adams

I Move the City of Swartz Creek enter into an addendum agreement with Topvalco and direct the Mayor and City Clerk to execute the agreement, as follows:

**ADDENDUM TO PLANNED DEVELOPMENT AGREEMENT
Between the
CITY OF SWARTZ CREEK
And
TOPVALCO, INC.**

This Addendum to Planned Development Agreement (the "Addendum") is made this ___ day of August, 2008 by and between the City of Swartz Creek, a Michigan municipal corporation with principal offices at 8083 Civic Drive, Swartz Creek, Michigan 48473 ("City") and TOPVALCO, Inc., an Ohio corporation with principal offices at 150-C 39810 Grand River Avenue, Novi, Michigan 48151 ("Developer").

WHEREAS, Developer was approved to construct a supermarket, commercial building, and gas kiosk ("Project") at 7114 Miller Road in accordance with the City Council approvals of November 26, 2001, the PDD site plan dated November 15, 2001, and the subsequent Planned Development Agreement signed February 11, 2002 ("Agreement"); and

WHEREAS, the City has adopted a Planned Development District that master plans the Project as it relates to Miller and Elms Roads as well as the surrounding parcels; and

WHEREAS, the Developer has completed construction of the Project, as approved, except for a small segment of service drive in the northwest corner of the Project that is to service adjacent parcels ("Drive"); and

WHEREAS, the Developer and City desire the Drive to be complete at such a time when future development of the Miller/Elms Planned Development District can benefit from this connection; and

WHEREAS, this Addendum adds to and becomes a part of the previous Agreement;

NOW, THEREFORE, for good and valuable consideration, the receipt and sufficiency of which are hereby acknowledge, the City and Developer hereby **AGREE AS FOLLOWS**:

1. Access Improvement.

Developer shall construct or otherwise fund the construction of the Drive as shown in the approved site plans.

2. Timing.

Developer shall commence work on the Drive at a time chosen by the City. Until such time, Developer shall be relieved of the burden of construction of the Drive; however, such obligation shall be enforce when the specific needs of the Miller/Elms PDD are determined.

3. Deviations from Plans

In an effort to efficiently and safely connect sites and users within the Miller/Elms PDD, the Developer and City acknowledge that rational and reasonable deviations from the Drive's original design may be required. The Developer agrees to construct the Drive in such a manner that grading, location, width, and similar elements are conducive to the on-going build-out of the Miller/Elms PDD providing that the relative and proportionate cost, as adjusted by any inflation, remains the same to the Developer. The Developer shall permit the City or its subordinates to substantially modify the design of the Drive, if necessary to meet grades, standards, or other needs, as long as additional costs are borne by a third party beneficiary.

4. Construction by City of Swartz Creek

In the event that the Developer is unwilling to construct the Drive, or if the Developer so desires, the City shall construct or cause to be constructed the Drive and charge all costs incurred back to the Developer. Such charge shall be a lien on the real property in the form of a special Assessment and shall be collected in the same manner as property taxes. Developer shall provide all easements necessary to the City and its designees.

5. Continued Validity of Planned Development Agreement.

Except as modified by this Addendum, all of the terms and provisions of the Agreement remain in full force and effect.

IN WITNESS WHEREOF, the parties hereto have executed this Addendum to the Planned Unit Development Agreement as of the date first above written.

CITY OF SWARTZ CREEK

Witness

Richard Abrams, Mayor

Juanita Aguilar, Clerk

Date

TOPVALCO, INC., an Ohio Corporation

By: _____

Name: _____

Its: _____

Date

Witness

Approved as to form:

Richard J. Figura, City Attorney

Discussion Took Place.

YES: Adams, Christie, Hicks, Hurt, Shumaker, Abrams.

NO: None. Motion Declared Carried.

Police Motorcycle Lease Renewal, Cummings Harley Davidson

Resolution No. 080728-08

(Carried)

Motion by Councilmember Shumaker

Second by Councilmember Hurt

I Move the City of Swartz Creek approve a 12 month extension of a lease with Cummings Harley-Davidson of Burton, Michigan, for one (1) HD Road King police motorcycle under the terms and conditions as set forth in the Lease Agreement, a copy of which is attached hereto, and direct the Mayor and City Clerk to execute the agreement on behalf of the City of Swartz Creek.

Discussion Took Place.

YES: Christie, Hicks, Hurt, Shumaker, Abrams, Adams.

NO: None. Motion Declared Carried.

Sale of City Property, 5129 Morrish Rd.

(Discussion Topic)

City Manager Bueche updated the Council on proposals for selling the City owned property located at 5129 Morrish Road.

MEETING OPENED TO THE PUBLIC

Jack Wheatley from Rowe Engineering offered to sit down with Council members to discuss how they arrive at their prices.

Tommy Butler, 40 Somerset, commended Mayor Pro-Tem Christie for the good job that he did in asking so many questions. Mr. Butler questioned who would educate the residents on how the City government works. He asked if someone would be paid to do that or if the Council would educate the residents themselves. Mr. Butler asked about the police motorcycle lease. He wondered if it was a wasted expense since the officer could not take a drunk to jail on the back of the cycle.

REMARKS BY COUNCILMEMBERS:

Councilmember Adams talked about the contract with Rowe Engineering. He stated that he feels confident with the decision. Mr. Adams spoke about the motorcycle lease. He stated that maybe the Council should look at the return on the investment and decide if it was a good idea to continue to lease a motorcycle.

Councilmember Hicks stated that she liked the survey for the roads and that there was good communication back and forth with the residents.

Councilmember Shumaker talked about the work on Elms Road. He stated that he thinks that they could do the detours and flags better. He stated that he has received complaints on the depth of the ditches. City Manager Bueche asked Mr. Shumaker to provide him with the names of the people who had complaints so that he could go and talk to them and resolve any issues they may have. Mr. Shumaker spoke about educating the residents on how City government works.

Mayor Pro-Tem Christie talked about the motorcycle lease. He stated that he thinks that as long as the cycle is being used he is in favor of it.

Mayor Abrams spoke about what a diverse Council the City has and how helpful it is to be so diverse. Mr. Abrams asked Mr. Zettel about the neighborhood tax increment financing situation coming up and wondered if it had passed through the legislature yet. He was advised that it passed a long time ago but it isn't viable anywhere in Michigan because of the static or declining property values. Mr. Abrams spoke about the Elms Road project.

ADJOURNMENT:

There being no objection, Mayor Abrams declared the meeting adjourned at 9:08p.m.

Richard Abrams, Mayor

Juanita Aguilar, City Clerk

**SWARTZ CREEK POLICE DEPARTMENT
MOTOR POOL RENTAL HOURS
JULY 2008**

	<u>101-301-941</u>	<u>101-302-941</u>	<u>101-303-941</u>	<u>101-304-941</u>
#06-112	80	1	0	0
#05-168	16	0	0	0
#05-649	84	0	0	0
#05-346	118	5	0	0
#07-375	409	1	0	0
#05-275	103	2	0	9
#07-386 motorcycle	8	0	0	0
TOTAL	818	9	0	9

SWARTZ CREEK POLICE DEPT

Total Account Hours Summary Report

From: 07/01/2008 to 07/31/2008

Department Account	Description	Regular Hours	Other Hours	Regular Hours YTD	Other Hours YTD
ADMINISTRATIVE					
101 301 702.001	SUPERVISOR	214.250	2.000	1,574.250	47.500
101 301 702.002	CLERICAL	144.000	0.000	1,166.750	0.000
PROTECTION					
101 301 702.003	UNIFORMED	573.750	29.500	4,002.250	201.000
101 301 702.004	NON-UNIFORMED	0.000	6.000	30.250	6.000
101 301 702.005	TRAFFIC ENFORCEMENT	358.250	14.000	1,893.250	47.750
COMPLAINTS					
101 301 702.006	INVESTIGATIONS	157.000	11.500	1,260.500	65.750
101 301 702.007	COURT	6.500	4.000	63.750	29.000
TRAINING					
101 301 702.008	TRAINING	0.000	2.000	6.000	15.500
LEAVE TIME					
101 301 702.010	VACATION	137.000	0.000	480.500	0.000
101 301 702.011	HOLIDAY	72.000	0.000	440.000	0.000
101 301 702.012	PERSONAL LEAVE	63.000	0.000	251.500	0.000
101 301 702.013	FUNERAL LEAVE	0.000	0.000	28.500	0.000
TRACK ADMINISTRATIVE					
101 302 702.001	SUPERVISOR	19.250	0.000	102.250	0.000
101 302 702.002	CLERICAL	10.000	0.000	71.000	0.000
TRACK PROTECTION					
101 302 702.003	UNIFORMED	7.000	1.000	86.500	24.750
TRACK COMPLAINTS					
101 302 702.006	INVESTIGATIONS	0.000	0.000	0.250	0.000
SCHOOL PROTECTION					
101 303 702.003	UNIFORMED	0.000	0.000	256.750	46.000
101 303 702.005	TRAFFIC ENFORCEMENT	0.000	0.000	10.500	0.000

Department Account	Description	Regular Hours	Other Hours	Regular Hours YTD	Other Hours YTD
SCHOOL COMPLAINTS					
101 303 702.006	INVESTIGATIONS	0.000	0.000	366.750	16.500
PROTECTION					
101 304 702.003	UNIFORMED	9.500	2.000	58.500	7.250
TRAINING					
101 304 702.008	TRAINING	4.000	8.000	20.000	54.000
PROTECTION					
265 333 702.004	NON-UNIFORMED	152.000	1.000	1,112.000	69.000
COMPLAINTS					
265 333 702.006	INVESTIGATIONS	0.000	37.000	0.000	196.000
265 333 702.007	COURT	0.000	6.000	0.000	29.000
NON-PRODUCTIVE					
265 333 702.010	VACATION	32.000	0.000	64.000	0.000
265 333 702.011	HOLIDAY	8.000	0.000	56.000	0.000
	TOTAL ALL HOURS	1,967.500	124.000	13,402.000	855.000

SWARTZ CREEK POLICE DEPT

Total Function Count

Month Ending: 07/31/2008

Account	Description	MTD Functions	YTD Functions
101 301 001.000	TRAFFIC VIOLATIONS	0	0
101 301 002.000	PARKING VIOLATIONS	62	112
101 301 003.000	VERBAL WARNINGS	155	894
101 301 004.000	WRITTEN WARNINGS	29	158
101 301 005.000	FELONY ARRESTS	9	34
101 301 006.000	MISDEMEANOR ARRESTS	35	200
101 301 007.000	CALLS RECEIVED	353	2061
101 301 008.000	TRAFF INJ ACCIDENTS	0	7
101 301 009.000	PROP DAMAG ACCIDENTS	8	80
101 301 010.000	SERVICE REQUESTS	11	38
101 301 011.000	MEETINGS	0	5
101 301 012.000	CONFERENCES	0	0
101 301 013.000	INITIATED CALLS	916	4756
101 301 014.000	DESK ASSIGNMENTS	228	1173
101 301 015.000	BUSINESS CHECKS	1001	7018
101 301 016.000	VACATION CHECKS	168	4483
101 301 017.000	SUSP PERS CHECKED	21	223
TOTAL FUNCTIONS		2996	21242
101 302 002.000	PARKING VIOLATIONS	0	0
101 302 003.000	VERBAL WARNINGS	0	0
101 302 004.000	WRITTEN WARNINGS	0	1
101 302 005.000	FELONY ARRESTS	0	3
101 302 006.000	MISDEMEANOR ARRESTS	0	0
101 302 007.000	CALLS RECEIVED	10	57
101 302 010.000	SERVICE REQUESTS	0	0
101 302 011.000	MEETINGS	0	1
101 302 012.000	CONFERENCES	0	0
101 302 013.000	INITIATED CALL	0	1
101 302 014.000	DESK ASSIGNMENTS	0	0
101 302 015.000	BUSINESS CHECKS	0	1
101 302 016.000	VACATION CHECKS	0	0
101 302 017.000	SUSP PERS CHECKED	0	0
TOTAL FUNCTIONS		10	64
101 303 002.000	PARKING VIOLATIONS	0	0
101 303 003.000	VERBAL WARNINGS	0	1
101 303 004.000	WRITTEN WARNINGS	0	0
101 303 005.000	FELONY ARRESTS	0	0
101 303 006.000	MISDEMEANOR ARRESTS	0	20
101 303 007.000	CALLS RECEIVED	0	7
101 303 010.000	SERVICE REQUESTS	0	0
101 303 011.000	MEETINGS	0	106
101 303 012.000	CONFERENCES	0	5

Account	Description	MTD Functions	YTD Functions
101 303 013.000	INITIATED CALL	0	547
101 303 014.000	DESK ASSIGNMENTS	0	5
101 303 015.000	BUSINESS CHECKS	0	0
101 303 016.000	VACATION CHECKS	0	0
101 303 017.000	SUS PERS CHECKED	0	2
TOTAL FUNCTIONS		0	690
101 304 001.000	TRAFFIC VIOLATIONS	0	0
101 304 001.003	DESK ASSIGNMENTS	0	0
101 304 002.000	PARKING VIOLATIONS	0	0
101 304 003.000	VERBAL WARNINGS	0	0
101 304 004.000	WRITTEN WARNINGS	0	0
101 304 005.000	FELONY ARRESTS	0	3
101 304 006.000	MISDEMEANOR ARRESTS	0	7
101 304 007.000	CALLS RECEIVED	5	36
101 304 010.000	SERVICE REQUESTS	0	0
101 304 011.000	MEETINGS	0	0
101 304 012.000	CONFERENCES	0	0
101 304 013.000	INITIATED CALL	6	45
101 304 014.000	DESK ASSIGNMENTS	0	1
101 304 015.000	BUSINESS CHECKS	0	0
101 304 016.000	VACATION CHECKS	0	0
101 304 017.000	SUS PERS CHECKED	0	0
101 304 018.000	BUILDING SEARCHES	0	11
101 304 019.000	VEHICLE SEARCHES	8	60
101 304 020.000	NARCOTIC SEARCHES	2	12
101 304 021.000	CURRENCY SEIZED	0	1
101 304 022.000	FORFEITURES	0	2
101 304 023.000	POSITIVE TRACKS	0	1
101 304 024.000	NEGATIVE TRACKS	1	13
101 304 025.000	AGENCY ASSISTS	2	15
101 304 026.000	DEMONSTRATIONS	0	2
101 304 027.000	AREA SEARCHES	0	1
TOTAL FUNCTIONS		24	210
TOTAL ALL FUNCTIONS		3030	2220

Ticket Ledger Report

Report Criteria:

Ticket Type	Officer	Start Date	End Date
Traffic	All	07/01/2008	07/31/2008

Number	Name	Date	Location	Description	Officer	Fine
T-1055359-A		07/01/08	MORRISH NEAR APPLE CREEK	EXCEEDED POSTED SPEED LIMIT		
T-1055360-A		07/01/08	MILLER NEAR SEYMOUR	SEAT BELT DRIVER/PASSENGER		
T-1055361-A		07/01/08	BRISTOL NEAR HERITAGE	EXCEEDED POSTED SPEED LIMIT		
T-978664		07/01/08	MILLER AT SEYMOUR	NO OPS IN POSSESSION		
T-1055211		07/01/08	MORRISH NEAR I-69	SUSP/REVOKED/NEVER APPL.		
T-1055268-A		07/02/08	MILLER AT FAIRCHILD	EXCEEDED POSTED SPEED LIMIT		
T-1055382-A		07/03/08	I-69 NEAR MORRISH	TINTED WINDOWS/NO WINDSHIEI		
T-1055269-A		07/03/08	MILLER AT MORRISH	IMPROPER LANE USE		
T-1055269-B		07/03/08	MILLER AT MORRISH	FAIL TO STOP/REPORT PDA		
T-1055270		07/04/08	SEYMOUR NEAR OAKVIEW	SEAT BELT DRIVER/PASSENGER		
T-1055271		07/04/08	MILLER NEAR MORRISH	SEAT BELT DRIVER/PASSENGER		
T-1055272-A		07/04/08	MORRISH NEAR FORTINO	EXCEEDED POSTED SPEED LIMIT		
T-1055272-B		07/04/08	MORRISH NEAR FORTINO	NO PROOF INSURANCE/POSSESE		
T-1055386-A		07/04/08	MORRISH NEAR I-69	NO PROOF INSURANCE/POSSESE		
T-1055383-A		07/04/08	MORRISH NEAR MARY ST	NO PROOF INSURANCE/POSSESE		
T-1055384-A		07/05/08	MILLER NEAR ELMS	NO PROOF INSURANCE/POSSESE		
T-1055273		07/05/08	MORRISH NEAR BRISTOL	SEAT BELT DRIVER/PASSENGER		
T-1055275		07/05/08	MILLER NEAR MORRISH	SEAT BELT DRIVER/PASSENGER		
T-1055274		07/05/08	MORRISH NEAR MILLER	SEAT BELT DRIVER/PASSENGER		
T-1055151		07/05/08	MILLER NEAR MORRISH	SEAT BELT DRIVER/PASSENGER		
T-1055337		07/05/08	MILLER NEAR MORRISH	NO PROOF INSURANCE/POSSESE		
T-1055338-A		07/05/08	I-69 NEAR MILLER, EXIT 129	SEAT BELT DRIVER/PASSENGER		
T-1055385		07/06/08	MORRISH NEAR I-69	NO PROOF INSURANCE/POSSESE		
T-1055362-A		07/07/08	SEYMOUR NEAR DURWOOD	EXCEEDED POSTED SPEED LIMIT		
T-1055363-A		07/07/08	MILLER NEAR SEYMOUR	NO TAIL/BRAKE LIGHTS		
T-1013441-A		07/07/08		VOID		
T-1013442		07/07/08	MORRISH NEAR ROUNDHOUSE	SEAT BELT DRIVER/PASSENGER		
T-1013443-A		07/07/08	MORRISH NEAR APPLE CREEK	SEAT BELT DRIVER/PASSENGER		
T-1055387		07/07/08	MORRISH NEAR MARY ST	EXCEEDED POSTED SPEED LIMIT		
T-1055388-A		07/07/08	MILLER NEAR FAIRCHILD	EXCEEDED POSTED SPEED LIMIT		
T-1055388-B		07/07/08	MILLER NEAR FAIRCHILD	DISREGARDED TRAFFIC SIGNAL/		
T-1055389-A		07/07/08	MORRISH NEAR MARY ST	VIOLATION RESTRICTED LICENSE		
T-1055389-B		07/07/08	MORRISH NEAR MARY ST	DISREGARDED TRAFFIC SIGNAL/		
T-1055364-A		07/08/08	BRISTOL NEAR CANTERBURY	EXCEEDED POSTED SPEED LIMIT		
T-1055365-A		07/08/08	SEYMOUR NEAR DURWOOD	NO PROOF INSURANCE/POSSESE		
T-1055152		07/09/08	MORRISH NEAR FORTINO	EXCEEDED POSTED SPEED LIMIT		
T-1055155-A		07/10/08	HILL NEAR SEYMOUR	SEAT BELT DRIVER/PASSENGER		
T-1055154-A		07/10/08	HILL NEAR SEYMOUR	SEAT BELT DRIVER/PASSENGER		
T-1055156-A		07/10/08	ELMS AT BRISTOL	EXCEEDED POSTED SPEED LIMIT		
T-1055157		07/10/08	MORRISH AT I-69	SEAT BELT DRIVER/PASSENGER		
T-1055158-A		07/10/08	MILLER AT MORRISH	SEAT BELT DRIVER/PASSENGER		
T-1055501		07/10/08	MORRISH NEAR APPLECREEK	EXCEEDED POSTED SPEED LIMIT		
T-1055161		07/11/08	MILLER NEAR MORRISH	SEAT BELT DRIVER/PASSENGER		
T-1055162		07/11/08	MORRISH NEAR MILLER	SEAT BELT DRIVER/PASSENGER		
T-1055148		07/11/08	MILLER NEAR ELMS	NO PROOF INSURANCE/POSSESE		
T-1055502		07/11/08	BRISTOL NEAR ELMS	NO TAIL/BRAKE LIGHTS		

Ticket Charges Subtotal: 46

Fines Subtotal:

26

Ticket Ledger Report

Report Criteria:

Ticket Type	Officer	Start Date	End Date
Traffic	All	07/01/2008	07/31/2008

Number	Name	Date	Location	Description	Officer	Fine
T-1055503		07/11/08	BRISTOL NEAR ELMS	EXCEEDED POSTED SPEED LIMIT		
T-1055366		07/12/08	MORRISH NEAR APPLECREEK	EXCEEDED POSTED SPEED LIMIT		
T-1055367		07/12/08	MILLER NEAR ELMS	EXCEEDED POSTED SPEED LIMIT		
T-1055368		07/12/08	MILLER NEAR FAIRCHILD	SEAT BELT DRIVER/PASSENGER		
T-1055369		07/12/08	MILLER AT ELMS	DISREGARDED TRAFFIC SIGNAL/		
T-1055370		07/12/08	MORRISH NEAR CHURCH	SEAT BELT DRIVER/PASSENGER		
T-1055149		07/12/08	MORRISH NEAR I-69	NO PROOF INSURANCE/POSSESS		
T-1055212		07/13/08	MILLER NEAR ELMS	DISREGARDED TRAFFIC SIGNAL/		
T-1055214		07/13/08	SEYMOUR NEAR OAKVIEW	OWI		
T-1013444		07/13/08	MILLER NEAR RAUBINGER	SEAT BELT DRIVER/PASSENGER		
T-1055504		07/13/08	MILLER AT FORD	SUSP/REVOKED/NEVER APPL.		
T-1055371-A		07/13/08	SEYMOUR AT OAKVIEW	NO OPS IN POSSESSION		
T-1055371-B		07/13/08	SEYMOUR AT OAKVIEW	RECKLESS DRIVING		
T-1055213-A		07/14/08	MILLER NEAR ELMS	TAIL LIGHTS (DEFECTIVE, IMPRO		
T-1055213-B		07/14/08	MILLER NEAR ELMS	NO PROOF INSURANCE/POSSESS		
T-1055372		07/14/08	BRISTOL NEAR HERITAGE	EXCEEDED POSTED SPEED LIMIT		
T-1055390		07/14/08	MORRISH NEAR I-69	SEAT BELT DRIVER/PASSENGER		
T-1055391-A		07/14/08	MILLER NEAR BRADY	SUSP/REVOKED/NEVER APPL.		
T-1055391-B		07/14/08	MILLER NEAR BRADY	NOISY MUFFLER AND/OR EXCESS		
T-1055373		07/15/08	MORRISH NEAR APPLECREEK	NO PROOF INSURANCE/POSSESS		
T-1055374		07/15/08	MORRISH NEAR CHURCH	EXCEEDED POSTED SPEED LIMIT		
T-1055375		07/15/08	MORRISH NEAR MILLER	DISREGARDED TRAFFIC SIGNAL/		
T-1055526		07/15/08	MORRISH NEAR MILLER	DISREGARDED TRAFFIC SIGNAL/		
T-1055150		07/16/08	MILLER NEAR RAUBINGER	NO PROOF INSURANCE/POSSESS		
T-1055505-A		07/16/08	ELMS AT MILLER	NO PROOF INSURANCE/POSSESS		
T-1055505-B		07/16/08	ELMS AT MILLER	NO PLATE/FAIL TO DISPLAY/EXPI		
T-1055477-A		07/17/08	BRISTOL AT HERITAGE	EXCEEDED POSTED SPEED LIMIT		
T-1055478-A		07/17/08	SEYMOUR AT MILLER	NO PLATE/FAIL TO DISPLAY/EXPI		
T-1055479-A		07/17/08	DYE NEAR MILLER	FAIL TO STOP BEFORE ENTERING		
T-1055480-A		07/17/08	MORRISH AT GROVE	EXCEEDED POSTED SPEED LIMIT		
T-1055215		07/19/08	ELMS NEAR MILLER	OWI		
T-1055216-A		07/20/08	MILLER AT ELMS	NO PROOF INSURANCE/POSSESS		
T-1055528-A		07/21/08	MILLER NEAR BRISTOL	DISREGARDED TRAFFIC SIGNAL/		
T-1055506-A		07/21/08	MILLER NEAR WINSTON	SEAT BELT DRIVER/PASSENGER		
T-1055529-A		07/22/08	MORRISH NEAR APPLE CREEK	EXCEEDED POSTED SPEED LIMIT		
T-1055530		07/22/08	MILLER NEAR MAYA	NOISY MUFFLER AND/OR EXCESS		
T-1055507-A		07/22/08	WINCHESTER VILLAGE - DURWOOD	EXCEEDED POSTED SPEED LIMIT		
T-1055392-A		07/22/08	MORRISH AT MILLER	SUSP/REVOKED/NEVER APPL.		
T-1055392-B		07/22/08	MORRISH AT MILLER	EXCEEDED POSTED SPEED LIMIT		
T-1055392-C		07/22/08	MORRISH AT MILLER	NO PROOF INSURANCE/POSSESS		
T-1055394-A		07/22/08	MORRISH AT APPLE CREEK	OWI		
T-1055394-B		07/22/08	MORRISH AT APPLE CREEK	NO PROOF INSURANCE/POSSESS		
T-1055163-A		07/23/08	MORRISH NEAR I-69	SEAT BELT DRIVER/PASSENGER		
T-1055164-A		07/23/08	MORRISH NEAR MARY ST	SEAT BELT DRIVER/PASSENGER		
T-1055508-A		07/23/08	MILLER AT ELMS	DISREGARDED TRAFFIC SIGNAL/		
T-1055165-A		07/24/08	MILLER AT SEYMOUR	SEAT BELT DRIVER/PASSENGER		

Ticket Charges Subtotal: 92

Fines Subtotal:

27

Ticket Ledger Report

Report Criteria:

Ticket Type	Officer	Start Date	End Date
Traffic	All	07/01/2008	07/31/2008

Number	Name	Date	Location	Description	Officer	Fine
T-1055166-A		07/24/08	SEYMOUR AT HILL	SEAT BELT DRIVER/PASSENGER		
T-1055169-A		07/24/08	ELMS AT PARKRIDGE	SEAT BELT DRIVER/PASSENGER		
T-1055168-A		07/24/08	ELMS AT PARKRIDGE	SEAT BELT DRIVER/PASSENGER		
T-1055167-A		07/24/08	ELMS AT PARKRIDGE	SEAT BELT DRIVER/PASSENGER		
T-1055170-A		07/24/08	MORRISH AT I-69	EXCEEDED POSTED SPEED LIMIT		
T-1055170-B		07/24/08	MORRISH AT I-69	NO PROOF INSURANCE/POSSESE		
T-1055217-A		07/24/08	MORRISH AT I-69	NO PROOF INSURANCE/POSSESE		
T-1055509-A		07/24/08	MILLER AT 1ST STREET	AVOIDED TRAFFIC CONTROL DEV		
T-1055510-A		07/25/08	MILLER AT FREDERICK	IMPROPER LANE USE IN TURN/U-		
T-1055218-A		07/25/08	MILLER AT WINSTON	WHITE LIGHT TO REAR		
T-1055218-B		07/25/08	MILLER AT WINSTON	NO MIRRORS AT LEAST 2		
T-1055171		07/25/08	I-69 AT MILLER RAMP #002A	RIGHT OF WAY AT INTERSECTION		
T-1055172-A		07/25/08	MILLER NEAR FAIRCHILD	EXCEEDED POSTED SPEED LIMIT		
T-1055172-B		07/25/08	MILLER NEAR FAIRCHILD	NO PROOF INSURANCE/POSSESE		
T-1055173		07/25/08	MILLER NEAR ELMS	DISREGARDED TRAFFIC SIGNAL/A		
T-1055174		07/25/08	MILLER NEAR TALMADGE	IMPROPER PLATE DISPLAY		
T-1055481		07/25/08	MORRISH NEAR I-69	EXCEEDED POSTED SPEED LIMIT		
T-1055219		07/26/08	MILLER NEAR ELMS	NO PROOF INSURANCE/POSSESE		
T-1055576		07/26/08	SEYMOUR NEAR OAKVIEW	OWI		
T-1055483		07/26/08	ELMS NEAR MILLER	SEAT BELT DRIVER/PASSENGER		
T-1055482		07/26/08	ELMS NEAR MILLER	SEAT BELT DRIVER/PASSENGER		
T-1055484		07/26/08	MILLER NEAR RAUBINGER	SEAT BELT DRIVER/PASSENGER		
T-1055220		07/26/08	MILLER NEAR ELMS	TAIL LIGHTS (DEFECTIVE, IMPRO		
T-1055340		07/27/08	I-69 WB AT MILLER	NO REGISTRATION IN POSSESSIO		
T-1055531		07/27/08	MILLER AT ELMS	DISREGARDED TRAFFIC SIGNAL/A		
T-1055221		07/27/08	MORRISH NEAR I-69	NO PROOF INSURANCE/POSSESE		
T-1055222		07/27/08	MORRISH NEAR I-69	NO PROOF INSURANCE/POSSESE		
T-1055396		07/28/08	BRISTOL NEAR ELMS	IMPROPER LANE USE		
T-1055396-A		07/28/08	BRISTOL AT JENNIE	IMPROPER LANE USE		
T-1055397		07/28/08	MORRISH AT MILLER	SUSP/REVOKED/NEVER APPL.		
T-1055398-A		07/28/08	MILLER AT MORRISH	NO PROOF INSURANCE/POSSESE		
T-1055398-B		07/28/08	MILLER AT MORRISH	NO TURN SIGNALS		
T-1055511		07/28/08	MILLER AT MORRISH	DISREGARDED TRAFFIC SIGNAL/A		
T-1055532		07/29/08	MORRISH NEAR APPLECREEK	EXCEEDED POSTED SPEED LIMIT		
T-1055533		07/29/08	MILLER NEAR FAIRCHILD	NO TAIL/BRAKE LIGHTS		
T-1055534		07/29/08	MILLER NEAR BRISTOL	DISREGARDED TRAFFIC SIGNAL/A		
T-1055175-A		07/30/08	MORRISH AT I-69	EXCEEDED POSTED SPEED LIMIT		
T-1055426-A		07/30/08	MILLER AT SEYMOUR	IMPROPER LANE USE		
T-1055513-A		07/30/08	SEYMOUR AT MILLER	NO PLATE/FAIL TO DISPLAY/EXPI		
T-1055513-C		07/30/08	SEYMOUR AT MILLER	NO PROOF INSURANCE/POSSESE		
T-1055113-B		07/30/08	SEYMOUR AT MILLER	SUSP/REVOKED/NEVER APPL.		
T-1055512-A		07/30/08	MILLER AT MORRISH	SEAT BELT DRIVER/PASSENGER		
T-1055514		07/31/08	MILLER NEAR 1ST	FAIL TO SIGNAL TURN		

Ticket Charges Total: 135

Fines Total:

Uniform Crime Report

Report Criteria:

Start File Class	End File Class	Print Zeros?
0100-0	9900-9	Yes

Class	Description	July/2007	July/2008	YR TO DATE
0100-0	SOVEREIGNTY	0	0	0
0200-0	MILITARY	0	0	0
0300-0	IMMIGRATION	0	0	0
0900-1	MURDER/NON-NEGLIGENT MANSLAUGHTER	0	0	0
0900-2	NEGLIGENT HOMICIDE/MANSLAUGHTER	0	0	0
0900-3	NEG. HOMICIDE - VEHICLE/BOAT/SNOWM.	0	0	0
0900-4	JUSTIFIABLE HOMICIDE	0	0	0
1000-1	KIDNAPPING/ABDUCTION	0	0	0
1000-2	PARENTAL KIDNAPPING	0	0	0
1100-1	SEXUAL PENETR'N PENIS/VAGINA CSC1	0	0	1
1100-2	SEXUAL PENETR'N PENIS/VAGINA CSC3	0	0	1
1100-3	SEXUAL PENETRATION ORAL/ANAL CSC1	0	0	0
1100-4	SEXUAL PENETRATION ORAL/ANAL CSC3	0	0	0
1100-5	SEXUAL PENETRATION OBJECT CSC1	0	0	0
1100-6	SEXUAL PENETRATION OBJECT CSC3	0	0	0
1100-7	SEXUAL CONTACT FORCIBLE CSC2	0	0	0
1100-8	SEXUAL CONTACT FORCIBLE CSC4	0	0	0
1200-0	ROBBERY	1	0	0
1300-1	NONAGGRAVATED ASSAULT	6	4	33
1300-2	AGGRAVATED/FELONIOUS ASSAULT	0	1	4
1300-3	INTIMIDATION/STALKING	5	1	10
1400-0	ABORTION	0	0	0
2000-0	ARSON	0	0	1
2100-0	EXTORTION	0	0	0
2200-1	BURGLARY - FORCED ENTRY	1	1	24
2200-2	BURGLARY - ENTRY W/OUT FORCE(INTENT	0	1	2
2200-3	BURGLARY - UNLAWFUL ENTRY(NO INTENT	0	0	0
2200-4	POSSESSION OF BURGLARY TOOLS	0	0	0
2300-1	LARCENY - POCKETPICKING	0	0	0
2300-2	LARCENY - PURSE SNATCHING	0	0	1
2300-3	LARCENY - THEFT FROM BUILDING	5	1	12
2300-4	LARCENY - THEFT FROM COIN OPERATED	0	0	0
2300-5	LARCENY - THEFT FROM MOTOR VEHICLE	7	4	14
2300-6	LARCENY - THEFT OF M. VEHICLE PARTS	0	2	5
2300-7	LARCENY - OTHER	7	5	25
2400-1	MOTOR VEHICLE THEFT	0	0	5
2400-2	MOTOR VEHICLE AS STOLEN PROPERTY	0	0	0
2400-3	MOTOR VEHICLE FRAUD	0	0	0
2500-0	FORGERY/COUNTERFEITING	0	0	0
2600-1	FRAUD - FALSE PRETENSE/SWINDLE/CONF	1	1	1
2600-2	FRAUD - CREDIT CARD/ATM	0	1	6
2600-3	FRAUD - IMPERSONATION	0	4	8
2600-4	FRAUD - WELFARE	0	0	0
2600-5	FRAUD - WIRE	0	0	0
2600-6	FRAUD - BAD CHECKS	3	0	2
2700-0	EMBEZZLEMENT	0	0	1
2800-0	STOLEN PROPERTY	1	0	0

Uniform Crime Report

Report Criteria:

Start File Class	End File Class	Print Zeros?
0100-0	9900-9	Yes

Class	Description	July/2007	July/2008	YR TO DATE
2900-0	DAMAGE TO PROPERTY	8	13	45
3000-1	RETAIL FRAUD - MISREPRESENTATION	0	0	0
3000-2	RETAIL FRAUD - THEFT	0	0	3
3000-3	RETAIL FRAUD - REFUND/EXCHANGE	0	0	0
3500-1	VIOLATION OF CONTROLLED SUBSTANCE	1	3	28
3500-2	NARCOTIC EQUIPMENT VIOLATIONS	0	0	0
3600-1	SEXUAL PENETR'N NONFORCIBLE BLOOD/A	0	0	0
3600-2	SEXUAL PENETR'N NONFORCIBLE OTHER	0	0	0
3600-3	PEEPING TOM	0	0	0
3600-4	SEX OFFENSE - OTHER	0	0	0
3700-0	OBSCENITY	0	0	0
3800-1	FAMILY - ABUSE/NEGLECT NONVIOLENT	0	0	2
3800-2	FAMILY - NONSUPPORT	0	0	0
3800-3	FAMILY - OTHER	0	0	1
3900-1	GAMBLING - BETTING/WAGERING	0	0	0
3900-2	GAMBLING - OPERATING/PROMOTING/ASSI	0	0	0
3900-3	GAMBLING - EQUIPMENT VIOLATIONS	0	0	0
3900-4	GAMBLING - SPORTS TAMPERING	0	0	0
4000-1	COMMERCIALIZED SEX - PROSTITUTION	0	0	0
4000-2	COMMERCIALIZED SEX- ASSISTING/PROMO	0	0	0
4100-1	LIQUOR LICENSE - ESTABLISHMENT	0	0	0
4100-2	LIQUOR VIOLATIONS - OTHER	1	1	9
4200-0	DRUNKENNESS	0	0	0
4800-0	OBSTRUCTING POLICE	0	3	6
4900-0	ESCAPE/FLIGHT	0	0	0
5000-0	OBSTRUCTING JUSTICE	1	1	15
5100-0	BRIBERY	0	0	0
5200-1	WEAPONS OFFENSE - CONCEALED	0	0	2
5200-2	WEAPONS OFFENSE - EXPLOSIVES	0	0	0
5200-3	WEAPONS OFFENSE - OTHER	0	0	0
5300-1	DISORDERLY CONDUCT	0	0	2
5300-2	PUBLIC PEACE - OTHER	1	0	2
5400-1	HIT & RUN MOTOR VEHICLE ACCIDENT	0	4	22
5400-2	OUIL OR OUID	3	4	20
5400-3	DRIVING LAW VIOLATIONS	9	7	54
5500-0	HEALTH AND SAFETY	3	2	20
5600-0	CIVIL RIGHTS	0	0	0
5700-1	TRESPASS	0	0	0
5700-2	INVASION OF PRIVACY - OTHER	0	0	0
5800-0	SMUGGLING	0	0	0
5900-0	ELECTION LAWS	0	0	0
6000-0	ANTITRUST	0	0	0
6100-0	TAX/REVENUE	0	0	0
6200-0	CONSERVATION	0	0	0
6300-0	VAGRANCY	0	0	0
7000-0	JUVENILE RUNAWAY	0	1	3
7300-0	MISCELLANEOUS CRIMINAL OFFENSE	0	0	0

Uniform Crime Report

Report Criteria:

Start File Class	End File Class	Print Zeros?
0100-0	9900-9	Yes

Class	Description	July/2007	July/2008	YR TO DATE
7500-0	SOLICITATION	0	0	0
7700-0	CONSPIRACY	0	0	0
8900-1	SERVICE OF COMMISSION PAPERS	0	0	0
8900-2	UNAUTHORIZED TRANSPORTATION	0	0	0
8900-3	VIOLATION OF RULES/REGISTRATION	0	0	0
8900-4	WARRANTS	0	0	0
8900-5	MOTOR CARRIER SAFETY RULES	0	0	0
8900-6	INSPECTIONS OF HOMES TO BE MOVED	0	0	0
8900-7	MIGRANT AGRICULTURE WORKERS TRANSPO	0	0	0
8900-9	ALL OTHER MOTOR CARRIER VIOLATIONS	0	0	0
9100-1	DELINQUENT MINOR	0	0	0
9100-2	RUNAWAYS	0	0	0
9200-1	DIVORCE AND SUPPORT	0	0	0
9200-2	INCAPACITATION	0	0	0
9200-3	WALK-AWAY - MENTAL INSTITUTIONS ETC	0	0	0
9200-4	ORDER FOR PICKUP AND EXAMINATION	0	0	0
9200-5	CIVIL INFRACTION - ALCOHOL POSSES.	0	0	0
9300-1	PROPERTY DAMAGE ACCIDENT/PI	7	7	63
9300-2	NON-TRAFFIC PDA	6	0	35
9300-3	TRAFFIC VIOLATIONS/CIVIL INFRACTION	0	0	0
9300-4	TOWED VEHICLE	0	1	11
9300-5	TRAFFIC HAZARD/ABANDONED VEHICLE	0	0	0
9300-6	TRAFFIC POLICING	0	0	0
9400-1	FALSE ALARM ACTIVATION	0	0	0
9400-2	VALID ALARM ACTIVATION	0	0	0
9400-3	REST AREA/ROADSIDE PARK VIOLATIONS	0	0	0
9500-1	ACCIDENTAL FIRE	0	0	0
9500-2	ACCIDENTAL EXPLOSION	0	0	0
9500-4	OPEN BURNING	0	0	0
9500-6	FIRE-HAZARDOUS CONDITIONS	0	0	0
9700-0	ACCIDENTAL SHOOTING	0	0	0
9700-5	ACCIDENTAL DEATH-WATER	0	0	0
9700-6	ACCIDENT - ALL OTHER	0	0	0
9800-2	RECOVERED PROPERTY	1	0	0
9800-3	PROPERTY INSPECTION	0	0	0
9800-4	OTHER INSPECTIONS/WEAPONS	9	7	53
9800-5	ALARMS	0	0	0
9800-6	CIVIL	2	3	17
9800-7	SUSPICIOUS SITUATION	2	2	12
9800-8	LOST AND FOUND PROPERTY	3	4	14
9800-9	OVERDOSE	0	0	2
9900-1	SUICIDE	2	1	9
9900-2	DOA - NATURAL	1	0	4
9900-3	MISSING PERSON	0	0	1
9900-7	SAFEKEEPING	0	0	0
9900-8	DEPARTMENTAL ASSIST	1	2	15
9900-9	GENERAL - NON CRIMINAL	10	6	65

Uniform Crime Report

Report Criteria:

Start File Class	End File Class	Print Zeros?
0100-0	9900-9	Yes

Class	Description	July/2007	July/2008	YR TO DATE
Totals:		108	98	691

Public Works
Monthly Work Orders
08/01/08

Work Order #	Location ID	Customer Name	Date Recd	Type
Work Order Status		Service Address	Date Comp	
CHIP08-0003 Scheduled	MC10-005113-0000-01	GARNICA, FRANCISCO 5113 MC LAIN ST	07/18/08	TREE CHIPPING
CHIP08-0004 Scheduled	EL10-003424-0000-01	ROBERTS, WILLIAM D 3424 ELMS RD	07/28/08	TREE CHIPPING
ELEC08-0002 Finished	CI10-008083-0000-01	CITY OF SWARTZ CREEK 8083 CIVIC DR	07/16/08 07/17/08	ELEC SETUP/TAKEDO
FLAG08-0002 Finished	CI10-008083-0000-01	CITY OF SWARTZ CREEK 8083 CIVIC DR	07/08/08 07/09/08	LOWER/RAISE FLAG
FLAG08-0003 Finished	CI10-008083-0000-01	CITY OF SWARTZ CREEK 8083 CIVIC DR	07/18/08 07/18/08	LOWER/RAISE FLAG
FNRD08-0017 Finished	AS10-000073-0000-01	COLLINS, LEA 73 ASHLEY CIR	07/01/08 07/01/08	FINAL READ
FNRD08-0018 Finished	BR20-006419-0000-01	REED, RICK 6419 BRISTOL RD	07/02/08 07/02/08	FINAL READ
FNRD08-0019 Finished	BR20-007055-0000-02	OTT, PHILLIP 7055 BRISTOL RD	07/03/08 07/03/08	FINAL READ
FNRD08-0020 Finished	AS10-000131-0000-02	HORN, DUSTIN 131 ASHLEY CIR	07/07/08 07/07/08	FINAL READ
FNRD08-0021 Finished	IN10-008083-0000-04	STOMBERSKI, JAIME 8083 INGALLS ST	07/10/08 07/10/08	FINAL READ
FNRD08-0022 Finished	CH20-008517-0000-02	FARNER, LISA 8517 CHESTERFIELD DR	07/11/08 07/11/08	FINAL READ
FNRD08-0023 Finished	CH20-009211-0000-05	COUNTRY WIDE MORTGAGE 9211 CHESTERFIELD DR	07/16/08 07/16/08	FINAL READ
GWO08-0019 Scheduled	DU10-005299-0000-04	FORTINBERRY, DARYL W 5299 DURWOOD DR	07/01/08	GENERIC WORK ORDE
GWO08-0020 Finished	BI20-004187-0000-01	CASLER, LARRY 4187 BIRCH LN	07/02/08 07/02/08	GENERIC WORK ORDE
GWO08-0021 Scheduled	GR10-005173-0000-01	ROBART, BRUCE 5173 GREENLEAF DR	07/07/08	GENERIC WORK ORDE
GWO08-0022 Finished	CI10-008083-0000-01	CITY OF SWARTZ CREEK 8083 CIVIC DR	07/09/08 07/09/08	GENERIC WORK ORDE
GWO08-0023 Scheduled	DU10-005224-0000-03	WOOD, THERESA 5224 DURWOOD DR	07/14/08	GENERIC WORK ORDE
GWO08-0024 Scheduled	DU10-005240-0000-01	GENOVESI, MONICA 5240 DURWOOD DR	07/14/08	GENERIC WORK ORDE

Work Order #	Location ID	Customer Name	Date Recd	Type
Work Order Status		Service Address	Date Comp	
GWO08-0025 Scheduled	CH20-009318-0000-03	PARSONS, FRAN 9318 CHESTERFIELD DR	07/17/08	GENERIC WORK ORDE
GWO08-0026 Finished	CA10-008336-0000-01	SW CR SCHOOL WAREHOUSE 8336 CAPPY LN	07/30/08 07/30/08	GENERIC WORK ORDE
MNT08-0002 Finished	CI10-008095-0000-01	PERKINS LIB-SENIOR CENTER 8095 CIVIC DR	07/11/08 07/11/08	BUILDING MAINTENA
MNT08-0003 Scheduled	EL10-004125-0000-01	SWARTZ CREEK, CITY OF 4125 ELMS RD	07/31/08	BUILDING MAINTENA
MOW08-0020 Finished	CA10-008444-0000-02	MAIBERGER, DEAN 8444 CAPPY LN	07/01/08 07/07/08	MOW LAWN-ORD #364
MOW08-0021 Finished	BI20-004197-0000-01	CHRISTOPHER, SHAWN 4197 BIRCH LN	07/02/08 07/08/08	MOW LAWN-ORD #364
MOW08-0022 Finished	MI10-005420-0000-02	MCCONNELL, EDNA 5420 MILLER RD	07/03/08 07/14/08	MOW LAWN-ORD #364
MOW08-0023 Finished	MI10-007026-0000-01	MARATHON ASHLAND PETROLEUM 7026 MILLER RD	07/07/08 07/07/08	MOW LAWN-ORD #364
MOW08-0024 Finished	OX10-005149-0000-02	CHACON, GERARDO 5149 OXFORD CT	07/11/08 07/14/08	MOW LAWN-ORD #364
MOW08-0025 Scheduled	CI10-008083-0000-01	CITY OF SWARTZ CREEK 8083 CIVIC DR	07/30/08	MOW LAWN-ORD #364
MOW08-0026 Scheduled	CH20-008523-0000-01	GRANTNER, JENNIFER 8523 CHESTERFIELD DR	07/31/08	MOW LAWN-ORD #364
MOW08-0027 Scheduled	WI20-005036-0000-04	LIESON, PAMELA 5036 WINSTON DR	07/31/08	MOW LAWN-ORD #364
MOW08-0028 Scheduled	CR10-008109-0000-01	HARRISON, ROBERT 8109 CRAPO ST	07/31/08	MOW LAWN-ORD #364
MOW08-0029 Scheduled	MI10-007026-0000-01	MARATHON ASHLAND PETROLEUM 7026 MILLER RD	07/31/08	MOW LAWN-ORD #364
READ08-0007 Finished	CH20-008512-0000-03	BELL, MICHELLE 8512 CHESTERFIELD DR	07/07/08 07/07/08	READ METER
SWBK08-0001 Finished	DU10-005368-0000-04	BURNETT, CATHY 5368 DURWOOD DR	07/07/08 07/07/08	SEWER BACKUP
SWLK08-0001 Finished	MO10-005118-0000-01	WRIGHT, LEO 5118 MORRISH RD	07/14/08 07/14/08	SIDEWALK REPAIR
TRIM08-0002 Scheduled	DO10-005418-0000-01	FOURNIER, CAROLYN 5418 DON SHENK DR	07/08/08	TREE-TRIM
WBKU08-0001 Scheduled	EL10-004036-0000-03	CARTER, MARK 4036 ELMS RD	07/07/08	WATER BACK UP-CHE
WBKU08-0002 Finished	SP10-004262-0000-01	STOPPERT, GUY 4262 SPRINGBROOK DR	07/21/08 07/21/08	WATER BACK UP-CHE

Work Order #	Location ID	Customer Name	Date Recd	Type
Work Order Status		Service Address	Date Comp	
WOFF08-0017 Scheduled	CH20-009056-0000-02	RHOADS, JAYNA 9056 CHESTERFIELD DR	07/09/08	WATER TURN OFF
WOFF08-0018 Finished	CH20-008517-0000-02	FARNER, LISA 8517 CHESTERFIELD DR	07/16/08 07/16/08	WATER TURN OFF
WOFF08-0019 Finished	MI10-006104-0000-01	RESTAURANT, OTOOLES 6104 MILLER RD	07/28/08 07/29/08	WATER TURN OFF
WREP08-0001 Scheduled	PA10-007176-0000-01	MIKOLAY, BOB 7176 PARK RIDGE PKY	07/22/08	WATER REPAIRS
WTON08-0022 Finished	MO10-004264-0000-05	MOORE, HOPE 4264 MORRISH RD	07/10/08 07/10/08	WATER TURN ON

Total Records: 43

DPS ACTIVITY - JULY 2008

EMPLOYEE	REG	HOL	VAC	ABSENT	OT	DT
101 GENERAL FUND						
172.0 EXECUTIVE						
253.0 TREASURER						
257.0 ASSESSOR						
262.0 ELECTIONS						
410.0 BLG-ADMIN-OBRIEN	36.63	2.00	0.63	0.75	0.25	
781.0 AMPHI-PARK	2.00		4.67			
782.0 WINSHALL PARK	20.16	2.22	2.56	0.26	2.03	2.00
783.0 WINSHALL GARBAGE	24.00	3.18	9.67	0.56	2.00	3.00
783.0 ELMS PARK	34.16	4.43	6.89	0.48	2.03	2.00
783.0 ELMS GARBAGE	29.00	3.39	8.67	0.74	2.00	3.00
784.0 BICENT. PARK	5.00	0.83	2.50			
790.0 LIBRARY/SENIOR	45.00	0.31	9.20	0.64		
792.0 P S BLDG	35.00	0.41	1.20	0.68		
793.0 CITY HALL	38.00	0.86				
794.0 COMM PROMO	8.00	0.33	6.33	0.03		
796.0 CEMETERY						
202 MAJOR STREET FUND						
429.0 SAFETY						
463.0 STREET MAIN	98.66	11.83	26.93	5.40	0.02	
474.0 TRAFFIC	2.00	0.28	0.50	0.04		
478.0 SNOW & ICE						
482.0 ADMIN	5.78		1.02			
203 LOCAL STREET FUND						
429.0 SAFETY						
463.0 STREET MAIN	34.66	5.29	3.66	8.32	0.02	
474.0 TRAFFIC						
478.0 SNOW & ICE						
482.0 ADMIN	5.94	0.68	0.17			
226 GARBAGE FUND						
528.0 COLLECT	36.00	2.43	4.20	7.21		
530.0 WOODCHIPPING	85.33	11.04	9.13	1.79	0.05	
590 WATER						
540.0 WATER SYSTEM	88.14	6.15	19.23	0.61		
540.0 WATER-ON CALL	3.50	0.32		0.13		
542.0 READ & BILL	54.95	3.11	12.58	1.02	0.30	
591 SEWER						
536.0 SEWER SYSTEM	92.14	7.34	11.11	4.17		
536.0 SEWER-ON CALL	3.50	0.32		0.13		
537.0 LIFT STATION	12.00	1.81	2.50	0.34		
542.0 READ & BILL	45.95	2.80	1.15	2.11	0.30	
661 MOTOR POOL FUND						
795.0 CITY GARAGE	20.00	0.64		0.59		
	865.50	72.00	144.50	36.00	9.00	10.00
HOLIDAY						
VACATION						
ABSENT						
DAILY HOURS TOTAL	865.5	72.0	144.5	36.0	9.0	10.0

July-08	MILES DRIVEN		GALLONS GAS PURCHASED		GALLONS DIESEL PURCHASED
<u>#1 P/U 4WD</u>					
<u>#3 P/U 4WD</u>	336		69		
<u>07-03 P/U 4WD</u>	359				40
<u>09-03 P/U 4WD</u>	480				53
<u>#2 P/U 2WD</u>	229		27		
<u>#6-00 BACKHOE</u>					
<u>#9 DUMP</u>					
<u>#10 DUMP</u>					
<u>#11 DUMP</u>	146		17		
<u>#12-02 DUMP</u>	26				15
<u>#12-04 DUMP</u>					
<u>#12-99 GENERATOR</u>					
<u>#9-02 BRUSH HOG</u>					
<u>#17 CASE BACKHOE</u>					
<u>#19 JD TRACTOR</u>					
<u>#06-99 BUCKET TRUCK</u>	41		3		
<u>#21 WOOD CHIPPER</u>					19
<u>#807 STREET SWEEPER</u>	63				36
<u>#42 ASPHALT HEATER</u>					
<u>#37 TRAIL ARROW</u>					
<u>#10-98 3" PUMP</u>					
<u>#28A 3" PUMP</u>					
<u>3" PUMP</u>					
<u>#30 4" PUMP</u>					
<u>#31 4" PUMP</u>					
<u>#32 4" PUMP</u>					
<u>1" PUMP</u>					
<u>S-10</u>	695		41		
<u>TOTAL</u>	<u>2375</u>		<u>156</u>		<u>163</u>

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Check Date	Bank/Check #	Name	Description	Amount	Voided?
7/3/2008	GEN 30620	ADAM ZETTEL	CREATE DDA PETTY CASH	0.00	V
7/3/2008	GEN 30621	APEX SOFTWARE	MTCE RENEWAL 8/1/08-8/1/09	215.00	
7/3/2008	GEN 30622	APPLIED INDUSTRIAL	GRAFFITI BUSTER	149.89	
7/3/2008	GEN 30623	ARROW UNIFORM RENTAL	UNIFORMS, MATS, SUPPLIES, ENV. MATS, SUPPLIES	174.32 <u>25.58</u>	
				199.90	
7/3/2008	GEN 30624	BASIC	COPAY/OFFICE VISIT/RACOSTA/GARDNER	219.25	
7/3/2008	GEN 30625	CDW GOVERNMENT INC	RENEW ANTI-VIRUS PROTECTION	1,499.69	
7/3/2008	GEN 30626	CITY OF SWARTZ CREEK	PETTY CASH REIMB/JUNE	184.94	
7/3/2008	GEN 30627	DELTA VISION	JULY 08 VISION - RETIREES (4) 2 MONTH ADJ - B. ADAMS (MAY-JUNE) ADJUSTMENT FOR JULY	16.34 <u>(6.32)</u> <u>5.71</u>	
				15.73	
7/3/2008	GEN 30628	DURAND RENTALS	2 PORTA JONS/ELMS RD PARK	150.00	
7/3/2008	GEN 30629	GENESEE COUNTY	COST SHARE PICTOMETRY LICENSE	146.00	
7/3/2008	GEN 30630	GENESEE COUNTY TREASURER	PROCESS SUMMER 08 TAX BILLS	112.62	
7/3/2008	GEN 30631	GENESEE CTY DRAIN COMMISSIONER		57,064.33	
7/3/2008	GEN 30632	INFINITE SOLUTIONS	NEW PHONE SYSTEM AND INSTALLATION	1,500.00	
7/3/2008	GEN 30633	J&S LANDSCAPE CONSTRUCTION AND S	MOW & TRIM CITY PROPERTIES	950.00	
7/3/2008	GEN 30634	JERRYS COMPLETE YARD & TREE SERV	CHIP BRUSH 6-17-08	810.00	
7/3/2008	GEN 30635	MICHIGAN MUNICIPAL LEAGUE	POLICY RENEW 7/1/08-7/1/09	69,901.00	
7/3/2008	GEN 30636	MICHIGAN PIPE AND VALVE	WATER VALVE	1,276.02	
7/3/2008	GEN 30637	MID MICHIGAN MANUFACTURING	JETTING IN CITY	852.50	
7/3/2008	GEN 30638	RBM CONSULTING LLC	MTCE 7/1/08-6/30/09	975.00	

7/3/2008	GEN 30639	S.L.C. METER SERVICE	PROBE ADVANTAGE II COMPLETE ARB	252.00
7/3/2008	GEN 30640	SCHAEFER'S OFFICE SOURCE	OFFICE SUPPLIES/TONER	102.70
7/3/2008	GEN 30641	SUBURBAN AUTO SUPPLY	HARDWARE-BOLTS	4.34
			SEAT	31.49
				<u>35.83</u>
7/3/2008	GEN 30642	SWARTZ CREEK AREA SENIOR CITZ.	BAL OF FY08 DELQ TAXES	281.00
7/3/2008	GEN 30643	VALLEY PETROLEUM	JUNE 08 FUEL USEAGE - POLICE	2,217.53
7/3/2008	GEN 30644	VALLEY PETROLEUM	JUNE 08 FUEL USEAGE - DPW	1,602.86
7/3/2008	GEN 30645	VERIZON NORTH	6/16-7/16/08 810 TX4-1386	197.39
7/3/2008	GEN 30646	CITY OF SWARTZ CREEK	CREATE DDA PETTY CASH	100.00
7/10/2008	GEN 30647	APPLIED ECOSYSTEMS - GREAT LAKES	PHASE I ENV SITE ASSESS/5129 MORRISH/BLA	1,500.00
7/10/2008	GEN 30648	ARROW UNIFORM RENTAL	MATS, SUPPLIES	25.75
			UNIFORMS, MATS, SUPPLIES, ENV.	157.89
				<u>183.64</u>
7/10/2008	GEN 30649	BASIC	CPAY/OFF VST/CLOLINGR/JAWRSKI/KRTH TYL	583.27
7/10/2008	GEN 30650	CONSUMERS ENERGY	5/23-7/1/08 8011 MILLER RD	10.32
7/10/2008	GEN 30651	CONSUMERS ENERGY	5/23-7/1/08 8083 CIVIC DR	797.66
7/10/2008	GEN 30652	CONSUMERS ENERGY	5/23-7/1/08 8059 FORTINO DR	75.29
7/10/2008	GEN 30653	CONSUMERS ENERGY	5/24-7/1/08 8499 MILLER RD	14.72
7/10/2008	GEN 30654	CONSUMERS ENERGY	5/25-7/1/08 WINSHALL RESTROOMS	53.32
7/10/2008	GEN 30655	CONSUMERS ENERGY	5/25-7/1/08 5361 WINSHALL DR	11.38
7/10/2008	GEN 30656	CONSUMERS ENERGY	5/24-7/1/08 5127 MORRISH RD	10.62
7/10/2008	GEN 30657	CONSUMERS ENERGY	5/25-7/1/08 5257 WINSHALL DR	10.21
7/10/2008	GEN 30658	CONSUMERS ENERGY	5/23-7/1/08 8301 CAPPY LN	321.74
7/10/2008	GEN 30659	CONSUMERS ENERGY	5/23-7/1/08 8095 CIVIC DR	1,100.80
7/10/2008	GEN 30660	CONSUMERS ENERGY	5/25-7/1/08 9099 MILLER RD	18.16
7/10/2008	GEN 30661	CONSUMERS ENERGY	5/23-7/1/08 8100 CIVIC DR	1,074.04
7/10/2008	GEN 30662	CONSUMERS ENERGY	5/25-7/1/08 5121 MORRISH RD	242.91
7/10/2008	GEN 30663	CONSUMERS ENERGY	5/24-7/1/08 4438 MORRISH	9.31
7/10/2008	GEN 30664	CRYSTAL WATER COMPANY	JUNE 08 RENTAL/4 JUGS	36.00
7/10/2008	GEN 30665	DDP POLICES SERVICES INC	DDP SFTWARE MNT & LIC RNW 8/1/08-7/31/09	1,740.00

7/10/2008	GEN 30666	DEE CRAMER	GENERAL LABOR/CITY HALL	190.00
7/10/2008	GEN 30667	DELTA DENTAL PLAN	JULY 08 DNTL-RETIREEES(3)/ACTIV PRICE CHG	193.95
7/10/2008	GEN 30668	FROST GARDENS	FLOWERS & PLANTS FOR DOWNTOWN	250.15
7/10/2008	GEN 30669	GENESEE COUNTY	2ND QTR CHARGE CITY HALL/GLINK	75.00
			2ND QTR CHARGE POLICE DEPT/LEIN LINE	<u>75.00</u>
				150.00
7/10/2008	GEN 30670	GILL ROYS HARDWARE	ADJUSTABLE WRENCH/18 IN WRENCH PIPE	33.68
			CARTRIDGE ROOF CEMENT	7.98
			AIR FILTERS	41.86
			JERSEY GLOVES	5.88
			COFFEE BREWER	89.88
			BLACK SPRAY PAINT	7.47
			NUTS, SCREWS, WASHERS FOR PICNIC TABLE	26.57
			BLACK FLANGE/GALV PIPE/THREADS	176.20
			FLAT WASHERS/NUTS/BOLTS/SCREWS	59.07
			AAA BATTERIES/WD-40	12.27
			42 GAL GARBAGE BAGS	8.98
			RED SHREDDED MULCH	6.56
			#16 STL DBL JACK CHAIN	9.80
			TAG/RING ID KEY/SINGLE CUT KEY	7.45
			GRADE/SURVEY STAKE/CLAMP	15.96
			UPS/WOOD CHIPPER BLADES	17.72
			ADAPTER, COUPLING & CONNECTOR	18.75
			GARDEN SEED DISPLAY	1.18
			RED SHREDDED MULCH	6.56
			RED SHREDDED MULCH	9.84
			DUST MASK	1.00
			RED SHREDDED MULCH	3.28
			REUSABLE QUICK LINK	2.58
			GALV DECK SCREWS/PHILLIPS POWER BIT	10.88
			RETURN DECK SCREW/GALV DECK SCREW	(3.70)
			ADHESIVE FASTENERS	6.34
			NUTS/BOLTS/SCREWS	<u>2.90</u>

				586.94
7/10/2008	GEN 30671	HYDRO DESIGNS	WATER CROSS CONNECTION COMPLIA	375.00
7/10/2008	GEN 30672	J&S LANDSCAPE CONSTRUCTION AND S	MOW & TRIM CITY PROPERTIES	900.00
			MOW & TRIM CITY RESIDENTS PROPERTIES	<u>300.00</u>
				1,200.00
7/10/2008	GEN 30673	JERRYS COMPLETE YARD & TREE SERV	CHIP BRUSH 7/1/08-7/2/08	875.00
7/10/2008	GEN 30674	KLASSIC LAWN & LANDSCAPE LLC	BRUSH HOG ROAD WAYS	450.00
7/10/2008	GEN 30675	RWS OF MID MICHIGAN	STREET SWEEPINGS	1,800.00
7/10/2008	GEN 30676	RWS OF MID MICHIGAN	GARBAGE/RECYCLING/YARD WASTE F	18,529.56
7/10/2008	GEN 30677	SIMEN FIGURA & PARKER PLC	JUNE 08 GENERAL/TRAFFIC/ORDIN	2,808.00
7/10/2008	GEN 30678	SWARTZ CREEK ELEVATOR	2 GALLONS ERASER	80.00
7/10/2008	GEN 30679	TERRELL, JAMIE	MILEAGE REIMB 6/16-6/27/08	15.15
			MILEAGE REIMB 6/30-7/4/08	<u>6.79</u>
				21.94
7/10/2008	GEN 30680	VERIZON NORTH	6/25-7/25/08 635-8109	56.87
7/17/2008	GEN 30681	ADVANCE GLOVE AND SAFETY CO	HAT & SAFETY VEST	20.90
7/17/2008	GEN 30682	ADVANCED MARKETING	LEIN PAPER	54.16
7/17/2008	GEN 30683	AGUILAR, JUANITA	OFFICE SUPPLIES/ELECTION SUPPLIES	45.04
7/17/2008	GEN 30684	ALLIE BROTHERS INC	PATCHES SEWN ON SHIRTS	24.75
7/17/2008	GEN 30685	ARROW UNIFORM RENTAL	UNIFORMS, MATS, SUPPLIES, ENV.	157.89
			MATS, SUPPLIES	<u>25.75</u>
				183.64
7/17/2008	GEN 30686	AT & T	7/1-7/31/08 810 R01-7836 523 0 LEIN	49.20
7/17/2008	GEN 30687	C & H CONSTRUCTION CO INC	REPLACE ALL BOLTS ON FIRE HYDRANT VALV	766.50
			WATERMAIN REPAIR	974.00

			10" VALVE REPLACEMENT	2,236.12
				<u>3,976.62</u>
7/17/2008	GEN 30688	CHIEF SUPPLY CORPORATION	RUBBER GLOVES	80.94
			CREDIT MEMO/SHIRT POLO	(29.99)
				<u>50.95</u>
7/17/2008	GEN 30689	CHIEF SUPPLY CORPORATION	POLO SHIRTS K-9	70.97
7/17/2008	GEN 30690	CONSUMERS ENERGY	5/29-7/3/08 4125 ELMS RD PAVILION	17.63
7/17/2008	GEN 30691	CONSUMERS ENERGY	5/29-7/3/08 4125 ELMS RD	34.17
7/17/2008	GEN 30692	CREEK AUTO SERVICES LLC	FUEL PUMP	435.75
7/17/2008	GEN 30693	DEE CRAMER	FIX LIBRARY AIR CONDITIONER	256.10
7/17/2008	GEN 30694	ELITE BUSINESS PRODUCTS	OFFICE SUPPLIES	94.18
			CREDIT	(4.49)
				<u>89.69</u>
7/17/2008	GEN 30695	FLINT JOURNAL	FARMERS MARKET AD	79.80
7/17/2008	GEN 30696	FLINT JOURNAL	WATER QUALITY REPORT	410.00
			BIDS FOR SIDEWALK REPAIR	49.88
			PRESS RELEASE CDBG	49.88
			ASSISTED LIVING PUBLIC HEARING	83.13
				<u>592.89</u>
7/17/2008	GEN 30697	INFINITE SOLUTIONS	UPDT WORKSTN CITY HALL/SYMANTEC C H & I	750.00
			APEX SOFTWARE CONFIG.	112.50
				<u>862.50</u>

7/17/2008	GEN 30698	J&S LANDSCAPE CONSTRUCTION AND S	MOW & TRIM 3 CITY RESIDENTS PROPERTIES	450.00
			MOW & TRIM CITY PROPERTIES	<u>950.00</u>
				1,400.00
7/17/2008	GEN 30699	KORTH, DONALD	FARMERS MARKET MUSIC 7-13-08	100.00
7/17/2008	GEN 30700	LETAVIS ENTERPRISES INC.	MAY VEH WASHES 25 @ 6.75 EACH	168.75
7/17/2008	GEN 30701	MARY JO CLARK	ATTEND GFOA CLASSES IN DETROIT REN CEN	269.94
			REIMB MILEAGE/ YE FINANCIAL STMT TRAIN	<u>42.48</u>
				312.42
7/17/2008	GEN 30702	NEXTEL COMMUNICATIONS	JUNE 08 MONTHLY BILL	515.40
7/17/2008	GEN 30703	PITNEY BOWES	RIBBON/E-Z SEAL/WICK ASSY FOR POST MACI	166.30
7/17/2008	GEN 30704	REHMANN GROUP LLC	DEV OF PERSONNEL POLICY/PROCED	300.00
7/17/2008	GEN 30705	S.L.C. METER SERVICE	METER SUPPLIES	312.09
7/17/2008	GEN 30706	SCHAEFER'S OFFICE SOURCE	TOWELS	107.46
7/17/2008	GEN 30707	SOUPAL CLEANERS	UNIFORM CLEANING JUNE 08	111.75
7/17/2008	GEN 30708	SUBURBAN AUTO SUPPLY	BRAKES	11.65
			TOOL	<u>7.19</u>
				18.84
7/17/2008	GEN 30709	SWARTZ CREEK AREA FIRE DEPT.	OPER/EQUIP BUDGET 7/1-12/31/08	55,925.00
7/17/2008	GEN 30710	SWARTZ CREEK AREA FIRE DEPT.	JUNE 08 MONTHLY RUNS	3,265.35
7/17/2008	GEN 30711	UPS	UPS SHIPPING	13.88
7/17/2008	GEN 30712	VERIZON NORTH	7/4/08-8/4/08 635-4402	123.35
7/17/2008	GEN 30713	VERIZON NORTH	7/1-8/1/08 635-4401	162.23
7/17/2008	GEN 30714	VERMEER OF MICHIGAN	BLADE SHARPENING/FREIGHT	76.02
7/18/2008	GEN 30715	BLUE CARE NETWORK-EAST MI	AUG 08 MED INS BLOSS	539.85
			JULY 08 MED INS/KELLY	539.85
			JUNE 08 MED INS PETRUCHA	<u>1,241.68</u>

				2,321.38
7/18/2008	GEN 30716	STATE OF MICHIGAN	NEW BAR CODE BOOKS (2006)	526.00
7/24/2008	GEN 30717	AMERICAN MESSAGING	7/15-8/14/08 810-833-2563/810-833-1159	21.96
7/24/2008	GEN 30718	ARROW UNIFORM RENTAL	MATS, SUPPLIES	25.75
			UNIFORMS, MATS, SUPPLIES, ENV.	<u>157.89</u>
				183.64
7/24/2008	GEN 30719	BASIC	COPAY/OFFICE VISIT/N. PAUL	206.97
7/24/2008	GEN 30720	C & H CONSTRUCTION CO INC	CATCH BASIN REPLACEMENT IN POL PKG LOT	1,795.80
7/24/2008	GEN 30721	COMCAST BUSINESS	7/26-8/25/08 SERVICES	165.00
7/24/2008	GEN 30722	FICK EXCAVATING INC.	HAUL MULCH FROM DPW TO ELMS RD PARK	170.00
7/24/2008	GEN 30723	GEN CTY ROAD COMMISSION	S-MTCE OPERATIONS JUNE	1,314.51
			SIGNAL - MILLER @ FAIRCHILD	86.51
			STOP SIGNS QTY-3	<u>69.30</u>
				1,470.32
7/24/2008	GEN 30724	GENESEE CTY DRAIN COMMISSIONER		58,984.14
7/24/2008	GEN 30725	INFINITE SOLUTIONS	REBUILD NAS TO INSTALL SYMANTEC	750.00
7/24/2008	GEN 30726	JERRYS COMPLETE YARD & TREE SERV	REMOVE TREEE 5294 DAVAL	425.00
			TRIM MAPLE TREES IN WINSHALL PARK	195.00
			TRIM COTTONWOOD TREES IN WINSHALL PAF	250.00
			REMOVE TREE 9095 CHESTERFIELD	985.00
			CHIP BRUSH 6-17-08	<u>810.00</u>
				2,665.00
7/24/2008	GEN 30727	KHALIL NEMER	AUG 08 MONTHLY RENT 5438 MILLER AMB BLI	758.34
7/24/2008	GEN 30728	LANDMARK APPRAISAL CO	JULY 08 MONTHLY SERVICES	2,188.75
7/24/2008	GEN 30729	MUNICIPAL SUPPLY CO.	6' 2-WAY STATIONARY ROD KEY	146.30

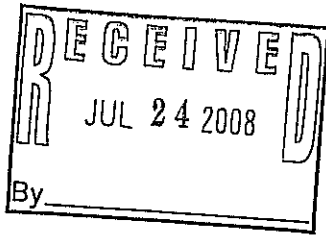
7/24/2008	GEN 30730	SUBURBAN AUTO SUPPLY	TERMINALS	7.69
			TERMINALS	<u>4.38</u>
				12.07
7/24/2008	GEN 30731	THOMAS SVRCEK	PICNIC TABLES/CANOPY	327.72
7/24/2008	GEN 30732	VERIZON NORTH	7/10-8/10/08 635-4464	461.50
7/24/2008	GEN 30733	VERIZON NORTH	7/7-8/7/08 B10-1133	169.60
7/31/2008	GEN 30734	AGUILAR, JUANITA	ADVANCE FOR SUPPLIES/MEALS FOR ELECTIC	100.00
7/31/2008	GEN 30735	ALLIE BROTHERS INC	NAME TAG OFC MORSE	10.95
7/31/2008	GEN 30736	ARROW UNIFORM RENTAL	UNIFORMS, MATS, SUPPLIES, ENV.	175.52
			MATS, SUPPLIES	<u>25.75</u>
				201.27
7/31/2008	GEN 30737	BASIC	COPAY/OFF VISIT/SVRCEK/ESKEW/SZMANSKY	314.30
			CPAY/OFF VST/NICHOLS/AGUILAR/ESKW/SVR	<u>161.89</u>
				476.19
7/31/2008	GEN 30738	BRADYS BUSINESS SYSTEMS	COPY MACH MAINT AGRMNT 7/15/08-8/15/08	40.00
7/31/2008	GEN 30739	CITY OF SWARTZ CREEK	REIMB PETTY CASH FEB-APRIL 08	69.15
			REIMB PETTY CASH JULY 08	<u>18.01</u>
				87.16
7/31/2008	GEN 30740	CITY OF SWARTZ CREEK	REIMB PETTY CASH/FARMERS MARKET	96.00
			INCREASE DDA'S PETTY CASH	<u>100.00</u>
				196.00
7/31/2008	GEN 30741	CUMMINGS HARLEY DAVIDSON INC	MOTORCYCLE LEASE 06/05/08-06/05/09	1,500.00

7/31/2008	GEN 30742	DELTA VISION	AUG 08 VISION-RETIRES (4)	16.34
7/31/2008	GEN 30743	DURAND RENTALS	2 PORTA JONS/ELMS RD PARK	150.00
7/31/2008	GEN 30744	GCMPC	DEVELOP/MAINTAIN TRAFFIC COUNT PROG DI	623.00
7/31/2008	GEN 30745	HANK & DONS TAVERN	DDA REIMB/FACADE IMPROVMNT PROGRAM	12,493.00
7/31/2008	GEN 30746	INFINITE SOLUTIONS	NEW PHONE SYSTEM AND INSTALLATION	750.00
			NEW PHONE SYSTEM AND INSTALLATION	103.92
			NEW PHONE SYSTEM AND INSTALLATION	1,198.92
				<u>2,052.84</u>
7/31/2008	GEN 30747	J&S LANDSCAPE CONSTRUCTION AND S	MOW & TRIM 5307 DURWOOD	150.00
			MOW AND TRIM CITY PROPERTIES	950.00
			MOW & TRIM 5149 OXFORD	150.00
			MOW & TRIM CITY PROPERTIES	900.00
				<u>2,150.00</u>
7/31/2008	GEN 30748	JERRYS COMPLETE YARD & TREE SERV	REMOVE ANOTHER DEAD ASH TREE ON WHIT	650.00
			REMOVE ASH TREE/GRIND STUMP ON WHITNE	650.00
			BRUSH CHIPPING 07/18/08	540.00
			CHIP BRUSH 6/17/08 REVERSAL	(810.00)
				<u>1,030.00</u>
7/31/2008	GEN 30749	KORTH, DONALD	FENDER PASSPORT PA SYSTEM	300.00
7/31/2008	GEN 30750	LETAVIS ENTERPRISES INC.	JUNE 08 CAR WASHES 15 @ \$6.75 EACH	101.25
7/31/2008	GEN 30751	PURCHASE POWER	POSTAGE FOR METER	2,000.00
				13.00
				<u>2,013.00</u>
7/31/2008	GEN 30752	ROWE INC	ITT/ASST LIVNG/CDR CK/MIJR/LCL ST/PCL SP	4,167.25

7/31/2008	GEN 30753	ROWE INC	ELMS ROAD CONSTRUCTION ENGINEERING	42,764.25
7/31/2008	GEN 30754	ROWE INC	CONSTRUCTION ENGINEERING SEYMO	5,750.25
7/31/2008	GEN 30755	STATE OF MICHIGAN-DEQ WTR	DRINKING WATER LAB TESTING	192.00
7/31/2008	GEN 30756	U. S. POST OFFICE	POSTAGE FOR AUGUST 08 UB BILLS	553.22
7/31/2008	GEN 30757	UNITED METHODIST CHURCH -SW CK	STATE PRIMARY 8/5/08 GYM FOR ELECTION	500.00
7/31/2008	GEN 30758	VERIZON NORTH	7/13-8/13/08 635-4495	50.89
7/31/2008	GEN 30759	VERIZON NORTH	7/16-8/16/08 810 TX4-1386	193.69
7/31/2008	GEN 30760	WOODS COLLISION	REPLACE WINDSHIELD TRIM	63.10

TOTAL OF 141 Checks:
(1 Checks Voided)

397,395.72



SWARTZ CREEK AREA FIRE BOARD

SWARTZ CREEK, MICHIGAN

REPORT FOR THE YEAR ENDED DECEMBER 31, 2007

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ROY, NOYE AND ASSOCIATES, CPA, P.C.

2503 S. LINDEN RD., SUITE 120 • FLINT, MI 48532 • P. 810.720.4700 • F. 810.720.4701

Independent Auditors' Report

Board of Directors
Swartz Creek Area Fire Board

We have audited the accompanying financial statements of the governmental activities of Swartz Creek Area Fire Board, as of and for the year ended December 31, 2007. These financial statements are the responsibility of the Board's management. Our responsibility is to express an opinion on these financial statements based on our audit.

We conducted our audit in accordance with auditing standards generally accepted in the United States of America and the standards applicable to financial audits contained in *Governmental Auditing Standards*, issued by the Comptroller General of the United States. Those standards require that we plan and perform the audit to obtain reasonable assurance about whether the financial statements are free of material misstatement. An audit includes examining, on a test basis, evidence supporting the amounts and disclosures in the financial statements. An audit also includes assessing the accounting principles used and significant estimates made by management, as well as evaluating the overall financial statement presentation. We believe that our audits provide a reasonable basis for our opinion.

In our opinion, the financial statements referred to above present fairly, in all material respects, the respective financial position of the governmental activities of Swartz Creek Area Fire Board as of December 31, 2007, and the respective changes in financial position, thereof for the year then ended, in conformity with accounting principles generally accepted in the United States of America.

In accordance with Government Auditing Standards, we have also issued our report dated February 27, 2008, on our consideration of the Swartz Creek Area Fire Board's internal control over financial reporting and on our tests of its compliance with certain provisions of laws, regulations, contracts, and grant agreements and other matters. The purpose of that report is to describe the scope of our testing of internal control over financial reporting and compliance and the results of that testing and not to provide an opinion on the internal control over financial reporting or on compliance. That report is an integral part of an audit performed in accordance with *Government Auditing Standards* and should be considered in conjunction with this report in considering the results of our audit. The purpose of that report is to describe the scope of our testing and not provide an opinion on the internal control over financial reporting or on compliance.

The management's discussion and analysis and budgetary comparison information on pages II-III and 9 are not a required part of the basic financial statements but are supplementary information required by the Governmental Accounting Standards Board. We have applied certain limited procedures, which consisted principally of inquires of management regarding the methods of measurement and presentation of the required supplementary information. However, we did not audit the information and express no opinion on it.

Our audit was conducted for the purpose of forming opinions on the financial statements that collectively comprise Swartz Creek Area Fire Board's basic financial statements. The accompanying other supplementary information, as identified, in the table of contents is presented for purpose of additional analysis and is not a required part of the basic financial statements. The other supplementary information has been subjected to the auditing procedures applied in the audit of the basic financial statements and, in our opinion, is fairly stated in all material respects in relation to the basic financial statements taken as a whole.



CERTIFIED PUBLIC ACCOUNTANTS

February 27, 2008

Swartz Creek Area Fire Board
Management Discussion and Analysis
For the Years Ended December 31, 2007 and 2006

As management of the Swartz Creek Area Fire Board, we offer readers of the Swartz Creek Area Fire Board's financial statements this narrative overview and analysis of the financial activities of the Swartz Creek Area Fire Board for the years ended December 31, 2007 and 2006.

Overview of the Financial Statements

This discussion and analysis are intended to serve as an introduction to the Swartz Creek Area Fire Board's basic financial statements. The Board's basic financial statements are comprised of the statement of net assets, statement of activities, governmental funds balance sheet & statement of revenues, expenditures, and changes in fund balance and notes to the financial statements. This report also contains other supplementary and additional information in addition to the basic financial statements themselves.

The statement of net assets presents information on all of the Board's assets and liabilities, with the difference between the two reported as net assets.

The statement of activities presents information showing how the government's net assets changed during the most recent calendar year. All changes in net assets are reported as soon as the underlying event giving rise to the change occurs, regardless of the timing of related cash flows. Thus, revenues and expenditures are reported in this statement for some items that will only result in cash flows in future periods.

The notes to the financial statements provide additional information that is essential to a full understanding of the data provided in the governmental fund financial statements.

Financial Highlights

The government-wide financial analysis focuses on the Statement of Net Assets and the Statement of Activities. The total assets of the Board are \$ 142,454 of which \$ 22,735 represents cash and cash equivalents. The liabilities are \$ 26,085 which represents amounts due to vendors, leaving current net assets of \$ 116,369.

Net assets decreased \$ 14,621 for the Board as a result of \$ 302,645 in the fire protection expenses, which are offset by general revenues of \$ 297,008. The Board also reimbursed the Municipalities for prior year's surplus. This figure was \$ 8,984.

Net assets invested in capital assets amount to \$ 105,096 leaving restricted net assets of \$ 11,273 which represents the excess of current year revenues over expenditures. This excess is to be reimbursed to the City of Swartz Creek and Clayton Township.

Capital assets include total assets of \$ 1,343,618. These assets are depreciated over various lives based on the type of asset. Accumulated depreciation to date is \$ 1,238,522. Should the Board ever disband, the capital assets are to be allocated based on contributions made by each participating unit for specific years.

**Swartz Creek Area Fire Board
Management's Discussion and Analysis
For the Years Ended December 31, 2007 and 2006**

Contacting the Board's Financial Management

This financial report is designed to provide our citizens and taxpayers with a general overview of the Board's finances. If you have questions about this report or need additional information, contact the Business Office, Swartz Creek Area Fire Board.

Swartz Creek Area Fire Board
Statement of Net Assets
December 31, 2007 and 2006

	<u>ASSETS</u>	
	<u>Governmental Activities</u>	
	2007	2006
<u>CURRENT ASSETS</u>		
Cash and Cash Equivalents	\$ 22,735	\$ 16,310
Due From Other Governmental Units	10,298	9,958
Prepaid Insurance	4,325	4,214
Total Current Assets	\$ 37,358	\$ 30,482
<u>NON-CURRENT ASSETS</u>		
Capital Assets	1,343,618	1,330,993
Less: Accumulated Depreciation	(1,238,522)	(1,208,987)
Total Noncurrent Assets	\$ 105,096	\$ 122,006
<u>TOTAL ASSETS</u>	\$ 142,454	\$ 152,488
<u>LIABILITIES</u>		
<u>CURRENT LIABILITIES</u>		
Accounts Payable	23,134	18,372
Payroll Liabilities	2,951	3,126
<u>TOTAL LIABILITIES</u>	\$ 26,085	\$ 21,498
<u>NET ASSETS</u>		
<u>NET ASSETS</u>		
Invested in Capital Assets	105,096	122,006
Restricted for Subsequent Expenditures	11,273	8,984
<u>TOTAL NET ASSETS</u>	\$ 116,369	\$ 130,990

See Accompanying Notes to Financial Statements

Swartz Creek Area Fire Board
Statement of Activities
December 31, 2007 and 2006

FUNCTIONS/PROGRAMS	Expenses	Program Revenues		Net (Expense) Revenue & Change in Net Assets	
		Charges For Services	Operating Grants and Contributions	2007	2006
Governmental Activities:					
Public Safety	\$ 302,645	\$ -	\$ -	\$ (302,645)	\$ (315,698)
General Revenues:					
Property Taxes				295,746	285,078
Investment Earnings				1,230	2,184
Miscellaneous				32	22
Sale of Fixed Assets					575
Total General Revenues and Transfers				<u>\$ 297,008</u>	<u>\$ 287,859</u>
Reimbursements to Municipalities for prior year's surplus				<u>\$ (8,984)</u>	<u>\$ (9,026)</u>
Reclassification of prior year unrestricted net asset				<u>\$ -</u>	<u>\$ (1,091)</u>
Change in Net Assets				<u>\$ (14,621)</u>	<u>\$ (37,956)</u>
Net Assets - Beginning - As Restated				<u>130,990</u>	<u>168,946</u>
Net Assets - Ending				<u>\$ 116,369</u>	<u>\$ 130,990</u>

See Accompanying Notes to Financial Statements

Swartz Creek Area Fire Board
 Balance Sheet
 Governmental Funds
 December 31, 2007

	Operation & Maintenance Fund	Total Governmental Funds
<u>ASSETS</u>		
Cash and Cash Equivalents	\$ 22,735	\$ 22,735
Due from Other Governmental Units		
Clayton Township	5,424	5,424
Swartz Creek	4,874	4,874
Prepaid Insurance	4,325	4,325
	\$ 37,358	\$ 37,358
<u>TOTAL ASSETS</u>		
<u>LIABILITIES</u>		
Accounts Payable	\$ 23,134	\$ 23,134
Payroll Liabilities	2,951	2,951
Total Liabilities	\$ 26,085	\$ 26,085
<u>FUND BALANCES</u>		
Restricted for Subsequent Expenditures	11,273	11,273
Total Fund Balances	\$ 11,273	\$ 11,273
<u>TOTAL LIABILITES AND FUND BALANCES</u>	\$ 37,358	\$ 37,358

See Accompanying Notes to Financial Statements

Swartz Creek Area Fire Board
Reconciliation of Total Governmental Fund Balances To
Net Assets of Governmental Activities
December 31, 2007

Total Governmental Fund Balances: \$ 11,273

Amounts reported for governmental activities in the statement of net assets are different because:

Capital assets used in governmental activities are not financial resources and therefore are not reported as assets in governmental funds. The cost of the assets is \$ 1,343,618 and the accumulated depreciation is \$ 1,238,522. 105,096

TOTAL NET ASSETS -
GOVERNMENTAL ACTIVITIES **\$ 116,369**

Swartz Creek Area Fire Board
Statement of Revenues, Expenditures, and Changes in Fund Balances
Governmental Funds
For the Year Ended December 31, 2007

	Operation & Maintenance Fund	Total Governmental Funds
<u>REVENUES</u>		
Contributions From Local Units	\$ 295,746	\$ 295,746
Earnings on Investments and Deposits	1,230	1,230
Proceeds from Sale of Fixed Assets		-
Other Income	32	32
Total Revenues	<u>\$ 297,008</u>	<u>\$ 297,008</u>
<u>EXPENDITURES</u>		
Operation and Maintenance	245,063	245,063
Vehicle Maintenance	20,898	20,898
Capital Outlay	19,774	19,774
Total Expenditures	<u>\$ 285,735</u>	<u>\$ 285,735</u>
Excess (Deficiency) of Revenues Over (Under) Expenditures	\$ 11,273	\$ 11,273
<u>FUND BALANCE - BEGINNING</u>		
	\$ 8,984	\$ 8,984
Excess (Deficiency) of Revenues Over (Under) Expenditures	11,273	11,273
Reimbursements to Municipalities for prior year's surplus	(8,984)	(8,984)
Reclassification of prior year unrestricted net asset		0
<u>FUND BALANCE - ENDING</u>	<u>\$ 11,273</u>	<u>\$ 11,273</u>

See Accompanying Notes to Financial Statements

Swartz Creek Area Fire Board
Reconciliation of The Statement of Revenues, Expenditures
and Changes in Fund Balances of Governmental Funds
To The Statement of Activities
For the Year Ended December 31, 2007

Total net change in fund balances - governmental funds \$ 2,289

Amounts reported for governmental activities in the statement of activities are different because:

Governmental funds report capital outlays as expenditures. However, in the statement of activities, the cost of those assets is allocated over their estimated useful lives as depreciation expense. This is the amount by which depreciation expense exceeded capital outlay in the current period.

(16,910)

CHANGE IN NET ASSETS OF GOVERNMENTAL ACTIVITIES

\$ (14,621)

Swartz Creek Area Fire Board
Notes to Financial Statements
For the Year Ended December 31, 2007

1) DESCRIPTION OF FIRE AUTHORITY OPERATIONS

The Swartz Creek Area Fire Board has been organized as a joint venture of the City of Swartz Creek and the Township of Clayton in Genesee County, Michigan. The organizational agreement provides for a joint exercise of power and the establishment of a separate administrative entity. Members of the Fire Board are appointed by the City and Township. The participating governmental units provide revenue to the department on the basis of fire runs.

The City of Swartz Creek and Township of Clayton each have an undivided one-half interest in the assets of the Fire Board. The City and Township have also provided the Fire Board with the use of several vehicles. Title to these vehicles remains with the contributing unit of government.

2) SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES

The accounting policies of Swartz Creek Fire Board conform to generally accepted accounting principles as applicable to governmental entities. The following is a summary of the significant accounting policies:

In June 1999 the Governmental Accounting Standards Board (GASB) issued Statement No. 34, Basic Financial Statements – and Management’s Discussion and Analysis – for State and Local Governments. Some of the significant changes in the Statement include the following:

A Management Discussion and Analysis (MD&A) section to provide an analysis of the Board’s overall financial position and results of operations.

Financial statements prepared with full accrual accounting for all of the Board’s activities.

- A change in the fund financial statements to focus on the major funds.

These and other changes are reflected in the accompanying financial statements and notes to the financial statements.

A) BASIC FINANCIAL STATEMENTS – GOVERNMENT – WIDE STATEMENTS

The Board’s basic financial statements include both government-wide (reporting the Board as a whole) and fund financial statements (reporting the Board’s major funds). The government-wide financial statements categorize primary activities as either governmental or business type. All of the Board’s activities are classified as governmental activities.

In the government-wide Statement of Net Assets, the governmental activities column is presented on a consolidated basis and is reported on a full-accrual economic resource basis, which recognizes all long-term assets and receivables. The Board’s net assets are reported in three parts: invested in capital assets; restricted net assets; and unrestricted net assets.

The government-wide Statement of Activities reports both the gross and net cost of each of the Board’s functions. General government revenues also support the functions. The Statement of Activities reduces gross expenses by related program revenues, operating and capital grants. Program revenues must be directly associated with the functions. Operating grants include operating-specific and discretionary grants. The net costs by function are normally covered by general revenue (property taxes, state and federal sources, interest income, etc.)

Swartz Creek Area Fire Board
Notes to Financial Statements
For the Year Ended December 31, 2007

2) SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES (CONTINUED)

B) BASIC FINANCIAL STATEMENTS – FUND FINANCIAL STATEMENTS

The accounts of the Board are organized on the basis of funds, each of which is considered a separate accounting entity. The operations of each fund are accounted for with a separate set of self-balancing accounts that comprise its assets, liabilities, fund balance, revenues, and expenditures. Government resources are allocated to and accounted for in individual funds based upon the purposes for which they are to be spent and the means by which spending activities are controlled.

GOVERNMENTAL FUNDS

General Fund – Operation & Maintenance Fund

The General Fund is the general operating fund of the Board. It is used to account for all financial resources except those required to be accounted for in another fund.

C) BASIS OF ACCOUNTING/MEASUREMENT FOCUS

The accounting and financial reporting treatment applied to a fund is determined by its measurement focus. All governmental fund types are accounted for using a current financial resources measurement focus. With this measurement focus, only current assets and current liabilities generally are included on the balance sheet. Operating statements of these funds present increases (revenues and other financing sources) and decreases (expenditures and other financing uses) in current assets. Accordingly, they are said to present a summary of sources and uses of “available spendable resources” during a period.

ACCRUAL

Governmental activity in the government-wide financial statements is presented on the accrual basis of accounting. Revenues are recognized when earned and expenses are recognized when incurred.

MODIFIED ACCRUAL

The governmental funds financial statements are presented on the modified accrual basis of accounting. Under the modified accrual basis of accounting, revenues are recorded when susceptible to accrual; i.e., both measurable and available. “Available” means collectible within 60 days of year-end. Expenditures are generally recognized under the modified accrual basis of accounting when the related liability is incurred.

Those revenues susceptible to accrual are property taxes, interest revenue, grants and charges for services. Other revenue is recorded when received.

D) CASH AND CASH EQUIVALENTS

The Board considers highly liquid investments with an original maturity of three months or less when purchased to be cash equivalents.

Investments are reported at fair value, which is determined using selected bases. Short-term investments are reported at cost, which approximates fair value. Securities traded on a national exchange are valued at the last reported sales price and investments that do not have an established market are reported at estimated fair value. Cash deposits are reported at carrying amount, which reasonably estimates fair value.

Swartz Creek Area Fire Board
Notes to Financial Statements
For the Year Ended December 31, 2007

2) SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES (CONTINUED)

E) CAPITAL ASSETS

General capital assets are those assets not specifically related to activities reported in the proprietary funds. These assets generally result from expenditures in the governmental funds. These assets are reported in the governmental activities column of the government-wide statement of net assets but are not reported in the fund financial statements.

All capital assets are capitalized at cost (or estimated historical cost) and updated for additions and retirements during the year.

All reported capital assets are depreciated. Depreciation is computed using the straight-line method over the following useful lives:

<u>Description</u>	<u>Governmental Activities</u>
Equipment	<u>Estimated Lives</u> 5 – 10 years

F) NET ASSETS

Net assets represent the difference between assets and liabilities. Net assets invested in capital assets, consists of capital assets, net of accumulated depreciation. Net assets are reported as restricted when there are limitations imposed on their use either through the enabling legislation adopted by the Board or through external restrictions imposed by creditors, grantors or laws or regulations of other governments.

G) ESTIMATES

The preparation of financial statements in conformity with generally accepted accounting principles requires management to make estimates and assumptions that affect the amounts reported in the financial statements and accompanying notes. Actual results may differ from those estimates.

3) DEPOSITS AND INVESTMENTS

Deposits are carried at cost. Deposits of the Fire Board are at one bank in the name of Swartz Creek Area Fire Department. Michigan Compiled Laws (MCL), Section 129.91, authorized a local unit to deposit and invest in the accounts of Federally insured banks, credit unions and savings and loan associations; bond securities, and other obligations of the United States, or an agency or instrumentality of the United States in which the principal and interest is fully guaranteed by the United States, including securities issued or guaranteed by the Government National Mortgage Association; United States government or Federal agency obligation repurchase agreement; bankers' acceptance of United States banks; mutual funds composed of investment vehicles which are legal for direct investment by local units of government in Michigan; and commercial paper rated by two standard rating agencies within the three highest classifications, which matures not more than 270 days after the date of purchase, and which involves no more than 50 percent of any one fund. Michigan law prohibits security in the form of collateral, surety bonds, or other forms for the deposit of public money. Attorney General's Opinion No. 6168 states that public funds may not be deposited in financial institutions located in states other than Michigan.

At December 31, 2007, the carrying amount of the Board's deposits was \$ 22,735 and the bank balance was \$ 27,314, all of which was covered by federal depository insurance.

Swartz Creek Area Fire Board
Notes to Financial Statements
For the Year Ended December 31, 2007

4) DUE FROM OTHER UNITS OF GOVERNMENT

As of December 31, 2007, the Fire Board had amounts due from other units of government as follows:

Clayton Township	\$ 5,424
City of Swartz Creek	<u>4,874</u>
	<u>\$ 10,298</u>

5) CAPITAL ASSETS

Capital asset activity for the fiscal year ended December 31, 2007, was as follows:

	Balance January 1, 2007	Additions	Deletions	Balance December 31, 2007
Machinery and Equipment	\$ 495,444	\$ 13,725	\$ (700)	\$ 508,469
Vehicles	759,959			759,959
Office equipment	42,508		(400)	42,108
800 MHZ equipment	33,082			33,082
Less: Accumulated Depreciation	<u>(1,208,987)</u>	<u>(32,760)</u>	<u>3,225</u>	<u>(1,238,522)</u>
	<u>\$ 122,006</u>	<u>\$ (19,035)</u>	<u>\$ 2,125</u>	<u>\$ 105,096</u>

Depreciation expense was charged to functions/programs of the primary government as follows:

Public Safety \$ 32,760

6) CONTINGENCIES

In the ordinary course of business, the Board is involved in various pending or threatened legal actions. The Board believes that any ultimate liability arising from these actions will not have a material adverse effect on its financial position.

REQUIRED
SUPPLEMENTARY
INFORMATION

Swartz Creek Area Fire Board
Statement of Revenues, Expenditures and Changes
in Fund Balance - Budget and Actual
Operation & Maintenance Fund
For the Year Ended December 31, 2007

	Budgeted Amounts		Actual	Variance With Final Budget
	Original	Final		
<u>REVENUES</u>	\$ 282,472	\$ 282,472	\$ 297,008	\$ 14,536
<u>EXPENDITURES</u>				
Operation and Maintenance	282,472	282,472	285,735	(3,263)
Excess of Revenues Over Expenditures	\$ -	\$ -	\$ 11,273	\$ 11,273
 <u>FUND BALANCE - BEGINNING</u>			8,984	
Excess of Revenues over Expenditures			11,273	
Reimbursements to Municipalities for for prior year's surplus			(8,984)	
 <u>FUND BALANCE - ENDING</u>			\$ 11,273	

OTHER SUPPLEMENTAL
INFORMATION

Swartz Creek Area Fire Board
Operation & Maintenance Fund
Schedule of Expenditures
For the Year Ended December 31, 2007

EXPENDITURES

Operation & Maintenance

Salaries - staff	\$ 54,877
Salaries - officers	14,520
Salaries - firefighters	83,749
Deferred compensation	3,119
Payroll taxes	13,397
Medical expense	4,465
Office supplies	2,856
Building supplies	688
Communications and alarms	3,602
Equipment supplies	8,739
Contract services	7,033
Insurance	26,914
Utilities	14,645
Equipment maintenance	20,898
Equipment	19,774
Education and training	6,459

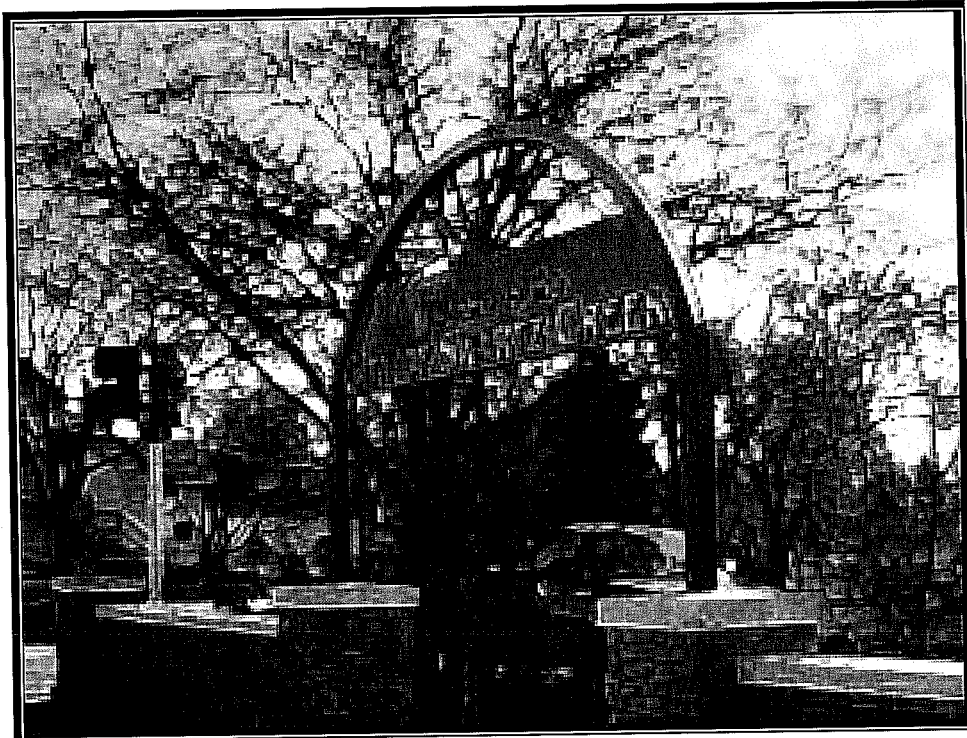
TOTAL EXPENDITURES

\$ 285,735

CITY OF SWARTZ CREEK

To Save Trees, Council Minutes
of July 14, 2008 Removed

Planning Commission



Meeting of August 05, 2008

7pm in the Swartz Creek City Council Chambers

**CITY OF SWARTZ CREEK
SWARTZ CREEK, MICHIGAN
PLANNING COMMISSION
AGENDA
TUESDAY, AUGUST 05, 2008
7:00 P.M.**

1. CALL TO ORDER:

2. PLEDGE OF ALLEGIANCE:

3. ROLL CALL: Abrams, Bueche, Conner, Florine, Grimes, Hurt,
Kolhoff, Ridley, Stephens.

4. APPROVAL OF AGENDA:

PAGE NO.

5. APPROVAL OF MINUTES:

6. CORRESPONDENCE:

A. Resolutions	03-05
B. Minutes July 01, 2008	06-10
C. Meeting Staff Letter	11-12
D. Letter of Resignation-Thomas Kolhoff (Agenda Item)	13
E. Meijer Correspondence (Agenda Item)	14-67
F. ITT Correspondence (Agenda Item)	68-89
G. July 14 City Council Minutes	90-97
H. Planning Commission Rules of Procedure	98-107
I. CNN & Grand Rapids Press Articles	108-112
J. Meijer Site Plan & Elevation (Agenda Item)	(Attached)
K. ITT Site Plan (Agenda Item)	(Attached)

7. MEETING OPENED TO PUBLIC (NON-PUBLIC HEARING ITEMS):

8. BUSINESS:

A. Mr. Kolhoff's Resignation

1. Planning Commission Discussion
2. Motion
3. Discussion
4. Vote

B. Site Plan Review Amendment (SPR) - Meijer - 7276 Miller Rd., Tax ID No. 58-36-400-003 - Woodside Builders, Applicant/Owner

1. Applicant Presentation
2. Staff Presentation
3. Planning Commission Discussion
4. Motion
5. Discussion
6. Vote

C. Site Plan Review (SPR) – ITT Parking Expansion - 7276 Miller Rd., Tax ID No. 58-36-400-003 - Woodside Builders, Applicant/Owner

1. Applicant Presentation
2. Staff Presentation
3. Planning Commission Discussion
4. Motion
5. Discussion
6. Vote

9. **MEETING OPENED TO THE PUBLIC:**
10. **REMARKS BY PLANNING COMMISSION MEMBERS:**
11. **ADJOURNMENT:**

**CITY OF SWARTZ CREEK
SWARTZ CREEK, MICHIGAN
PLANNING COMMISSION
RESOLUTIONS
TUESDAY, AUGUST 05, 2008
7:00 P.M.**

Resolution No. 080805-__ **(Carried/Denied)**

Motion by Commissioner _____, support by Commissioner _____, the Swartz Creek Planning Commission approves the agenda for the August 5th, 2008 Planning Commission meeting.

YES: _____.
NO: _____. Motion declared carried/denied.

Resolution No. 080805-__ **(Carried/Denied)**

Motion by Commissioner _____, support by Commissioner _____, the Swartz Creek Planning Commission approves the Minutes for the July 1st, 2008 Planning Commission meeting.

YES: _____.
NO: _____. Motion declared carried/denied.

Resolution No. 080805-__ **(Carried/Denied)**

Motion by Commissioner _____, support by Commissioner _____, the Swartz Creek Planning Commission accepts the resignation of Mr. Kolhoff.

YES: _____.
NO: _____. Motion declared carried/denied.

Resolution No. 080805-__ **(Carried/Denied)**

Motion by Boardmember,
Second by Boardmember,

WHEREAS, the City of Swartz Creek Planning Commission has reviewed and approved a Planned Unit Development Site Plan, with special land uses for Meijer and,

WHEREAS, the Planned Unit Development satisfies the eligibility criteria of Section 11.01 of the City of Swartz Creek Zoning Ordinance; and,

WHEREAS, the applicant put forth an extended timeline for completion of the project, including possible revisions prior to commencement; and

WHEREAS, the existing Site Plan and all Special Land Uses remain valid contingent upon any revisions; and,

NOW, THEREFORE, the Swartz Creek City Planning Commission recommends approval of the Site Plan Amendment for a downsizing and layout alternation of the Meijer Store to be constructed at, 4013 Morrish Road, Tax ID No. 58-36-100-001, applicant Michael Kinstle (Meijer Inc.), as illustrated in the site plan dated July 30, 2008, subject to the following conditions and stipulations:

- 1.) Identified waivers in the staff SPR review letter dated August 1, 2008 are approved by City Council.
- 2.) Approval by the City Council of a planned unit development agreement.
- 3.) Comments by Rowe Engineering and other permitting agencies are addressed.
- 4.) Meijer Inc. is to provide \$1,500,000 towards the Morrish Road improvements as need for completion of Phase I.
- 5.) _____

YES: _____.

NO: _____ Motion declared carried/denied.

Resolution No. 080805-__

(Carried/Denied)

Motion by Boardmember,
Second by Boardmember,

The Swartz Creek City Planning Commission recommends approval of the Final Site Plan for the expansion of the ITT parking lot to be constructed at 6399 Miller Rd, Tax ID No. 58-31-100-033, applicant Delta Land Surveying, as illustrated in the site plan dated July 21, 2008, subject to the following conditions and stipulations:

1. Approval by City Council of a restrictive covenant that ties the primary use to the parking lot.
2. The extension of the east property line screening fence along the entire western property line of 6355 Miller Road.
3. _____

YES: _____.

NO: _____ Motion declared carried/denied.

Resolution No. 060805-__

(Carried/Denied)

Motion by Commissioner _____, support by Commissioner _____, the Swartz Creek Planning Commission adjourns the July 1, 2008 Planning Commission meeting.

YES: _____.

NO: _____. Motion declared carried/denied.

**CITY OF SWARTZ CREEK
SWARTZ CREEK, MICHIGAN
MINUTES OF PLANNING COMMISSION MEETING
JULY 1, 2008**

Meeting called to order at 7:02 p.m. by Chairperson Stephens.

Pledge of Allegiance.

ROLL CALL:

Commissioners present: Abrams, Bueche, Conner, Florine, Grimes, Hurt, Ridley, Stephens.

Commissioners absent: Kolhoff.

Staff present: Adam Zettel, Zoning Administrator.

Others present: Jim Florence, Evelyn Deneen, Richard Deneen, Danny Nemer, Kal Nemer, Tom Roberts.

APPROVAL OF AGENDA:

Resolution No. 080701-01

(Carried)

Motion by Commissioner Hurt, support by Commissioner Grimes, the Swartz Creek Planning Commission approves the agenda for the July 01, 2008 Planning Commission meeting.

Unanimous voice vote.

Motion declared carried as amended.

APPROVAL OF MINUTES:

Resolution No. 080701-02

(Carried)

Motion by Commissioner Hurt, support by Commissioner Ridley, the Swartz Creek Planning Commission approves the Minutes for the May 06, 2008 Planning Commission meeting.

Unanimous voice vote.

Motion declared carried.

MEETING OPENED TO THE PUBLIC (NON-PUBLIC HEARING ITEMS): None.

OLD BUSINESS: None.

NEW BUSINESS:

Special Land Use (SLU) Review – Nursing & Convalescent Home – 7276 Miller Rd., Tax ID No. 58-36-400-003 – Woodside Builders, Applicant/Owner

Applicant Presentation: Kal Nemer made a presentation regarding the condo retirement. The architect from Gunnlevine Architects, Tom Robert, spoke briefly as well.

Discussion Took Place.

Public Forum

Ed Moon, 7233 Maplecrest,, questioned how the whole project integrates with the Springbrook Association. He wondered if the quad-plexes would be part of the association. Kal Nemer advised that the assisted living home would be maintained by “absolute lease”, which means that they take care of everything outside, including landscaping. Mr. Nemer stated that the quad-plexes would not be a part of the residential association. He stated that they would be totally separate, maintained separately, insured separately, with no burden to the association.

Resolution No. 080701-03

(Carried)

Motion by Boardmember Hurt
Second by Boardmember Bueche

Whereas, the City of Swartz Creek Planning Commission has reviewed and approved a Planned Unit Development Site Plan for Springbrook East and,

Whereas, the Planned Unit Development satisfies the eligibility criteria of Section 11.01 of the City of Swartz Creek Zoning Ordinance; and,

Whereas, the Planned Unit Development District included senior housing on the site at the location illustrated in the site plans attached hereto; and,

Whereas, the Swartz Creek Planning Commission received application for and conducted a public hearing wherein comments from the public were heard on the proposed nursing convalescent home special land use; and,

Whereas, the Special Land Use is designed and constructed in a manner harmonious with the character of adjacent property and surrounding areas; and,

Whereas, the Special Land Use is adequately served by essential public facilities and services, such as roads, pedestrian or bicycle facilities, police and fire protection, drainage systems, water supply, and sewage facilities; and,

Whereas, the Special Land Use does not have an unacceptable significant adverse effect on the quality of the natural environment in comparison to the impacts associated with a conventional development; and,

Whereas, the Special Land Use application for a nursing & convalescent home satisfies all general and specific standards for review.

Now Therefore, the Swartz Creek City Planning Commission recommends approval of the Special Land Use for a nursing & convalescent home to be constructed at, 7276 Miller Rd, Tax ID No. 58-36-400-003, applicant Woodside Builders, subject to the following conditions and stipulations:

- 1) Final site plan approval by the City Council.
- 2) Identified waivers in the staff SLU review letter dated June 24, 2008 are approved by the City Council.
- 3) Housing for the elderly shall not be converted to any other use without complying with the provisions of the zoning ordinance in effect.

YES: Florine, Grimes, Ridley, Stephens, Abrams, Bueche, Conner, Hurt.
ABSTAIN: None.

Motion declared carried.

Discussion Ensued.

NCVW Assisted Living Site Plan Review (SPR)-Nursing & Convalescent Home-7276 Miller Road, Tax I.D. No. 58-36-400-003-Woodside Builders, Applicant/Owner

No Applicant Presentation.
No Staff Presentation.

Discussion Took Place.

Resolution No. 080701-04

(Carried)

Motion by Boardmember Florine
Second by Boardmember Hurt

The Swartz Creek City Planning Commission recommends approval of the Final Site Plan for a nursing & convalescent home to be constructed at 7276 Miller Road, Tax ID No. 58-36-400-003, applicant Woodside Builders, subject to the following conditions and stipulations:

- 1) Approval by City Council of the special land use application dated May 27, 2008 (nursing and convalescent home).
- 2) The completion of the water main loop and installation of a second hydrant per the SPR staff letter dated June 24, 2008.
- 3) Addition of face stone to the east entrance elevation as noted in the SPR letter dated June 24, 2008.
- 4) The addition of one (1) canopy or deciduous tree to the site plan, per administrative approval.
- 5) The relocation and addition of sidewalks per administrative approval.
- 6) Administrative approval of exterior building lighting and parking lighting.
- 7) Addition of decorative street lighting along Kroger Drive, per administrative approval.
- 8) The acceptance and incorporation or waiver of review comments of all other consultants, departments, and review agencies; specifically the staff SPR and SLU letters dated June 24, 2008, and the Rowe, Inc, letter dated June 24, 2008.
- 9) Housing for the elderly shall not be converted to any other use without complying with the provisions of the zoning ordinance in effect.
- 10) The use of a screening fence between the four-plex and assisted living facility shall be subject to administrative approval.

YES: Hurt, Ridley, Stephens, Abrams, Bueche, Conner, Florine, Grimes.
ABSTAIN: None.

Motion declared carried.

Resolution No. 080701-05

(Carried)

Motion by Boardmember Conner
Second by Boardmember Abrams

The Swartz Creek Planning Commission hereby amends Resolution No. 080701-04 to include the following:

- 11) 25 rooms for dementia assisted living and 26 rooms for assisted living.

YES: Ridley, Stephens, Abrams, Bueche, Conner, Florine, Grimes, Hurt.
Abstain: None.

Motion Declared Carried.

MEETING OPENED TO THE PUBLIC:

Jim Florence, 4296 Springbrook Drive, stated that he felt that the assisted living facility would be a great addition to the community. Mr. Florence stated that in order to protect

the owners in Springbrook East, it would be in the best interest for everyone for this section to be separated from the condominium community as far as the association goes.

REMARKS BY PLANNING COMMISSION MEMBERS:

Commissioner Grimes asked how Cedar Creek was going. He was advised that it is moving forward. The agreements and drawings are being approved at this time. Mr. Grimes also asked when Kroger was going to start their expansion. Mr. Zettel stated that he is working on an updated agreement with Kroger to agree to construct the extra 150 feet of service drive that would go to the Northwest corner of the property.

Commissioner Hurt questioned when the August Planning Commission meeting is. He was advised that it is August 5th. Mr. Hurt also explained his reluctance on the amendment. He stated that he didn't want an informal amendment but a formal one so that he could hear more discussion on the issue.

Commissioner Florine questioned why the Marathon station did not come down at the same time that the canopy and the pylon sign came down. Mr. Zettel stated that the reason that he was given was that the owners, the Saroki's, didn't have the money at the time. Mr. Zettel stated that he does have a binding agreement that everything will be taken down by August.

Commissioner Abrams talked about the Army soldier at the Veteran's Memorial being mounted. Mr. Abrams spoke about parliamentary procedure during the meetings.

Commissioner Conner talked about the properties on the corner of Miller Road and Elms Road. Mr. Conner spoke about a possible traffic circle on that corner in the future.

ADJOURNMENT:

Resolution No. 080701-06

(Carried)

Motion by Commissioner Abrams, support by Commissioner Bueche, the Swartz Creek Planning Commission adjourns the July 1, 2008 Planning Commission meeting.

Unanimous voice vote.

Meeting adjourned at 8:53 pm.

Paul Bueche,
Secretary



City Offices
M-F 8am -5pm
810.635.4464
810.635.2887fax

City Manager's Office
M-F 8am-5pm
810.635.3600

Police Department
Emerg. 911
810.635.4401
810.635.3728 fax

Public Services Department
M-F-8am-4:30pm
810.635.4495

Date: August 1, 2008

To: Planning Commissioners
From: Adam Zettel
RE: August 05, 2008 Planning Commission Meeting

Hello everyone,

We WILL be meeting next week on Tuesday, August 5, 2008. There are a number of items up for discussion and review. Please see all of the attached correspondence.

First on the agenda is a resignation request from Mr. Kolhoff. Mr. Kolhoff has executed the duties of his office in accordance with expectations as defined by the City Charter and the Planning Commission Rules of Procedure. However, he feels this level of commitment cannot endure due to other commitments in his life. His resignation, as stated in his letter, is effective on August 1st. As such, we shall not be expecting him at Tuesday's meeting, and I have included a resolution to accept his resignation. The Mayor and City Council shall likely fill this vacancy before the next Planning Commission meeting.

Next on the agenda, Meijer has applied for a site plan revision. Often, such revisions are administrative or 'limited' as defined by the ordinance. However, Meijer is proposing to downsize their current footprint by about 25% and alter the internal traffic circulation and gas station accordingly. As such, I had them come in for a full site plan review.

Though this is a full review of the site plan, the special land uses shall remain valid since they were approved contingent upon site plan review. Furthermore, all other aspects of the site plan have generally remained unchanged as far as landscaping, utilities, drainage, and the elevations. You will see some new enhancements to the elevations. I hope you like them. For an exhaustive review of the changes, see the attached letter. Overall, this is a good project that has been well prepared by the applicants.

The other item for review is a site plan for ITT. ITT is requesting to put parking on the parcel that fronts Miller Road in front of their building. Normally, this is not a problem since the ordinance allows parking to be placed on a separate parcel as long as it is adjacent to the primary use and is under the same ownership. The problem is that the primary use is in another zoning jurisdiction and therefore not under control by the City.



Because of this, staff has been reluctant to recommend approval because of the risk derived from approving a parking lot in the City even though the USE of the parking lot may be subject to Flint Township's political approvals. For example, if ITT moved away and the primary parcel was rezoned industrial, would the parking lot then be subject to use for an industrial use or use as a commercial auto sales lot? Would the lot need to be removed or discontinued under such circumstances? These questions prolonged the process till the City's attorney agreed to the inclusion of a restrictive covenant with ITT. See attached. This restrictive covenant, I am told, ameliorates the issues brought about by the jurisdictional boundary.

With that said, the issue is whether or not the Planning Commission feels that parking is a use consistent with the General Business District. Like I said, this use is permitted as long as it serves an adjacent, primary use. As such, the proposal does appear to satisfy the zoning ordinance requirements *if* certain conditions are met. Summarily, though I am not excited about it, the project merits approval subject to some requirements. The applicant certainly has a demonstrable need for more parking. Please see the attached review letter for details.

I will see you all this Tuesday. Please see the attached minutes from the July 14th, 2008 City Council meeting. If you have any questions or comments (since we have not met in quite a while), **I am available at City Hall at (810) 635-4464.**

Sincerely,



Adam Zettel
Zoning Administrator
(810)-635-4464

Thomas W. Kolhoff

5338 Durwood Dr., Swartz Creek, MI 48473 810-635-0638 (home) 810-845-0412 (cell)

July 28, 2008

Mr. Paul Bueche, City Manager
City of Swartz Creek
8083 Civic center Dr.
Swartz Creek, Michigan 48473

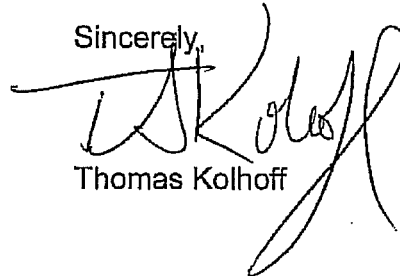
Dear Mr. Bueche:

SUBJECT: City of Swartz Creek, Planning Commission

It is with regret that I inform you of my resignation from the City of Swartz Creek, Planning Commission, effective August 1, 2008. Due to other responsibilities, I am unable to make the commitment necessary to be an effective Planning Commission member. I have enjoyed working with all of the Planning Commission members and have learned a great deal from the experience. Swartz Creek is fortunate to have such a dedicated and hard working group of individuals volunteer their time to serve on the commission.

Thank you for the opportunity to serve our community. Please feel free to contact me if you have any questions.

Sincerely,

A handwritten signature in black ink, appearing to read 'TKolhoff', written over a horizontal line.

Thomas Kolhoff

June 24, 2008

Planning Commission
City of Swartz Creek
Swartz Creek, MI 48473-2887

Attention: Swartz Creek Planning Commission

Subject: Meijer Site Plan Amendment Review
58.098 acres located at 4013 Morrish Rd (58-36-100-001); See attached map and site plans dated 07/30/2008-Progressive AE.

Dear Chairman and Commissioners:

City staff has reviewed the above site plan review request of Meijer Inc. to amend the site plan for Meijer Inc. within the North Morrish Road Planned Unit Development. The property is zoned GBD (General Business District) with a PUD overlay, which permits all of the applicable uses as special land uses. The amendment consists of a downsizing of the primary retail use from 207,364 square feet to 156,544 square feet, a relocation of the gasoline station, and a realignment of internal traffic circulation and drive-through.

The proposed Meijer store, several uses accessory to the store, and the mini-mart are special land uses in the GBD District. Reviews of the special land use applications have been completed and approved and shall remain valid as approved as long as the site plan and any amendments to the site plan remain valid.

The Planned Unit Development approval is valid for a period of three years. The accompanying special land uses also remain valid during such time, contingent upon site plan review. As such, the process required under the circumstances is to present a 'major change' to the Planning Commission and City Council for the Meijer site plan. Pending approval of the site plan adjustment, the Planned Unit Development and accompanying special land uses shall be valid for another three years.

APPLICATION SUBMISSION

The application for site plan review was submitted in its entirety by Progressive AE and is complete. The required information, in its latest form, was received on plans dated 07/30/2008.

The proposed project is a 58.098 acre, 156,544 sq. ft., retail center located within the North Morrish Road Planned Unit Development on land that is zoning GBD. The PUD concept plan, approved August 14, 2006, includes provisions for the retail center, the mini-mart, out lots, utilities, drainage, and transportation as applied for.

Due to the scope and scale of this project and the fact that this review focuses on specific amendments, the staff review shall incorporate only those items which have been noted as being changed since the original approval by City Council. Of course, any and all aspects of the site plan may be addressed by Planning Commission or City Council during this review. For more information, please see the review letters from LSL, dated August 10 of 2006.

1. GBD Standards.

Finding: In compliance; no substantial change

The uses on the site plan and the dimensional standards still conform to the zoning ordinance and have not changed except for the building setbacks that have increased due to the reduction of the principle retail footprint. There are no issues here.

2. Site Plan and Structures-Generally.

Finding: In compliance

The reduction of the primary retail use and the relocation of the gasoline station (mini-mart) from the north end of the site plan to the south end of the site plan are the major changes requiring review at this time. The drive-through is also being relocated from the front of the building to the side.

All of these changes are in the best interest of the site plan. The downsizing of the retail use reduces the overall need for parking, traffic demand, storm water management, and the visual impact. The relocation of the mini-mart is a neutral change that places the use closer to the interstate and a superior access drive. Furthermore, the location of the drive through should ease traffic congestion and improve flow and safety by taking the use off of the front of the building and locating it on the south side. This shall provide a more practical traffic pattern that separates the traffic uses.

Concerning the building design, the primary retail use and the mini-mart have received upgrades to their materials and façades. Additions include windows, parapets, more offsets, and more color variety. The inclusion of pedestrian access paths, bike racks, stamped concrete walkways, and other features meet and exceed the conditions of approval in the original site plan.

One change the planning commission may want to consider is the alignment of the landscaping island in the parking lot. Previously, these islands were staggered to add more visual appeal and spread out the landscaping. They are now proposed in a straight, north-south line. **The staggered islands are recommended.**

The utilities, construction notes, surface water management, and drainage have been reviewed by Rowe Inc. The review comments are in the Rowe letter dated July 21, 2008. Approval of the site plan should be conditioned upon satisfaction of all items addressed in this letter. Progressive AE has already responded to these comments in a letter dated July 30, 2008.

3. Landscaping and screening.

Finding: In compliance

Staff reviewed the landscape plan in accordance with the requirements in Section 28.02. Since the development is part of a PUD, additional landscaping beyond that required by the zoning ordinance is suggested where appropriate.

RM-1	Required	Proposed	Comments
Main parking lot landscaping	One (1) canopy tree for every eight (8) spaces; 77 trees	86 canopy 17 evergreen	In compliance
Mini-mart parking lot landscaping	One (1) canopy tree for every eight (8) spaces; 3 trees	3 trees	In compliance
Morrish Frontage	One (1) canopy tree per forty ft; 22 trees	22 canopy 12 ornamental	In compliance
East Buffer	Two (2) canopy or evergreen trees and four (4) shrubs per 20 feet; 43 trees, 172 shrubs	49 canopy 37 evergreen 172 shrubs	In compliance

The revised site plan meets and exceeds all landscaping and buffering requirements. The species and layout appears balanced and appropriate.

4. Parking and Loading.

Finding: In compliance

In general, the location and layout of the off-street parking has not changed. The project previously requested an increase in the allowable parking by 20% based upon proven demand. This was previously granted by the City Council and is recommended at present.

Parking	Required	Proposed	Comments
Primary Retail	4.0 space per 1000 sq. ft. GLA; 514 spaces, 617 spaces with 20% increase	617	In compliance

Mini-mart	1.0 space per 250 sq. ft GLA plus 10 spaces at the fueling islands; 22 spaces	22	In compliance
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*Barrier-free spaces count toward the total parking lot space count.

5. Lighting.

Finding: In compliance; no substantial change

The applicant proposes parking lot lighting, accent lighting, and service drive lighting for the project. All lighting proposed is acceptable based upon the photometric grid and material descriptions as they relate to the previous site plan and waivers. Though there are areas that exceed the foot candle allowance, these are extremely small in relation to the lighting plan (see the handicap parking areas and the west side of the store).

Because these areas of higher intensity of lighting are not excessive in area or intensity, they should be waived.

6. Signs.

Finding: In compliance subject to waivers for additional identification and incidental signage

The revised site plan retains the exact sign scheme as it relates to the interstate and primary pylon signs. However, the applicant is proposing a reduction of the primary wall sign for the retail store from 649 sq. ft. to 499 sq. ft. The applicant is also proposing to add a 12' 7" tall monument sign (104 sq. ft.) for the mini-mart and three other signs ("fresh"-55 sq. ft., "home"- 51 sq. ft., and "bottle return"-10 sq. ft.) to identify appropriate entrances to the primary store.

These signs as they relate to location, materials, and function, are all allowed based upon the ordinance, but they shall require waivers due to the allowable cap on square footage. Staff recommends the waivers be granted based upon the multi-tenant scale of the project.

7. Vehicular and Pedestrian Circulation.

Finding: In compliance

Access management appears adequate from all aspects. Pedestrian access is good and appears to meet the conditions of the original site plan. General traffic circulation has not been substantially altered since all major access ways and parking areas retain the same layout. Furthermore, the drive through now proposes to circulate in such a way that the entrance is provided as one way access from the front of the store and the exit is located along a less congested service drive along the south of the building. **The Planning Commission should consider the purpose and layout of the non-**

landscaped traffic island adjacent to the drive through. This appears to be a lot of open space that is wasted on concrete. Furthermore, there is not a by-pass lane available.

8. Natural Features

Finding: In compliance; no substantial change

The site plan still proposes relocating an agricultural drain near the south edge of the site. The drain is located near several wetlands and approval from MDEQ is required.

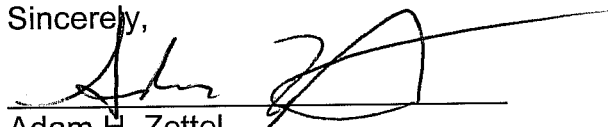
Summary and Recommendation

Staff recommends approval of the site plan, conditioned upon the following:

1. Approval of the waivers identified in this review.
2. Comments by Rowe Engineering and other permitting agencies are addressed.
3. Approval by the City Council of a planned unit development agreement.
4. Meijer Inc. is to provide \$1,500,000 towards the Morrish Road improvements as need for completion of Phase I.
5. _____

Please contact me directly if you have any comments or inquiries on the matter. I am happy to receive comments in person, in writing, over the phone, or via e-mail.

Sincerely,



Adam H. Zettel
Assistant City Manager & Zoning Administrator
City of Swartz Creek
azettel@cityofswartzcreek.org

APPLICATION FOR SITE PLAN REVIEW

City of Swartz Creek
8083 Civic Drive
Swartz Creek, MI 48473
810-635-4464

Date: ___/___/___

File No: _____

Fee Received: _____ Receipt No: _____

NOTICE TO APPLICANT:

Regular meetings of the Swartz Creek Planning commission are held on the first Tuesday of each month at 7:00 PM, at the City Hall, 8083 Civic Dr. Application for site plan review shall be filed at least twenty (20) days before the scheduled meeting date.

Applicant should be familiar with all aspects of the City's Zoning Appendix A pertinent to the site plan application, including but not limited to: the appropriate level of site plan review, the site plan process, review standards, performance guarantees, use restrictions, landscaping, parking, design standards, fees, and enforcement.

TO THE PLANNING COMMISSION:

I, (We), the undersigned, do hereby respectfully make application and petition the Planning Commission to recommend approval of the attached site plan as hereinafter requested, and in support of this application, the following facts are shown.

Furthermore, I (We) have attached proof of ownership, information regarding the number of peak employees anticipated to accompany the site plan uses, and the names, addresses, and telephone/fax numbers of any and all engineers, attorneys, architects, and other professionals associated with this project.

The property is located and described, as follows:

Assessment Roll Description No. 58-36 - 100 - 001

Address: SOUTH EAST CORNER OF MORRISH ROAD & BRISTOL ROAD

Other description: SWARTZ CREEK CROSSINGS

It has a frontage of: 2112 feet and a depth of: 1300 feet. Total acreage is: 58 Ac

PRESENT ZONING: PUD, GENERAL BUSINESS

If the property is in acreage, and is not therefore a part of a recorded plat: The subject property is located and described as follows: (indicate total acreage also).

Assessment Roll Description No. 58-36-100-001,

LEGAL DESCRIPTION ATTACHED. PROPERTY IS LOCATED AT
SOUTHEAST CORNER OF MORRISH ROAD AND BRISTOL ROAD.

60.341 ACRES GROSS, 58.098 ACRES NET, 2.243 ACRES INR/W

SITE PLAN APPLICANT INFORMATION:

Name: MICHAEL KINSTLE

Address: 2929 WALKER N.W. GRAND RAPIDS, MI 49544

Phone Number: 616-791-2558

SUBJECT PROPERTY IS OWNED BY:

Name: MEIJER, INC.

Address: 2929 WALKER N.W. GRAND RAPIDS, MI 49544

Phone Number: 616-791-2558

It is proposed that the property will be put to the following use:

RETAIL DEVELOPMENT GENERAL BUSINESS
WITH PLANNED UNIT DEVELOPMENT OVERLAY

It is proposed that the following building(s) will be constructed (note gross sq. ft of each):

MEIJER RETAIL STORE (156,544 SF)

CONVENIENCE STORE (2640 SF)

[Signature] Phone Number: 616-791-2558
Signature of Applicant

[Signature] Phone Number: 616-791-2558
Signature of Owner

Level of review required (Circle one): Full Limited Administrative

A. Action Taken by the Planning Commission:

1. Date application: ____/____/____
2. Date of Public Hearing: ____/____/____
3. Findings of Planning Commission:

4. Recommendation:

B. Action Taken by the City Council:

1. Date of Public Hearing: ____/____/____
2. Findings of the City Council:

3. Action of the City Council:

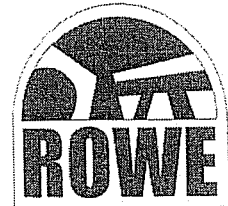
By: _____
City Clerk

Date: ____/____/____

Legal Description:

Land located in the City of Swartz Creek, Genesee County, Michigan described as follows:

The West 1/2 of the Northwest 1/4 of Section 36, Township 7 North, Range 5 East, Except that part thereof lying South of the North line of Highway M-78 (I-69 Freeway), as set forth in Deed Liber 1355, Page 201 Genesee County Records and further described as: Beginning at the Northwest corner of said Section 36; thence North 89 degrees 14 minutes 47 seconds East, 1299.70 feet along the North line of said Section 36; thence South 00 degrees 01 minute 18 seconds East 2112.80 feet along the occupied West 1/8 line to its intersection with the North right of way of I-69 Freeway; thence South 87 degrees 12 minutes 50 seconds West, 673.90 feet along the North right of way of I-69 Freeway; thence North 71 degrees 28 minutes 24 seconds West, 543.06 feet along the Northerly right of way of I-69 Freeway; thence North 00 degrees 04 minutes 10 seconds West, 299.01 feet; thence South 89 degrees 55 minutes 50 seconds West, 35.00 feet; thence North 00 degrees 04 minutes 10 seconds West, 528.00 feet; thence South 89 degrees 55 minutes 50 seconds West, 75.00 feet to the West line of Section 36; thence North 00 degrees 04 minutes 10 seconds West, 1129.03 feet along the West line of Section 36 to the Point of Beginning, containing approximately 60.341 Acres Gross, 2.243 Acres in Right-of-Way, and 58.098 Acres Net.



www.roweincorp.com

ROWE INCORPORATED
THE ROWE BUILDING
540 S. SAGINAW ST., STE 200
POST OFFICE BOX 3748
FLINT, MICHIGAN 48502

phone (810) 341-7500
fax (810) 341-7573

July 21, 2008

Mr. Paul Bueche, City Manager
City of Swartz Creek
8083 Civic Drive
Swartz Creek, MI 48473

RE: Swartz Creek Crossings - Site Plan Review

ENGINEERING Dear Mr. Bueche:

LAND SURVEYING

AERIAL SURVEYING

PLANNING

LANDSCAPE ARCHITECTURE

LAND DEVELOPMENT SERVICES

OFFICES:

FLINT

LAPEER

MT. PLEASANT

SUBSIDIARIES:

AIR-LAND SURVEYS

FLINT, MI

MYERS LAND SURVEY CO.
GRAYLING, MI

At the request of the City of Swartz Creek, we have reviewed the revised site plan for Swartz Creek Crossings. The subject area consists of approximately 58.1 acres and is zoned General Business District and Planned Unit Development. The project is situated on the east side of Morrish Road between Bristol Road and I-69. We offer the following comments at this time:

General Comments

1. A permit for use of City of Swartz Creek public right-of-way shall be obtained prior to any construction within the City of Swartz Creek right-of-way. Permits to construct within the Genesee County Road Commission (GCRC) and Michigan Department of Transportation (MDOT) right-of-way must also be obtained prior to construction. Copies of MDOT and GCRC permits and approvals shall be provided to the city.
2. The proposed public sanitary sewer and water main plans must be reviewed and approved by Genesee County Drain Commissioner's Office -Water and Waste Services (GCDC-WWS), and the Michigan Department of Environmental Quality (MDEQ). Easements over the sanitary sewer and water main must be granted to the City of Swartz Creek for future maintenance.
3. The soil erosion and sedimentation control plan must be approved and a Part 91, Soil Erosion and Sedimentation Control (SESC) permit must be obtained from GCDC-WWS prior to construction. Copies of the SESC plan approval and SESC permit shall be provided to the City.
4. A National Pollutant Discharge Elimination System (NPDES) permit must be obtained from the State of Michigan prior to the start of construction. A copy of the permit shall be provided to the city.
5. The proposed outlets to Smith Drain and Miller Road Extension of Smith Drain must be approved by Genesee County Drain Commissioner's Office-Surface Water Management (GCDC-SWM). A copy of the approval letter shall be provided to the city.

6. The site plan shall be reviewed and approved by the fire chief for emergency vehicle accessibility and maneuverability.
7. Per the City of Swartz Creek design standards and construction specifications, a detailed traffic control plan shall be provided using the current Michigan Manual of Uniform Traffic Control Devices (9MMUTCD). We recommend that this plan be included with the site plan set.
8. A copy of the MDEQ wetland permit shall be provided to the city.

Site Drainage Area Plan, Storm Water Discharge Permit Application, and Storm Water Management Calculations Comments

1. It appears there is a discrepancy in the area of development shown between the plans and drainage calculations. The developer's engineer should review the figures provided on sheet DP1, attachments C and F, as well as the storm water discharge permit application; the acreages provided on these documents range from 52.1 to 60.3 acres.

Site Plan Comments

Sheet DP1

1. The notes shall include a utility statement declaring that the proposed storm sewer shall be a private system owned and maintained by the developer. The proposed 8" sanitary sewer shall be a public system with easements granted to the City of Swartz Creek, and the proposed 10" water main shall be a public system with easements granted to the City of Swartz Creek.
2. The proposed pavement design cross section shall include MDOT HMA mix numbers. It is unclear where the light duty and heavy duty cross sections apply. The City of Swartz Creek design standard for Class 'C' commercial parking lots is 2" MDOT #1100L, over 2" MDOT #1100T, over 6" 23A crushed limestone. The light duty pavement section does not appear to meet or exceed the city standard.
3. The City of Swartz Creek commercial driveway approach section is 8" concrete reinforced with 6" x 6" x 10" steel mesh with MDOT type "M" openings when attached to an existing curbed street. A pavement entrance cross section shall be added to the plans meeting or exceeding the City of Swartz Creek specification. We also recommend that the developer's engineer review the GCRC and MDOT entrance requirements to make certain that their pavement requirements are met or exceeded as well. We also recommend that plan view entrance details be added to the plans showing the proposed curb and gutter types, curb transitions, and radii.
4. It is unclear where the negative and positive onsite curb and gutter details apply.
5. The location of ADA handicap ramps shall be shown on the plans.

Sheet DP2

1. Rip rap shall be provided at the 48" x 48" box culvert outlet.
2. The type of curb inlet structure covers shall be specified referring to MDOT standard casting details.
3. Per the City of Swartz Creek design standards and construction specifications, the Unified Keying System shall be used for soil erosion and sedimentation control measures.
4. The developer's engineer shall verify that the proposed berm along the east property line will not adversely affect the drainage patterns of the adjacent parcels.
5. The proposed reinforced concrete storm sewer pipe shall be ASTM C76 with a minimum of Class III. We recommend using Class IV under paved areas. The proposed box culvert shall be ASTM C-850 and support HS-20 loading with precast concrete wig walls.
6. The plans shall note that engineered fill will be required under proposed utilities above existing ground.
7. It appears proposed catch basins "22" thru "25" are located within the landscape islands of the parking lot; these should be located outside the curbed islands in order to collect surface drainage.

Mr. Paul Bueche
July 21, 2008
Page 3

8. Proposed grading is provided for the construction of detention pond "B"; however, it appears the detention pond outlet will not be constructed at this time. The plans should incorporate the construction of the outlet with this phase of the project.

Sheet DP3

1. The plans shall note and provide details relating to the proposed water main bore and jack across Morrish Road and Bristol Road.

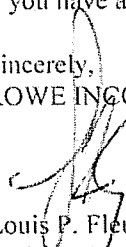
Sheet DP7

1. The typical catch basin w/ 2' sump detail and the typical storm manhole detail shall refer to MDOT standard casting details rather than EJIW casting numbers. The curb structure casting types shall be labeled on sheet DP2.
2. Rip rap shall be shown at the 12" outlet and the 48" x 48" box culvert outlet on the detention basin 'A' outlet cross section.

Our plan review is for conformance with the city's submittal requirements and Standard Engineering Practices for the city's use in deciding whether to approve the site plan. The developer and designer shall be responsible for the accuracy and validity of the information presented on the plan. Regulatory and other governmental agencies with jurisdiction may have additional comments or requirements. The developer and designer remain responsible for the design, construction, and any resulting impacts of the project.

If you have any questions or require additional information, please contact our corporate office.

Sincerely,
ROWE INCORPORATED



Louis P. Fleury, P.E.
Project Manager

July 30, 2008

Mr. Paul Bueche, City Manager
Mr. Adam Zettel, Assistant City Manager/Zoning Administrator
City of Swartz Creek
8083 Civic Drive
Swartz Creek, MI 48473



1811 4 Mile Road, NE
Grand Rapids, MI 49525 2442
616 361 2664 VOICE
616 361 1493 FAX
www.progressiveae.com

Re: Swartz Creek Crossings – Site Plan Review
Meijer, Inc.

Dear Gentlemen:

We are in receipt of the review comments dated July 21, 2008, from Rowe Incorporated. We have the following questions and/or comments to the review.

General Comments

1. *A permit for use of City of Swartz Creek public right-of-way shall be obtained prior to any construction within the City of Swartz Creek right-of-way. Permits to construct within the Genesee County Road Commission (GCRC) and Michigan Department of Transportation (MDOT) right-of-way must also be obtained prior to construction. Copies of MDOT and GCRC permits and approvals shall be provided to the city.*

Progressive AE - The drawings and Stormwater Report were submitted for Site Plan Approval on July 3, 2008. Permits listed in No. 1 are planned to be obtained as part of the more detailed Construction Document plan set. We would appreciate receipt of any applications the City has for permitting use of public rights-of-way. Final permits will be provided to the City when they become available.

2. *The proposed public sanitary sewer and water main plans must be reviewed and approved by Genesee County Drain Commissioner's Office —Water and Waste Services (GCDCWWS) and the Michigan Department of Environmental Quality (MDEQ). Easements over the sanitary sewer and water main must be granted to the City of Swartz Creek for future maintenance.*

Progressive AE - As in No. 1 above, the submittal for public sanitary and watermain permits from GCDCWWS and MDEQ is forthcoming in a more detailed Construction Document plan set after Site Plan Approval. However, we would appreciate receipt of sample easement language and forms required for the sanitary sewer. Please indicate widths required for each easement. Final permits will be provided to the City when they become available.

3. *The soil erosion and sedimentation control plan must be approved and a Part 91, Soil Erosion and Sedimentation Control (SESC) permit must be obtained from GCDC-WWS prior to construction. Copies of the SESC plan approval and SESC permit shall be provided to the City.*

Progressive AE - Final permits will be provided to the City when they become available during Construction Documentation set approvals.

4. *A National Pollutant Discharge Elimination System (NPDES) permit must be obtained from the State of Michigan prior to the start of construction. A copy of the permit shall be provided to the city.*

Progressive AE - Final permits will be provided to the city when they become available during Construction Documentation set approvals.

5. *The proposed outlets to Smith Drain and Miller Road Extension of Smith Drain must be approved by Genesee County Drain Commissioner's Office-Surface Water Management (GCDC-SWM). A copy of the approval letter shall be provided to the city.*

Progressive AE - Final permits and approvals will be provided to the City when they become available during Construction Documentation and approvals.

6. *The site plan shall be reviewed and approved by the fire chief for emergency vehicle accessibility and maneuverability.*

Progressive AE - We understand that distribution of a plan set for review by the fire chief would be coordinated by the City Manager or Assistant. Please inform us if this is not the case, and we will submit a site plan for review directly to the fire chief.

7. *Per the City of Swartz Creek design standards and construction specifications, a detailed traffic control plan shall be provided using the current Michigan Manual of Uniform Traffic Control Devices (MMUTCD). We recommend that this plan be included with the site plan set.*

Progressive AE - A detailed traffic control plan would also be an item for inclusion in a Construction Document set. We understand that the City of Swartz Creek will be covering design and construction of improvements to Morrish Road, and a Traffic Control Plan can be a part of that set of documents. A site striping and signage plan for the site, with consideration to MMUTCD, will be prepared for the Site Construction Document set.

8. *A copy of the MDEQ wetland permit shall be provided to the city.*

Progressive AE - Please see attachment for wetland permit copy.

Site Drainage Area Plan, Storm Water Discharge Permit Application, and Storm Water Management Calculations Comments

1. *It appears there is a discrepancy in the area of development shown between the plans and drainage calculations. The developer's engineer should review the figures provided on Sheet DP1, Attachments C and F, as well as the storm water discharge permit application; the acreages provided on these documents range from 52.1 to 60.3 acres.*

- On Drawing DP1, the acreages of 60.341, 2.243, and 58.098 refer to Gross Property Boundary Area, Right-of-Way Area, and Net Area for the parcel to be developed.
- On Attachment C, 44.30 acres refers to the area that drains to Detention Area A.
- On Attachment F, 7.80 acres refers to the area that drains to Detention Area B.
- The Discharge permit application refers to the Net Area of the Property Boundary, rounded to the nearest whole tenth of an acre, or 58.1 acres.
- The difference between Property Net Area of 58.1 and Detention Areas A+B of 52.1 acres is the 6 acres on the south side of the property that drains to the relocated ditch.

Site Plan Comments

Sheet DP 1

1. *The notes shall include a utility statement declaring that the proposed storm sewer shall be a private system owned and maintained by the developer. The proposed 8" sanitary sewer shall be a public system with easements granted to the City of Swartz Creek, and the proposed 10" water main shall be a public system with easements granted to the City of Swartz Creek.*

Please refer to Drawing DP3 for appearance of notes requested above.

2. *The proposed pavement design cross section shall include MDOT HMA mix numbers. It is unclear where the light duty and heavy duty cross sections apply. The City of Swartz Creek design standard for Class 'C' commercial parking lots is 2" MDOT #11OOL, over 2" MDOT #11OOT, over 6" 23A crushed limestone. The light duty pavement section does not appear to meet or exceed the city standard.*

The pavement cross section has been modified to comply with or exceed the Class "C" design standard.

3. *The City of Swartz Creek commercial driveway approach section is 8" concrete reinforced with 6" x 6" x 1 0" steel mesh with MDOT type "M" openings when attached to an existing curbed street. A pavement entrance cross section shall be added to the plans meeting or exceeding the City of Swartz Creek specification. We also recommend that the developer's engineer review the GCRC and MDOT entrance requirements to make certain that their pavement requirements are met or exceeded as well. We also recommend that plan view entrance details be added to the plans showing the proposed curb and gutter types, curb transitions, and radii.*

It is our understanding that Construction Documentation and approvals for Morrish Roadway and Bristol Road will be engineered through the City of Swartz Creek. We can work with the City-contracted road engineer to ensure compliance detailing of driveways are coordinated with Swartz Creek, GCRC, MDOT, and Meijer site.

4. *It is unclear where the negative and positive onsite curb and gutter details apply.*

Please see revised detail of onsite Curb and Gutter on Drawing DP1. All curbing shall be positive unless noted otherwise on the Grading Plan. Negative curb will be labeled on Construction Documents.

5. *The location of ADA handicap ramps shall be shown on the plans.*

Added typical note regarding "Barrier-Free" ADA ramp locations.

Sheet DP2

1. *Rip rap shall be provided at the 48" x 48" box culvert outlet.*

Drawing updated as requested.

2. *The type of curb inlet structure covers shall be specified referring to MDOT standard casting details.*

The Construction Documents will show a "Storm Sewer Drainage Structure Schedule" table with casting details referenced for each structure.

3. *Per the City of Swartz Creek design standards and construction specifications, the Unified Keying System shall be used for soil erosion and sedimentation control measures.*

Drawing updated as requested with Unified Keying System.

4. *The developer's engineer shall verify that the proposed berm along the east property line will not adversely affect the drainage patterns of the adjacent parcels.*

The berm will be constructed with a swale at the toe/property line to receive runoff from adjacent parcels and direct it to the wetland to the south.

5. *The proposed reinforced concrete storm sewer pipe shall be ASTM C76 with a minimum of Class III. We recommend using Class IV tinter paved areas. The proposed box culvert shall be ASTM C-850 and support 1-IS-20 loading with precast concrete wing walls.*

Storm sewer material is noted as such on Drawing DP2.

6. *The plans shall note that engineered fill will be required under proposed utilities above existing ground.*

A note to this effect is on Drawing DP2.

7. *It appears proposed catch basins "22" thru "25" are located within the landscape islands of the parking lot; these should be located outside the curbed islands in order to collect surface drainage.*

The landscape islands act as stormwater filtration mechanisms for the parking lot's first flush of stormwater. Please see detail of Rain Garden that now appears on Drawings DP4A and DP7.

8. *Proposed grading is provided for the construction of detention pond "B"; however, it appears the detention pond outlet will not be constructed at this time. The plans should incorporate the construction of the outlet with this phase of the project.*

The grading of the site will not include construction of Detention Pond B and has been updated to reflect this.

Sheet DP3

1. *The plans shall note and provide details relating to the proposed water main bore and jack across Morrish Road and Bristol Road.*

Added note about bore and jack. Details to be provided on Construction Documents.

City of Swartz Creek
July 30, 2008
Page 5

Sheet DP7

1. *The typical catch basin w/2' sump detail and the typical storm manhole detail shall refer to MDOT standard casting details rather than EJIW casting numbers. The curb structure casting types shall be labeled on sheet DP2.*

The Construction Documents will show a "Storm Sewer Drainage Structure Schedule" table with casting details referenced for each structure. The castings referenced will be MDOT numbers.

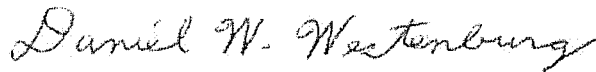
2. *Rip rap shall be shown at the 12" outlet and the 48" x 48" box culvert outlet on the detention basin 'A' outlet cross section.*

The plans have been updated accordingly.

We anticipate that the Site Plan Review Documents, attached, and modified as indicated above will meet requirements for Site Plan Review Approval. Indicated items shall be provided to the City and to Rowe for review when they become available through the Construction Document and Permitting process.

Sincerely,

PROGRESSIVE ARCHITECTURE ENGINEERING



Daniel W. Westenburg, P.E.

Adam Zettel

From: Bernock, Robert [Robert.Bernock@meijer.com]
Sent: Tuesday, July 15, 2008 11:46 AM
To: Adam Zettel
Cc: Aitken, James; Lee Vander Meulen
Subject: RE: Swartz Creek Meijer

Adam, I am responsible for coordinating the building elevation drawing needs here at Meijer. Lee has passed on your requests to upgrade the building façade w/ your thoughts. Let me provide some feedback to your suggestions.

1. The recently submitted architectural renderings are already a substantial upgrade to our prototype facade.
2. The facade and wrapped sides already have a substantial amount of masonry upgraded from our precast preference.
3. The front parapet already provides for the requested varying parapet heights.
4. The architectural components are consistent with the previously approved (I think approved) rendering of our larger store.
5. The Garden Center knee wall and decorative fence is a very large and expensive upgrade.
6. Provided is a screen wall in the loading dock
7. Planter boxes have already been added to the front elevation. Any more only provides obstacles for our customers.
8. In addition, the Gas Station has been also substantially upgraded from desired prototype.
9. The other items you suggest are difficult and expensive for us. Offsets, projections, etc... cause issues with our internal floor plans. With our smaller floorplan, at first blush, I believe even faux windows are difficult to insert and keep the store in some sort of architectural balance.
10. Please also understand that the Meijer philosophy is to unveil a building that doesn't compromise our reputation of a "low price" business model. Such upgrades are always very difficult to balance with that model philosophy and the want or required need of upgrades, whether through ordinance or just a request.

Adam, here is what I am going to try, to show we will give as much as we can, as inexpensively as we can.

1. I will ask our architect to provide a cornice on the parapet at the front and returning sidewalls. This is something I see is not been added that we have done on previous stores and it adds a very nice upgraded detail for little money.
2. We can also provide some architectural brick banding through the lower color of masonry on the front and go more towards a 2 color scheme vs. 3. This really would be considered a no cost item to us and is also a nice detail we have done on our larger stores.
3. We can make the planter boxes a bit larger or add maybe 2 more towards the center of the store, or make the existing larger and shift towards center; but we would not plant trees that would obstruct the site line of the logo.
4. I can ask that we look at adding faux windows where it makes architectural sense both to the floorplan and architectural balance. We have not tried this yet on this smaller format building. So we will look at it.

Feel free to provide comments to me in return, instead of through Lee. We look forward to receiving our final approvals and breaking ground.

Thank you in advance.

Bob Bernock
 Manager of Site Development
 Real Estate Department
 Meijer, Inc.
 2828 Walker Avenue, NW
 Grand Rapids, MI 49544
 Pho: 616-791-3718
 Fax: 616-735-8887
 Cell: 616-915-6294
 Email: robert.bernock@meijer.com

From: Lee Vander Meulen [mailto:vandermeulen@progressiveae.com]
Sent: Monday, July 14, 2008 11:50 AM
To: Bernock, Robert
Cc: Aitken, James
Subject: FW: SC Meijer

In further discussions with the City, they are asking if we have an elevation that shows spandrel glass along the front of the building, I think they are talking at an upper elevation? The two other areas they are looking at are projecting ribs and parapet heights.

I once again told them they need to let us know what they are looking for and based on cost we may be able to include.

So do we have an elevation we can share that shows some spandrel glass on it?

Thanks Lee

From: Adam Zettel [mailto:AZettel@cityofswartzcreek.org]
Sent: Monday, July 07, 2008 11:29 AM
To: Lee Vander Meulen
Subject: SC Meijer

Hello Lee,

Can Meijer work with us to improve the aesthetic appeal of the facade? Without necessarily or substantially changing the materials or quantities, there are a few things that could be done. Using reveals, projecting ribs, overhanging parapits, or offsets would help a lot. Windows, even faux windows, and increased landscaping along the front of the building would help too.

Adam Zettel

Assistant City Manager/Zoning Administrator
 City of Swartz Creek
 8083 Civic Drive
 Swartz Creek, MI 48473
 Phone: 810-635-4464
 Fax: 810-635-2887

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LSL Planning, Inc.

Community Planning Consultants

August 10, 2006

City Council
City of Swartz Creek
8083 Civic Drive
Swartz Creek, MI 48473-2887

Attention: Mr. Tom O'Brien, Zoning Administrator

**Subject: Revised Meijer Special Land Use Review
Drive-Through Facilities**
58.098 acres located in the northeast quadrant created by the intersection of Morrish Road and I-69
Site plan dated 07/20/06

Dear Mr. O'Brien:

At your request, we have reviewed the above special land use request of Meijer, Inc. to locate a drive through pharmacy as an accessory use to a Meijer retail store. The property is zoned GBD, General Business District, and drive-through facilities are special land uses in this district.

GENERAL STANDARDS REVIEW COMMENTS

The special land use application has been reviewed utilizing the general standards outlined in *Section 31.02* of the Swartz Creek Zoning Ordinance. The Planning Commission shall grant special land use approval if these standards are met.

1. *Be consistent with the goals, objectives, and future land use plan described in the City of Swartz Creek Master Plan.*

Finding: In compliance.

The Master Plan identifies the site as Mixed Use, which is intended for a variety of uses including commercial and residential. The Master Plan calls for suburban commercial development, such as this project, to be located outside the central commercial core and to be located closer to I-69 (this site is adjacent to the highway. The proposed drive through pharmacy will serve travelers using I-69 as well as customers of other uses in the PUD).

2. *Be consistent with the stated intent of the zoning district.*

Finding: In compliance.

The site is zoned GBD, which is intended to accommodate commercial establishments that serve community-wide shopping and service needs, including motorists using I-69. The

proposed Meijer store, including the accessory drive through pharmacy, is consistent with this intent.

- 3. Be designed, constructed, operated, and maintained to be compatible with, and not significantly alter, the existing or intended character of the general vicinity in consideration of environmental impacts, views, aesthetics, noise, vibration, glare, air quality, drainage, traffic, property values or similar impacts.*

Finding: In compliance, subject to site plan approval.

As noted in our site plan comments, the applicant's revised site plan has addressed many of the concerns that were listed in our previous site plan review, including the redesigned vehicle access from the south, which will help reduce the potential for drive-through vehicles to interfere with vehicular and pedestrian traffic at the building entrance. In addition, the proposed drive-through includes a 3 – 4 inch rolled curb around the separation island at the west edge of the drive-through and the walkway connecting the seasonal sales area and the garden center will be constructed of stamped concrete.

- 4. Will not significantly impact the natural environment.*

Finding: In compliance

The proposed drive through will not have an adverse impact upon the natural environment.

- 5. Be served adequately by public facilities and services, such as police and fire protection, drainage structures, water and sewage facilities, refuse disposal and schools.*

Finding: Dependent upon review by the City Engineers and Director of Public Works

The site is served with applicable public utilities, and the inclusion of a drive-through facility should not have an adverse impact upon public services. We defer to the City engineers to specify any improvements that will be required.

- 6. Be of a nature that will make vehicular and pedestrian traffic no more hazardous than is normal for the district involved, taking into consideration vehicular turning movements, proximity and relationship to intersections, adequacy to sight distances, location and access of off-street parking and provisions for pedestrian traffic.*

Finding: In compliance.

Some pedestrians will walk along the storefront between the garden center and the main entrance into the store. The site plan proposes stamped concrete around the drive-through lane, the fire lane and main customer entrances to better delineate the pedestrian connection. Vehicles will access the driveway from the south. This will help reduce the potential for drive-through vehicles to interfere with vehicular and pedestrian traffic at the building entrance. The

proposed drive-through includes a 3 – 4 inch rolled curb around the separation island at the west edge of the drive-through. In addition, the walkway connecting the seasonal sales area and the garden center will be constructed of stamped concrete.

7. *Will not interfere with or discourage the appropriate development and use of adjacent land and buildings or unreasonably affect their value.*

Finding: In compliance.

The application has provided additional landscaping and screening along the east lot line to provide improved compatibility between the residential property and the Meijer store.

8. *Shall be designed, located, planned, and operated to protect the public health, safety, and welfare.*

Finding: In compliance, subject to site plan approval.

See comments under Criteria #6.

SPECIFIC STANDARDS REVIEW COMMENTS

The special land use application has been reviewed utilizing the specific standards outlined in *Section 30.09.B.38 Restaurants and other Establishments with Drive-In or Drive-Through Facilities* of the Swartz Creek Zoning Ordinance. The Planning Commission shall grant special land use approval if these standards are met.

- a. *Principal and accessory buildings shall be setback at least seventy-five (75) feet from any adjacent public right-of-way line or property line. Location shall be along a regional arterial or arterial, as classified in the City Master Plan.*

Finding: In compliance.

The Meijer store will have driveway access from Morrish Road. As noted in the Swartz Creek Master Plan, Morrish Road is a collector road. However, Morrish Road, north of I-69 will be upgraded to a similar condition as the portion south of I-69, which is designated as an arterial. .

The Meijer building, including the drive-through pharmacy, is located more than seventy-five (75) feet from all nearby public rights-of-way.

- b. *Only one (1) access shall be provided onto any regional arterial or arterial. Access driveways shall be located no less than one hundred (100) feet from the centerline of the intersection of any street or seventy-five (75) feet from the centerline of any other driveway.*

Finding: In General Compliance, Pending Input from the City Traffic Engineer.

This project proposes three driveways from Morrish Road; two driveways will directly serve the Meijer store, with the third serving future outlot areas. Although more than one (1) access is proposed, the Meijer use is the first phase of a large PUD on the east side of Morrish Road. Given the size of the PUD, permitting more than one (1) access is appropriate.

Input from the City's Traffic Engineer is required regarding the specific dimensions and arrangement of the access drives.

- c. *Such restaurants constructed adjacent to other commercial developments shall have a direct vehicular access connection where possible.*

Finding: Criteria Not applicable.

This application is not related to a restaurant use.

- d. *A six (6) foot high wall which creates a completely obscuring effect shall be provided when abutting or adjacent districts are zoned residential, business or office districts.*

Finding: Criteria not applicable.

The property to the east of this site is zoned R-1. However, the drive through is located on the west side of the building and will not be visible from that property.

- e. *A minimum ten foot (10') wide by-pass lane shall be provided around the stacking spaces.*

Finding: In compliance.

The drive-through pharmacy is incorporated into the parking lot and loading/unloading areas directly in front of the Meijer store. This arrangement allows for the driveways of the parking lot to act as a bypass lane. Furthermore, only two (2) stacking spaces will be available. This limited amount of stacking spaces eliminates the need for a by-pass lane.

- f. *Applicant shall provide a traffic impact assessment including projected traffic generation.*

Finding: In compliance.

We defer detailed comment on the traffic impact associated with the proposed drive-through pharmacy.

- g. *In addition to parking space requirements, at least three (3) parking spaces shall be provided in close proximity to the exit of the drive-through portion of the operation to allow for customers waiting for delivery of orders.*

Finding: Not generally applicable.

This criteria is generally applicable to fast food restaurants. The applicant should provide Planning Commission with details regarding the functioning of the drive through and the need

for waiting spaces. If waiting spaces are required, this application is approved three (3) spaces in the main parking area should be signed as waiting spaces for pharmacy customers. The spaces should be in close proximity to the drive-through lane.

- h. Overhead canopies shall be setback at least twenty (20) feet from the right-of-way and constructed of materials consistent with the principal building. The proposed clearance of any canopy shall be noted on the site plan. The canopy shall be no higher than the principal building.*

Finding: In compliance.

No overhead canopies are shown on the site plan; however, the location of the pharmacy would guarantee any associated canopy would also be well beyond the twenty (20) foot setback. If a canopy or roof is proposed over the drive-through window, details must be provided on the site plan.

- i. Outdoor speakers for the drive through facility shall be located in a way that minimizes sound transmission so it is not audible on neighboring property and uses.*

Finding: In compliance.

The site plan does not show any outdoor speakers. Rather, the drive-through appears to use face-to-face interaction between the customer and pharmacy attendant at the window.

RECOMMENDATION

Based on the above review, we recommend approval of this special land use request, conditioned upon the following:

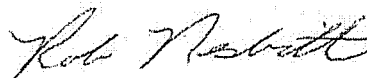
- 1) The proposed drive-through includes a 3 – 4 inch rolled curb around the separation island at the west edge of the drive-through. In addition, the walkway connecting the seasonal sales area and the garden center will be constructed of stamped concrete.
- 2) Site plan approval.
- 3) Adoption of the draft Zoning Ordinance.

If you have any further questions, please contact us at 248-586-0505.

LSL PLANNING, INC



Carmine P. Avantini, AICP
Partner



Rob Nesbitt, AICP
Senior Planner



LSL Planning, Inc.

Community Planning Consultants

August 10, 2006

City Council
City of Swartz Creek
8083 Civic Drive
Swartz Creek, MI 48473-2887

Attention: Mr. Tom O'Brien, Zoning Administrator

**Subject: Meijer Special Land Use Review
Garden Center**

58.098 acres located in the northeast quadrant created by the intersection of Morrish Road and I-69
Site plan dated 07/20/06

Dear Mr. O'Brien:

At your request, we have reviewed the above special land use request of Meijer, Inc. to develop a garden center as an accessory use to a proposed Meijer retail store. The property is zoned GBD, General Business District, which permits commercial outdoor sales or storage and open air business as a special land use.

GENERAL STANDARDS REVIEW COMMENTS

The special land use application has been reviewed utilizing the general standards outlined in *Section 31.02* of the Swartz Creek Zoning Ordinance. The Planning Commission shall grant special land use approval if these standards are met.

1. *Be consistent with the goals, objectives, and future land use plan described in the City of Swartz Creek Master Plan.*

Finding: In compliance.

The Master Plan identifies the site as Mixed Use, which is intended for a variety of uses including commercial and residential. The Master Plan calls for suburban commercial development, such as the proposed Meijer store, to be located outside the central commercial core. The proposed garden center use will be accessory to the Meijer store.

2. *Be consistent with the stated intent of the zoning district.*

Finding: In compliance.

The site is zoned GBD, which is intended to accommodate commercial establishments that serve community-wide shopping and service needs, including motorists using I-69. The proposed Meijer store is permitted, as a special land use, in the GBD district and the outdoor

garden center is also a special land use in this district. Large retail stores typically include accessory garden centers. Therefore, the proposed garden center is consistent with the stated intent of the zoning district.

3. *Be designed, constructed, operated, and maintained to be compatible with, and not significantly alter, the existing or intended character of the general vicinity in consideration of environmental impacts, views, aesthetics, noise, vibration, glare, air quality, drainage, traffic, property values or similar impacts.*

Finding: In compliance conditioned upon site plan approval.

The proposed garden center will be accessory to the Meijer store. We identified a number of issues and necessary changes during our review of the site plan for the Meijer development, including the garden center. The revised plans address the screening concerns that we had for the garden center.

4. *Will not significantly impact the natural environment.*

Finding: Not Generally Applicable.

The southern area of the Meijer site, along I-69, contains two (2) small wetlands that appear to be connected to a drainage swale that connects to the county drain. In our comments on the applicant's site plan we deferred to the MDEQ for comment on the wetlands, if applicable. While consideration of the natural features is important to the review and approval of the overall development, it is not relevant in determining whether the garden center should be approved.

5. *Be served adequately by public facilities and services, such as police and fire protection, drainage structures, water and sewage facilities, refuse disposal and schools.*

Finding: Dependent upon review by the City engineers and Director of Public Works.

The site is served with applicable public utilities, and the inclusion of a garden center should not have an adverse impact upon public services. We defer any additional comments to the City Engineer.

6. *Be of a nature that will make vehicular and pedestrian traffic no more hazardous than is normal for the district involved, taking into consideration vehicular turning movements, proximity and relationship to intersections, adequacy to sight distances, location and access of off-street parking and provisions for pedestrian traffic.*

Finding: Not Generally Applicable.

LSL Planning has submitted detailed comments regarding the vehicular and pedestrian network in our review of the overall Meijer site plan. Some of our recommendations are intended to provide improved pedestrian access and circulation in the vicinity of the garden center.

7. *Will not interfere with or discourage the appropriate development and use of adjacent land and buildings or unreasonably affect their value.*

Finding: In compliance.

The property to the east of this site is zoned R-1. Additional landscaping and screening along the east lot line has been provided to improve compatibility between the residential property and the Meijer store, including its accessory garden center.

8. *Shall be designed, located, planned, and operated to protect the public health, safety, and welfare.*

Finding: Not Generally Applicable.

The garden center is not expected to impact public health, safety or welfare.

SPECIFIC STANDARDS REVIEW COMMENTS

The special land use application has been reviewed utilizing the specific standards outlined in *Section 30.09.B.16 Commercial Outdoor Sales and/or Storage and Open Air Businesses* of the Swartz Creek Zoning Ordinance. The Planning Commission shall grant special land use approval if these standards are met.

- a. *Any stockpiles of loosely packaged materials shall be sufficiently covered or contained to prevent dust or blowing of materials.*

Finding: In compliance upon site plan review.

In our site plan review we have recommended several changes to the proposed garden center to improved its appearance ant to effectively screen items being stored. The applicant has indicated that all items in the outdoor sales area will be bagged.

- b. *No outdoor storage shall be permitted in the front yard or in any required side or rear yard.*

Finding: In compliance.

The garden center is to be located to the side of the Meijer store and is not located in a required side yard.

- c. *The site shall include a building of at least five hundred (500) feet of gross floor area for office use in conjunction with the approved use.*

Finding: In compliance.

The Meijer store will include administrative offices for all its departments, including the garden center.

- d. *The display and storage area shall be paved, graded and drained without negatively impacting adjacent property.*

Finding: In compliance.

The garden center will be located on a paved surface. We defer any comment on the drainage of the garden center to the City Engineer and Director of Public Works.

- e. *All loading and truck maneuvering shall be accommodated on-site.*

Finding: In compliance conditioned upon site plan review.

The Meijer site plan shows loading docks on the north side of the building. Plants, garden supplies and building materials to be stored and sold in the garden center will be delivered to side access points of the garden center during the garden center's off hours.

- f. *All sides of the development not abutting a major thoroughfare shall be provided with a twenty (20) foot wide greenbelt planting, and/or a minimum six (6) foot high fence or wall, so as to obscure from view all activities within the development. The greenbelt shall meet or exceed the standards set forth in Article 28. Where adjoining a residential district, a wall or evergreen hedge six (6) feet in height shall be erected along any common lot line. Such fence or wall shall be continuously maintained in good condition.*

Finding: In compliance.

The eastern property line is the only side of the development that does not abut a major thoroughfare or future development phases. A 55 foot wide greenbelt is provided along the east property line with substantial landscaping.

RECOMMENDATION

We recommend approval of the special land use request for the garden center conditioned upon the following:

- 1) All garden center deliveries will occur during the garden center's off hours.
- 2) Site plan approval.
- 3) Adoption of the draft Zoning Ordinance.

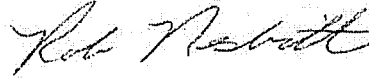
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If you have any further questions, please contact us at 248-586-0505.

LSL PLANNING, INC



Carmine P. Avantini, AICP
Partner



Rob Nesbitt, AICP
Senior Planner



LSL Planning, Inc.

Community Planning Consultants

August 10, 2006

City Council
City of Swartz Creek
8083 Civic Drive
Swartz Creek, MI 48473-2887

Attention: Mr. Tom O'Brien, Zoning Administrator

**Subject: Meijer Special Land Use Review
Gas Station**
2.26 acres located in the northeast quadrant created by the intersection of Morrish Road and I-69
Site plan dated 07/20/06

Dear Mr. O'Brien:

At your request, we have reviewed the above special land use request that proposes a mini mart consisting of five (5) gas pumps as an accessory use to a Meijer retail store. The property is zoned GBD, General Business District, and automobile service stations are permitted as a special land use. The applicant's site plan also shows an area near the gas station for a future car wash. Auto wash facilities are also a special land use in the GBD. A special land use application has not been submitted for the auto wash and it is not part of this review.

GENERAL STANDARDS REVIEW COMMENTS

The special land use application has been reviewed utilizing the general standards outlined in *Section 31.02* of the Swartz Creek Zoning Ordinance. The Planning Commission shall grant special land use approval if these standards are met.

1. *Be consistent with the goals, objectives, and future land use plan described in the City of Swartz Creek Master Plan.*

Finding: In compliance.

The Master Plan identifies the site as Mixed Use, which is intended for a variety of uses including commercial and residential. The Master Plan calls for suburban commercial development, such as this project, to be located outside the central commercial core and to be located closer to I-69 (this site is adjacent to the highway). The proposed mini mart will serve travelers using I-69 as well as customers of other uses in the PUD.

2. *Be consistent with the stated intent of the zoning district.*

Finding: In compliance.

The site is zoned GBD, which is intended to accommodate commercial establishments that serve community-wide shopping and service needs, including motorists using I-69. The proposed mini mart will offer a service to local residents and travelers using I-69.

3. *Be designed, constructed, operated, and maintained to be compatible with, and not significantly alter, the existing or intended character of the general vicinity in consideration of environmental impacts, views, aesthetics, noise, vibration, glare, air quality, drainage, traffic, property values or similar impacts.*

Finding: Dependent upon site plan approval.

The potential traffic, drainage, and aesthetic impacts can be mitigated by necessary road improvements, a satisfactory storm water management system, and enhanced building and site design. These issues, and others, are being considered for the Meijer store and the mini mart as part of the site plan review by City staff and consultants.

The City traffic engineer has carried out a traffic assessment and his recommendations can be addressed as part of the PUD's approval. Comments are also required from the City engineer regarding the adequacy of utilities and the proposed storm water management system.

4. *Will not significantly impact the natural environment.*

Finding: Dependent upon review by the Michigan Department of Environmental Quality.

The southern area of the site, along I-69, contains two (2) small wetlands that appear to be connected to a drainage swale that connects to the agricultural drain. We defer to the MDEQ for comment on the wetlands, if applicable.

5. *Be served adequately by public facilities and services, such as police and fire protection, drainage structures, water and sewage facilities, refuse disposal and schools.*

Finding: Dependent upon review by the City engineers and Director of Public Works.

The site is served with applicable public utilities, and the inclusion of the mini mart should not have an adverse impact upon public services. We defer any additional comments on the adequacy of public utilities to the City Engineer. Input from the City Fire Chief and Police Chief should also be considered.

6. *Be of a nature that will make vehicular and pedestrian traffic no more hazardous than is normal for the district involved, taking into consideration vehicular turning movements, proximity and relationship to intersections, adequacy to sight distances, location and access of off-street parking and provisions for pedestrian traffic.*

Finding: Dependant on site plan approval.

The site plan includes a number of pedestrian facilities and in our site plan comments we have recommended further improvements to ensure the safety of pedestrians, to provide enhanced on-site non-motorized facilities, and to integrate the subject site into the City's existing non-motorized facilities.

Any necessary improvements to the vehicular traffic circulation recommended by the City's Traffic Engineer must also be included in the site plan. Provided such changes are made to the site plan, the development will comply with this standard.

7. *Will not interfere with or discourage the appropriate development and use of adjacent land and buildings or unreasonably affect their value.*

Finding: Not Generally Applicable.

The property located to the east of this site is zoned R-1. The proposed mini mart is approximately 1,100 feet from the PUD's east lot line and therefore is not expected to impact that property.

8. *Shall be designed, located, planned, and operated to protect the public health, safety, and welfare.*

Finding: Dependant on site plan approval.

The proposed illumination level under the canopy is between 25 and 30 foot-candles. This illumination is expected to burn down to a level between 20 and 25 foot-candles. The zoning ordinance permits a maximum of twenty foot-candles under gas station canopies. The proposed mini mart is not expected to have any other impact on public health, safety or welfare.

SPECIFIC STANDARDS - REVIEW COMMENTS

The special land use application has been reviewed utilizing the specific standards outlined in *Section 30.09.B.9 Automobile Service (Gasoline) Stations* of the Swartz Creek Zoning Ordinance. The Planning Commission shall grant special land use approval if these standards are met.

- a. *The minimum lot area for automobile service stations shall be fifteen thousand (15,000) square feet for stations having no more than two (2) pumps, with an added fifteen hundred (1,500) square feet for each additional pump island. At least one (1) street lot line shall be at least one hundred fifty (150) feet in length along one (1) major thoroughfare. The lot shall be so shaped and the station so arranged as to provide ample space for vehicles which are required to wait.*

Finding: In Compliance.

The site plan meets these dimensional standards. We defer any additional comments on the arrangement of the pump islands to the City Traffic Engineer.

- b. *Pump islands shall be a minimum of forty (40) feet from any public right-of-way or lot line. Tanks, propane, and petroleum products shall be set back at least fifteen (15) feet from any lot line. Pump islands shall be a minimum of twenty-five (25) feet from any designated parking space so that on-site traffic circulation is preserved.*

Finding: In compliance.

The pump islands are at least 80 feet from the Morrish Road right-of-way, and are approximately 40 feet from the nearest parking space. The underground tanks are approximately 55 and 30 feet from the front and side property lines, respectively.

- c. *Overhead canopies shall be setback at least twenty (20) feet from the right-of-way with materials consistent with the principal building. The proposed clearance of any canopy shall be noted on the site plan.*

Finding: In compliance.

The canopy is located seventy (70) feet from the Morrish Road right-of-way. Building materials and signage must be addressed in site plan review.

The total height of the canopy is 21 feet and seven (7) inches. The clearance of the canopy has not been provided.

- d. *Only one driveway shall be permitted from any street unless the City Council determines additional driveways are necessary and will not increase accident or congestion potential.*

Finding: In compliance.

The proposed gas station will share the main driveways for the Meijer store and no direct access is shown to Morrish Road.

- e. *All sides of the development not abutting a major thoroughfare shall be provided with a twenty (20) foot wide greenbelt planting, and/or a minimum six (6) foot high fence or wall, so as to obscure from view all activities within the development. The greenbelt shall meet or exceed the standards set forth in Article 28. Where adjoining a residential district, a wall or evergreen hedge six (6) feet in height shall be erected along any common lot line. Such fence or wall shall be continuously maintained in good condition.*

Finding: Not Generally Applicable.

The eastern property line is the only side of the total site development that does not abut a major thoroughfare or future development phases. We have recommended landscaping and screening

improvements along the east lot line. These improvements are primarily related to the Meijer store and are not relevant to the proposed mini mart.

f. *All repair work shall be conducted completely within an enclosed building.*

Finding: In compliance – not applicable.

The site plan presented does not propose repair activity.

g. *There shall be no outdoor storage or display of vehicle components and parts, supplies or equipment, except within an area defined on the site plan approved by the City Council and which extends no more than ten (10) feet beyond the building.*

Finding: In compliance – not applicable.

The site plan presented does not show that outdoor display or storage will take place at the mini mart or its associated convenience store. If proposed, outdoor storage areas must be designated on the site plan and approved by the City Council as a separate special land use application.

i. *The applicant shall submit a Pollution Incidence Protection Plan (PIPP).*

Finding: Dependant on site plan approval.

A draft plan has been submitted to City staff.

j. *The access management standards of Article 25 are to be met, where feasible.*

Finding: Dependant upon a detailed site plan review.

The access management standards of Article 25 are evaluated in the site plan review report.

RECOMMENDATION

Based on the above review, we recommend approval conditioned upon the following:

- 1) Site plan review.
- 2) Preparation of revised mini mart building elevations for administrative review and approval.
- 3) Adoption of the draft Zoning Ordinance.

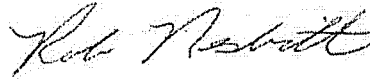
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If you have any further questions, please contact us at 248-586-0505.

LSL PLANNING, INC



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LSL Planning, Inc.

Community Planning Consultants

August 10, 2006

City Council
City of Swartz Creek
8083 Civic Drive
Swartz Creek, MI 48473-2887

Attention: Mr. Tom O'Brien, Zoning Administrator

**Subject: Meijer Special Land Use Review
Seasonal Outdoor Sales**
58.098 acres located in the northeast quadrant created by the intersection of Morrish Road and I-69
Site plan dated 07/20/06

Dear Mr. O'Brien:

At your request, we have reviewed the above special land use request of Meijer, Inc. to include a 12,825 square foot seasonal sales area in the southeast corner of the proposed Meijer store parking lot. The property is zoned GBD, General Business District, which permit commercial outdoor sales or storage and open air businesses as a special land use.

GENERAL STANDARDS REVIEW COMMENTS

The special land use application has been reviewed utilizing the general standards outlined in *Section 31.02* of the Swartz Creek Zoning Ordinance. The Planning Commission shall grant special land use approval if these standards are met.

1. *Be consistent with the goals, objectives, and future land use plan described in the City of Swartz Creek Master Plan.*

Finding: In compliance.

The Master Plan identifies the site as Mixed Use, which is intended for a variety of uses including commercial and residential. The Master Plan calls for suburban commercial development, such as the proposed Meijer store, to be located outside the central commercial core. The proposed outdoor seasonal use will be accessory to the Meijer store.

2. *Be consistent with the stated intent of the zoning district.*

Finding: In compliance.

The site is zoned GBD, which is intended to accommodate commercial establishments that serve community-wide shopping and service needs, including motorists using I-69. Larger retail stores often include some outdoor sales.

- 3. Be designed, constructed, operated, and maintained to be compatible with, and not significantly alter, the existing or intended character of the general vicinity in consideration of environmental impacts, views, aesthetics, noise, vibration, glare, air quality, drainage, traffic, property values or similar impacts.*

Finding: Dependant upon site plan approval.

The proposed outdoor seasonal use is unlikely to generate negative impacts on surrounding properties. Further, the site plan proposes much more parking than is required by the Zoning Ordinance and therefore the use will not impact availability of parking spaces.

The proposed outdoor sales area is 95 feet wide and 135 feet long. We are concerned that the use will be unattractive, especially given its larger size and its appearance as a temporary use. We recommend that the proposed outdoor seasonal area be screened with a high quality material to provide an attractive appearance.

- 4. Will not significantly impact the natural environment.*

Finding: In compliance.

Items offered for sale include bagged mulch, bagged soil, and bagged manure. These items are not expected to have any impact on the natural environment.

- 5. Be served adequately by public facilities and services, such as police and fire protection, drainage structures, water and sewage facilities, refuse disposal and schools.*

Finding: Dependent upon review by the City engineers and Director of Public Works.

The site is served with applicable public utilities, and the proposed outdoor sales area should not have an adverse impact upon public services.

- 6. Be of a nature that will make vehicular and pedestrian traffic no more hazardous than is normal for the district involved, taking into consideration vehicular turning movements, proximity and relationship to intersections, adequacy to sight distances, location and access of off-street parking and provisions for pedestrian traffic.*

Finding: Not Generally Applicable.

We have recommended a number of improvements to the pedestrian and vehicular facilities and on-site traffic circulation in our site plan comments.

- 7. Will not interfere with or discourage the appropriate development and use of adjacent land and buildings or unreasonably affect their value.*

Finding: Not Generally Applicable.

The property located to the east of this site is zoned R-1. However, the proposed outdoor sales area is approximately 500 feet from the east lot line and is not expected to impact that property.

8. *Shall be designed, located, planned, and operated to protect the public health, safety, and welfare.*

Finding: In compliance.

The outdoor sales area is not expected to impact public health, safety or welfare.

SPECIFIC STANDARDS REVIEW COMMENTS

The special land use application has been reviewed utilizing the specific standards outlined in *Section 30.09.B.16 Commercial Outdoor Sales and/or Storage and Open Air Businesses* of the Swartz Creek Zoning Ordinance. The Planning Commission shall grant special land use approval if these standards are met.

- a. *Any stockpiles of loosely packaged materials shall be sufficiently covered or contained to prevent dust or blowing of materials.*

Finding: In compliance.

Products to be sold in the Outdoor Sales area will all be bagged. No loose material will be sold.

- b. *No outdoor storage shall be permitted in the front yard or in any required side or rear yard.*

Finding: In compliance.

The seasonal outdoor sales area is located in the parking lot in front of the Meijer building. Although the parking area may appear to be the front yard for the Meijer building, the submitted site plan is part of the North Morrish Road Planned Unit Development, which proposes additional development west of the Meijer building, adjacent to Morrish Road. Therefore, the front yard can be defined as the area between the road right-of-way and the nearest building, which, in this case, is the convenience store/gasoline station.

- c. *The site shall include a building of at least five hundred (500) feet of gross floor area for office use in conjunction with the approved use.*

Finding: In compliance.

The proposed outdoor sales area will be accessory to a 207,364 square foot Meijer store.

- d. *The display and storage area shall be paved, graded and drained without negatively impacting adjacent property.*

Finding: In compliance.

The proposed sales area will be located on a portion of the store's parking lot, which will be properly paved and graded.

- e. *All loading and truck maneuvering shall be accommodated on-site.*

Finding: In compliance.

The development contains adequate space for on-site maneuvering and loading areas.

- f. *All sides of the development not abutting a major thoroughfare shall be provided with a twenty (20) foot wide greenbelt planting, and/or a minimum six (6) foot high fence or wall, so as to obscure from view all activities within the development. The greenbelt shall meet or exceed the standards set forth in Article 28. Where adjoining a residential district, a wall or evergreen hedge six (6) feet in height shall be erected along any common lot line. Such fence or wall shall be continuously maintained in good condition.*

Finding: In compliance.

The eastern property line is the only side of the development that does not abut a major thoroughfare or future development phases. A 55 foot wide greenbelt is provided along the east property line. The site plan proposes adequate landscaping along the east lot line. Further, the outdoor sales area is approximately 500 feet from the east lot line and will not be visible from the property to the east.

RECOMMENDATION


Based on the above review, we recommend approval of the Meijer's special land use request to allow outdoor storage/seasonal sales conditioned upon the following:

- 1) The submission of revisions to the outdoor storage/seasonal sales area, including screening methods, for administrative review and approval.
- 2) The outdoor storage/seasonal sales shall be in place no more than 5 consecutive months per calendar year.
- 3) Site plan approval.
- 4) Adoption of the draft Zoning Ordinance.

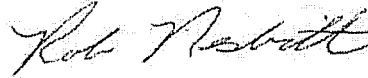
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If you have any further questions, please contact us at 248-586-0505.

LSL PLANNING, INC



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LSL Planning, Inc.

Community Planning Consultants

August 10, 2006

City Council
City of Swartz Creek
8083 Civic Drive
Swartz Creek, MI 48473-2887

Attention: Mr. Tom O'Brien, Zoning Administrator

Subject: Meijer Special Land Use Review
Retail Building Exceeding 30,000 Square Feet
58.098 acres located in the northeast quadrant created by the intersection of Morrish Road and I-69
Site plan dated 07/20/06

Dear Mr. O'Brien:

At your request, we have reviewed the above special land use request of Meijer, Inc. to develop a Meijer retail store exceeding 30,000 square feet. The property is zoned GBD, General Business District/PUD, Planned Unit Development, which permits retail businesses with more than 30,000 square feet of gross floor area as special land uses. The Morrish Road PUD Overlay District also applies to the property.

GENERAL STANDARDS REVIEW COMMENTS

The special land use application has been reviewed utilizing the general standards outlined in *Section 31.02* of the Swartz Creek Zoning Ordinance. The Planning Commission shall grant special land use approval if these standards are met.

1. *Be consistent with the goals, objectives, and future land use plan described in the City of Swartz Creek Master Plan.*

Finding: In compliance.

The Master Plan identifies the site as Mixed Use, which is intended for a variety of uses including commercial and residential. The Master Plan calls for suburban commercial development, such as this project, to be located outside the central commercial core, and suggests mixed use be developed in accordance to a PUD concept plan (a PUD plan is currently under review for all lands north of the Morrish Road/I-69 interchange including this site); be located closer to I-69 (this site is adjacent to the highway); and be consistent in character, size and scale with the surrounding development.

The Master Plan recognizes the area to the east as generally residential, while several existing residential uses are located to the west. The proposed development must be designed so it benefits the general area and minimizes negative impacts on nearby uses. The applicant has

submitted a site plan for the Meijer's portion of the PUD. We have recommended a number of improvements to the site plan to help ensure that the proposed commercial development will be compatible with existing and future residential uses and is a benefit to the community. Our comments on the site plan have been provided in separate report.

2. *Be consistent with the stated intent of the zoning district.*

Finding: In compliance.

The site is zoned GBD, which is intended to accommodate commercial establishments that serve community-wide shopping and service needs, including motorists using I-69.

3. *Be designed, constructed, operated, and maintained to be compatible with, and not significantly alter, the existing or intended character of the general vicinity in consideration of environmental impacts, views, aesthetics, noise, vibration, glare, air quality, drainage, traffic, property values or similar impacts.*

Finding: Dependent upon additional review.

The Master Plan and Zoning Ordinance allow retail business larger than 30,000 square feet provided they are properly designed so they do not have a significant impact. The potential traffic, drainage, and aesthetic impacts can be mitigated by necessary road improvements, satisfactory storm water management systems, and enhanced building and site design. These issues, and others, are being considered as part of the site plan's review by City staff and consultants.

As noted above, we have reviewed the applicant's site plan and have identified a number of improvements to the proposed development that are needed to bring it into agreement with the higher quality required in a PUD. Comments are required from the City's traffic engineer needed regarding the need for a traffic impact study and/or required road improvements. Comments are also required from the city engineer regarding the adequacy of utilities and the proposed storm water management system.

4. *Will not significantly impact the natural environment.*

Finding: Dependent upon review by the Michigan Department of Environmental Quality.

The southern area of the site, along I-69, contains two (2) small wetlands that appear to be connected to a drainage swale that connects to the county drain. We defer to the MDEQ for comment on the wetlands, if applicable.

5. *Be served adequately by public facilities and services, such as police and fire protection, drainage structures, water and sewage facilities, refuse disposal and schools.*

Finding: Dependent upon review by the City Engineer, Fire Chief and Police Chief.

The site is served with required public utilities. The proposed retail use should not have an adverse impact upon public services. We defer any additional comments on the adequacy of public utilities to the City Engineer. Input from the City Fire Chief and Police Chief should also be considered.

6. *Be of a nature that will make vehicular and pedestrian traffic no more hazardous than is normal for the district involved, taking into consideration vehicular turning movements, proximity and relationship to intersections, adequacy to sight distances, location and access of off-street parking and provisions for pedestrian traffic.*

Finding: In compliance.

The Meijer store is being developed as part of a larger PUD on the east side of Morrish Road. The site plan shows a short walkway along a small part of the Morrish Road frontage and along the primary (or central) driveway. Any necessary improvements to the vehicular traffic circulation recommended by the City's Traffic Engineer must also be included in the site plan. Provided such changes are made to the site plan, the development will comply with this standard.

7. *Will not interfere with or discourage the appropriate development and use of adjacent land and buildings or unreasonably affect their value.*

Finding: In compliance.

The property located to the east of this site is zoned R-1 and the development of a large store like Meijer may discourage residential development immediately adjacent to the site. Additional setbacks, buffers, landscaping and appropriate building design, as discussed throughout this report and in our site plan comments, have been added to better protect the neighboring property from adverse effects of development of this site.

8. *Shall be designed, located, planned, and operated to protect the public health, safety, and welfare.*

Finding: In compliance.

The landscaping shown along the east property line includes a four (4) foot high berm. The landscape plan proposes a series of evergreen and deciduous trees and shrubs to create a solid screen along the entire length of the Meijer building. Section 14.03 c) of the zoning ordinance also requires a wall or fence to be provided along the east lot line, but we recommend the use of extensive landscaping instead.

The front wall of the building is to be constructed of brick and stained pre-cast concrete. The other walls are to be constructed of stained pre-cast concrete. Further comments on the building design are included in our site plan comments.

Measures have been taken to minimize noise impacts from the loading activities including the addition of screening a wall on the west end of the loading area. The wall is to be constructed of the same concrete material as the side of the building, and will be a minimum of ten (10) feet in height.

SPECIFIC STANDARDS REVIEW COMMENTS

The special land use application has been reviewed utilizing the specific standards outlined in *Section 30.09.B.42 Shopping Centers* of the Swartz Creek Zoning Ordinance. The Planning Commission shall grant special land use approval if these standards are met.

- a. *A traffic impact study shall be submitted.*

Finding: Dependent upon review by the City engineers.

Review of the traffic impact study is to be provided by other departments or consultants.

- b. *The principal building with front parking shall be setback two hundred-fifty (250) feet from any public right-of-way or property line.*

Finding: In compliance.

The building and associated parking for the Meijer store is located more than 300 feet from the closest right-of-way (Morrish Road).

- c. *Shall have access to at least one (1) regional arterial when located within a General Commercial District.*

Finding: In compliance conditioned upon road improvements.

Two access points are provided from Morrish Road. As noted in the Swartz Creek Master Plan, Morrish Road is a collector road. Morrish Road is not currently adequate to accommodate a large traffic generator such as the proposed retail use. It is understood that Meijer's will 'upfront' the costs of upgrading Morrish Road and this will be a condition of the approval of the PUD. The portion of Morrish Road north of I-69 will be upgraded to a similar condition as the portion south of I-69, which is designated as an arterial. Lastly, input from the City's Traffic Engineer will be beneficial in ensuring that Morrish Road is adequate in accommodating projected traffic levels.

- d. *Design shall ensure that vehicular circulation patterns are designed and regulated to reduce conflicts between vehicles and pedestrians on-site, and the impacts of traffic generated by the center on adjacent streets.*

Finding: In compliance.

A walkway will extend along the north side of the main driveway from Morrish Road to a point north of the retail store. Stamped pavement markings will connect the walkway to the building entrance.

- e. *Internal circulation shall be designed such that no intersection includes more than four (4) aisles or drives.*

Finding: In compliance.

No intersections shown on the site plan contain more than four (drives).

- f. *Site entrances shall be restricted to three-way movements, with unrestricted inbound movements.*

Finding: In compliance.

No restrictions to inbound traffic movements are shown on the site plan. The driveways serving the site include a dedicated access lane and two exit lanes. We defer technical comment on traffic impacts, circulation, and access management to the City Traffic Engineer.

- g. *Internal drives defined by the ends of aisles shall have raised curbed islands at appropriate locations to define circulation paths and control movements through the parking lot.*

Finding: In compliance.

The parking lot is designed with landscape islands at the ends of each parking aisle that clearly define the higher volume driveways.

- h. *Loading facilities which serve the commercial establishment in the principal building shall be screened from public view.*

Finding: In compliance.

As discussed in standard #8 above, the loading area has been screened conditioned upon comments in site plan review letter.

- i. *Any building side facing a public street or residential district shall be constructed with brick, fluted block or similar decorative material.*

Finding: In compliance conditioned upon Planning Commission acceptance.

Most of the façade facing Morrish Road will contain brick, while smooth finish pre-cast concrete is proposed on the remainder of the front wall and brick imprinted pre-cast concrete on all other walls. Improvements have been made to the front façade at our request and specific comments on the design of the building are included in the site plan review report.

- j. *Any Outlots shall have circulation and parking designed to complement the entire site.*

Finding: In compliance.

Development of Outlots is not part of this application. However, those shown in future phases of the PUD include internal driveways that complement the overall site circulation. The City Traffic Engineer should generally comment on the arrangement of the access points to the proposed Outlots. Particular comments are required regarding the access points for the gas bar/convenience store since this use is part of Phase 1 of the PUD.

- k. Parking lot landscaping shall be provided in accordance with the Landscaping requirements of the Zoning Ordinance.*

Finding: In compliance conditioned upon site plan review letter.

The site plan review requires the addition of interior landscaping per the ordinance. These items can be addressed administratively if the Planning Commission so chooses.

RECOMMENDATION

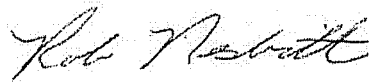
Based on the above review, we recommend approval of the Meijer's special land use request to construct a retail store exceeding 30,000 square feet in size, conditioned upon site plan approval and adoption of the draft Zoning Ordinance.

If you have any further questions, please contact us at 248-586-0505.

LSL PLANNING, INC



Carmine P. Avantini, AICP
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Rob Nesbitt, AICP
Senior Planner



LSL Planning, Inc.

Community Planning Consultants

August 10, 2006

City Council
City of Swartz Creek
8083 Civic Drive
Swartz Creek, MI 48473-2887

Attention: Mr. Tom O'Brien, Zoning Administrator

Subject: Revised Meijer Site Plan Review 3
58.098 acres located in the northeast quadrant created by the intersection of Morris Road and I-69
Revised Site plan dated 07/20/06

Dear Mr. O'Brien:

As requested, we have reviewed the above-noted revised site plan for a proposed 207,364 square foot Meijer store and adjoining 2,640 square foot mini-mart. The site is currently zoned Residential and will be zoned GBD, General Business District/PUD, Planned Unit Development District under the new Swartz Creek Zoning Ordinance. The site is part of the North Morrish Road Planned Unit Development (PUD). Therefore, the proposed development must be of a high quality design that benefits the vicinity and the importance of the subject site as a key entry into Swartz Creek.

The proposed Meijer store, several uses accessory to the store, and the mini-mart are special land uses in the GBD District. Reviews of the special land use applications have been completed under a separate cover.

A conceptual plan has been prepared for the North Morrish Road PUD and is being reviewed by Planning Commission at a public hearing on July 25th. Following the public hearing Planning Commission must make a recommendation to Council regarding the possible approval of the conceptual PUD plan. If Council approves the conceptual plan, Section 11.05 (i) of the Swartz Creek Zoning Ordinance then requires a site plan for review for each use or phase of the PUD. The applicant is seeking site plan approval for a Meijer's store and a mini-mart.

We prepared a second report, dated July 21, 2006, that reviewed the applicant's previous site plan. The following updated comments are largely consistent with that report.

1. Dimension Standards.

Meijer building, mini-mart	Required	Proposed	Comments
Maximum Building Height	2 1/2 stories 35 feet	1 story 25'9" – 29'6" 2 entrances@ 38'6"	In compliance, except for 2 entrances (a)
Front Yard Setback	50 feet	70 feet (pump canopy)	In compliance
Side Yard Setback	0 feet	400 feet (south lot line) 1,000 feet (north lot line)	In compliance
Rear Yard Setback	20 ft.	75 feet	In compliance

- a. Buildings located in a PUD are not subject to height regulations unless they exceed a height of 2 ½ stories or 35 feet. Buildings in excess of this height restriction must gain approval from City Council based on Planning Commission's recommendation. Note that to-scale building elevation plans have not been submitted and dimensions were reviewed from building renderings. More detailed, scaled elevations will be submitted as part of the construction document package for administrative review and approval.
- b. The PUD standards require a 50 foot setback along minor arterials. Morrish Road is to be upgraded to a minor arterial as part of the PUD's development. The zoning ordinance does not permit parking in the setback. Although not included in this site plan review the parking for Outlots B and A should not extend into the 50 foot setback.

2. **Building Design.**

We provide the following general comments regarding the building designs.

a. Meijer Store

The front wall of the Meijer building is to be brick and stained smooth finish pre-cast concrete. The other walls are to be constructed of brick imprinted pre-cast concrete. We previously recommended that the front wall be brick and at least the bottom half of the other walls should be brick, however, because of its size we recognize that it may not be viable to construct large portions of it in brick. Therefore, Planning Commission may permit the proposed stained brick-imprinted pre-cast concrete.

The revised site plan includes two (2) planter boxes between the customer entrances to break up the expanse of wall beneath the large entry Meijer sign. Both boxes are 24 feet x 8 feet and should be planted at a minimum height of 5 to 6 feet with a diverse mixture of plant materials to ensure year-round attractiveness.

The garden center includes a large outdoor display/storage area. The outdoor area will be covered by a canopy and is to be fenced. As requested, the revised site plan has added a

brick wall, including brick piers and topped by a 3-4 foot tall tubular white aluminum fence, around the perimeter of the outdoor area. Further details regarding the roll up shade proposed on the front of the center will be provided as part of the construction document submission.

To help ensure that the visibility of the rooftop equipment is minimal from I-69, a minimum 2-foot tall parapet wall will be installed around all edges of the building. The equipment will be painted upon completion of construction to ensure the paint color choice will minimize the equipment's appearance. In addition, much of the vegetation in the MDOT right-of-way along I-69 will be maintained to help screen views from vehicles heading south over the Morrish Road bridge. Shrubs should also be planted around the transformer behind the mini-mart to screen it from view.

Loading doors are proposed along the north side of the Meijer building. The revised site plan has a 10 foot brick imprinted concrete screen wall to the west of the loading areas. The wall's height of 10 feet must be noted on the elevation drawings, which will be submitted prior to construction.

b. Pharmacy Drive-Through

Vehicles will access the driveway from the south. This will help reduce the potential for drive-through vehicles to interfere with vehicular and pedestrian traffic at the building entrance. The proposed drive-through includes a 3 – 4 inch rolled curb around the separation island at the west edge of the drive-through. In addition, the walkway connecting the seasonal sales area and the garden center will be constructed of stamped concrete.

c. Mini-mart

The mini-mart consists of the same brick as the Meijer building with full brick on 4 sides. The canopy is aluminum face with a painted EIFS cornice. We have expressed our concern about the need to upgrade the appearance of this building. The applicant has indicated that the building design is undergoing revision but that sufficient time is not available to work out all of the details. Staff will continue to work with the applicant on a suitable design and will be made a condition of site plan and special land use approval.

The base of the poles supporting the canopy over the gas pump islands and building entrance will be blocked with brick. The brick will match the mini-mart building.

An electric transformer unit is located to the rear of the mini-mart. Shrubs should be planted around the transformer to screen it from view.

3. **Landscaping.** We reviewed the landscape plan in accordance with the requirements in Section 28.02. Since the development is part of a PUD, additional landscaping beyond that required by the zoning ordinance is suggested where appropriate.

	Required	Provided	Comments
Greenbelt (Morrish Rd.)			
a) Minimum width	a) 50 feet	a) 50 feet	a) In compliance
b) Plantings (1 deciduous canopy tree per 40 lineal feet)	b) 18 trees	b) 18 canopy trees, 6 ornamental trees	b) In compliance
Buffer Along East Lot Line			
a) Minimum width	a) 20 feet	a) 55 feet	a) In compliance
b) Plantings (2 canopy trees and 4 shrubs per 20 lineal feet)	b) 86 canopy trees (up to 50% may be evergreens), 172 shrubs	b) 43 canopy trees, 43 evergreen trees, 172 shrubs	b) In compliance
Parking Lot Landscaping			
a) One (1) canopy tree per eight (8) parking spaces	a) 951 spaces = 119 trees	a) 125 trees	a) In compliance
b) One-third (1/3) of required parking lot trees shall be placed within the interior of the parking area	b) 40 interior trees	b) 34 trees in interior parking area	b) Waiver needed

- a. The zoning ordinance requires 119 within ten (10) feet from the edge of the parking lot. The applicant has provided 105 within ten (10) feet and twenty (20) additional trees within twenty-five (25) feet of the parking lot. It is recommended that a waiver be granted from the Planning Commission to allow for the locations of the additional trees.
 - b. The zoning ordinance requires landscaping to be provided along the front wall of the Meijer building. The revised site plan includes two (2) planter boxes between the customer entrances. Both boxes are 24 feet x 8 feet and should be planted at a minimum height of 5 to 6 feet with a diverse mixture of plant materials to ensure year-round attractiveness
 - c. The landscape plan includes a list of trees and plants that may be used. However, details on the number and species of all proposed plant and trees are required. The landscape plan must identify each of the plantings throughout the site and will be provided prior to construction for administrative review.
 - d. The landscape plan proposes native grasses and wildflowers in the basin. The Development Agreement will provide details on how the plantings will be maintained so the area functions as a storm water facility and as an attractive landscaped feature. Additionally, the Development Agreement will detail and commit to an appropriate landscape maintenance plan.
4. **Parking and Loading.** The number of parking spaces for the Meijer store and the mini-mart exceed the zoning ordinance's greater than the twenty-percent 20% maximum. However, the applicant has provided written justification for additional parking based on sales projections. A waiver from the Planning Commission will be needed to allow for the additional parking. The proposed parking and loading areas for both the Meijer store

and mini-mart were reviewed in accordance with Section 26.02 as described in the following table:

		Required	Proposed	Comments
Parking Spaces*				
a) Shopping centers over 25,000 – 400,000 GLA. 4.0 per 1,000 sq. ft. of GLA		a) 545	b) 951	Waiver needed
b) Gasoline Station/Convenience store – 1470 GLA. 2.0 spaces per pump island, plus 1.0 per employee, plus 1.0 per each tow truck, plus 1.0 per 250 sq. ft. devoted to convenience items		b) 18	b) 22	Waiver needed
Barrier-Free Spaces			32	In compliance
Space Dimensions		9 ft. x 18 ft.	9 ft x 19 ft.	In compliance
Aisle Dimensions		24 ft.	24 ft. +	In compliance
Loading Areas	Number	5	7	In compliance
	Dimensions	10 ft. x 50 ft.	12 ft. x 60 ft.	

5. Lighting.

	Max. Allowed	Max. Proposed	Comments
a) Meijer building	a) 10 foot-candles	a) 8.4 foot-candles	In compliance
b) Convenience store/ gas station	b) 20 foot-candles	b) 25-30 foot-candles	Will be in compliance after initial burn down

- a. The plan identifies 21 pole mounted light fixtures. The lighting plan identifies the poles as 30 feet tall, while the Ordinance requires a maximum of 20 foot poles, unless waived by the Planning Commission.
- b. The applicant has agreed to no more than 25-30 foot-candles with a burn down of about 20 under the gas canopy. It is recommended that a waiver be granted by the Planning Commission to allow for the increase in intensity of 5-10 foot-candles under the gas canopy.
- c. The site plan proposes installing light poles on the Meijer parking lot surface. Two of the fixtures will be situated on landscaped islands so they do not create a hazardous situation for motorists using parking spaces.
- d. The site plan proposes installing an additional light fixture on the access drive adjacent to the stormwater detention pond to allow for even light distribution.

6. **Signs.** Signs were reviewed in accordance with the proposed Sign Ordinance. In this regard, the following should be considered as preliminary comments only. Additional comments will be provided once the status of the sign ordinance is determined. A waiver from the Planning Commission will be needed for all signs as currently proposed.

	Required	Proposed	Comments
Signs			
a) Highway Pylon Freestanding Sign A. Permitted on commercial properties that abut I-69. Other businesses on properties within 500 feet of the I-69 right-of-way may also be included on the same sign structure.	i) No more than 25 feet higher than the elevation of I-69 ii) Maximum sign area of 100 sq. feet	i) 35 feet ii) 726.75 sq. feet	Waiver needed
b) Entrance Pylon Ground Sign B. Permitted for multiple tenant commercial or shopping centers.	i) 40 sq. feet per sign face, 80 sq. feet total ii) 10 feet in height	i) 239 sq. feet ii) 18.5 feet	Waiver needed
c) Wall signs. In a multi-tenant structure with a shared entrance, only one (1) wall sign is permitted per business	1 allowed	8 proposed	Waiver needed

- a. The mini-mart changeable sign is not permitted under the latest draft Sign Ordinance unless a waiver is provided by the Planning Commission.
- b. Only one (1) gas price sign is permitted. Three (3) gas price signs are proposed on the canopy. A waiver from the Planning Commission may be necessary to allow for the additional gas price signs.
- c. Signs with a white background must be installed with opaque interior paint to only allow letters to be seen at night.

7. Vehicular and Pedestrian Circulation.

- a. The site is being developed as part of the North Morrish Road PUD, which proposes future commercial development on the west side of Morrish Road. As shown on the PUD conceptual plan, the central entrance point to the Meijer development must be moved north to correspond with the future entrance proposed on the PUD conceptual plan for the west side of Morrish Road. This item will be addressed in the Development Agreement.
- b. The site plan provides a sidewalk on a portion of the Morrish Road frontage. This sidewalk should be extended along the entire frontage of Phase I, including the section in front of Outlots A and B. The applicant has agreed to allow for a provision in the

Development Agreement to provide funding to extend the sidewalk past Outlots A and B to the bridge.

- c. The Planning Commission should consider all of the traffic engineer's recommendations before site plan approval.
- d. Attractive bicycle racks should be provided at the Meijer store and mini-mart. Details will be provided prior to construction.
- e. A concrete sidewalk is required across the front of the Meijer building. The sidewalk may be constructed at grade.
- f. The applicants have agreed to provide stamped concrete at the primary pedestrian crossings and in the fire lane area at the front of the building for added pedestrian safety.

8. Natural Features.

The site plan proposes relocating an agricultural drain near the south edge of the site. The drain is located near several wetlands and approval from MDEQ is required.

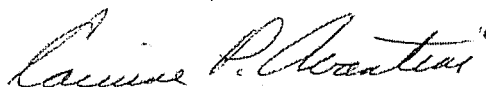
Summary and Recommendation

The revised site plan includes more detail than shown on the previous two site plans. We recommend approval of the site plan, conditioned upon the following:

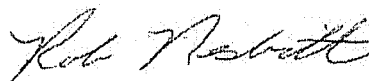
- 1. The issues identified in this report being addressed in construction documents for administrative review and approval.
- 2. Submission of a Development Agreement for administrative review and approval.
- 3. Preparation of revised mini mart building elevations for administrative review and approval.
- 4. Approval of the waivers identified in this review.
- 5. The review comments of all other consultants, departments and review agencies.
- 6. Adoption of the draft Zoning Ordinance and draft Sign Ordinance.

Please contact us if there are any questions or comments.

LSL PLANNING, INC



Carmine P. Avantini, AICP
Principal



Rob Nesbitt, AICP
Senior Planner



REAL ESTATE DEPARTMENT
Scott Nowakowski
Phone: (616) 791-3872
Fax: (616) 735-8887
Email: Scott.Nowakowski@meijer.com

December 22, 2006

Mr. Paul Bueche
City Manager
City of Swartz Creek
8083 Civic Drive
Swartz Creek, MI 48473

Re: **Swartz Creek Crossings
Morrish Road Reconstruction
Swartz Creek, Michigan**

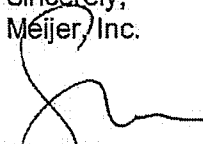
Dear Mr. Bueche:

The City of Swartz Creek has proposed reconstructing the Morrish Road corridor to serve the public interests of the City of Swartz Creek and provide the roadway capacity requirements of the approved phase 1 plan of Swartz Creek Crossings to be developed by Meijer Inc. To this end Meijer has prepared preliminary plans and cost estimates for this project, and has committed to help the City of Swartz Creek seek federal aid and local matching funds. Based on preliminary cost estimates prepared by the city and their consultants, the City has established the additional financial commitments that will be necessary for this project. Subject to the conditions set forth below, Meijer hereby agrees to fund the design and construction costs that exceed the federal aid and local match available for this project up to an amount of \$1,500,000.

Meijer's funding commitment is subject to the following conditions: (a) that the City of Swartz Creek hold and commit the additional roadway capacity being provided by the proposed roadway improvements for the primary use of Meijer's approved Swartz Creek Crossings project; (b) that no additional off-site roadway improvements will be required by the City of Swartz Creek for phase 1 of Meijer's approved Swartz Creek Crossings project; and (c) that the grant application include a project schedule for the proposed roadway improvement project be designed and constructed within the 2007 and 2008 calendar years, respectively.

Please contact me if you have any further comments or inquiries on the matter.

Sincerely,
Meijer, Inc.



Scott Nowakowski
Director of Real Estate



STATE OF MICHIGAN
DEPARTMENT OF ENVIRONMENTAL QUALITY
LANSING DISTRICT OFFICE



JENNIFER M. GRANHOLM
GOVERNOR

January 8, 2008

Daniel Shaheen
Meijer, Inc.
2929 Walker Avenue
Grand Rapids, MI 49544

Dear Mr. Shaheen:

SUBJECT: DEQ File Number 06-25-0118-P
T7N, R5E, Section 36, City of Swartz Creek, Genesee County

We have received a letter from your agent dated December 26, 2007, requesting an extension of time for completion of work authorized by your Department of Environmental Quality (DEQ) permit.

This letter serves to extend your permit until December 10, 2011. Please be aware that the permit cannot be extended beyond this date. If your project is not completed by this date, you will need to apply for a new permit for any remaining work. In this case, we encourage you to apply for the new permit far enough in advance of the expiration of this permit that the lack of a permit does not interrupt your construction schedule.

You are reminded that all conditions, as set forth in the original permit, remain in full force. In particular, you must construct the mitigation wetland as quickly as practical upon initiation of any activities authorized by this permit. This letter must be attached to your permit, kept at the work site, and be available for inspection at all times during the duration of the project or until the date of expiration. This extension does not obviate the need for other Federal, State and/or local permits, as may be required by law.

If you have additional questions, please contact this office.

Sincerely,

Christopher Clampitt
District Representative
Land and Water Management Division
517-335-6273

cc: Genesee SESC Officer
City of Swartz Creek
Mr. John Viga, King & MacGregor Environmental, Inc.

July 31, 2008

Planning Commission
City of Swartz Creek
Swartz Creek, MI 48473-2887

Attention: Swartz Creek Planning Commission

Subject: ITT Parking Lot Site Plan Review
2.34 acres located on the south side of 6399 Miller Rd (58-31-100-033); See attached map and site plans dated 07/21/2008-Delta Engineering.

Dear Chairman and Commissioners:

City staff has reviewed the above site plan review request of ITT to construct a parking lot. The property is zoned General Business District, which permits parking to service permitted uses on-site or on adjacent parcels. The application also includes a restrictive covenant for this parcel that attaches the use of said parcel to the ITT property located in Flint Township.

APPLICATION SUBMISSION

The application for site plan review was submitted by Delta Land Surveying on May 19, 2008 and is complete. The proposed project is a 2.34 acre, 57 space parking lot that is to serve the ITT use on an adjacent parcel in Flint Township. The land is owned by ITT and is zoned and planned for General Business District. The parking lot, as a principle use, is not a permissible use under any circumstances; however, parking is allowed on parcels adjacent to a principle use if both parcels are owned by and used for a single purpose or entity. To ensure that the proposed parking meets these ordinance requirements, a restrictive covenant has been submitted with the site plan.

1. GBD Standards.

Finding: In compliance subject to the extension of the proposed fence to screen the eastern property line

As stated, parking on this parcel is permissible as long as it serves a principle use on an adjacent parcel with a single owner. The circumstances for this application were complicated because, although the adjacent parcel is under the same ownership, it is in another zoning jurisdiction. As such, there was concern that the primary use that is in Flint Township could change without permitting from the City, resulting in a change in the use of parking that is beyond the City's control. The attached restrictive covenant, along with the City's police powers, should ameliorate those concerns and make the parking use permissible.

The use does not have any other use or setback conflicts or irregularities since no structures are proposed. **However, the GBD zoning requires that a wall or fence be provided on property lines that abut residentially zoned land. See Zoning Appendix 14.03(c).**

2. Site Plan -Generally.

Finding: In compliance

The layout of the parking lot is not ideal due to the fact that it is relatively close to the road in relation to the parcel size and layout. However, the existence of a recognized floodplain makes ideal location of the parking lot problematic due to costs that would arise from mitigation measures. To ameliorate this problem, landscaping is to be used to screen the lot from Miller Road and the residences across the street.

The utilities, construction notes, surface water management, and drainage have been reviewed by Rowe Inc. The review comments are in the Rowe letter dated June 23, 2008. The city's engineer is satisfied with the submission, pending permitting from other authorities.

3. Landscaping and screening.

Finding: In compliance subject to revision of the landscaping plan for consistency purposes

Staff reviewed the landscape plan in accordance with the requirements in Section 28.02. Since the development is part of a PUD, additional landscaping beyond that required by the zoning ordinance is suggested where appropriate.

RM-1	Required	Proposed	Comments
Parking lot landscaping	One (1) canopy tree for every eight (8) spaces; 8 trees	8	In compliance
Frontage trees	One (2) Canopy tree per 40'; 7 trees	12	Not in compliance - add tree

Though there are some inconsistencies within the site plan concerning the number of trees listed versus the number of trees shown, the landscaping plan meets the minimum requirements of the landscaping ordinances. All trees and shrubs listed are of an acceptable species and size.

In order to mitigate the open parking area that is proposed along the frontage of Miller Road, a combination of landscaping, berms, and a decorative wall has been included. Though the proposed layout attempts to accomplish the goals of reducing the visual

impact of the open lot and creating a definitive setback from the corridor, an upgrade to the fence sections is recommended. The fences would have a greater impact and stronger sense of permanence towards these goals if masonry columns were added to the ends as illustrated in a previous ITT site plan.

4. Parking and Loading.

Finding: In compliance subject to Planning Commission review

ITT currently provides 179 parking spaces on the primary parcel. The applicant is requesting 57 more spaces, totaling 236 parking spaces. Unfortunately, there does not appear to be an appropriate category that fits the institution's needs well. The closest listed category is secondary/commercial schools; however, this category assumes busing and underestimates the parking needs for commuter campuses. As such, I recommend the Planning Commission invoke section 26.03G and allocate parking spaces based upon the demand as demonstrated by the applicant.

Concerning stall and aisle width, the applicant is proposing stalls that are two (2) feet too long and aisles that are four (4) feet too narrow. However, the end result is the same as it relates to maneuverability and safety. Also note that barrier-free spaces are to be allocated in front of the ITT building.

5. Lighting.

Finding: In compliance

The applicant proposes parking lot and walkway lighting for the project. A photometric grid and lighting fixture specifications have been submitted, and the lighting is acceptable.

6. Signs.

Finding: Not applicable

The applicant is not proposing and new signs or sign modifications at this time.

7. Vehicular and Pedestrian Circulation.

Finding: In compliance

The applicant is making use of an existing driveway and is not requesting any additional curb cuts to a public street. The project shall eliminate an existing private cut on the driveway and add a similar cut closer to Miller Road. This cut is over 100 feet away from Miller Road should pose no problems.

Pedestrian access is adequate. However, the applicant should plan for access leading all the way to Miller Road in order to connect to future sidewalk and/or trails. Furthermore, the existing access cut on the east side of the driveway at Miller Road should be eliminated with a provision to allow a future service drive across from the parking lot entrance.

8. Natural Features

Finding: In compliance subject to MDEQ permitting

The site does not have any existing, significant natural features, and the project should not unreasonably detract from or harm the environment due to construction or operation except for potential floodplain mitigation. For this, the applicant must secure permits through the MDEQ.

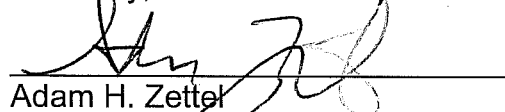
Summary and Recommendation

The site plan shall meet the zoning ordinance standards, conditioned upon the following:

1. Extension of the fence to screen 6355 Miller Road from the parking area.
2. Submission of a landscaping plan that brings the plan notes in conformance with the drawing.
3. Execution of the restrictive covenant.
4. Acquisition of a MDEQ permit for the floodplain.
5. Additions of masonry or similar materials to the fence sections.
6. _____
7. _____

Please contact me directly if you have any comments or inquiries on the matter. I am happy to receive comments in person, in writing, over the phone, or via e-mail.

Sincerely,



Adam H. Zettel
Assistant City Manager & Zoning Administrator
City of Swartz Creek
azettel@cityofswartzcreek.org

APPLICATION FOR SITE PLAN REVIEW

City of Swartz Creek
8083 Civic Drive
Swartz Creek, MI 48473
810-635-4464

Date: ___/___/___

File No: _____

Fee Received: _____ Receipt No: _____

NOTICE TO APPLICANT:

Regular meetings of the Swartz Creek Planning commission are held on the first Tuesday of each month at 7:00 PM, at the City Hall, 8083 Civic Dr. Application for site plan review shall be filed at least twenty (20) days before the scheduled meeting date.

Applicant should be familiar with all aspects of the City's Zoning Appendix A pertinent to the site plan application, including but not limited to: the appropriate level of site plan review, the site plan process, review standards, performance guarantees, use restrictions, landscaping, parking, design standards, fees, and enforcement.

TO THE PLANNING COMMISSION:

I, (We), the undersigned, do hereby respectfully make application and petition the Planning Commission to recommend approval of the attached site plan as hereinafter requested, and in support of this application, the following facts are shown.

Furthermore, I (We) have attached proof of ownership, information regarding the number of peak employees anticipated to accompany the site plan uses, and the names, addresses, and telephone/fax numbers of any and all engineers, attorneys, architects, and other professionals associated with this project.

The property is located and described, as follows:

Assessment Roll Description No. 58-31-100-033.

Address: V/L MILLER RD.

Other description: SEE PROVIDED SITE PLAN

It has a frontage of 319' feet and a depth of 480' feet. Total acreage is: 2.34

PRESENT ZONING: CABD

If the property is in acreage, and is not therefore a part of a recorded plat: The subject property is located and described as follows: (indicate total acreage also).

Assessment Roll Description No. 58-31-100-033

2.34 ACRES, SEE PROVIDED SITE PLAN FOR
LEGAL DESCRIPTION.

SITE PLAN APPLICANT INFORMATION:

Name: BRIAN ROMSKA - DELTA LAND SURVEYING

Address: 6060 TORREY ROAD SUITE A, FLINT, MI 48507

Phone Number: 810-655-5530

SUBJECT PROPERTY IS OWNED BY:

Name: ITT EDUCATIONAL SERVICES, INC.

Address: 13000 N. MERIDIAN ST. CARMEL, IN 46032

Phone Number: (317) 706-9397

It is proposed that the property will be put to the following use:

ITT OVERFLOW PARKING LOT

It is proposed that the following building(s) will be constructed (note gross sq. ft of each):

NO STRUCTURES PROPOSED


Signature of Applicant

Phone Number: 810-655-5530


Signature of Owner

Phone Number: 810-733-7100

Level of review required (Circle one): Full Limited Administrative

A. Action Taken by the Planning Commission:

- 1. Date application: ___/___/___
- 2. Date of Public Hearing: ___/___/___
- 3. Findings of Planning Commission:

4. Recommendation:

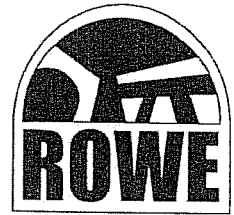
B. Action Taken by the City Council:

- 1. Date of Public Hearing: ___/___/___
- 2. Findings of the City Council:

3. Action of the City Council:

By: _____
City Clerk

Date: ___/___/___



www.roweincorp.com

ROWE INCORPORATED
THE ROWE BUILDING
540 S. SAGINAW ST., STE 200
POST OFFICE BOX 3748
FLINT, MICHIGAN 48502

phone (810) 341-7500
fax (810) 341-7573

June 23, 2008

Mr. Adam Zettel, Assistant City Manager
City of Swartz Creek
8083 Civic Drive
Swartz Creek, MI 48473

ENGINEERING

RE: ITT Parking - Site Plan Review
Plans dated 06/02/08

**LAND & AERIAL
PHOTOGRAMMETRY**

Dear Mr. Zettel:

PLANNING

**LANDSCAPE
ARCHITECTURE**

**LAND
DEVELOPMENT
SERVICES**

At the request of the city, we have completed a drainage and utility review for the above referenced site plan. The 2.34 acre parcel is situated north of I-69 in section 31 of Flint Township and has public frontage on Miller Road. The project will involve the construction of an asphalt parking lot which will service the existing ITT site. We have reviewed the drainage calculations and find the proposed storage system adequately meets the Genesee County Drain Commissioner's standards for stormwater detention.

OFFICES:

FLINT
LAPEER
MT. PLEASANT


Our plan review is for conformance with the city's submittal requirements and Standard Engineering Practices for the city's use in deciding whether to approve the site plan. The developer and designer shall be responsible for the accuracy and validity of the information presented on the plan. Regulatory and other governmental agencies with jurisdiction may have additional comments or requirements. The developer and designer remain responsible for the design, construction, and any resulting impacts of the project.

SUBSIDIARIES:
AIR-LAND SURVEYS
FLINT, MI

MYERS LAND SURVEY CO.
GRAYLING, MI

If you have any questions or require additional information, please contact our corporate office.

Sincerely,
ROWE INCORPORATED

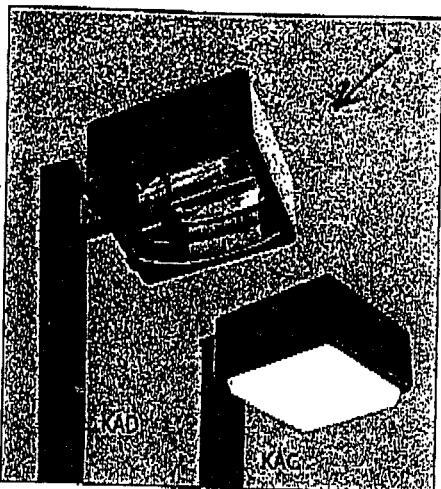

Louis P. Fleury, P.E.
Project Manager

AREA LIGHTING

Arm-Mounted Drop or Flat Lens Cutoff

KAD KAC

Contour®



Intended Use

For parking areas, street lighting, walkways and car lots.

Features

Housing - Rugged, die-cast, soft-corner aluminum housing with 0.12" nominal wall thickness. Extruded 4" soft corner arm for pole or wall mounting is standard.

Door Frame - KAD die-cast door frame has impact-resistant, tempered glass lens which is fully gasketed with one-piece bonded silicone. KAC die-cast aluminum door frame has prismatic, impact-resistant, tempered glass, drop dish acrylic lens or drop dish polycarbonate lens. Door frame is fully gasketed with one-piece silicone.

Optics - KAD reflectors are anodized hydro-formed or segmented aluminum. Four cutoff distributions available: R2 (roadway), R3 (asymmetric), R4 (forward throw) and R5 (symmetric). High-performance, segmented reflectors are rotatable and field-interchangeable. KAC reflector is optical-quality aluminum that works in tandem

with a light-diffusing prismatic lens.

Electrical - Ballast is high-reactance, high power factor (70-150W HPS, 100M and 150M) or high power factor constant-wattage autotransformers (175-400W MH and HPS). Ballast is copper wound and 100% factory tested.

Finish - Dark bronze corrosion-resistant polyester powder finish (DDB), with other architectural colors available.

Socket - Porcelain, horizontally (position) oriented mogul-base socket (100M and 150M) or medium-base socket with copper alloy, nickel-plated screw shell and center contact. UL Listed 1500W-600V. 4KV pulse rated.

Listings

UL Listed (standard). CSA Certified or NOM Certified (see Options). KAD UL Listed for wet locations. IP65 Rated.

Ordering Information

Series	Wattage	Distribution	Voltage	Mounting
KAD	High pressure sodium	<u>KAD - standard reflector</u>	120	<u>Included</u>
KAC	70S	R2 Type II roadway	208 ¹	SPD04 4" square pole arm (std.) ⁶
	100S	R3 Type III asymmetric	240 ¹	SPD09 9" square pole arm
	150S	R4 Type IV forward throw, sharp cutoff	277	RPD04 4" round pole arm ⁶
	250S	R55 Type V square	347	RPD09 9" round pole arm
	400S		480 ¹	WBD04 4" wall bracket
	Metal halide	<u>KAD - high performance reflector</u>	TB ²	WBD09 9" wall bracket
	100M	SR2 Type II asymmetric		<u>Shipped separately</u>
	150M ¹	SR3 Type III asymmetric		KMA Mast arm adapter
	175M	SR4SC Type IV forward throw, sharp cutoff		KTMB Twin mounting bar
	200M ²			DAD12P Degree arm (pole)
	250M ¹	<u>KAC - prismatic lens</u>		DAD12WB Degree arm (wall)
	320M ^{2,3}	FP Flat C73T		
	350M ^{2,3}	DPA Drop acrylic		
	400M ^{1,3}	DPP Drop polycarbonate		

Example: KAD 400M R3 120 SPD09 LI

Options/accessories	Installed
	LPI Lamp Included
	L/LP Less lamp
	5F Single fuse, 120V, 277V, 347V (n/a TB)
	DF Double fuse, 208V, 240V, 480V (n/a TB)
	PER NEMA twist-lock receptacle only (no photocontrol)
	QRS Quartz restrrike system (250W max., 120V lamp not included) ⁷
	PD Power tray ⁸
	WTB Terminal block ⁸
	EC Emergency circuit
	SCWA Super CWA pulse start ballast (n/a HPS, 100M or 175M)
	CSA CSA Certified
	NOM NOM Certified (consult factory)

For optional architectural colors, see page 543.

Shipped separately⁹

- PE1 NEMA twist-lock PE (120V-240V)
- PE3 NEMA twist-lock PE (347V)
- PE4 NEMA twist-lock PE (480V)
- PE7 NEMA twist-lock PE (277V)
- SC Shorting cap for PER option
- HS House-side shield (R2, R3, R4) (SR2, SR3)
- KADVG Vandal guard for KAD
- KADWG Wireguard for KAD
- KACVG Vandal guard for KAC
- KACWG Wireguard for KAC
- KADWBA Decorative wall bracket for KAD¹¹

NOTES:

- 1 May be ordered with SCWA.
- 2 Must be ordered with SCWA.
- 3 Requires ED28 lamp when ordered with SR2, SR3 or SR4SC distributions.
- 4 Consult factory for availability in Canada.
- 5 Optional multi-bay ballast (120V, 208V, 240V, 277V). In Canada 120V, 277V, 347V.
- 6 SPD09, RPD09 or WBD09 must be used when luminaire is oriented on DM29, DM31 or DM49 drilling pattern.
- 7 QRST available in select wattages. Consult factory.
- 8 Only available with SR2, SR3, SR4SC optics.
- 9 May be ordered as an accessory.
- 10 Includes mounting arm.
- 11 Only available with SPD04 and SPD09.

Dimensions are shown in inches (centimeters) unless otherwise noted.

	KAD & KAC DP	KAC DP
EPA ¹⁰	1.2 ft ² (1.1 m ²)	1.4 ft ² (1.3 m ²)
Squares	17-1/2 (44.5)	17-1/2 (44.5)
Height	7-7/8 (18.1)	11-1/8 (28.3)
Max. weight	42 lbs (19.1 kg)	40 lbs (18.1 kg)

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Consistent with LEED® goals & Green Globes™ criteria for light pollution reduction
Applies to KAD only.



Ted Moss Agency Inc.

3453 Pierson Place, Flushing, MI. 48433. ph 810 733 2211. fax 810 733 2277

ITT PARKING

LUMINAIRE SCHEDULE									
Symbol	Label	Qty	Catalog Number	Description	Lamp	File	Lumens	LLF	Watts
■ ■ ■	A	4	TRIPLE KAD 400M R3	DIE-CAST CUTOFF LUMINAIRE	400 WATT METAL HALIDE	82040902.IES	32000	0.65	1385

STATISTICS						
Description	Symbol	Avg	Max	Min	Max/Min	Avg/Min
Calc Zone #1		6.3 fc	12.3 fc	0.5 fc	25:1	13:1

Mounting Height 28 Feet

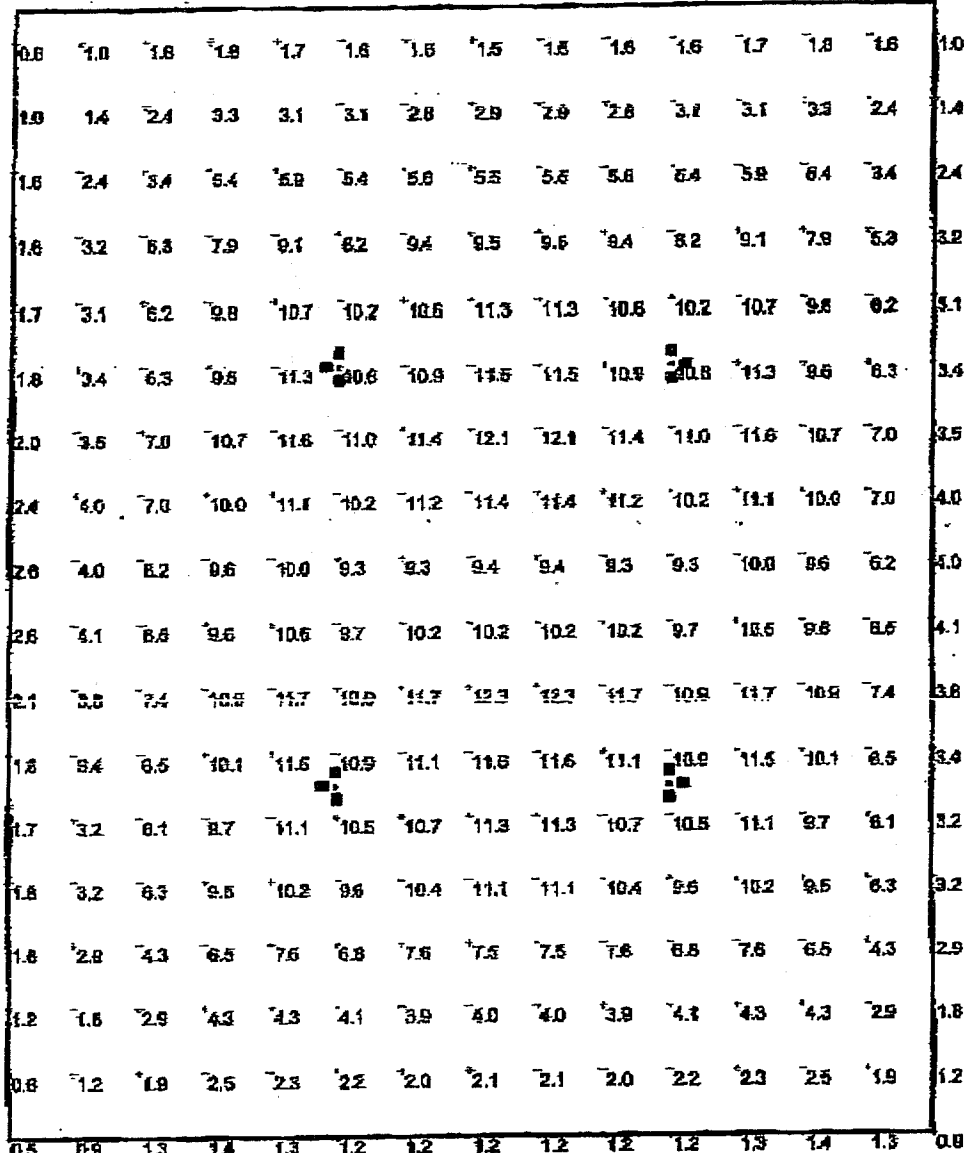
NOTES

1. Based on the design information provided, the illumination grid represents a reasonable expectation of maintained footcandle levels, if all dimensions and luminaire locations are consistent with the site and no other factors such as additional light sources, obstacles or obstructions are present.
2. The engineer and/or architect must determine compliance with local or regional codes or ordinances and applicability of the layout to existing or future field conditions or constraints.
3. This lighting pattern represents illumination levels calculated from laboratory data taken under controlled conditions in accordance with Illuminating Engineering Society approved methods.
4. Actual performance of any manufacturer's luminaire may vary due to variation in electrical voltage, tolerance in lamps and other variable field conditions.
5. Maintained footcandle values are illuminance of lighting fixtures adjusted for a light loss factor (maintenance factor) accounting for dirt build-up and lamp output depreciation averaged over the life of the lamp.

TMA
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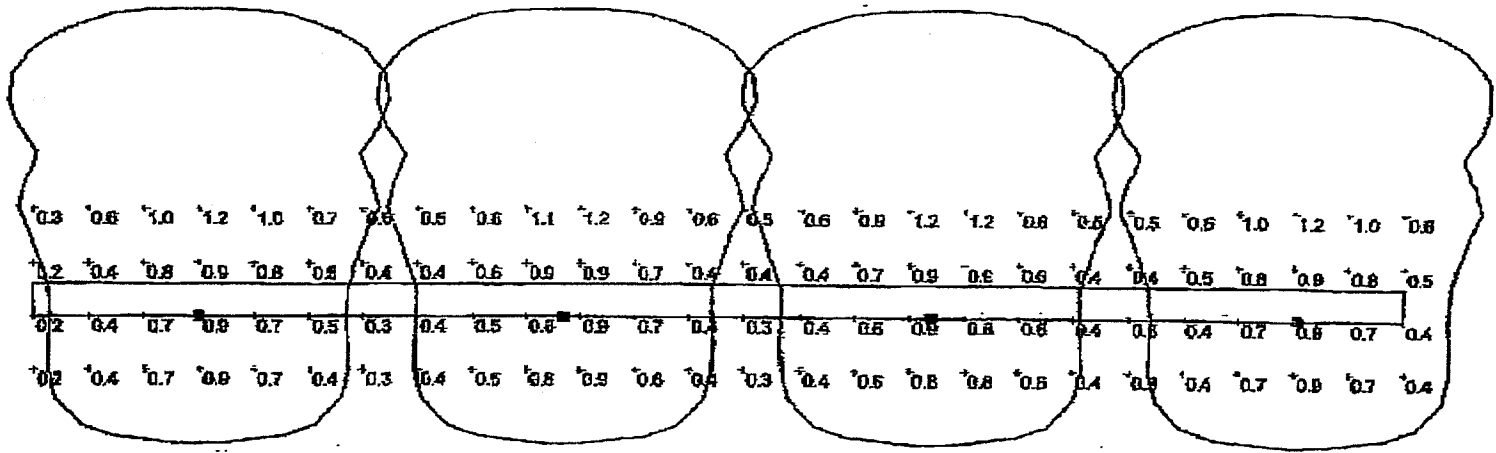
ITT PARKING

*ATTN: TIM
Crew: Dave*



Plan View
Scale 1" = 25'

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ATTN: JIM

ATTN: Dave G.
IT Pathway

Plan View
 Scale 1" = 30"

LUMINAIRE SCHEDULE									
Symbol	Label	Qty	Catalog Number	Description	Lamp	File	Lumens	LLF	Watts
■	A	4	KAD 100M R4	DIE CAST SHOEBOX	ONE 100-WATT CLEAR METAL HALIDE	93111601.JES	8500	0.72	128

STATISTICS						
Description	Symbol	Avg	Max	Min	Max/Min	Avg/Min
Calc Zone #1	+	0.6 fc	1.2 fc	0.2 fc	6.0:1	3.0:1

NOTES

1. Based on the information provided, all dimensions and luminaire locations shown represent recommended positions.
2. The engineer and/or architect must determine compliance with local or regional codes or ordinances and applicability of the layout to existing or future field conditions or constraints.
3. This lighting pattern represents illumination levels calculated from laboratory data taken under controlled conditions in accordance with Illuminating Engineering Society approved methods.
4. Actual performance of any manufacturer's luminaire may vary due to variation in electrical voltage, tolerance in lamps and other variable field conditions.
5. This general design is by others and is neither recommended nor endorsed by Ted Moss Agency or anyone representing Ted Moss Agency.

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Adam Zettel

From: Adam Zettel
Sent: Wednesday, June 04, 2008 12:53 PM
To: 'mwhite@bgwhiteconstruction.com'
Subject: ITT

Hi Mike,

I am writing you email as a follow-up for the meeting that you, Joe, and myself had this morning here at the city offices.

I have preliminarily reviewed the plans for ITT's parking lot in relation to conformance to the zoning code. Review as it relates to engineering (drainage, cross sections, etc.) is to take place in the near future by REI. Based upon staff review and our conversation, it appears that the project could be in conformance with the ordinance and goals of the city if solutions are found for a handful of matters. (Note that I will hit the issues first and the solutions second).

First, the site is inherently unique and somewhat problematic due to the property and jurisdictional separation of uses. As an example, the ADA parking spaces would perform a much more practical function if they were located adjacent to the off-site principle use. This has been informally requested as part of the plan, and I agree with the idea. However, the City would be reluctant to approve allocation of the spaces to ITT's principle parking area because there is no existing mechanism to enforce future compliance or performance. A worst case scenario would be if a future operator of the ITT site eliminated some ADA spaces near the building. This could leave users with ADA needs vulnerable to hazards, and the City could be held partially responsible for allocating ADA requirements to a nearby parcel (which we have not control over) and eliminating the need for ADA on the current site plan.

I also concluded that the City does not allow for 'private parking' as a use (as-of-right or special) in GBD. This is problematic because the parcel has no use on site. Again they are technically separate parcels with common ownership. I have not encountered such a request before. (Imagine a four acre parcel anywhere else in the city requesting 'parking' as a principle use). Parking is permitted and regulated in accordance with the onsite uses, or it is constructed as public parking (special land use). As such, a solution needs to be found to connect the off-site use to the parking provision in terms of ownership, use, and performance. Like I mentioned, I would not be comfortable recommending approval of the use unless the property was legally connected to the parent parcel/use. We, at the city, would not want to see the parking area approved and sold independently (to MDOT for example). The bottom line is, I don't think we can approve parking as a use per se. We need to legally bind it to the institutional use/parcel.

Lastly, my preliminary review indicated that there is not a screening wall separating the parking/drive area from the adjacent property to the east. This parcel is used and zoned for residential uses, as is the property across Miller Road to the north. For the residential parcel to the east, a obscuring wall or fence is required by ordinance. This is standard. For the residences across Miller Road, planning commission shall require landscaping, a wall, or a buffer. Due to the nature of the site plan, I am strongly recommending, and would be reluctant to recommend approval of anything less, a landscaping and wall combination that would accomplish the following:

- 1). Provide sufficient but not total screening (an obscuring wall does not appear to be necessary or appropriate) of the parking area from residential uses across the street.
- 2). Provide a physical barrier that would establish an appropriate corridor scale that would act as a transition between the proposed use and the Miller Road corridor/residential property.

The options we discussed as solutions to all of the above included:

- 1). Allow for a trade off in landscaping in order to accomplish the goals. There is an allowance in the ordinance that provides for substitutions in landscaping type and location as long as the goals of the ordinance are achieved. As such, the performance based code allows for some flexibility. We discussed reducing shrubs and

other cover overall in favor of constructing a white vinyl fence along the eastern property line and construction of an intermittent decorative fence with masonry columns and some buffering along the Miller Road frontage.

2.) Execution of a development agreement or contract that would provide for use of the parking only as it relates to the ITT site. We discussed conditions such as the allocation and maintenance of ADA spaces in the principle parking area, legal combination of the two parcels independent of jurisdiction (ITT use and parking), set performance standards, provide for a plan in the event that the parcels are split, and provide for future potential sidewalk.

Though I have not completed an exhaustive review, I think this covers the lions share of all issues. I hope our meeting was useful and will provide a strong base of agreement with which we can expedite a successful site plan. In short, the Miller Road corridor and the residential properties to the east are what I see as being crucial in the development of a landscaping/buffering plan the Planning Commission and City Council would accept. Furthermore, the issue of providing parking for a use on a separate parcel is problematic. However, a do feel a development agreement with the appropriate performance and land combination requirements as well as the landscaping/buffer provisions would ameliorate all concerns.

It was nice meeting with you today Mike. Let me know how you want to proceed, and please confirm receipt.

Adam Zettel

Assistant City Manager/Zoning Administrator
City of Swartz Creek
8083 Civic Drive
Swartz Creek, MI 48473
Phone: 810-635-4464
Fax: 810-635-2887

DECLARATION OF RESTRICTION

THIS DECLARATION OF RESTRICTIVE COVENANT ("**Declaration**") is made as of _____, 2008, by ITT EDUCATIONAL SERVICES, INC., a Delaware corporation, of 13000 North Meridian Street, Carmel, Indiana 46032 ("**Owner**"), based on the following factual recitals:

A. Owner is the owner of certain adjoining real property parcels located in the City of Swartz Creek, Michigan legally described on **Exhibit A** attached to this Declaration ("**Parcel 1**") and in the Township of Flint, Michigan, legally described on **Exhibit B** attached to this Declaration ("**Parcel 2**") (collectively, the "**Property**").

B. Owner desires to construct a parking lot on Parcel 1 (as described in Exhibit A). In cooperation with and for the benefit of the City of Swartz Creek, Owner agrees to place a restriction on Parcel 1.

NOW, THEREFORE, Owner hereby declares that the Property shall be held subject to the following:

1. Use. Parcel 1 may be used as a parking lot so long as Parcel 2 is used in a manner consistent with any of the permitted or special land uses of the General Business District ("**GBD**") as defined on the date of this Declaration in the zoning ordinance for the City of Swartz Creek, Michigan ("**Zoning Ordinance**"), a description of which is attached as **Exhibit C** to this Declaration ("**Allowed Uses**"). The Allowed Uses shall also include any additional permitted or special land uses within the GBD (or any district which is a successor to the GBD) which are later added by amendment to the Zoning Ordinance as well as any permitted or special land uses otherwise applicable to Parcel 1 now or in the future. Notwithstanding the foregoing, Owners use of Parcel 2 as a technical college is and always shall be deemed an Allowed Use.

2. Duration. This Declaration is to be observed in perpetuity for the benefit of the City of Swartz Creek, which shall have the right to enforce the terms of this Declaration, and may not be amended without written approval from the City of Swartz Creek or the local municipal authority in which Parcel 1 is located at the time, which approval shall not be unreasonably withheld, conditioned or delayed.

3. Authority. The undersigned person executing this Declaration is the Owner, or has the express written permission of the Owner, and represents and certifies that he or she is duly authorized and has been empowered to execute and deliver this Declaration

Owner has signed this Declaration of Restriction as of the date set forth above.

ITT EDUCATIONAL SERVICES, INC

By _____
Kevin Modany
Its CEO

STATE OF INDIANA)
)ss:
COUNTY OF HAMILTON)

Acknowledged before me in Hamilton County, Indiana on _____, 2008, by Kevin Modany, as CEO of ITT EDUCATIONAL SERVICES, INC., a Delaware corporation, for the corporation.

Print name: _____
Notary public, State of Indiana, County of _____
My commission expires: _____
Acting in the County of Hamilton

Prepared by:
Loren M. Andrulis
Warner Norcross & Judd LLP
111 Lyon Street NW, Suite 900
Grand Rapids, MI 49503
(616) 752-2182
1565788-4

EXHIBIT A

Parcel 1

Part of the Northwest 1/4 of Section 31, T7N-R6E, City of Swartz Creek, Genesee County, Michigan, described as: Beginning at a point on the centerline of Miller Road that is S00°07'26"W, 1277.14 feet (recorded as S00°08'30"W, 1276.90 feet) along the North-South 1/4 line as occupied and S59°28'W, 690.39 feet, (recorded as S59°28'W, 690.74 feet) along the centerline of Miller Road from the North 1/4 corner of Section 31; thence S59°28'W, 319.47 feet along the centerline of Miller Road to a point on the extended right-of-way line of I-69 expressway; thence S30°17'32"E, 480.00 feet along the right-of-way of I-69 expressway; thence N81°18'09"E, 188.56 feet; thence N39°37'43"W, 241.80 feet; thence N00°08'30"E, 362.02 feet to the point of beginning. Reserving therefrom that part used, taken or deeded for Miller Road, so-called. Being Parcel number 58-31-100-033.

EXHIBIT B

Parcel 2

Part of the Northwest 1/4 of Section 31, T7N-R6E, Flint Township, Genesee County, Michigan, described as: Beginning at a point that is S00°07'26"W, 1277.14 feet (recorded as S00°08'30"W, 1276.90 feet) along the North-South 1/4 line as occupied and S59°28'W, 1009.86 feet (recorded as S59°28'W, 1010.21 feet) and S30°17'32"E, 480.00 feet from the North 1/4 corner of Section 31; thence S30°17'32"E, 178.66 feet; thence S54°09'11"E, 194.97 feet; thence S67°41'21"E, 407.10 feet (recorded as S67°41'21"E, 406.98 feet) to the North-South 1/4 line of Section 31 as occupied; thence N00°07'26"E, 518.74 feet, (recorded as N00°08'30"E, 518.70 feet) along the occupied North-South 1/4 line; thence S81°18'09"W, 633.18 feet, (recorded as S81°18'09"W, 633.23 feet) to the point of beginning. Being parcel number 07-31-100-002.

EXHIBIT C

General Business District

APPENDIX A—ZONING

§ 14.01

ARTICLE 14. GBD, GENERAL BUSINESS DISTRICT

Section 14.00. Intent.

The GBD, General Business District is intended to accommodate commercial establishments that serve community-wide shopping and service needs, including motorists using I-69. These districts are intended to create cohesive commercial areas that provide convenient vehicular and pedestrian access between business in attractive settings, thereby ensuring safety, and discouraging undesirable strip commercial development.

Section 14.01. Principal uses permitted.

No building or land shall be used and no building shall be erected except for one or more of the following specified uses, unless provided in this ordinance:

- A. Businesses establishments which perform services on premises such as, but not limited to: banks, savings and loans and credit unions (not including drive-thru branches), insurance offices and real estate offices, with up to 15,000 square feet gross floor area. Pedestrian oriented ATM facilities.
- B. Churches, temples and similar places of worship with up to 500 seats.
- C. Single-family and two-family dwellings existing at the time of adoption of this ordinance.
- D. Adult and child residential care facilities in accordance with section 20.08, Adult and child care facilities.
- E. Personal services such as beauty and barber shops, tailoring shops, laundry and shoe repair shops.
- F. Professional or medical offices of doctors, lawyers, dentists, architects, engineers and similar professions, but not including veterinary offices or clinics, with up to 15,000 square feet gross floor area.
- G. Restaurants, taverns, bars, and brew pubs where the patrons are served while seated within the building occupied by such establishments.
- H. Retail businesses supplying merchandise on the premises in an enclosed building up to 30,000 square feet of gross floor area, including sales of bakery goods (including bakery items produced on the premises), groceries, meats (no slaughtering is permitted on the premises), seafood, dairy products, drugs, books, shoes, apparel, florists, hardware, furniture, home furnishings, paint, wall paper, appliances, auto parts (without service bays), greeting cards, art galleries, beer/wine sales, convenience stores and similar retail establishments.
- I. Retail sales in which both a workshop and retail outlet or showroom are required, such as plumbing, electrician, interior decorating, upholstering, printing, photographic-reproducing, radio, and home appliance and similar establishments of similar character subject to the provision that not more than 80 percent of the total useable floor area of the establishment shall be used for servicing; repairing, or processing activities and further provided that such retail outlet or showroom activities area shall be provided in that portion of the building where the customer entrance is located.
- J. Shopping centers up to 30,000 square feet of gross floor area.
- K. Business schools and colleges.
- L. Dry cleaning establishments, or pick-up stations, dealing directly with the consumer. Central dry cleaning plants serving more than one retail outlet shall be prohibited.
- M. Hotels.
- N. Newspaper offices.
- O. Public and quasi-public uses such as municipal offices, court houses, public off-street parking facilities, libraries, museums, public safety facilities and fractional organizations.

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- P. Residential dwellings, provided the following conditions are met:
1. Single-family detached dwellings shall meet requirements for the R-1 District.
 - a) The minimum distance between buildings shall be ten feet.
 - b) Front building setback shall equal the average setback line of the block.
 - c) Building setback to any side property line shall be 30 feet, except where adjacent to single-family residential property, in which case the setback shall be 75 feet. Driveways, parking and walls may be within the setback as long as a ten-foot greenbelt area is placed between the property line and any improvement.
 2. Multiple-family dwelling units and attached single-family units (i.e. cluster housing, duplex, townhouse) shall meet requirements of the RM-1 District and/or cluster housing option as modified herein.

In a multiple-family development within the General Business District the total number of rooms (not including kitchen, dining and sanitary facilities) shall not have more than the area of the parcel in square feet, divided by a factor of 1,200. If such multiple housing is within a mixed-use building a factor of 800 shall apply pursuant to the following:

 - a) Business and office uses may occupy a building used for residential uses provided that no such business or office use may be located on same floor as used for residential purposes, and no floor may be used for business or office use on a floor located above a floor used for residential purposes. Further, where there is mixed business/office and residential use in a building there shall be provided a separate, private pedestrian entranceway for the residential use.
- Q. Theaters, assembly halls, or similar places of assembly when conducted completely within enclosed buildings, up to 500 seats.
- R. Business services establishment (mailing, copying, data processing).
- S. Child day care centers.
- T. Pet stores.
- U. Private clubs, fraternal organizations, and lodge halls.
- V. Self-service laundromats and dry cleaning establishments.
- W. Accessory structures, uses and signs customarily incidental to a principal use in this district.

Section 14.02. Special land uses.

The following uses shall be permitted upon review by the planning commission and approval by the city council, in accordance with the general and specific standards listed in Article 30, Special Land Uses:

- A. Arcades and similar devices at public commercial mechanical amusement device centers.
- B. Automobile service (gasoline) stations, including those accessory to another use.
- C. Automobile service centers and automobile repair (minor maintenance and repair).
- D. Automobile or vehicle dealerships.
- E. Automobile washes, automatic or self-service.
- F. Banks, credit unions, savings and loan institutions with drive-through lanes, including an automatic letter drive-through lane(s).
- G. Adult and child residential care facilities in accordance with section 20.08, Adult and child care facilities.

- H. Retail businesses supplying merchandise on the premises in an enclosed building with more than to 30,000 square feet of gross floor area, including sales of bakery goods (including bakery items produced on the premises), groceries, meats (no slaughtering is permitted on the premises), seafood, dairy products, drugs, books, shoes, apparel, florists, hardware, furniture, home furnishings, paint, wall paper, appliances, auto parts (without service bays), greeting cards, art galleries, beer/wine sales, convenience stores and similar retail establishments.
- I. Churches, temples, and similar places of worship with more than 500 seats.
- J. Commercial outdoor sales or storage and open air businesses (as permitted or accessory use).
- K. Conference centers/convention facilities.
- L. Essential public service buildings and storage yards.
- M. Funeral homes and mortuary establishments.
- N. Hospitals, general and specialty (including substance abuse treatment facilities).
- O. Indoor commercial recreational facilities including but not limited to health clubs, hard ball and racquetball facilities, pool and billiard establishments, tennis, batting, archery and soccer facilities.
- P. Kennels (commercial).
- Q. Professional or medical offices of doctors, lawyers, dentists, architects, engineers and similar professions, but not including veterinary offices or clinics, with more than 15,000 square feet gross floor area.
- R. Motels, hotels, bed and breakfast inns, including accessory convention/meeting facilities and restaurants.
- S. Nursing or convalescent homes.
- T. Nurseries and lawn and garden centers.
- U. Outdoor theater, plazas, parks, and public gathering places.
- V. Recreation: Outdoor recreation establishments (except for golf related uses).
- W. Recreation: Golf driving ranges, miniature golf courses, golf courses.
- X. Recreation: Indoor recreation (bowling alleys, billiard and pool halls, indoor golf, ice arenas, skating rinks, etc.).
- Y. Recreation: Private recreation facilities and swimming pool clubs.
- Z. Restaurants and other establishments with drive-in or drive-through facilities, open front window service, and outdoor eating areas.
- AA. Roadside market.
- BB. Shopping centers and retail businesses with over 30,000 square feet of gross floor area.
- CC. Theaters (indoor), cinemas, concert halls, play houses, assembly halls, or similar places of assembly when conducted completely within enclosed buildings, with more than 500 seats.
- DD. Urgent medical care centers.
- EE. Veterinary clinics, without outdoor runs or enclosures.
- FF. Accessory uses, buildings and structures customarily incidental to an approved special land use permit.

MILLER ROAD

CONCRETE SURFACE

8' ASPHALT SHOULDER

POLE

60' ROAD RIGHT-OF-WAY LINE

FENCE WITH COLUMN

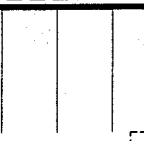
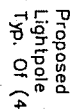
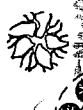
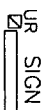
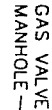
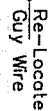
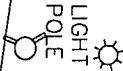
Lawn Area

Lawn Area

Lawn Area

Lawn Area

Lawn Area



ECO Rain Underground Storm Sewer Storage System

Place Footing For Lightpole Prior To Placement of Storage System

Asphalt Parking Lot



Lawn

Asph

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PLANNING COMMISSION RULES OF PROCEDURE
City of Swartz Creek, Michigan
May 4, 2004

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**ARTICLE I: GENERAL STATUTES, ORDINANCES
AND RULES OF PROCEDURE**

The City of Swartz Creek Planning Commission, hereinafter referred to as the "Commission" has been created pursuant to Act 285 of the Public Acts of 1931, as amended and is governed by the statutes, ordinances, and rules cited in the document.

The City of Swartz Creek Planning Commission has adapted these rules for the transaction of its business and as provided by law. The rules of the Commission are available to the public, upon request, at the city office. The office is located at the Swartz Creek City Hall, 8083 Civic Drive, Swartz Creek, Michigan 48473-1498, which is open for business during hours specified by the City. All communications to the Commission shall be addressed to its Chairperson through the administrative offices located at the above location.

ARTICLE II: COMMISSION POWERS AND MEMBERSHIP

2.1 Powers of commission, Numbers of Members and Term of Office

The Commission exercises powers delegated to it by law. The Commission shall consist of nine (9) members, based on the methods of appointment, qualifications, term of office, procedure for removal, procedure for filling vacancy and terms of members appointed to fill vacancies as set forth in the City Charter and Ordinances.

2.2 Causes for Removal from Commission

Causes for removal of members from the Commission in the manner provided by the City Charter and applicable laws include inefficiency, wrong doing and malfeasance in the office.

2.3 Resignations of Office

A member wishing to resign should give a one (1) month notice of resignation or intent to resign to the Mayor, City Council, City Clerk and/or Chairperson in such a manner as to allow time for appointment of a replacement.

Upon learning of the death or resignation of a member, the Chairperson should promptly notify the Mayor. If a member is unable to perform the duties of office, moves from the jurisdiction, or is no longer qualified for office and fails to resign, the Chairperson should notify the Mayor of such relevant facts and request that appropriate investigation and action be taken.

ARTICLE III: OFFICERS, COMMITTEES AND DUTIES

3.1 Election and Term of Chairperson, Vice-Chairperson and Secretary

On an annual basis, and generally at the regular meeting in September, the Commission shall elect from its membership a Chairperson, Vice-Chairperson and Secretary. They shall take office immediately upon election and shall hold

office for a term of one (1) year, ending after the regular meeting in September and until their successors are elected and assume office.

3.2 Succession of Office

If the Chairperson resigns his/her office or is no longer a member of the Commission, the Vice-Chairperson shall succeed him/her in office for the remainder of the term. If the Vice-chairperson resigns his/her office, is no longer a member of the Commission, or succeeds to the office of Chairperson, the Secretary shall succeed him/her in office for the remainder of the term. If the Secretary resigns his/her office, is no longer a member of the Commission or succeeds to the office of Vice-Chairperson, a special election shall be held at the next regular meeting to elect a Secretary to complete the remainder of the term.

3.3 Duties of Officers

A. Chairperson

The Chairperson shall preside at all meetings and hearings of the Commission. If the Chairperson is absent or unable to preside, the Vice-Chairperson shall preside. If both are absent or unable to preside, the Secretary shall preside. If all officers are absent, the members present shall, by a majority vote, choose a member present to preside.

In accordance with these and other applicable rules, the presiding officer shall decide all points of procedure and order. The Chairperson shall maintain order and decorum, and to that end may order removal of persons who have actually committed a breach of the peace at a meeting.

The Chairperson may appoint up to three (3) members to serve on subcommittees to address specific issues such as:

- Annual Planning Commission Education Budget
- Annual Zoning Board of Appeals Case Review
- Site Plan Approval
- Annual Review of Rules of Procedure
- Master Plan
- Zoning Ordinance Update
- PUD Reviews
- Others for purposes and terms set by the Commission

B. Vice Chairperson

The Vice-Chairperson shall perform all duties delegated by the Chairperson as necessary to insure Commission functions are performed in a timely manner. The Vice-Chairperson shall perform all duties so delegated, and in the case of absence or incapacity of the Chairperson, on approval by majority of the Commission, shall perform any or all duties of the Chairperson, whether or not delegated.

C. Secretary

The secretary monitors the maintenance of the records of the Commission with the assistance from staff or consultants, including correspondences, notices, records and minutes of meetings, resolutions, transactions, findings, determinations, committees, and general clerical work of the commission. The secretary should maintain a book for the Planning Commission Rules of Procedure which shall be kept current. All amendments shall refer to the date and page of the minutes where recorded.

ARTICLE IV: CONDUCT OF COMMISSION IN MEMBERS AND STAFF

4.1 Conflicts of Interest

The Commission recognized that in the performance of its duties, matters will be presented and considered upon which one (1) or more members may have or perceive that they have a conflict of interest due to economic, personal or other reasons; the existence of which will or may be perceived by other members of the commission or general public as having the potential for interfering with or influencing the member's unbiased consideration and vote. It is the policy of the commission to require and encourage a full and accurate disclosure of such conflicts or potential conflicts at the earliest possible time, so that the Commission may determine whether a member may or should abstain from participation and voting.

Consistent with this policy, each member has a duty to disclose any conflicts or potential conflicts and the relevant facts to the extent it does not violate a confidence, to the Commission at the first meeting at which the matter creating the potential conflict is considered. The member's disclosure shall include an indication of whether the potential conflict disclosed will interfere or influence their consideration and vote and whether the member wishes to abstain from voting.

After a disclosure of potential conflict is made by a member, and discussed by the Commission, whether the member may or shall abstain from discussion and voting shall be decided by motion and majority vote of the members in attendance at the meeting, excluding the member of discussion.

Any questions or claims that a member has failed to disclose a potential conflict of interest shall be presented at the first meeting after the matter alleged to create the conflict was considered by the commission. If such questions or claims are made, and after the member with the alleged conflict has had the opportunity to respond, which shall include a statement on whether they wish to vote or abstain, the Commission shall resolve the claim and the member's voting rights by motion to permit or require the member to abstain from consideration and voting. If the member has indicated a desire to participate and vote on the matter, a concurring vote of the majority of the Commission is required to permit said participation and voting.

ARTICLE V: APPLICATIONS

All requests requiring Commission consideration or approval shall be filed in accordance with procedures and requirements set forth in the applicable ordinances.

Completed applications shall be considered at the next available meeting date and may be decided at the same meeting, at another regular meeting of the Commission or at a special meeting.

Items shall be placed on the agenda generally according to the date and time the completed application has been received. However, when preparing the proposed agenda the order may be changed for the purposed of efficiency, expediency or convenience to the public.

The Commission may require such surveys, plans or other information it considers necessary for proper evaluation or consideration of a matter. Where information is lacking or inadequate, the commission may postpone the matter until such time as the required information has been furnished.

When a public hearing is required, notice of the public hearing will be issued in the time and manner specified by law.

ARTICLE VI: MEETINGS

6.1 Regular Meetings

Regular meetings of the Commission are generally held at the Swartz Creed City Hall, 8083 Civic Drive, Swartz Creek Michigan on the first Tuesday of the month, with exceptions required by City holidays, facility scheduling or as noticed in the annual meeting calendar adopted by the Commission. In the event a regular meeting falls upon an official City holiday, such meetings shall be scheduled on the next Tuesday.

6.2 Special Meetings

Special meetings for any purpose may be scheduled by the secretary and City staff and held at the call of the Chairperson, or upon request of two (2) or more members of the commission for a date and time when a quorum is likely that allows at least eighteen (18) hours prior notification.

6.3 Recess or Adjournment

Any regular or special meeting may be adjourned to another specific date, time and place, or to the date, time and place of any previously announced regular or special meeting. Alternatively, the meeting may be adjourned without date. Any such adjournment will terminate the meeting at the point of the motion, and a new meeting will commence at the specified date, time or place, if so stated, or at the next regularly scheduled meeting. Any regular or special meeting may also recess for a brief specific time period. Following the recess, the meeting shall continue from the point when the motion to recess was made.

6.4 Cancellation

If no business is scheduled or if it is determined that there will be insufficient members to achieve a quorum, a meeting may be rescheduled by the Chairperson by giving notice to all members and by posting notice for the public at least eighteen (18) hours before the time set for such meeting (or such other time as required by law). Any regular meeting rescheduled under this section must be rescheduled and held on a day in the same month. If a meeting is called to order and it is determined that there is no quorum, the commission may adjourn to the next regularly scheduled meeting without rescheduling another meeting within the same month.

6.5 Quorum

Five (5) members of the commission shall constitute a quorum. Unless otherwise required by law, five (5) affirmative votes shall be required to pass any motion.

6.6 Regular Meeting Agenda and Order of Business

Call to order
Pledge of Allegiance
Roll Call and determination of quorum
Agenda review and approval
Action on minutes of previous meeting(s)
Communications
Meeting Opened to the Public
Old Business and postponed items
New business
Meeting Opened to the Public
Commissioners' comments
Adjournment

6.7 New Business and Public Hearing Procedures

A. Recitation of the Following Rules for a Public Hearing

1. Each person who wishes to address the Commission will be first recognized by the Chairperson and requested to state his/her name and address.
2. Individuals shall be allowed five (5) minutes to address the Commission, unless special permission is otherwise requested and granted by the Chairperson.
3. There shall be no questioning of speakers by the audience; however, the Commission, upon recognition of the Chairperson, may be questioned by the speaker.
4. No one shall be allowed to address the Commission more than once unless special permission is requested, and granted by the Chairperson.
5. One spokesperson for a group attending together will be allowed five (5) minutes to address the Commission unless special permission has been requested, and granted by the Chairperson.
6. Those addressing the Commission shall refrain from being repetitive of information already presented to the Commission.
7. All comments and/or questions shall be directed to and through the Chairperson.

B. The Order of Business Shall Be As Follows:

1. Applicant's presentation.
2. Staff/Staff Consultant presentation.
 - a. Correspondence received relative to the request
 - b. Special studies or other reports
 - c. Recommendations
3. Chairperson opens public hearing (if applicable), or otherwise seeks comments from the public.
4. Chairperson closes public hearing and/or public comment section.
5. Applicant response.
6. Planning Commission conducts formative discussion.
7. Motion.
8. Discussion on motion.
9. Vote.

6.8 Miscellaneous Requirements

Except as otherwise specified by these Rules, parliamentary procedures of the Commission during meetings shall generally be in accord with most recent Robert's Rules of Order, as necessary for the orderly, efficient and understandable transaction of business.

All meetings of the Commission are subject to the Open Meetings Act.

6.9 Applicant Presentations

At meetings and/or hearings, any applicant or person may appear or be represented by authorized agents. Such agents shall, upon request, present sufficient written evidence of their authorization. If the applicant or authorized agent is not present at a meeting, the Commission may refuse to hear or take action on the case unless required by law. This section shall not prohibit the commission from conducting a hearing or receiving testimony if public notice of a hearing has been given. This section shall not prevent the commission from taking action on a case if the applicant or authorized agent is not present.

6.10 Conduct at Meetings

The Chairperson shall control the conduct of the meeting. Commission members or staff may, through the Chairperson, direct questions to the applicant or any person from the audience to bring out pertinent facts. The Chairperson or Commission members may call for pertinent facts from the staff, or make appropriate comments pertinent to the case. All questions or comments shall be directed to or through the Chairperson, unless otherwise permitted by the Chairperson. Commission members should not debate or argue with persons in the audience.

Commission members shall never conduct private conversations at any time during the meeting. Full attention shall be given to the individual holding the floor.

If an important question arises or clarification is needed during the applicant's presentation, the presentation may be politely interrupted through the

Chairperson. If the speaker yields, then the question or point of clarification may be asked. However, the comments must pertain directly to the subject matter and must be for clarification purposes only. Comments, opinions and other discussion should be deferred to the times allotted for the Commission members.

During Commission deliberations, the Chairperson will individually recognize each member in order to make sure all members have been considered. Comments should be kept as brief and concise as possible.

Before a motion is made, adequate time for broad discussion should be allowed. After the motion is made and seconded, discussion should be limited to the motion only. While not required, it is preferred that motions be stated in the positive relative to the request. This assures that a yes vote means approval and a no vote means disapproval. Commission members may vote against his/her own motion, if necessary.

ARTICLE VII: COMMISSION DECISIONS

Decisions of the Commission are recorded in the Commission minutes, including the findings made by the Commission. The minutes are subject to the Commission's approval.

All decisions, resolutions, findings, determinations and actions by the Commission shall be by motion. All votes on motions shall be by roll call or other method that allows the vote of each member to be recorded.

ARTICLE VIII: WITHDRAWAL OF APPLICATIONS AND TABLING CONSIDERATIONS

On written request from the applicant or authorized agent, an application may be withdrawn at any time before the Commission makes its decision on the case. A verbal request may be made at the scheduled public meeting.

On its own motion, or upon receipt of a request by an applicant or the applicant's authorized agent, the Commission may postpone consideration of cases indefinitely or postpone to a certain date.

ARTICLE IX: AMENDING OR WAIVING RULES

These rules may be amended by a majority vote of the members of the Commission, except where such amendment would be contrary to requirements or limitations set by law. An amendment may be proposed at any regular meeting of the Commission, and shall not be acted upon until the following regular meeting.

Unless prohibited by law, a Rule of Procedure may be suspended or waived at any meeting by unanimous vote Commission members present.

ARTICLE X: SEVERABILITY

These Rules of Procedure and each of the various parts, sections, sub-sections, provisions, sentences and clauses are severable. If any part, section, sub-section, provision, sentence or clause is found to be invalid or unenforceable for any reason by a court of competent jurisdiction, such finding shall not affect the validity of the remainder of these Rules of Procedure, which shall remain in full force and effect.

ARTICLE XI: ADOPTION AND REPEAL

These Rules of Procedure shall become effective immediately upon adoption by the Planning Commission of the City of Swartz Creek, and all previous Rules of Procedure shall be repealed.

These Rules were adopted by the City of Swartz Creek Planning Commission on the _____ day of _____, 2003; and shall take effect immediately.

Chairperson

Secretary

Effective Date: _____



Bridal Collection

Engagement Rings from \$479

Semi-Mounts from \$299

Diamond Solitaires from \$139

Anniversary Rings



0.91 ct.
Platinum
Band

1 CT. I-SI
ONLY \$2,900

\$1,490



14K gold \$890 W

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Is America's suburban dream collapsing into a nightmare?

- Story Highlights
- Subprime crisis transforms American suburbs to wastelands of crime, poverty
- Survey finds 40 percent of homes in certain cities want walkable communities
- Arthur C. Nelson projects surplus of 22 million large-lot homes by 2025
- Experts project low-income families will be pushed out to suburban fringe

By Lara Farrar
For CNN

LONDON, England (CNN) -- When Shaun Yandell proposed to his long-time girlfriend Gina Marasco on the doorstep of their new home in the sunny suburb of Elk Grove, California, four years ago, he never imagined things would get this bad. But they did, and it happened almost overnight.

"It is going to be heartbreak," Yandell told CNN. "But we are hanging on."

Yandell's marriage isn't falling apart: his neighborhood is.

Devastated by the subprime mortgage crisis, hundreds of homes have been foreclosed and thousands of residents have been forced to move, leaving in their wake a not-so-pleasant path of empty houses, unkempt lawns, vacant strip malls, graffiti-sprayed desolate sidewalks and even increased crime.

In Elk Grove, some homeowners not only cut their own grass but also trim the yards of vacant homes on their streets, hoping to deter gangs and criminals from moving in.

Other residents discovered that with some of the empty houses, it wasn't what was growing outside that was the problem. Susan McDonald, president of a local neighborhood association aimed at saving the lost suburban paradise, told CNN that around her culdesac, federal agents recently busted several pot homes with vast crops of marijuana growing from floor to ceiling.

And only a couple of weeks ago, Yandell said he overheard a group of teenagers gathered on the street outside his back patio, talking about a robbery they had just committed.

When they lit a street sign on fire, Yandell called the cops.

"This is not like a rare thing anymore," he said. "I get big congregations of people cussing -- stuff I can't even fathom doing when I was a kid."

For Yandell, his wife and many other residents trying to stick it out, the white picket fence of an American dream has faded into a seemingly hopeless suburban nightmare. "The forecast is gloomy," he told CNN.

While the foreclosure epidemic has left communities across the United States overrun with unoccupied houses and overgrown grass, underneath the chaos another trend is quietly emerging that, over the next several decades, could change the face of suburban American life as we know it.

This trend, according to Christopher Leinberger, an urban planning professor at the University of Michigan and visiting fellow at the Brookings Institution, stems not only from changing demographics but also from a major shift in the way an increasing number of Americans -- especially younger generations -- want to live and work.

"The American dream is absolutely changing," he told CNN.

This change can be witnessed in places like Atlanta, Georgia, Detroit, Michigan, and Dallas, Texas, said Leinberger, where once rundown downtowns are being revitalized by well-educated, young professionals who have no desire to live in a detached single family home typical of a suburbia where life is often centered around long commutes and cars.

Instead, they are looking for what Leinberger calls "walkable urbanism" -- both small communities and big cities characterized by efficient mass transit systems and high density developments enabling residents to walk virtually everywhere for everything -- from home to work to restaurants to movie theaters.

The so-called New Urbanism movement emerged in the mid-90s and has been steadily gaining momentum, especially with rising energy costs, environmental concerns and health problems associated with what Leinberger calls "drivable sub-urbanism" -- a low-density built environment plan that emerged around the end of the Second World War and has been the dominant design in the U.S. ever since.

Thirty-five percent of the nation's wealth, according to Leinberger, has been invested in constructing this drivable sub-urban landscape.

But now, Leinberger told CNN, it appears the pendulum is beginning to swing back in favor for the type of walkable community that existed long before the advent of the once fashionable suburbs in the 1940s. He says it is being driven by generations moulded by television shows like "Seinfeld" and "Friends," where city life is shown as being cool again -- a thing to flock to, rather than flee.

"The image of the city was once something to be left behind," said Leinberger.

Changing demographics are also fueling new demands as the number of households with children continues to decline. By the end of the next decade, the number of single-person households in the United States will almost equal those with kids, Leinberger said.

And aging baby boomers are looking for a more urban lifestyle as they downsize from large homes in the suburbs to more compact town houses in more densely built locations.

Recent market research indicates that up to 40 percent of households surveyed in selected metropolitan areas want to live in walkable urban areas, said Leinberger. The desire is also substantiated by real estate prices for urban residential space, which are 40 to 200 percent higher than in traditional suburban neighborhoods -- this price variation can be found both in cities and small communities equipped with walkable infrastructure, he said.

The result is an oversupply of depreciating suburban housing and a pent-up demand for walkable urban space, which is unlikely to be met for a number of years. That's mainly, according to Leinberger, because the built environment changes very slowly; and also because governmental policies and zoning laws are largely prohibitive to the construction of complicated high-density developments.

But as the market catches up to the demand for more mixed use communities, the United States could see a

notable structural transformation in the way its population lives -- Arthur C. Nelson, director of Virginia Tech's Metropolitan Institute, estimates, for example, that half of the real-estate development built by 2025 will not have existed in 2000.

Yet Nelson also estimates that in 2025 there will be a surplus of 22 million large-lot homes that will not be left vacant in a suburban wasteland but instead occupied by lower classes who have been driven out of their once affordable inner-city apartments and houses.

The so-called McMansion, he said, will become the new multi-family home for the poor.

"What is going to happen is lower and lower-middle income families squeezed out of downtown and glamorous suburban locations are going to be pushed economically into these McMansions at the suburban fringe," said Nelson. "There will probably be ten people living in one house."

In Shaun Yandell's neighborhood, this has already started to happen. Houses once filled with single families are now rented out by low-income tenants. Yandell speculates that they're coming from nearby Sacramento, where the downtown is undergoing substantial gentrification, or perhaps from some other area where prices have gotten too high. He isn't really sure.

But one thing Yandell is sure about is that he isn't going to leave his sunny suburban neighborhood unless he has to, and if that happens, he says he would only want to move to another one just like it.

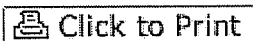
"It's the American dream, you know," he said. "The American dream."

.....

Are the suburbs where you live changing? Would you trade your suburban home for a place in a more walkable community? Do you think the suburbs in America will really become a trend of the past? Leave your comments in the "Sound Off" box below.

Find this article at:

<http://www.cnn.com/2008/TECH/06/16/suburb.city/index.html>



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Check the box to include the list of links referenced in the article.

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Everything Michigan

THE GRAND RAPIDS PRESS

Making Michigan an attractive place for the young

Saturday, July 19, 2008

By Dan Gilmartin, Kurt Kimball and George Heartwell

Special To The Press

Here is Michigan's economic challenge of the century: Far too many young, highly educated people are leaving our state. Our children and grandchildren are graduating from Michigan colleges and universities and moving to places with certain lifestyle amenities not found here. Leaving with them are the skills and talents suitable for the jobs that are paying high wages in the industries that are thriving in the new economy.

These young, educated and mobile workers are leaving Michigan to live, work and play in cities such as Chicago, Minneapolis-St. Paul, Denver, Boston and others. Research published in February by Michigan Future, Inc., an Ann Arbor public policy think tank, shows that the states with the lowest unemployment rates and highest personal income levels have at least one large metropolitan area with a high concentration of college-educated young people.

The research found none of the cities is in Michigan. Not one.

Why are so many young people leaving Michigan? Contrary to what we might suppose, they are not leaving for a job. Rather, they are leaving for a place. Only after finding the place that offers the lifestyle they seek do they go job hunting. And when they get there, they are finding jobs -- relatively high-paying jobs -- because the industries that are booming are also locating there.

What do these places offer that can't be found in Michigan? They have:

- Mass transit and other alternatives to driving. Young workers who are creating the new prosperity want to get around town without having to drive. They want buses, light rail, bike paths and other transportation options.
- "Walkable" neighborhoods -- places where they can live, work and socialize within walking distance of each other.
- Cafes, coffee houses, easy access to the Internet, and lots of cultural activities -- music, museums, theaters.
- Lots of rental housing. Today's young people would rather rent than own. No longer do they view home ownership as a good early-life investment. They also don't necessarily want "large" places to live. That's because they want to "hang out" with friends their own age as much as possible, so the neighborhood cafes, coffee houses and clubs have become their family rooms.

Michigan's challenge is clear. As our economy continues to speed away from the smokestack industries that brought prosperity to generations of Michigan families, we must create new opportunities to keep more of our children and grandchildren here. That will happen when state and federal policymakers agree to policies

and investments that create places where prosperity happens.

Detroit will never be Chicago. Grand Rapids will never be Boston. Ann Arbor will never be Minneapolis. Perhaps they can be better? Clearly, they must become different places than they are today. As a state, we must commit to preserving what is great about our urban areas and work together, public and private sector alike, on programs and initiatives that will enable us to compete with cities in states that are already far ahead of Michigan on the path to prosperity in the new economy.

-- Dan Gilmartin is executive director of the Michigan Municipal League and a member of the Michigan Future, Inc. Leadership Council. George Heartwell is the Mayor of Grand Rapids. Kurt Kimball is the Grand Rapids City Manager.

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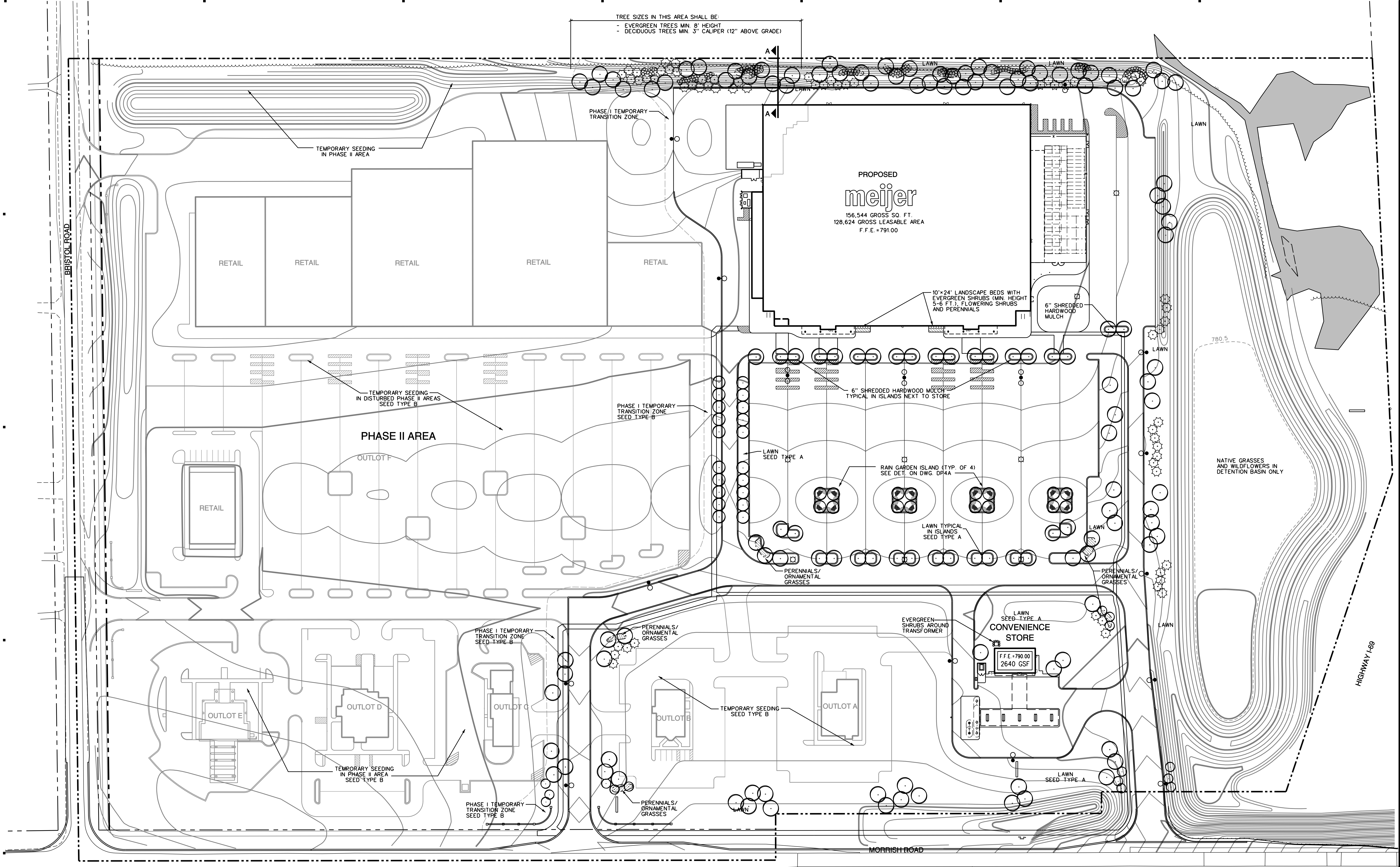
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PROPOSED DEVELOPMENT
SWARTZ CREEK CROSSINGS
 SWARTZ CREEK, GENESEE COUNTY, MICHIGAN

7/30/08 SITE PLAN APPROVAL
 7/30/08 STORM DISCHARGE PERMIT
 6/30/08 SITE PLAN APPROVAL

FILE NO: 04479001
 OWNER NO: J060547259
 STORE NO: (SWR) 259
DP4
 174



TREE SIZES IN THIS AREA SHALL BE:
 - EVERGREEN TREES MIN. 8' HEIGHT
 - DECIDUOUS TREES MIN. 3" CALIPER (12" ABOVE GRADE)

- LEGEND**
- ALUMINUM EDGING
 - PERENNIALS/ORNAMENTAL GRASSES
 - DECIDUOUS SHRUB - MIN. 24" HEIGHT OR SPREAD
 - EVERGREEN SHRUB - MIN. 24" HEIGHT OR SPREAD
 - ORNAMENTAL TREE - MIN. 1 1/2" CAL.
 - EVERGREEN TREE - MIN. 6' HEIGHT
 - DECIDUOUS CANOPY TREE - MIN. 2 1/2" CAL.
- NOTES:**
- CANOPY TREE CALIPER SHALL BE TAKEN 12" ABOVE GRADE.
 - ORNAMENTAL TREE CALIPER SHALL BE TAKEN 6" ABOVE GRADE.
 - ALL LANDSCAPE AREAS SHALL HAVE AN IN-GROUND SPRINKLER SYSTEM.
 - NO MORE THAN 1/3 OF THE REQUIRED PLANTINGS SHALL BE OF THE SAME SPECIES.

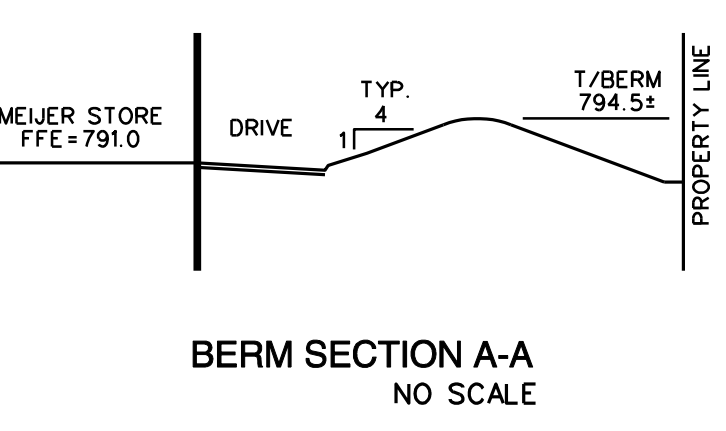
- ROAD FRONTAGE - 880 L.F. BETWEEN DRIVES**
- 22 CANOPY TREES REQUIRED
 - 30 TREES PROVIDED
 - 22 CANOPY TREES
 - 12 ORNAMENTAL TREES
- MEIJER STORE PARKING LOT - 611 SPACES**
- 77 CANOPY TREES REQUIRED
 - 103 TREES PROVIDED
 - 86 CANOPY TREES
 - 17 EVERGREEN TREES
- CONVENIENCE STORE - 22 SPACES**
- 3 CANOPY TREES REQUIRED
 - 3 CANOPY TREES PROVIDED
- EAST PROPERTY LINE BUFFER - 860 L.F.**
- 86 CANOPY OR EVERGREEN (UP TO 50%) TREES REQUIRED
 - 86 TREES PROVIDED
 - 49 CANOPY TREES
 - 37 EVERGREEN TREES
 - 172 SHRUBS REQUIRED
 - 172 SHRUBS PROVIDED

NATIVE GRASS AND WILDFLOWER SEED MIX FOR DETENTION BASIN

STORMWATER SEED MIX BY JF NEW, WALKERTON, IN (574) 586-3400, SHALL BE USED FOR BOTTOM AND LOWER 1/2 SLOPE OF DETENTION BASIN.

ECONOMY PRAIRIE SEED MIX BY JF NEW, WALKERTON, IN (574) 586-3400 SHALL BE USED FOR UPPER 1/2 SLOPE OF DETENTION BASIN.

MAINTAIN NATIVE GRASSES AND WILDFLOWERS IN DETENTION BASIN BY MOWING TWICE ANNUALLY FOR FIRST TWO YEARS. MOW ANNUALLY IN SUBSEQUENT YEARS AND SUPPLEMENT WITH SPOT TREATMENT OF INVASIVE PLANTS. MOW NO LESS THAN 6" HEIGHT.



- POTENTIAL LANDSCAPE PALETTE**
- RED MAPLE VARIETIES
 - SUGAR MAPLE VARIETIES
 - HACKBERRY
 - DOGWOOD VARIETIES (SHRUB)
 - THORNLESS HONEYLOCUST
 - JUNIPER VARIETIES
 - CRABAPPLE VARIETIES
 - LONDON PLANE TREE
 - BRADFORD PEAR
 - WHITE SPRUCE
 - COLORADO SPRUCE
 - LINDEN VARIETIES
 - YEW VARIETIES
 - VIBURNUM VARIETIES

SITE LANDSCAPE PLAN
 1"=60'

CITY OF SWARTZ CREEK
SWARTZ CREEK, MICHIGAN

STREET CLOSURE APPLICATION

DATE OF REQUEST: ~~08-06~~ 08-6 2008
SPONSOR ORGANIZATION Swartz Creek Police Dept.
AUTHORIZED REPRESENTATIVE: Officer Semansky
WORK ADDRESS: 8100 Acivic DR HOME ADDRESS: _____
PHONE NO: WORK (810) 635-4401 HOME: () CELL: (810) 577-4615

TYPE OF EVENT: _____ PARADE* (DRAW ROUTE ON ATTACHED MAP)
_____ CARNIVAL _____ CRAFT SHOW
_____ STREET DANCE _____ CONCERT
 OTHER: Bike Rodeo

DATE OF EVENT: 08, 16, 08 TIME OF EVENT: FROM: 7 AM / PM
TO: 4 AM PM

ESTIMATED NUMBER OF PARTICIPANTS: 100

ROADS REQUESTED TO BE CLOSED: ** Holland DR
From Mike Rd to Ingalls St.

The applicant agrees, as a condition of the granting of this permit, to hold the City of Swartz Creek, it's officers, employees, and agents harmless from any liability from any injuries caused to persons or property in connection with this event. To that end, the applicant shall provide the City with evidence of insurance for such liability in an amount determined adequate by the City Attorney, but in no case less than \$1,000,000/2,000,000 aggregate and the City of Swartz Creek shall be named as an insured party on said policy. The policy shall also contain a provision providing the City with ten (10) days written notice of cancellation.

For: Swartz Creek P.D. Bike Rodeo By: [Signature]
(Organization) (Authorized Representative)

APPROVED BY: [Signature]
(Chief of Police)
APPROVED
Chief Rick Clotinger
City of Swartz Creek

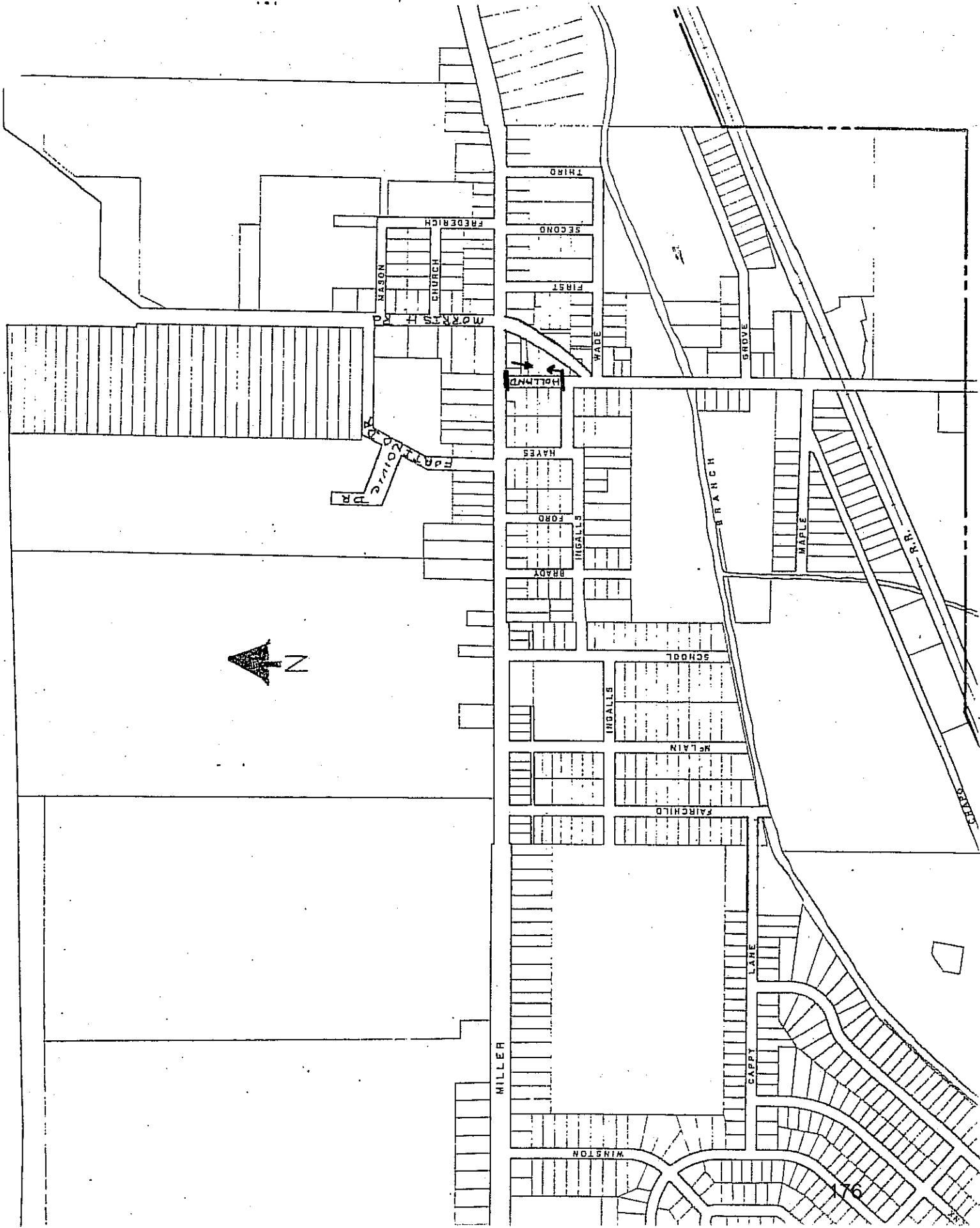
8-6-08

* The throwing of any item(s) from any vehicle during the course of a parade is strictly prohibited and violations may result in criminal prosecution and/or the denial of future permit applications.

**The Chief of Police reserves the right to determine the length of time that any street(s) remain(s) closed to traffic.

THIS REQUEST AND ALL REQUIRED ASSOCIATED DOCUMENTS MUST BE SUBMITTED TO THE OFFICE OF THE CHIEF OF POLICE NO LATER THAN 30 DAYS PRIOR TO EVENT DATE

Officer Semansky will notify all Busn. + Residents of the closure. RLL



Thomas W. Kolhoff

5338 Durwood Dr., Swartz Creek, MI 48473 810-635-0638 (home) 810-845-0412 (cell)

July 28, 2008

Mr. Paul Bueche, City Manager
City of Swartz Creek
8083 Civic center Dr.
Swartz Creek, Michigan 48473

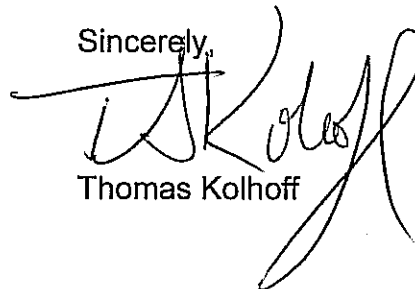
Dear Mr. Bueche:

SUBJECT: City of Swartz Creek, Planning Commission

It is with regret that I inform you of my resignation from the City of Swartz Creek, Planning Commission, effective August 1, 2008. Due to other responsibilities, I am unable to make the commitment necessary to be an effective Planning Commission member. I have enjoyed working with all of the Planning Commission members and have learned a great deal from the experience. Swartz Creek is fortunate to have such a dedicated and hard working group of individuals volunteer their time to serve on the commission.

Thank you for the opportunity to serve our community. Please feel free to contact me if you have any questions.

Sincerely,

A handwritten signature in black ink, appearing to read 'TKolhoff', written over the printed name 'Thomas Kolhoff'.

Thomas Kolhoff

Paul Bueche

From: Adam Zettel
Sent: Tuesday, July 29, 2008 9:19 AM
To: Paul Bueche; Juanita Aguilar
Subject: FW: Swartz Creek

[See below.](#)

Adam Zettel

Assistant City Manager/Zoning Administrator
City of Swartz Creek
8083 Civic Drive
Swartz Creek, MI 48473
Phone: 810-635-4464
Fax: 810-635-2887

From: kkeyes36@aol.com [mailto:kkeyes36@aol.com]
Sent: Tuesday, July 29, 2008 9:16 AM
To: Adam Zettel
Cc: Paul Bueche; pnaikolehiyala@hotmail.com
Subject: Re: Swartz Creek

Adam,

Thank you for sending the e-mail and I am sorry for the late reply. I would like to thank you and the City of Swartz Creek for the opportunity to serve my community. Although I have my home in Swartz Creek, I have taken a job in Fort Wayne, IN which is 3 hours away. I regretfully resign my appointments to the boards that I serve. Unfortunately, my absence is due to my inability to attend the scheduled meetings because of the physical distance but not by choice. I still offer my services to the City of Swartz Creek, although I am not physically present.

Best regards,

Kenn Keyes
(810) 814-8332

-----Original Message-----

From: Adam Zettel <AZettel@cityofswartzcreek.org>
To: kkeyes36@aol.com
Sent: Thu, 24 Jul 2008 1:09 pm
Subject: Swartz Creek

Hi Ken,

Let us know what you decide.

Take care buddy!

Adam Zettel

Assistant City Manager/Zoning Administrator
City of Swartz Creek
8083 Civic Drive
Swartz Creek, MI 48473
Phone: 810-635-4464
Fax: 810-635-2887

The Famous, the Infamous, the Lame - in your browser. [Get the TMZ Toolbar Now!](#)

CITY OF SWARTZ CREEK
BOARDS AND COMMISSIONS (Rev 06-13-2008)

BOARD/COMMISSION		ADDRESS	HOME	OFFICE	START	APPOINT	END	MISC
CITY COUNCIL								
C. David Hurt	1st	9214 Chesterfield	635-7706		03/08/99	11/07/06	11/02/10	4 Yr.
Richard B. Abrams	At-Large	5352 Greenleaf	635-9224		11/06/84	11/02/04	11/04/08	4 Yr.
Rae Lynn Hicks	2nd	8373 Miller	635-3569	C=444-8229	11/07/06	11/07/06	11/02/10	4 Yr.
Donald Adams	At-Large	7192 Parkridge Pkwy	397-7551	342-2540	11/07/00	11/02/04	11/04/08	4 Yr.
Curtis Porath	3rd	4485 Frederick St.	635-4398	w=989-792-2455	11/05/02	11/07/06	11/02/10	4 Yr.
Jason Christie	At-Large	6315 Saint Charles Pass	496-3721	C=397-5168	11/07/00	11/02/04	11/04/08	4 Yr.
Michael Shumaker	4th	4084 Jennie Lane	635-3107	C=429-3068	11/05/02	11/07/06	11/02/10	4 Yr.
AUTO THEFT COUNCIL (GAIN)								
David Hurt	Delegate	9214 Chesterfield	635-7706		11/25/02	11/27/06	11/04/08	2 Yr.
Michael Shumaker	Alternate	4084 Jennie Lane	635-3107	C=429-3068	11/27/06	11/27/06	11/04/08	2 Yr.
BOARD OF REVIEW								
John Gilmore		7515 Elizabeth	635-9057			07/01/06	06/30/09	3 Yr.
Joseph J. Edgerton		9127 Chesterfield	635-9832	635-9513		11/25/02	06/30/11	3 Yr.
Thomas MacGillivray		5052 Fairchild	635-4057	C=869-1443		06/30/07	06/30/10	3 Yr.
FIRE BOARD								
Richard L. Derby	Clayton	9230 Corunna	635-4056		??	??		
Michael Messer	Clayton	2060 S. Morrish	635-3476		??	??		
Rod Shumaker	Clayton	7077 Lou Mac	635-2543		??	??		
Ray Thornton	-City Swing Postion	5367 Greenleaf	635-9205		04/01/08	04/01/08	03/31/09	1 Yr.
Rick Clolinger	City Citizen Rep	8100-A Civic	635-4401		12/04/06	12/04/06	11/04/08	2 Yr.
Jason Christie	Council Rep	6315 Saint Charles Pass	496-3721		11/25/02	11/04/08	11/04/08	2 Yr.
A. Boots Abrams	City Citizen Rep	5352 Greenleaf	635-9224			11/27/06	11/04/08	2 Yr.
GENESEE COUNTY METRO ALL								
Michael Shumaker	Delegate	4084 Jennie Lane	635-3107	C=429-3068	11/25/02	11/27/06	11/04/08	2 Yr.
Ronald Schultz	Citizens	4279 Springbrook Dr	635-8575	732-1574	07/01/04	11/27/06	11/04/08	2 Yr.
GEN COUNTY NARC CONTROL								
Donald Adams	Delegate	7192 Parkridge Pkwy	397-7551		11/25/02	11/27/06	11/04/08	2 Yr.
Jason Christie	Alternate	6315 Saint Charles Pass	496-3721		11/25/02	11/27/06	11/04/08	2 Yr.
GEN COUNTY SMALL CITIES								
Jason Christie	Delegate	6315 Saint Charles Pass	496-3721		11/25/02	11/27/06	11/04/08	2 Yr.
Richard Abrams	Alternate	5352 Greenleaf	635-9224		11/25/02	11/27/06	11/04/08	2 Yr.
LOCAL OFF COMP COMM								
Monte R. Morgan		5388 Greenleaf	635-4395			09/30/07	09/30/10	3 Yr.
Theodore Anderson		5373 Greenleaf	635-9305			11/27/06	09/30/09	3 Yr.
Patricia Maksymiu		7188 Miller	635-3814			11/27/06	09/30/10	4 Yr.
Ronald Schultz		4279 Springbrook	635-8575	732-1574		11/25/02	09/30/08	3 Yr.
David Alexander		5346 Greenleaf Dr.	635-2321			09/30/07	09/30/11	4 Yr.
PARK AND REC ADV BOARD								
Korene Kelly		7281 Bristol Rd.	635-4389			01/01/06	12/31/09	3 Yr.
Rodney Gardner		5024 Brady	635-9101		11/22/99	01/01/06	12/31/09	3 Yr.
Michael Shumaker		4084 Jennie	635-3107	C=429-3068	11/22/99	01/01/06	12/31/09	3 Yr.
Rick Henry		6353 Bristol	635-7509			01/01/06	12/31/09	3 Yr.
Bradley Stiff (Chair)		9040 Chesterfield Dr.	252-3174		10/24/06	10/04/06	12/31/09	3 Yr.
Kenneth Keyes		5296 Greenleaf Dr.	635-0947	810-637-5918	11/02/04	01/01/06	12/31/09	3 Yr.
Rae Lynn Hicks (Vice)		8373 Miller	635-3569		04/10/01	01/01/06	12/31/09	3 Yr.

CITY OF SWARTZ CREEK
BOARDS AND COMMISSIONS (Rev 06-13-2008)

BOARD/COMMISSION	ADDRESS	HOME	OFFICE	START	APPOINT	END	MISC
Ray Thornton	5367 Greenleaf Dr.	635-9205		11/09/03	01/01/06	12/31/09	3 Yr.
James Florence (Sec)	4296 Springbrook	635-2772	C=444-2002	11/25/02	01/01/06	12/31/09	3 Yr.
PLANNING COMMISSION							
Robert Florine	5914 Cross Creek	635-8764		07/01/03	07/01/03	06/30/09	3 Yr.
Tom Kohloff	5338 Durwood Drive	635-0638	517-335-6270	11/01/03	07/01/03	06/30/09	3 Yr.
Kathy Ridley	3414 Elms	635-3168		09/17/02	07/01/04	06/30/10	3 Yr.
Carl Conner	4061 Elms	635-9024	238-5200, Pgr:88	10/25/99	07/01/08	06/30/11	3 Yr.*
Douglas Stephens (Chairperson)	5250 Birchcrest	635-2134	635-4090	06/26/89	07/01/08	06/30/11	3 Yr.*
Bud Grimes	5171 Oakview Drive	635-7284		07/01/04	07/01/04	06/30/10	3 Yr.
C. David Hurt	9214 Chesterfield	635-7706		11/30/03	11/27/06	11/04/08	2 Yr.
Paul Bueche	8083 Civic Dr	635-4464		11/09/98	11/27/06	11/04/08	2 Yr.
Richard Abrams	5352 Greenleaf Dr	635-9224		11/12/02	11/27/06	11/04/08	2 Yr.
W.W.S. ADV COMM							
Tom Svrcek, Delegate	8083 Civic	635-4464			11/27/06	11/04/08	2 Yr.
Paul Bueche, Alternate	8083 Civic	635-4464			11/27/06	11/04/08	2 Yr.
ZONING BOARD OF APPEALS							
Douglas Stephens	5250 Birchcrest	635-2134	635-4090	10/25/99	07/01/08	06/30/11	3 Yr.*
Ronald Smith, Secretary	9194 Chesterfield	635-9619		07/10/95	07/01/08	06/30/11	3 Yr.*
Curt Porath Council Rep	4485 Frederick St.	635-3079		11/11/02	11/27/06	11/04/08	2 Yr.
Ronald Schultz, Chairperson	4279 Springbrook	635-8575	732-1574	11/08/04	11/06/07	11/03/10	3 Yr.
James Packer, Vice Chairperson	7216 Miller Rd.	635-3724			11/06/07	11/03/10	3 Yr.
Kenneth Keyes (Alternate)	5296 Greenleaf Dr.	635-0947	810-637-5918	11/08/04	07/01/08	06/30/11	3 Yr.*
Jim Florence (Alternate)	4296 Springbrook Dr.	635-2772			07/01/08	06/30/11	3 Yr.*
CONSTR. BOARD OF APPEALS							
Douglas Stephens	5250 Birchcrest Dr.	635-2134	635-4090	06/09/03	11/27/06	11/04/08	2 Yr.
Michael Shumaker	4084 Jennie	635-3107	C=429-3068	06/09/03	11/27/06	11/04/08	2 Yr.
Ronald Schultz	4279 Springbrook	635-8575	732-1574	06/09/03	11/27/06	11/04/08	2 Yr.
911 CONSORTIUM							
Paul Bueche	8083 Civic	635-4464			11/27/06	11/04/08	2 Yr.
STREET ADMINISTRATOR							
Tom Svrcek Delegate	8083 Civic Dr.	635-4464			11/27/06	11/04/08	2 Yr.
Adam Zettel Alternate	5152-12 Morrish Rd	287-2147	635-4464	11/27/06	11/27/06	11/04/08	2 Yr.
DDA							
Richard Abrams (Mayor)	5352 Greenleaf Dr.	635-9224		09/27/04	11/27/06	11/04/08	2 Yr.
Richard Mattson	9251 W. Hill Rd.	635-4490	449-3030	10/22/07	04/01/08	03/31/12	4 Yr. / 4Yr*
Paul Bueche	8083 Civic Dr.		635-4464	09/27/04	12/01/05	11/30/09	1 Yr. / 4Yr
Rodney Gardner	5024 Brady St.	635-9109	C= 625-7626	09/27/04	10/24/06	03/31/10	4Yr
Cliff Hull	6200 Reid Rd. Sw. Cr.	655-3714	635-4090	09/27/04	04/01/06	03/31/10	4Yr
Steve Mardlin	5340 Chin Maya Dr. Sw. Cr.	635-3869	635-9010	09/27/04	04/23/07	03/31/11	4Yr
Mark Nemer	8122 W. Hill Sw. Cr.	635-2041	635-2227	09/27/04	04/01/08	03/31/12	4 Yr. / 4Yr*
Ernie Eckerdt	5019 Brady, PO Box 4	635-8790		01/28/08	01/28/08	11/30/09	4 Yr.
Sandy Raffaelli	8098 Miller Rd	635-4262	635-4655	09/27/04	04/23/07	03/31/11	4Yr
DDA CITIZEN ADVISORY BOARD							
Ernest Eckerdt	PO Box 4	635-8790		08/22/05	11/27/06	11/04/08	2 Yr.
Juliet Stephens-Kijek	8103 Miller Rd	630-0847		08/22/05	11/27/06	11/04/08	2 Yr.
Betty Binder	8079 W. Bristol Rd.	635-4930		08/22/05	11/27/06	11/04/08	2 Yr.

CITY OF SWARTZ CREEK
BOARDS AND COMMISSIONS (Rev 06-13-2008)

BOARD/COMMISSION	ADDRESS	HOME	OFFICE	START	APPOINT	END	MISC
Fred Pajtas	7580 Church St.			08/22/05	11/27/06	11/04/08	2 Yr.
Jennie Moench	5030 First St.	630-0577		08/22/05	11/27/06	11/04/08	2 Yr.
Shelly Wilson	8126 Ingalls St.	625-2555		08/22/05	11/27/06	11/04/08	2 Yr.
Jeff Litwin	7506 Grove	635-9440	C= 240-0996	08/22/05	11/27/06	11/04/08	2 Yr.
Peggy Burnham	8104 Miller Rd.	630-8156		08/22/05	11/27/06	11/04/08	2 Yr.
Becky Tabit	5027 Brady	635-0441		08/22/05	11/27/06	11/04/08	2 Yr.
Sr. Center							
Julie Swartz, Director	3005 Cheyenne Ave, Fl	635-4122	810-814-3128				
Melinda Soper, Assit Director	5442 Mancelona, Gr Bl		394-2360				
Jim Florence, President	4296 Springbrook	635-2772				06/01/09	
Roger Bloss, Vice President	8370 Reid Rd.	635-3788	397-6635			06/01/08	
Dennis Johnson, Treasurer	4284 Springbrook	635-9330				06/01/09	
Sally Creech, Sevretary	3496 Seymour Rd	635-7703				06/01/08	
Richard Abrams	5352 Greenleaf Dr	635-9224				06/01/08	
Phillip Bracey	4449 Lindewood Dr	733-3353				06/01/09	
Ann Knight	4935-321 Ida Ct.	635-7342				06/01/08	
Pat McLeod	9319 Elaine Dr.	635-4954				06/01/08	
Dorothy White	7284 Grandwood Dr	655-8416				06/01/08	
Disaster Policy Committee							
Paul Bueche	8083 Civic Dr.	635-4795		04/10/06	11/27/06	11/04/08	2 Yr.
Boots Abrams	5352 Greenleaf	635-9224		04/10/06	11/27/06	11/04/08	2 Yr.
Rae Lynn Hicks	8373 Miller	635-3569	W= 342-2199	04/10/06	11/27/06	11/04/08	2 Yr.
David Plumb	29 Brookfield	635-3742	C= 625-6921	04/10/06	11/27/06	11/04/08	2 Yr.
Rick Clolinger	8100-A Civic Dr.	635-4401		04/10/06	11/27/06	11/04/08	2 Yr.
Brent Cole	8100-B Civic Dr.	635-2300		04/10/06	11/27/06	11/04/08	2 Yr.
Donald Adams	7192 Parkridge Pkwy	397-7551	342-2540	11/27/06	11/27/06	11/04/08	2 Yr.
Infrastructure Review Committee							
Paul Bueche	8083 Civic Dr.	635-4795		01/23/06	11/27/06	11/04/08	
C. David Hurt	9214 Chesterfield	635-7706		01/23/06	11/27/06	11/04/08	
Richard B. Abrams	5352 Greenleaf	635-9224		01/23/06	11/27/06	11/04/08	
Jason Christie	6315 Saint Charles Pass	496-3721		01/23/06	11/27/06	11/04/08	
Carl Conner	4061 Elms	635-9024		01/23/06	11/27/06	11/04/08	
Interested Parties							
Brad Hissong		W-629-2261					

Paul Bueche

From: Lou Fleury [LFleury@roweincorp.com]
Sent: Tuesday, August 05, 2008 8:00 AM
To: Paul Bueche
Subject: Bristol Road Claim

Paul,
MDOT has settled the claim with DiPonio for the Bristol Road project, they settled on \$45,000; the city's share of this will be \$9,000 (20%).

The following summarizes the contract costs for this project:

Contract Award: \$1,067,156.19

Final Contract Cost: \$1,121,395.18 (5% over awarded contract)

Please give me a call with any questions.

thanks

Lou Fleury, P.E.
Project Manager

Rowe Incorporated
540 S. Saginaw St., Suite 200
Flint, MI 48502

Phone: 810-341-7500

Fax: 810-341-7573

STATE OF MICHIGAN
IN THE 67TH DISTRICT COURT

PEOPLE OF THE CITY OF SWARTZ CREEK,

Plaintiff,

Case No. OND0800001 and
OND0800002

-vs-

ARMIN SAROKI,

Defendant.

SIMEN, FIGURA & PARKER, P.L.C.
BY: MICHAEL J. GILDNER (P49732)
Attorney for City of Swartz Creek
5206 Gateway Centre, Suite 200
Flint, Michigan 48507
(810) 235-9000

JUDGMENT/ORDER

The City charged Defendant with violating Article I Section 6-47 of its Code of Ordinances and Section 21.10(D) of its Zoning Ordinance by maintaining an obsolete sign and blighted building at Parcel No. 58-36-576-001, also known as 7026 Miller Road ("the Property"). Having discussed those violations, the parties agree to the following:

1. The City shall be permitted to enter onto the Property to take all action necessary to remove the obsolete sign and to remediate the blighting conditions existing at the Property;
2. If it becomes necessary for the City to exercise the injunctive relief noted above, the costs and expenses of that remedial work (excluding attorney fees and litigation costs associated with this case) shall be assessed against the Property in the form of a lien enforceable as real property taxes and/or special assessments as well as any other relief available to the City through its ordinances.

THIS IS A FINAL ORDER THAT RESOLVES ALL PENDING CLAIMS.

Date:

Hon. Mark McCabe
District Judge

Prepared by:
Michael J. Gildner (P49732)

Approved as to form and substance:



Swartz Creek Ventures, LLC by Layla Saroki,
Managing Member and Authorized Representative

Paul Bueche

From: raelynh99@aol.com
Sent: Wednesday, July 30, 2008 7:16 PM
To: Paul Bueche
Subject: Next Council Meeting

Hey Paul,

I will not be at the next council meeting. George and I will be in Alaska on a cruise. We will be leaving next Tuesday. If there is anything important you can reach me by e-mail. George goes nowhere without the computer. We need to get the emergency plan going this September. See you when I get back.

Rae

The Famous, the Infamous, the Lame - in your browser. [Get the TMZ Toolbar Now!](#)

**Totals for August 2008 Primary Election
Council Member at Large**

		Precinct 1	Precinct 2	Precinct 3	Precinct 4	TOTAL
Richard	Abrams	125	80	65	173	443
Jason	Christie	84	49	46	155	334
Betty	Binder	64	52	64	117	297
David	Krueger	61	53	42	89	245
Donald Raymond	Adams	58	54	38	90	240
Doug	Whetstone	94	32	26	48	200
John A.	Gilbert	42	34	52	66	194



City Offices
M-F 8am -5pm
810.635.4464
810.635.2887fax

City Manager's Office
M-F 8am-5pm
810.635.3600

Police Department
Emerg. 911
810.635.4401
810.635.3728 fax

Public Services Department
M-F-8am-4:30pm
810.635.4495

07-August-2008

Mr. JOHN GILBERT
7459 Miller Road
Swartz Creek, Michigan 48473

Re: **City Council At-Large Seat**

Dear **John**,

On behalf of the City, I wanted to take a moment to thank-you for your interest in serving on the City Council. Given your interest in local government, if you have a desire to sit on one of the City's many Boards & Commissions, please get me a resume or similar letter of interest and we'll include it with considerations in November.

As always, my office is available anytime for any concerns, comments, criticisms or suggestions on what we can do to improve government. Please feel free to call or stop anytime.

Sincerely,

PAUL BUECHE
City Manager
(810)-635-4464





City of
Swartz
Creek

City Offices

M-F 8am-4:30pm
810.635.4464
810.635.2887 fax

Police Department

Emergency 911
M-F 8am-5pm
810.635.4401
810.635.3728 fax

Public Services Department

M-F 8am-4:30pm
810.635.4464

Date: August 7, 2008

To: DDA Board Members
From: Adam Zettel
RE: August 14, 2008 DDA Board Meeting

Hello everyone,

There will NOT be a DDA meeting this coming Thursday, August 14th due to a lack of agenda items. So, enjoy the weather! Remember to check out the Farmers' Market.

With that said, we will convene again in September to discuss new business (Meijer) and pick up where we left off with the façade program, the receptacles for downtown, and other plans for the next fiscal year. I think I will have an application in for a façade improvement from someone that wants to get started right away. As such, let's think about how we want to handle these. First come, first served? Program deadlines?

If you would like to get a hold of me, I am available at City Hall at (810) 635-4464.

Sincerely,

Adam Zettel
Assistant City Manager
(810)-635-4464
azettel@cityofswartzcreek.org





Miller Road Reconstruction Weekly Update

Issue 13

August 1, 2008

Synopsis of work done

South side completed!

- ✓ **Miller Road from Linden to Best Buy**
 - All work is completed on the south side except the top course of asphalt and permanent pavement markings.
- ✓ **Miller Road from I-75 to Ballenger**
 - The leveling course of paving is completed.
 - Driveways are complete.
 - Sidewalks for the bus shelter are complete.

Starting on Tuesday August 5th three lanes will once again be open on the section from I-75 to Ballenger Highway. Thanks for your patience!

Important Reminders!

- ❖ **Merchants, especially those on the north side of Miller Road:** Please remove any sprinklers and decorative landscaping on the road side of the stakes! The deadline is quickly approaching. Construction on the north side of Miller between I-75 and Ballenger will begin this week! **If removal is necessary, restoration is the property owner's responsibility.**
- ❖ **Mailboxes will be relocated.** Boxes not meeting US Postal standards **will be removed.** Contact Mike Steiner at the Cody Branch of the US Post Office for more information. His number is (810) 234-8342.
- ❖ **Observe the 25 MPH speed limit!** We have experienced one accident, and that's one too many.

End in sight - how you can help

We are quickly approaching the end of project. **We need to hear from you soon about any outstanding issues that you may be aware of so that we can meet with you as necessary and address these issues prior to project close out.**

If you call or send email (see below), please provide a contact number so that we can respond effectively.

What to expect next week

Traffic shifting to south side

- **Crews will work this weekend.**
- **Miller Road from Linden to Best Buy**
 - Pavement removal on the north side underway.
 - Storm sewer work underway.
- **Miller Road from I-75 to Ballenger**
 - Traffic will be shifted to the south side on Monday August 4th.
 - Pavement removal on the north side will begin.
 - Storm sewer work will begin.
 - **Three lanes of traffic will be open!!**
- ***As always, driveway access and all businesses are open throughout the project!***

We have more winners!

The winners of the Flint Journal's 6th ***Bargains by the Barrels*** drawing are **Ann Toney** and **Eugene Behme!** Ann and Eugene each win a \$25 Gift Certificate from any participating Miller Road business and remain eligible to win the Grand Prize, a \$500 Gift Certificate from Genesee Valley Center, awarded at the end of the contest.

The Flint Journal has received **over 500 entries** into this Journal-sponsored contest so far. So participating merchants are winners too!

Shoppers, there is still time to enter and win!

Notable Quote

"I was quite surprised, in a good way, how quickly the road construction has progressed. The delays are short, the road is well marked with signs and people need to have a little patience. Look at how much work has been done in a rather short period of time".

Tracy Killinger, Manager, David's Bridal

Your ideas, suggestions or comments are welcome. Contact Construction Manager John Plamondon at **767-4920 ext 232**, or by email at jplamondon@gcrc.org. Visit Miller Road Page on www.gcrc.org for the most current information and automatic updates.

Paul Bueche

From: Wwm5388@aol.com
Sent: Monday, August 04, 2008 6:46 PM
To: Abramsboots@aol.com
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Subject: Please read carefully

COMMITTEE MEMBERS AND CITY OFFICIALS; I RECEIVED THIS EMAIL ON 8/4. THESE CONCERNS NEED TO BE DISCUSSED AT OUR NEXT MEETING. LET US NOT DEFEND WHAT WE HAVE DONE, BUT MAKE PLANS TO ADDRESS THESE VALID CONCERNS AND COMPLETE THE MEMORIAL WITH THE HELP AND BLESSINGS OF ALL CITIZENS HERE AND OUT OF STATE AS WELL.

BILL

To: Swartz Creek Veterans Memorial Committee
 Swartz Creek City Hall

This letter is being addressed to the two major organizations which seem to be responsible for the fund-raising efforts of the remarkable Swartz Creek Veterans Memorial. It is hoped these words will be helpful, because we think many others in the community may feel this same way, but are hesitant to speak up.

My wife and I are relative newcomers to the Swartz Creek area. Prior to moving to the city, we were forewarned that "if you're not from Swartz Creek, you really aren't." And in many cases this has proved to be very true. We are retired and have lots of energy that is usually directed toward causes that will make a difference in our community. To date, much of what we have done has been disappointing; and the Veterans Memorial concern is at the top of our list.

We do not take away from the tireless efforts that have been made toward making the memorial a reality. Those who are responsible have done a remarkable job and we take nothing away from their efforts. We look forward to the remaining statues being placed to bring closure to the entire project.

We have made two contributions to the project to date. One, a brick in memory of recently-deceased Army veteran; the other a cash donation in memory of an Air Force veteran. Neither of these contributions has been recognized by a thank-you note. The only response has been the return of the brick form to verify the accuracy of information to be placed on the brick.

For each contribution, we have also given the name of the widows of those we are honoring. And we assumed that these families would be apprised of the contributions made in memory of their loved ones. But this is apparently not so. And puzzling, indeed, because when memorial contributions are solicited in obituary notices, any number of "needing" organizations are very quick to respond with a thank you, as well as notification that the family has also been made aware of the contribution.

As the solicitation for Veterans Memorial funds continues, we are all reminded that donations, large or small, are acceptable. For those individuals and/or corporations, in our area, that have made major donations, there is the honor wall which lists their names. But I am talking about the contributions from common folk who just want to support this project - even with meager incomes. One need only to look around at the Michigan economy to know that some of these individual contributions may be a sacrifice.

You are wise to channel contributions through a reputable source that will monitor and provide continual auditing activity on the funds raised. We have all been victims of community-volunteer organizations that have been "scammed" by unscrupulous officers who dip into the funds for their own personal gain - much of it never returned to the organization.

But common courtesies, in all of this, should still prevail. For fund-raising is a unique opportunity for donor and donee to engage in a relationship. Churches and other non-profit organizations do it; your 501c.3 status indicates you can do it, too. For while the dollar amounts are your anticipated goal, it is the relationships developed that are more important.

In making contributions, it also seems appropriate that a complete list of donors might be maintained - just in case there might be a future need for the memorial. It would save countless hours, on the part of committees, if a "donor list" could be produced - assisting any major solicitation in the future.

If there is no acknowledgment of such contributions from city hall, then this is a reflection on the committee, and may place the committee in peril for future endeavors.

It certainly seems that those responsible for this project could spend 86-cents to acknowledge a contribution, and let family members know that a contribution was made in memory of a loved one.

We do not make contributions to be personally acknowledged; we give because we believe in the project. But we also are prudent in our giving, and if we feel organizations are not gracious, then we quit donating to that cause and seek others that will be gracious and courteous with contributions given to them. Our traditional family values have taught us to be thankful for any gifts, and to acknowledge them. It sounds very old-fashioned in today's society. Your memorial has been established to reinforce the value of gratitude. And it's not too late to implement a response activity to acknowledge that you are also grateful for the gifts given to support that project.

Thank you for listening.

A Swartz Creek Resident

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