

**City of Swartz Creek  
AGENDA**

**Regular Council Meeting, Monday December 13, 2010 7:00 P.M.  
City Hall Building, 8083 Civic Drive Swartz Creek, Michigan 48473**

1. **CALL TO ORDER:**
2. **INVOCATION AND PLEDGE OF ALLEGIANCE:**
3. **ROLL CALL:**
4. **MOTION TO APPROVE MINUTES:**
  - 4A. Regular Council Meeting of December 6, 2010 MOTION Pg. 6, 8-21
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 Report Pg. 22-32
  - 6C. Sheriff EMD Designation of Sub-Grant Recipient (Agenda Item) Pg. 33-39
  - 6D. Marathon Tax Foreclosure (Agenda Item) Pg. 40-60
  - 6E. Letter Clayton, Police Services Pg. 61
  - 6F. Public Hearing Notice, MPO Transportation Pg. 62
  - 6G. Public Hearing Notice, Zoning Amendment Pg. 63
  - 6H. Watershed Quarterly Report Pg. 64-71
  - 6I. ZBA Hearing Packet **CD.**
7. **MEETING OPENED TO THE PUBLIC:**
  - 7A. General Public Comments
8. **COUNCIL BUSINESS:**
  - 8A. Designation of Sub-Grant Recipient, Sheriff EMD RESO. Pg. 7, 33-39
  - 8B. Marathon Tax Foreclosure DISC. Pg. 40-60
9. **MEETING OPENED TO THE PUBLIC:**
  - 9A. General Public Comments
10. **REMARKS BY COUNCILMEMBERS:**
11. **ADJOURNMENT:**
  - 11A. General Motion MOTION

**City of Swartz Creek  
CITY MANAGER'S REPORT**

Regular Council Meeting of Monday December 13, 2010 7:00 P.M.

**TO:** Honorable Mayor, Mayor Pro-Tem & Council Members  
**FROM:** PAUL BUECHE // City Manager  
**DATE:** 10-December-2010

**OLD / ROUTINE BUSINESS – REVISITED ISSUES / PROJECTS**

*A Short Program Tonight. Merry Christmas and Happy New Year to All...!*

- ✓ **MTT APPEALS, GM BANKRUPTCY** (*Status*)  
 Pending final settlement documents and the issuance of a refund check. I'll let the Council know what the final calculations are on the refund.
- ✓ **PERSONNEL POLICIES & PROCEDURES** (*Status*)  
 I know it's been a while on this (actually, quite a while). Not to make excuses, but it's been a wild ride here since late 2007 just to stay above water. I would really really like to get this marketed through the holidays. With a bit of luck, I may have something to look at when we take up meetings after the holidays.
- ✓ **DISASTER, EMERGENCY RESPONSE POLICY COMMITTEE** (*Status*)  
 Same as above with this project.
- ✓ **MAJOR STREET FUND, TRAFFIC IMPROVEMENTS** (*See Individual Category*)
  - 2011-2014 T.I.P. APPLICATION** (*Status*)  
 Here is a schedule of City projects that are funded or in the queue (shaded).

**TABLE #1 2011-2014 TIP, ALL PROJECTS, FUNDED & QUEUE** (*shaded*)

Project	Year	Grant	City Match	P.E.	C.E.	Total
Miller Between Elms & Tallmadge	2011	\$338,997	\$85,749	\$27,684	\$45,000	\$497,430
Bristol Road @ GM-SPO	2013	\$54,912	\$13,728	\$8,000	\$16,000	\$92,640
Trail, Elms Park to Heritage	2013	\$296,000	\$221,000	\$25,000	\$45,000	\$587,000
Miller Between Tallmadge & Dye	Unfunded	\$951,602	\$237,901	\$76,000	\$120,000	\$1,385,503
Miller Between Seymour & Elms	Unfunded	\$1,635,357	\$408,839	\$100,000	\$160,000	\$2,304,196
<b>City Funded Totals</b>	-	-	<b>\$967,217</b>	<b>\$236,684</b>	<b>\$386,000</b>	<b>\$1,590,901</b>

- MILLER ROAD PROJECT, ELMS-TALLMADGE** (*Status*)  
 The grade inspection has been completed. This project should make the MDOT January bid letting.
- ✓ **LOCAL STREET FUND, TRAFFIC IMPROVEMENTS**
  - 2008 REPAIR ROSTER** (*Status*)  
 As a re-cap, the contractor's are Maintenance & Construction Company, of Romulus Michigan, at \$101,547, with construction engineering and testing (\$1,980), the total

being \$103,527, and Lang Construction of Flint Michigan, in the amount of \$8,523 for the storm sewer repairs. Totals are:

<i>Total Project Cost</i>				
<i>Cape Seal</i>	\$104,000			
<i>Storm Repair</i>	\$8,523	<i>101 Fund</i>	<i>203 Fund</i>	<i>226 Fund</i>
<b>TOTAL</b>	<b>\$112,523</b>	\$8,766	\$70,000	\$33,757

The storm sewer work has been completed. The Cape Seal work has been put off until weather permits in the spring.

✓ **COUNTY WWS ISSUES PENDING** *(See Individual Category)*

**KAREGNONDI WATER AUTHORITY** *(Status)*

No new developments.

**SEWER I&I PENALTIES, REHABILITATION** *(Status)*

Implementation delayed until sometime in 2011.

**SEWER USE ORDINANCE – INDUSTRIAL PRE-TREATMENT** *(Status)*

The County is back driving this issue (among others) hard. As the Council may recall, I've got extensive work into this with Mr. Delzer. Bill Delzer has left Mr. Figura's office and is now employed on his own. I met with Mr. Figura and he is going to give the ordinance one final review before adoption. My concerns are two-fold. The first is that the County, via a "perpetuity" agreement that they say we have to sign, strips the City of its authority to regulate much, or maybe all of our sewer system. The second is it lays framework for the regulation of just about all of our building in the City, via the sewer system. If the ordinance is applied to just the IPP aspect and subsequent enforcement, there will not be a problem. What we are seeing though is that WWS is riding along in our building permit process to leverage revenues. In many cases, they are duplicating what we do and have done for many years, for the money. The recommendation from staff will be to pass the ordinance and substitute the forever agreement with a resolution. It should be back before the Council right after the first of the year.

**DELINQUENT COUNTY CAPITAL IMPROVEMENT FEE (C.C.I.F.)** *(Status)*

This is another issue that WWS has taken a stand on. As a recap, the County instituted the CCIF (\$1,000 water and \$1,000 sewer tap fee) in May 2001. At the time, Heritage Village and Parkridge Subdivisions were under construction and partially completed. Builders all across the County were upset over the CCIF, particularly those that had subdivisions under construction as they felt that the County had already approved their water and sewer plans and then came in after this approval and added the new CCIF fee. As a mechanism to avoid the fee, the builders pre-purchased blocks of taps from the local governments before the May 1, 2001 deadline. The County's answer to this was to create an 11<sup>th</sup> hour policy they faxed out to local units giving one year to use these pre-purchased taps. The County policy also set that the local units were responsible to pay the taps if for any reason; they were not paid to the County. We never followed up on the payment to the County for these pre-purchased taps as the permits had already been issued. What we did do though was send the carbon permit to the County on a quarterly basis telling them when the connections had been made so as they could be activated in the County system. They never reconciled the activations for the payment of the CCIF until they decided to audit their books in 2009. WWS now points at their 2001 policy and says we have to pay the delinquent CCIF fee for the developers, which totals \$61,000. I've met several times with Mr. Figura on this matter. At this point, we have a couple of options. The first is to not pay it. In paraphrasing Mr. Figura, the

County can set policy, but it needs to be reasonable. I think to hold us responsible for a fee of theirs that they collect, is unreasonable. We could simply not pay it which would put the County in the offensive. Mr. Figura advises we can let them sue us wherein we would promptly sue the at fault parties, which would bring everyone to the table. We would then be able to argue out, leaving the two principals to battle it out. My concern with not paying it is the County might deny approval of any more submittals until it's paid (ex. Family Farm & Home). This would put us in the offensive, leaving little option but to sue them... a cloudy approach as we would sue, they would counter for payment putting us in the position to litigate with the developers. The second option, which is my recommendation, is to pay it with the stipulation of terms. This fee the County policy say's we guarantee was accrued over seven years of negligence in accounting within their office. I think it should be paid back over seven years, without interest, at \$730 per month. Along with this, the City's Charter prohibits "contracts" with anyone who is in default with the City. I recommend the Council declare those builders owing the fees as in default to the City and ban any further contracts, permits, approvals or any other business dealings until the fees are re-imbursed to us. I also recommend we ask the County to honor our default declaration and likewise ban further dealings with the builders who owe these fees. If WWS declines to honor our attempts to recover these fees, then a formal letter of complaint needs to be lodged with the County Board of Commissioners. I have not set this for any action tonight, but will be back when we have isolated who owes what. Please let me know your thoughts or objections if you think we need to head in a different direction.

- ✓ **MARATHON STATION BLIGHT & NON-CONFORMING USE** (*Discussion*)  
I've set this for a final discussion. The deadline is December 17<sup>th</sup>.
- ✓ **SALE OF CITY PROPERTY 5129 MORRISH ROAD** (*Status*)  
Pending a report back to the Council with recommendation on the structure as well as the house the City owns at Morrish & Fortino.
- ✓ **LABOR CONTRACTS** (*Status*)  
We approved no change to wages and extended the wage re-opener for the POLC and AFSCME agreements out to December, and thereafter, on six month increments, to meet and review finances. I look to do the same with the Supervisor's contract.
- ✓ **GO GREEN, PUBLIC SAFETY BUILDING HVAC GRANT** (*Status*)  
We are looking at two potential projects. The first is the changing of the current parking lot light in the north alley behind TJ's and Hank & Dons, from MV to LED. We also have two additional lights that would be installed, all decreative. Another potential project that arose at the last meeting was the changing of the garage heating system at the Fire Department. We have a little time, but not much on this. We're going to have to approve something by the first of February.
- ✓ **FIRE DEPARTMENT: 2011 BUDGET & COST RECOVERY** (*Status*)  
The 2011 Budget was adopted at the meeting of November 22, minus CIP contributions. As indicated, we are looking at long term solutions to all public safety. The cost recovery issue plays into this, however, it is now in a bit of a state of flux based in the introduction of legislation that may prohibit such ordinances.



- ✓ **SPRINGBROOK EAST & HERITAGE ASSOCIATION S.A.D. (Status)**  
Pending report back to the Council.
- ✓ **ZONING CODE AMENDMENT (Status)**  
This matter involves an amendment to the code to regulate medical marijuana dispensing facilities as special land use permits in heavy industrial districts. The Planning Commission will be hearing this matter on Tuesday January 4<sup>th</sup>.
- ✓ **MILLER-ELMS PDD AMENDMENT, FAMILY FARM & HOME (Status)**  
Pending agreements with the land owner and business owner.

## **NEW BUSINESS / PROJECTED ISSUES & PROJECTS**

- ✓ **DESIGNATION OF SIGNATORY, EMD EQUIPMENT RECIPIENTS (Resolution)**  
As you may know, the office of Emergency Management has been consolidated into the County Sheriff's Department. Under the old independent office, we had to designate sub-grant equipment distribution recipients from time to time. In other words, the granting source, usually somewhere within the federal government (typically Home Land Security), needed a paper trail to a local unit point person to assure proper use, fraud prevention, etc. This equipment is almost always police and fire related, such as the 800 MHz radios in our police and fire vehicles that were purchased on sub grant funds. Included with tonight's packet is an updated agreement for such designation. I suggest the Police Chief, followed by myself and the Clerk. I have a resolution to this effect included with tonight's agenda.

## **Council Questions, Inquiries, Requests and Comments**

- *Traffic Lights, Bristol-Miller, GM-SPO.* Pending the direction that GM takes. New traffic counts as to warrants would need to be taken.
- *Sewer Lead Clearing, Sr. Center.* Mr. Svrcek states the lead just short of the manhole was obstructed. The specific cause is unknown, but believed to be paper products. He also advises he was unable to determine if the problem came from the new section or the old.
- *8048 Miller, Truck With Painted Advertising.* Pending.
- *Sr. Center 2" Water Meter – Lead.* This question was posed from the floor by Mr. Florence. The answer is complex. Mr. Svrcek will contact Mr. Florence and discuss it. If the Council would like it addressed, please let me know and I can do so, or give me a call and I can brief you.
- *Sr. Center Budget, Statement, Building Cost Reconciliation.* Pending obtaining documents.
- *Deteriorated Retaining Walls & Planters at City Buildings.* The north wall at the Public Safety Building behind the Police Department collapsed. We are looking at solutions to take care of this more pressing problem first.
- *Tabled Garbage Collection Policy.* Resting comfortably... for now.
- *Youth Programs in Park.* Looking into this. This item is something that might best be suited for the City's School Liaison Officer. The matter has been referred to the Police Department for review and recommendation.

**City of Swartz Creek**  
**RESOLUTIONS**  
**Regular Council Meeting, Monday December 13, 2010 7:00 P.M.**

**Resolution No. 101213-4A            MINUTES, DECEMBER 6, 2010**

Motion by Councilmember: \_\_\_\_\_

**I Move** the Swartz Creek City Council hereby approve the Minutes of the Regular Council Meeting held December 6, 2010 to be circulated and placed on file.

Second by Councilmember: \_\_\_\_\_

Voting For: \_\_\_\_\_

Voting Against: \_\_\_\_\_

**Resolution No. 101213-5A            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 December 13, 2010 to be circulated and placed on file.

Second by Councilmember: \_\_\_\_\_

Voting For: \_\_\_\_\_

Voting Against: \_\_\_\_\_

**Resolution No. 101213-6A            CITY MANAGER’S REPORT**

Motion by Councilmember: \_\_\_\_\_

**I Move** the Swartz Creek City Council approve the City Manager’s Report of December 13, 2010, to be circulated and placed on file.

Second by Councilmember: \_\_\_\_\_

Voting For: \_\_\_\_\_

Voting Against: \_\_\_\_\_

**Resolution No. 101213-8A**

**EMERGENCY MANAGEMENT DIVISION, COUNTY  
SHERIFF DEPARTMENT, DESIGNATION OF EQUIPMENT  
SUB-GRANT RECIPIENT SUPERVISOR**

Motion by Councilmember: \_\_\_\_\_

**I Move** the City of Swartz Creek designate The Police Chief, the City Manager and the City Clerk as the Genesee County Sheriff Department Emergency Management Division’s local governmental unit equipment sub-grant recipient supervisor, and further, direct the administrative staff to execute and file all appropriate forms, documents and paperwork required for the administration of such grants and the care, custody and control of any services, property or equipment, in accordance with federal, state and local rules and regulations.

Second by Councilmember: \_\_\_\_\_

Voting For: \_\_\_\_\_

Voting Against: \_\_\_\_\_

**City of Swartz Creek**  
**Regular Council Meeting Minutes**  
*Of the Meeting Held*  
**Monday December 6, 2010 7:00 P.M.**

**CITY OF SWARTZ CREEK**  
**SWARTZ CREEK, MICHIGAN**  
**MINUTES OF THE COUNCIL MEETING**  
**DATE 12/06/2010**

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: Abrams, Binder, Hicks, Hurt, Krueger, Porath, Shumaker.

Councilmembers Absent: None.

Staff Present: City Manager Paul Bueche, City Clerk Juanita Aguilar.

Others Present: Boots Abrams, Sharon Shumaker, Bob Plumb, Mike Jankowski, Jim Florence, Ron Schultz.

**APPROVAL OF MINUTES**

**Resolution No. 101206-01**

**(Carried)**

Motion by Councilmember Porath  
Second by Councilmember Hurt

**I Move** the Swartz Creek City Council hereby approve the Minutes of the Regular Council Meeting, as corrected, held November 22, 2010, to be circulated and placed on file.

YES: Binder, Hicks, Hurt, Krueger, Porath, Shumaker, Abrams.  
NO: None. Motion Declared Carried.

**APPROVAL OF AGENDA**

**Resolution No. 101206-02**

**(Carried)**

Motion by Mayor Pro-Tem Krueger  
Second by Councilmember Binder

**I Move** the Swartz Creek City Council approve the Agenda, as printed, for the Regular Council Meeting of December 6, 2010 to be circulated and placed on file.

YES: Hicks, Hurt, Krueger, Porath, Shumaker, Abrams, Binder.  
NO: None. Motion Declared Carried.

## REPORTS AND COMMUNICATIONS:

### City Manager's Report

#### Resolution No. 101206-03

(Carried)

Motion by Councilmember Shumaker  
Second by Councilmember Binder

**I Move** the Swartz Creek City Council approve the City Manager's Report of December 6, 2010, to be circulated and placed on file.

YES: Hurt, Krueger, Porath, Shumaker, Abrams, Binder, Hicks.  
NO: None. Motion Declared Carried.

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

### MEETING OPENED TO THE PUBLIC:

Jim Florence, 4296 Springbrook, spoke about water/sewer issues. Mr. Florence spoke about the difference in readiness to serve charges for the different size meters and questioned why there were different charges.

### COUNCIL ORGANIZATIONAL ACTIVITIES

#### Adopt City-Wide Rates, Fees and Charges (Water & Sewer Revisions)

#### Resolution No. 101206-04

(Carried)

Motion by Councilmember Hicks  
Second by Councilmember Hurt

**WHEREAS**, the City collects rates, fees, fees for permits, charges for services, cost recovery's and cost recovery for consulting services, and;

**WHEREAS**, such rates, fees, fees for permits, charges for services, cost recovery's and cost recovery for consulting services are a necessary and essential part of the funding for the services that the City provides, and:

**WHEREAS**, the City's Code of Ordinances defines and provides for certain rates, fees, fees for permits, charges for services, cost recovery's and cost recovery for consulting services, and;

**WHEREAS**, other such rates, fees, fees for permits, charges for services, cost recovery's and cost recovery for consulting services are provided for by resolution of the City Council, statutory provision, past practice, policy and other such actions, and

**WHEREAS**, the City has amended the City’s Code of Ordinances to provide for various rates, fees, fees for permits, charges for services, cost recovery’s and cost recovery for consulting services to be set by resolution of the City Council, and;

**WHEREAS**, the City has need to implement additional rates, fees, fees for permits, charges for services, cost recovery’s and cost recovery for consulting services to be set by resolution of the City Council, and;

**WHEREAS**, the City desires to have all such rates, fees, fees for permits, charges for services, cost recovery’s and cost recovery for consulting services organized into a single resolution that can be visited periodically and adjusted accordingly.

**NOW, THEREFORE**, Be It Resolved the City of Swartz Creek hereby sets its rates, fees, fees for permits, charges for services, cost recovery’s and cost recovery for consulting services in accordance with the following schedule, effective immediately or as soon as practical thereafter, table as follows:

**CITY OF SWARTZ CREEK RATES, FEES PERMITS & CHARGES FOR SERVICES**

**1. Chapter 1: Municipal Ordinance Violations Bureau (Parking Fines)**

The following parking violations shall be punishable by the fines indicated:

<b><u>Offense</u></b>	<b><u>Fine</u></b>
(a) Parking too far from curb	\$ 20.00
(b) Angle parking violations	\$ 20.00
(c) Obstructing traffic	\$ 20.00
 <u>Prohibited parking (signs un-necessary)</u>	
(d) On sidewalk	\$ 20.00
(e) In front of drive	\$ 20.00
(f) Within intersection	\$ 20.00
(g) Within 15 feet of hydrant	\$ 20.00
(h) On crosswalk	\$ 20.00
(i) Within 20 feet of crosswalk or 15 feet of corner lot lines	\$ 20.00
(j) Within 30 feet of street side traffic sign or signal	\$ 20.00
(k) Within 50 feet of railroad crossing	\$ 20.00
(l) Within 20 feet of fire station entrance	\$ 20.00
(m) Within 75 feet of fire station entrance on opposite side of street (signs required)	\$ 20.00
(n) Beside street excavation when traffic obstructed	\$ 20.00
(o) Double parking	\$ 20.00
(p) On bridge of viaduct or within tunnel	\$ 20.00
(q) Within 200 feet of accident where police in attendance	\$ 20.00
(r) In front of theater	\$ 20.00
(s) Blocking emergency exit	\$ 20.00
(t) Blocking fire escape or fire lane	\$ 50.00
(u) In a handicapped space	\$100.00
 (v) In prohibited zone (signs required)	 \$ 20.00
(w) In alley (signs required)	\$ 20.00

Parking for prohibited purpose



(x) Displaying vehicle for sale	\$ 20.00
(y) Working or repairing vehicle	\$ 20.00
(z) Displaying advertising	\$ 20.00
(aa) Selling merchandise	\$ 20.00
(bb) Storage over 48 hours	\$ 20.00
(cc) Wrong side boulevard roadway	\$ 20.00
(dd) Loading zone violation	\$ 20.00
(ee) Bus, parking other than bus stop	\$ 20.00
(ff) Taxicab, parking other than cab stand	\$ 20.00
(gg) Bus, taxicab stand violations	\$ 20.00
(hh) Failure to set brakes	\$ 20.00
(ii) Parked on grade wheels not turned to curb	\$ 20.00
(jj) Parked on lawn extension within right of way	\$ 20.00

All \$20.00 violations not paid within 20 days will be assessed a \$10.00 late fee.

**2. Chapter 2: Liability for Expense of an Emergency Operation (Hazardous Materials Cleanup Cost Recovery)**

Cost shall be actual expenses inclusive of all Police & Fire Department wages, equipment and motor-pool and / or any sub-contracted actual expenses associated with hazardous materials clean-up.

**3. Chapter 2: Liability for Expense of an Emergency Response (Alcohol Related Arrests, Accidents)**

**A.** A cost of \$150 shall be assessed to each defendant convicted of O.U.I.L. – O.U.I.D or O.W.I. The cost recovery shall be collected as a part of the fines and costs set by the 67<sup>th</sup> District Court.

**B.** Actual costs shall be assessed to each defendant convicted of O.U.I.L. – O.U.I.D or O.W.I. in which a motor vehicle accident occurred. The cost recovery shall be collected as a part of the fines and costs set by the 67<sup>th</sup> District Court. In the event the court declines collection, they shall be billed direct to the defendant.

**C.** For the purpose of determining costs for extensive investigation and cleanup recovery for emergency response for alcohol related arrests and accidents, the following table shall be used:

Police Personnel	\$40	Per Hour
Police Clerical	30	Per Hour
Police Car	15	Per Hour
Fire Personnel	20	Per Hour
Fire Pumper	250	Per Hour
Fire Support Vehicles	100	Per Hour

**4. Chapter 5: Cemetery Lots - Purchase**

The cost for purchase of cemetery lots will be \$100.00 per lot.

**5. Chapter 5: Cemetery, Charges for Grave Openings, etc.**

Grave openings shall be actual costs, either as sub-contracted or performed by City Employees, plus a 15% administrative fee.

**6. Chapter 11: Park Reservation Fees**

	<u>Elms Park</u>	
	Resident:	Non-Resident:
Pavilion #1	\$35.00	\$50.00
Pavilion #2	\$75.00	\$100.00
Pavilion #3	\$20.00	\$35.00
Pavilion #4	\$75.00	\$100.00

	<u>Winshall Park</u>	
	Resident:	Non-Resident:

Pavilion #1	\$35.00	\$50.00
Pavilion #2	\$35.00	\$50.00
Pavilion #3	\$35.00	\$50.00

7. **Chapter 15: Permit, Sidewalk Installation**

\$25.00

8. **Chapter 15: Permit for Excavation, Right of Way or Other City Property**

\$100.00

9. **Chapter 19: Water System Use, Rates and Charges**

(A) Charges for water supply services to premises within the city connected with the water supply system shall be as follows:

*Rates for Quarterly Billings*

**Readiness to serve charge**

5/8", 3/4", 1"	\$47.45
1.5"	\$200.70
2"	\$321.12
3"	\$602.10
6"	\$2,007.00

**Commodity charger (per 100 cubic feet of water consumed):** \$3.09

Additional meters, connected for the exclusive purpose of registering water consumed and NOT returned to the sewer system shall be charged the commodity charge only (example: lawn sprinkler system).

(B) Any water customer may have water services temporarily shut off for any time period during which the premises, for which the water service is provided, will be unoccupied. The request for such shut off shall be made in writing on forms to be provided by the city. The written request shall specify the reason for the shut off and the date on which the water service shall be shut off.

(C) There shall be a Ten Dollar (\$10.00) charge for shutting off the water service pursuant to such request and a Ten Dollar (\$10.00) charge for turning the water service back on, if the shut off or turn on is performed during normal business hours. If this shut off or turn on is performed outside of normal business hours, the charge shall be One-Hundred Dollars (\$100.00). The City Manager may waive shut off and turn on fees for reasonable cause.

(D) Water customers shall continue to be billed for a readiness to service charge while connected to the system.

10. **Chapter 19: Water & Sewer Tap Fees**

(A) There shall be paid, with respect to all premises connecting to the water and sanitary sewer system of the city, a tap-in fee pursuant to the following schedules:

- (1) Single-family residence--\$1,500 each for water & sanitary sewer
- (2) Multiple-family residence--\$1,500 per unit each for water and sanitary sewer

(B) All other uses connecting to the water and/or sanitary sewer system of the city shall be required to pay tap-in fees at the rate of one-thousand, five hundred dollars (\$1,500) per unit factor, pursuant to the unit factor table provided for by the Genesee County Division of Water and Waste. In no case shall tap-in fees be less than one-thousand, five hundred dollars (\$1,500).

(C) Furthermore, for any structure used generally for more than one (1) purpose, connection fees shall be determined by applying the appropriate unit factors as set by the Genesee County

Division of Water and Waste, to the various uses on any level, grade or sub-grade plane of the structure, provided that it is intended that the fees so derived shall be cumulative.

**11. Chapter 19: Sanitary Sewer Rates**

*Rates for Quarterly Billings*

Readiness to serve charge (per metered account):	\$48.70
Readiness to serve charge (non-metered accounts):	\$119.58
Commodity charge (per 100 cubic feet of water consumed):	\$1.57

A readiness to serve charge equal to the number of calculated sewer units shall be charged to all customers connected to the city's sewer system to offset fixed costs of system operation. In addition, a commodity charge shall be applied to the sewer bill in an amount equal to the above rate multiplied by the number of ccf that the accompanying water account registers. If the sewer connection is not accompanied by a water meter to register water usage, the charge shall be considered non-metered and no commodity charge shall be applied.

For the purposes of determining sanitary sewer rates, per unit sewage disposal calculations resulting in a fraction of a whole number shall be rounded up to the next highest whole number.

**12. Chapter 20: Weed Cutting Fees**

\$300 per cut

**13. Building & Trade Inspection Fees**

**A. Building Permit Fees: Appendix A 21.06**

\$50.00 for first \$1,000 value \$5.00 per \$1,000 thereafter and \$50.00 for a one-time Inspection fee.

**B. Electrical Inspection Fees**

Application Fee (non-refundable) \$50

**Service**

Through 200 Amp.	\$10
Over 200 Amp. thru 600 Amp.	\$15
Over 600 Amp. thru 800 Amp.	\$20
Over 800 Amp. thru 1200 Amp.	\$25
Over 1200 Amp. (GFI only)	\$50
Circuits	\$5
Lighting Fixtures-per 25	\$6
Dishwasher	\$5
Furnace-Unit Heater	\$5
Electrical-Heating Units (baseboard)	\$4
Power Outlets (ranges, dryers, etc.)	\$7

**Signs**

Unit	\$10
Letter	\$15
Neon-each 25 feet	\$20
Feeders-Bus Ducts, etc.-per 50'	\$6
Mobile Home Park Site	\$6
Recreational Vehicle Park Site	\$4

**K.V.A. & H.P.**

Units up to 20	\$6
Units 21 to 50 K.V.A. or H.P.	\$10
Units 51 K.V.A. or H.P. & over	\$12

**Fire Alarm Systems (excl. smoke detectors)**

Up to 10 devices	\$50
11 to 20 devices	\$100
Over 20 devices	\$5 each

**Data/Telecommunication Outlets**

1-19 devices	\$5 each
20-300 devices	\$100
Over 300 devices	\$300
Energy Retrofit-Temp. Control	\$45
Conduit only or grounding only	\$45

**Inspections**

Special/Safety Insp. (includes cert. fee)	\$50
Additional Inspection	\$50
Final Inspection	\$50
Certification Fee	\$20

**C. Mechanical Inspection Fees**

Application Fee (non-refundable)	\$50
----------------------------------	------

**Residential Heating System** (includes

duct & pipe, new building only)	\$50
Gas/Oil Burning Equipment (furnace, roof top units, generators)	\$30
Boiler	\$30
Water Heater	\$5
Damper	\$5
Solid Fuel Equip. (includes chimney)	\$30
Gas Burning Fireplace	\$30
Chimney, factory built (installed separately)	\$25
Solar; set of 3 panels-fluid transfer (includes piping)	\$20
Gas piping; each opening-new installation (residential)	\$5
Air Conditioning (includes split systems)	
RTU-Cooling only	\$30
Heat Pumps (complete residential)	\$30
Dryer, Bath & Kitchen Exhaust	\$5

**Tanks**

Aboveground	\$20
Aboveground Connection	\$20
Underground	\$25
Underground Connection	\$25
Humidifiers/Air Cleaners	\$10

**Piping-minimum fee \$25**

Piping	\$.05/ft
Process piping	\$.05/ft
Duct-minimum fee \$25	\$.10/ft
Heat Pumps; Commercial (pipe not included)	\$20

**Air Handlers/Heat Wheels**

Under 10,000 CFM	\$20
Over 10,000 CFM	\$60
Commercial Hoods/Exhausters	\$15
Heat Recovery Units	\$10

V.A.V. Boxes	\$10
Unit Ventilators	\$10
Unit Heaters (terminal units)	\$15
<b><u>Fire Suppression/Protection</u></b>	
(includes piping) –minimum fee \$20	\$.75/head
Evaporator Coils	\$30
Refrigeration (split system)	\$30
Chiller	\$30
Cooling Towers	\$30
Compressor/Condenser	\$30
<b><u>Inspections</u></b>	
Special/Safety Insp. (includes cert. fee)	\$50
Additional Inspection	\$50
Final Inspection	\$50
Certification Fee	\$20
<b>D. Plumbing Inspection Fees</b>	
Application Fee (non-refundable)	\$50
<b><u>Mobile Home Park Site</u></b>	
Fixtures, floor drains, special drains,	\$5 each
Water connected appliances	\$5 each
Stacks (soil, waste, vent and conductor)	\$3 each
Sewage ejectors, sumps	\$5 each
Sub-soil drains	\$5 each
<b><u>Water Service</u></b>	
Less than 2"	\$5
2" to 6"	\$25
Over 6"	\$50
Connection (bldg. drain-bldg. sewers)	\$5
<b><u>Sewers (sanitary, storm or combined)</u></b>	
Less than 6"	\$5
6" and Over	\$25
Manholes, Catch Basins	\$5 each
<b><u>Water Distributing Pipe (system)</u></b>	
¾" Water Distribution Pipe	\$5
1" Water Distribution Pipe	\$10
1 ¼" Water Distribution Pipe	\$15
1 ½" Water Distribution Pipe	\$20
2" Water Distribution Pipe	\$25
Over 2" Water Distribution Pipe	\$30
Reduced pressure zone back-flow preventer	\$5 each
Domestic water treatment and filtering equipment only	\$5
Medical Gas System	\$45
<b><u>Inspections</u></b>	
Special/Safety Insp. (includes cert. fee)	\$50
Additional Inspection	\$50
Final Inspection	\$50
Certification Fee	\$20

**14. Appendix B: Franchises**

\$250 application fee plus actual expenses related to preparation by City Attorney.

**15. Miscellaneous Fees**

- A. *Copies:*  
Black & White: 50¢ for the first page & 10¢ for each additional page.  
Color or Mixed Color and Black & White: 50¢ for the first page & 20¢ for each additional page.
- B. *Freedom of Information Act Requests:*  
50¢ for the first page and 10¢ for each additional page (20¢ for color or mixed color and black & white) plus all actual costs for outside re-production (i.e. photo re-prints, blueprint copies, etc.). Extensive search requests shall have an additional per hour fee equal to wages only of the lowest paid clerical position employed with the City.
- C. *Police Reports:*  
\$2 for copies under 25 pages. Extensive research, reproduction costs, etc. shall be charged in accordance with F.O.I.A. requests.
- D. *Gun Registrations, Permits & Safety Inspections:*  
No Charge
- E. *Towing & Impound Fees:*  
\$75 for each vehicle towed as incidental to arrest or civil custody. \$75 for each vehicle towed as abandoned. The Chief of Police may, at his/her discretion, waive any towing fee when in his/her opinion, special circumstance exists. A report shall be filed when any such action is taken.
- F. *Weddings:*  
\$25 per ceremony
- G. *Fax Services:*  
\$.50 per page for the first 10 pages, then \$.10 per page thereafter
- H. *Notary Services:*  
\$5.00 per visit

**16. Chapter 13 & 16: Development Plans, Administrative Fees, Subdivision Site Plan & Review Fees**

- A. Site Plan Review:

Single & Multiple-Family (non-plat)	\$300 plus \$5.00 per lot
Cluster Housing Development	\$300 plus \$5.00 per unit
Mobile Home Park	\$400 plus \$5.00 per unit
Commercial Development	\$450 plus \$50.00 per acre/fraction
Industrial Development	\$400 plus \$50.00 per acre/fraction
Office Development	\$350 plus \$50.00 per acre/fraction
Institutional	\$300 plus \$50.00 per acre/fraction
Public/semi-public uses	\$300 plus \$50.00 per acre/fraction
Special Approval or Conditional Use	\$250 plus \$5.00 per acre/fraction
PUD/Mixed Use Review	\$500 plus \$50.00 per acre/fraction Consulting
Fees (All Reviews)	Actual consultant costs
Revisions	½ of original review fee
- B. Building and Zoning:

Swimming Pool Permit	\$25
Zoning Permit	\$25
Sidewalk Permit	\$25
Sign Permit	See Building Permits
Structure Movement Permit	\$95
Demolition Permit (Including ROW Permit)	\$150
Right of Way Permit	\$100



Home Occupation Permit	\$95
Variance Review	\$250 per variance
Lot Split/Combination: City Ordinance Section 16.2	\$150 plus \$5.00 per lot
Public or Private Road Plan Reviews	\$400 per mile/fraction
Consulting Fees	Actual consultant costs
Zoning Code	\$10 CD, \$25 Paper Copy
Engineering Standards Manual	\$10 CD, \$25 Paper Copy
<b>C. Subdivision Review</b>	
Preliminary Subdivision Review-Tentative	\$300 plus \$5.35 per lot
Preliminary Subdivision Review- Final	\$160 plus \$2.70 per lot
Final Plat Review	\$160 plus \$1.00 per lot

**17. Chapter 1: Municipal Civil Infraction Fines**

Civic Infraction Citation Fines:

First Offense	\$100
Second Offense	\$200
Third Offense	\$300

Civic Infraction Notice Fines:

First Offense	\$75
Second Offense	\$150
Third Offense	\$250

**ADOPTION & REVISION HISTORY:**

Resolution No. 050711-07	Dated July 11, 2005
Resolution No. 100208-06	Dated February 8, 2010
Resolution No. 101206-04	Dated December 6, 2010

Discussion Ensued.

YES: Krueger, Porath, Shumaker, Abrams, Binder, Hicks, Hurt.  
 NO: None. Motion Declared Carried.

**Appropriation- Bid Award, Purchase Road Salt**

**Resolution No. 101206-05**

**(Carried)**

Motion by Councilmember Binder  
 Second by Councilmember Hurt

**WHEREAS**, the City possesses the need to purchase 980 tons of rock salt for application to public rights of way during those long, cold Michigan winters; and

**WHEREAS**, the City’s Purchasing Ordinance, Chapter 2, Article VI, Section 2-406 provides for and encourages cooperative government purchasing practices; and

**WHEREAS**, the Genesee County Road Commission accepts and awards bids for the purchase of rock salt for application to public rights of way during those long, cold Michigan winters; and

**WHEREAS**, the County Road Commission awarded a bid to the lowest bidder, Detroit Salt Company of 12841 Sanders, Detroit, at a unit cost of \$49.72 per ton, a copy of the bid tabulation attached hereto, and a cooperative purchasing invitation has been extended to the City from the Genesee County Road Commission, the City awarding the bid and appropriation on May 26, 2009; and

**WHEREAS**, based on market conditions and pricing, the County Road Commission negotiated an extension to the 2009-2010 contract arriving at a 10% increase to the 2010-2011 contract, price being \$54.69 per ton, and extended such pricing to all Genesee County Street Authorities; and

**WHEREAS**, the City finds that such increase may not necessarily be reasonable, but cannot be matched if attempts were made to bid on the open market or through private sources.

**NOW, THEREFORE, I MOVE** the City of Swartz Creek City accept the Genesee County Road Commission's cooperative purchasing extension and appropriate of the negotiated extension, in an amount not to exceed \$53,597, plus 10% contingency, for the purchase of rock salt from the Detroit Salt Company, expenses to be distributed proportionate to use at the direction of the City's Finance Director.

Discussion Took Place.

YES: Porath, Shumaker, Abrams, Binder, Hicks, Hurt, Krueger.                      NO:  
None. Motion Declared Carried.

### **Amend Swartz Ambulance Agreement**

**Resolution No. 101206-06**

**(Carried)**

Motion by Councilmember Hurt  
Second by Councilmember Binder

**WHEREAS**, the City approved the extension of an agreement with Swartz Ambulance Company on October 25, 2010, the agreement providing for a contribution to maintain a fixed base of operations within the City; and

**WHEREAS**, the agreement is acceptable to the Provider, Swartz Ambulance, with the exception of some minor changes to Section #17 that allows for greater retention of confidential records; and

**WHEREAS**, the suggested changes are acceptable to the City, such changes having been made, an amended copy attached hereto.

**NOW, THEREFORE, I Move** the City of Swartz Creek allow for the changes to Section #17, and further, direct the Mayor and City Clerk to execute the amended agreement on behalf of the city.

Discussion Took Place.

YES: Shumaker, Abrams, Binder, Hicks, Hurt, Krueger, Porath.  
NO: None. Motion Declared Carried.

**Heritage Village Special Assessment Request**

**Resolution No. 101206-07**

**(Carried)**

Motion by Councilmember Porath  
Second by Councilmember Hurt

**WHEREAS**, the City of Swartz Creek is in receipt of a request from the Heritage Village Association asking for the creation of a Special Assessment District for the repair and completion of a yet to be determined number of streets within the condominium association; and

**WHEREAS**, the request is the result of a vote of the Association Board of the Heritage Village Condominium Association, and after a of a series of meetings between the City Staff and consulting engineers, the Association Board and General Association Membership; and

**WHEREAS**, in accordance with the authority set forth in State Statute, the City's Charter and Special Assessment Ordinance, the Council finds sufficient cause to further examine the request and proceed forward with a Council directive to the City Staff to prepare all necessary documents, reports and recommendations and to bring such findings back to the City Council for review and decision.

**NOW, THEREFORE, I Move** that the City of Swartz Creek Council, in accordance with City Ordinance, Chapter 14, Section 14-3, direct the City Manager to prepare all necessary documents, reports and recommendations and to bring such findings back to the City Council for examination, review and decision.

Discussion Ensued

YES: Abrams, Binder, Hicks, Hurt, Krueger, Porath, Shumaker.  
NO: None. Motion Declared Carried.

**Appropriation, 2010-2011 FANG Dues**

**Resolution No. 101206-08**

**(Carried)**

Motion by Mayor Pro-Tem Krueger  
Second by Councilmember Hurt

**I Move** the City of Swartz Creek appropriate and approve the expenditure in an amount not to exceed \$8,368 from Fund 265, the City's 2010-2011 annual fees for membership in the Flint Area Narcotics Group.

Discussion Took Place.

YES: Binder, Hicks, Hurt, Krueger, Porath, Shumaker, Abrams.  
NO: None. Motion Declared Carried.

**Abandoned Property Foreclosure, 7026 Miller**

**(Discussion Topic)**

City Manager Bueche spoke about a letter from the Genesee County Treasurer's office regarding 7026 Miller Road, the old Marathon gas station. The letter states that since the parcel did not sell at the County auction, the property would revert back to the City unless the Council approves a resolution to object to it.

**MEETING OPENED TO THE PUBLIC**

None.

**REMARKS BY COUNCILMEMBERS:**

Councilmember Porath spoke about Saginaw County using liquid salt on their roads in the winter. Mr. Porath spoke about the special assessment for Heritage Village and questioned who requested it. He was advised that the Association Board made the request.

Councilmember Shumaker spoke about attending a showing at the new art studio in Swartz Creek. Mr. Shumaker stated that there would be an art auction at the Senior Center on Sunday. Mr. Shumaker announced a book sale and book signing at the Perkins Library on Saturday, December 11<sup>th</sup> and 18<sup>th</sup> for some local authors.

Councilmember Hicks asked if there was an ordinance against hanging a dead deer from a sign in the City. She was advised that there was not. Ms. Hicks asked about the ambulance that a business is using for advertising in the City.

Councilmember Binder reminded Council that this Saturday they would be laying the wreaths at the National Cemetery at noon.

Mayor Pro-Tem Krueger stated that he was happy the guardrail on Morrish Road had been installed. Mr. Krueger stated that he liked the Christmas decorations.

Mayor Abrams stated that he appreciated the decorations as well. Mayor Abrams stated that he and his wife also went to the art opening and they thought it was very nice. Mr. Abrams stated that he did not make it to the Small Cities meeting due to inclement weather. Mr. Abrams stated that Swartz Creek would host the Small Cities meeting on January 5<sup>th</sup>. Mr. Abrams stated that the date on the public hearing notice for the Zoning Amendment is wrong. The posting states that the meeting is on Tuesday, January 5<sup>th</sup>; the meeting is actually on Tuesday, January 4<sup>th</sup>. City Manager Bueche stated that the changes will be made.

**Adjournment**

**Resolution No. 101206-09**

**(Carried)**

Motion by Mayor Pro-Tem Krueger  
Second by Councilmember Shumaker

**I Move** the City of Swartz Creek adjourn the Regular Session of the City Council meeting at 9:00 p.m.

YES: Unanimous Voice Vote.

NO: None. Motion Declared Carried.

Richard Abrams, Mayor

Juanita Aguilar, City Clerk

**SWARTZ CREEK POLICE DEPARTMENT**  
**MOTOR POOL RENTAL HOURS**  
**NOVEMBER 2010**

	<u>101-301-941</u>	<u>101-302-941</u>	<u>101-303-941</u>	<u>101-304-941</u>
#05-168	17	0	0	0
#05-649	35	0	35	0
#05-346	0	0	25	0
#07-375	12	0	51	0
#05-275	62	4	0	8
#09-401	359	4	0	0
#09-226	101	13	0	0
<b>TOTAL</b>	<b>586</b>	<b>21</b>	<b>111</b>	<b>8</b>



**SWARTZ CREEK POLICE DEPT**

Total Account Hours Summary Report

From: 11/01/2010 to 11/30/2010

Department Account	Description	Regular Hours	Other Hours	Regular Hours YTD	Other Hours YTD
<b>ADMINISTRATIVE</b>					
101 301 702.001	SUPERVISOR	166.000	9.000	2,078.500	49.750
101 301 702.002	CLERICAL	98.000	0.000	1,486.000	3.000
<b>PROTECTION</b>					
101 301 702.003	UNIFORMED	559.000	80.000	5,798.250	374.000
101 301 702.004	NON-UNIFORMED	16.000	0.000	37.750	0.000
101 301 702.005	TRAFFIC ENFORCEMENT	183.250	2.000	2,222.500	88.500
<b>COMPLAINTS</b>					
101 301 702.006	INVESTIGATIONS	67.000	7.500	1,287.750	100.250
101 301 702.007	COURT	15.000	2.000	80.750	43.000
<b>TRAINING</b>					
101 301 702.008	TRAINING	0.000	0.000	25.000	16.000
<b>LEAVE TIME</b>					
101 301 702.010	VACATION	171.000	0.000	740.500	0.000
101 301 702.011	HOLIDAY	84.000	0.000	504.000	0.000
101 301 702.012	PERSONAL LEAVE	20.000	0.000	358.000	0.000
101 301 702.013	FUNERAL LEAVE	0.000	0.000	60.000	0.000
<b>TRACK ADMINISTRATIVE</b>					
101 302 702.001	SUPERVISOR	32.000	2.000	329.500	5.000
101 302 702.002	CLERICAL	14.000	0.000	204.000	0.000
<b>TRACK PROTECTION</b>					
101 302 702.003	UNIFORMED	14.000	0.500	198.750	27.250
101 302 702.004	NON-UNIFORMED	0.000	0.000	0.500	0.000
101 302 702.005	TRAFFIC ENFORCEMENT	0.000	0.000	1.000	0.000
<b>SCHOOL PROTECTION</b>					
101 303 702.003	UNIFORMED	144.000	3.500	1,512.500	88.000
101 303 702.004	NON-UNIFORMED	8.000	0.000	8.000	0.000
<b>SCHOOL COMPLAINTS</b>					

Department Account	Description	Regular Hours	Other Hours	Regular Hours YTD	Other Hours YTD
101 303 702.006	INVESTIGATIONS	0.000	0.000	1.500	0.000
SCHOOL TRAINING					
101 303 702.008	TRAINING	0.000	0.000	32.000	0.000
LEAVE TIME					
101 303 702.010	VACATION	0.000	0.000	112.000	0.000
101 303 702.011	HOLIDAY	16.000	0.000	72.000	0.000
101 303 702.012	PERSONAL LEAVE	0.000	0.000	80.000	0.000
PROTECTION					
101 304 702.003	UNIFORMED	3.250	0.000	55.500	6.750
COMPLAINTS					
101 304 702.006	INVESTIGATION	0.000	0.000	0.500	0.000
TRAINING					
101 304 702.008	TRAINING	24.000	0.000	149.500	4.000
PROTECTION					
265 333 702.004	NON-UNIFORMED	160.000	8.000	1,656.000	61.000
COMPLAINTS					
265 333 702.006	INVESTIGATIONS	0.000	22.000	0.000	341.500
265 333 702.007	COURT	0.000	6.000	0.000	14.000
NON-PRODUCTIVE					
265 333 702.010	VACATION	0.000	0.000	152.000	0.000
265 333 702.011	HOLIDAY	16.000	0.000	80.000	8.000
265 333 702.012	PERSONAL	0.000	0.000	24.000	0.000
265 333 702.013	FUNERAL	0.000	0.000	8.000	0.000
	TOTAL ALL HOURS	1,810.500	142.500	19,356.250	1,230.000

# SWARTZ CREEK POLICE DEPT

Total Function Count  
Month Ending: 11/30/2010

Account	Description	MTD Functions	YTD Functions
101 301 001.000	TRAFFIC VIOLATIONS	0	1
101 301 002.000	PARKING VIOLATIONS	1	39
101 301 003.000	VERBAL WARNINGS	70	1021
101 301 004.000	WRITTEN WARNINGS	12	278
101 301 005.000	FELONY ARRESTS	0	47
101 301 006.000	MISDEMEANOR ARRESTS	25	295
101 301 007.000	CALLS RECEIVED	247	2662
101 301 008.000	TRAFF INJ ACCIDENTS	1	21
101 301 009.000	PROP DAMAG ACCIDENTS	13	108
101 301 010.000	SERVICE REQUESTS	0	9
101 301 011.000	MEETINGS	0	8
101 301 012.000	CONFERENCES	0	0
101 301 013.000	INITIATED CALLS	592	7244
101 301 014.000	DESK ASSIGNMENTS	103	1647
101 301 015.000	BUSINESS CHECKS	1258	14110
101 301 016.000	VACATION CHECKS	301	3543
101 301 017.000	SUSP PERS CHECKED	21	470
<b>TOTAL FUNCTIONS</b>		<b>2644</b>	<b>31503</b>
101 302 002.000	PARKING VIOLATIONS	0	0
101 302 003.000	VERBAL WARNINGS	0	1
101 302 004.000	WRITTEN WARNINGS	0	0
101 302 005.000	FELONY ARRESTS	1	7
101 302 006.000	MISDEMEANOR ARRESTS	2	4
101 302 007.000	CALLS RECEIVED	13	105
101 302 010.000	SERVICE REQUESTS	1	1
101 302 011.000	MEETINGS	0	1
101 302 012.000	CONFERENCES	0	0
101 302 013.000	INITIATED CALL	0	13
101 302 014.000	DESK ASSIGNMENTS	1	1
101 302 015.000	BUSINESS CHECKS	31	103
101 302 016.000	VACATION CHECKS	0	0
101 302 017.000	SUSP PERS CHECKED	0	0
<b>TOTAL FUNCTIONS</b>		<b>49</b>	<b>236</b>
101 303 002.000	PARKING VIOLATIONS	0	0
101 303 003.000	VERBAL WARNINGS	1	4
101 303 004.000	WRITTEN WARNINGS	0	2
101 303 005.000	FELONY ARRESTS	1	2
101 303 006.000	MISDEMEANOR ARRESTS	5	30
101 303 007.000	CALLS RECEIVED	1	41
101 303 010.000	SERVICE REQUESTS	0	1
101 303 011.000	MEETINGS	20	207
101 303 012.000	CONFERENCES	0	4

Account	Description	MTD Functions	YTD Functions
101 303 013.000	INITIATED CALL	114	1145
101 303 014.000	DESK ASSIGNMENTS	6	22
101 303 015.000	BUSINESS CHECKS	0	35
101 303 016.000	VACATION CHECKS	0	0
101 303 017.000	SUS PERS CHECKED	0	13
<b>TOTAL FUNCTIONS</b>		<b>148</b>	<b>1506</b>
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	1	1
101 304 004.000	WRITTEN WARNINGS	0	0
101 304 005.000	FELONY ARRESTS	0	22
101 304 006.000	MISDEMEANOR ARRESTS	0	5
101 304 007.000	CALLS RECEIVED	3	47
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	3	44
101 304 014.000	DESK ASSIGNMENTS	0	0
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	5
101 304 019.000	VEHICLE SEARCHES	4	43
101 304 020.000	NARCOTIC SEARCHES	1	14
101 304 021.000	CURRENCY SEIZED	0	2
101 304 022.000	FORFEITURES	0	3
101 304 023.000	POSITIVE TRACKS	1	17
101 304 024.000	NEGATIVE TRACKS	0	12
101 304 025.000	AGENCY ASSISTS	1	20
101 304 026.000	DEMONSTRATIONS	0	0
101 304 027.000	AREA SEARCHES	0	1
<b>TOTAL FUNCTIONS</b>		<b>14</b>	<b>236</b>
<b>TOTAL ALL FUNCTIONS</b>		<b>2855</b>	<b>33481</b>



## Ticket Ledger Report

**Report Criteria:**

Ticket Type	Officer	Start Date	End Date			
Traffic	All	11/01/2010	11/30/2010			
Number	Name	Date	Location	Description	Officer	Fine
T-1178526-A		11/01/10	MORRISH NEAR MARY ST	EXCEEDED POSTED SPEED LIMIT		
T-1178526-B		11/01/10	MORRISH NEAR MARY ST	EXPIRED PLATE		
T-1178526-C		11/01/10	MORRISH NEAR MARY ST	NO PROOF INSURANCE/POSSESE		
T-1178527-A		11/01/10	MASON AT FREDERICK	FAIL TO STOP/REPORT PDA		
T-1178527-B		11/01/10	MASON AT FREDERICK	FAILED TO STOP AT STOP SIGN		
T-1178528-B		11/01/10	I-69 WB NEAR SEYMOUR	EXCEEDED POSTED SPEED LIMIT		
T-1178528-C		11/01/10	I-69 WB NEAR SEYMOUR	NO PROOF INSURANCE/POSSESE		
T-1179032		11/03/10	DURWOOD NEAR OAKVIEW	IMP SOLICITING-NO PERMI		
T-1179031-A		11/03/10	DURWOOD NEAR OAKVIEW	FAIL TO SIGN REGISTRATION/NO		
T-1179031-B		11/03/10	DURWOOD NEAR OAKVIEW	NO HAZARD LIGHTS		
T-1168368-A		11/05/10	I-69 NEAR SEYMOUR	EXCEEDED POSTED SPEED LIMIT		
T-1168368-B		11/05/10	I-69 NEAR SEYMOUR	NO PLATE/FAIL TO DISPLAY/EXPII		
T-1168368-C		11/05/10	I-69 NEAR SEYMOUR	NO PROOF INSURANCE/POSSESE		
T-1179033-A		11/05/10	MORRISH NEAR BRISTOL	IMPROPER PLATE DISPLAY		
T-1179033-B		11/05/10	MORRISH NEAR BRISTOL	HEADLIGHTS		
T-1179033-C		11/05/10	MORRISH NEAR BRISTOL	NO PROOF INSURANCE/POSSESE		
T-1144695		11/06/10	MILLER NEAR BRISTOL	EXCEEDED POSTED SPEED LIMIT		
T-1179053		11/06/10	MILLER NEAR ELMS	HEADLIGHTS		
T-1074499-A		11/06/10	I-69 NEAR MORRISH	NO PROOF INSURANCE/POSSESE		
T-1074500		11/07/10	SEYMOUR NEAR OAKVIEW	NO PROOF INSURANCE/POSSESE		
T-1168392-A		11/07/10	MILLER NEAR HAYES	EXCEEDED POSTED SPEED LIMIT		
T-1168392-B		11/07/10	MILLER NEAR HAYES	DISREGARDED TRAFFIC SIGNAL/!		
T-1168393		11/07/10	SEYMOUR NEAR MILLER	EXCEEDED POSTED SPEED LIMIT		
T-1144696		11/07/10	WINCHESTER VILLAGE – WINSTON	DISREGARDED TRAFFIC SIGNAL/!		
T-1178529		11/07/10	I-69 NEAR MORRISH	EXCEEDED POSTED SPEED LIMIT		
T-1178530		11/07/10	I-69 NEAR MORRISH	EXCEEDED POSTED SPEED LIMIT		
T-1178531		11/07/10	I-69 NEAR MORRISH	EXCEEDED POSTED SPEED LIMIT		
T-1178532		11/08/10	MORRISH NEAR MARY ST	EXCEEDED POSTED SPEED LIMIT		
T-1168394		11/08/10	MILLER AT ELMS	FAILED TO YIELD LEFT TURN		
T-1168369		11/10/10	MILLER AT MORRISH	FAILED TO STOP AT STOP SIGN		
T-1179054		11/10/10	MORRISH NEAR GROVE	HEADLIGHTS		
T-1179055		11/10/10	MORRISH NEAR MILLER	NO TAIL/BRAKE LIGHTS		
T-1179002		11/11/10	MILLER NEAR ELMS	SUSP/REVOKED/NEVER APPL.		
T-1179056		11/12/10	MILLER NEAR SEYMOUR	EXCEEDED POSTED SPEED LIMIT		
T-1168395		11/13/10	SEYMOUR NEAR DURWOOD	EXCEEDED POSTED SPEED LIMIT		
T-1179003		11/13/10	MILLER NEAR MORRISH	DISREGARDED TRAFFIC SIGNAL/!		
T-1179004		11/14/10	I-69 WB NEAR MORRISH	EXCEEDED POSTED SPEED LIMIT		
T-1179005-A		11/14/10	MILLER, 7200 BLOCK	EXCEEDED POSTED SPEED LIMIT		
T-1179005-B		11/14/10	MILLER, 7200 BLOCK	SUSP/REVOKED/NEVER APPL.		
T-1168395-A		11/14/10	MILLER AT FAIRCHILD	NO PROOF INSURANCE/POSSESE		
T-1168395-B		11/14/10	MILLER AT FAIRCHILD	NO PROOF INSURANCE/POSSESE		
T-1168397		11/14/10	MILLER NEAR BRADY	EXCEEDED POSTED SPEED LIMIT		
T-1144160		11/14/10	I-69 NEAR SEYMOUR	FTY TO EMERGENCY VEHICLE		
T-1179007		11/14/10	I-69 NEAR SEYMOUR	EXCEEDED POSTED SPEED LIMIT		
T-1179007-B		11/15/10	I-69 NEAR SEYMOUR	NO PROOF INSURANCE/POSSESE		
T-1178533		11/15/10	MORRISH NEAR MARY ST	EXCEEDED POSTED SPEED LIMIT		
Tickets so far: 46		Charges so far: 46		Fines Subtotal:	0.00	

## Ticket Ledger Report

**Report Criteria:**

Ticket Type	Officer	Start Date	End Date
Traffic	All	11/01/2010	11/30/2010

Number	Name	Date	Location	Description	Officer	Fine
T-1178534-A		11/16/10	MILLER NEAR SCHOOL	NO PROOF INSURANCE/POSSESE		
T-1178534-C		11/16/10	MILLER NEAR SCHOOL	FAIL TO CHANGE ADDRESS		
T-1178524-B		11/16/10	MILLER NEAR SCHOOL	TAIL LIGHTS (DEFECTIVE, IMPROI		
T-1168398		11/16/10	CAPPY LANE AND WINSHALL DRIVE	FAIR TO STOP FOR STOP SIGN		
T-1179035		11/17/10	FAIRCHILD NEAR MILLER	NO PLATE/FAIL TO DISPLAY/EXPII		
T-1168399		11/17/10	MORRISH NEAR APPLE CREEK	EXCEEDED POSTED SPEED LIMIT		
T-1179036-A		11/18/10	MILLER NEAR FORD	EXCESSIVE FUMES/SM.		
T-1179036-B		11/18/10	MILLER NEAR FORD	TAIL LIGHTS (DEFECTIVE, IMPROI		
T-1179036-C		11/18/10	MILLER NEAR FORD	NO PROOF INSURANCE/POSSESE		
T-1179057-A		11/18/10	MORRISH NEAR INGALLS	SUSP/REVOKED/NEVER APPL.		
T-1179057-B		11/18/10	MORRISH NEAR INGALLS	TINTED WINDOWS/NO WINDSHIEI		
T-1168340-A		11/18/10	MILLER AT HOLLAND	SUSP/REVOKED/NEVER APPL.		
T-1168340-B		11/18/10	MILLER AT HOLLAND	TINTED WINDOWS/NO WINDSHIEI		
T-1168341		11/18/10	MILLER NEAR MORRISH	FAIL TO SIGN REGISTRATION/NO		
T-1168342		11/19/10	MILLER NEAR HOLLAND	SUSP/REVOKED/NEVER APPL.		
T-1168343-A		11/19/10	MILLER NEAR FORTINO	EXCEEDED POSTED SPEED LIMIT		
T-1168343-B		11/19/10	MILLER NEAR FORTINO	NO PROOF INSURANCE/POSSESE		
T-1168344-A		11/19/10	MILLER NEAR FORTINO	SUSP/REVOKED/NEVER APPL.		
T-1168344-B		11/19/10	MILLER NEAR FORTINO	IMPROPER PLATE DISPLAY		
T-1179058		11/20/10	MILLER NEAR ELMS	NO TAIL/BRAKE LIGHTS		
T-1144697		11/20/10	BRISTOL NEAR CANTERBURY	EXCEEDED POSTED SPEED LIMIT		
T-1144698-A		11/20/10	BRISTOL NEAR CANTERBURY	EXCEEDED POSTED SPEED LIMIT		
T-1144698-B		11/20/10	BRISTOL NEAR CANTERBURY	NO PROOF INSURANCE/POSSESE		
T-1179059		11/20/10	MILLER NEAR MORRISH	HEADLIGHTS		
T-1144699		11/20/10	BRISTOL NEAR CANTERBURY	EXCEEDED POSTED SPEED LIMIT		
T-1179008-A		11/21/10	I-69(EB) NEAR MORRISH	OWI		
T-1179008-B		11/21/10	I-69(EB) NEAR MORRISH	OPEN INTOX IN VEH.		
T-1144700		11/21/10	BRISTOL NEAR CANTERBURY	EXCEEDED POSTED SPEED LIMIT		
T-1178535		11/21/10	BRISTOL NEAR CANTERBURY	NO PROOF INSURANCE/POSSESE		
T-1178536		11/21/10	I-69 WB NEAR MORRISH	EXCEEDED POSTED SPEED LIMIT		
T-1178537		11/22/10	MILLER NEAR SEYMOUR	NO PROOF INSURANCE/POSSESE		
T-1178576		11/22/10	MORRISH NEAR MILLER	DISREGARDED TRAFFIC SIGNAL/!		
T-1178577		11/23/10	MILLER AT FAIRCHILD	DISREGARDED TRAFFIC SIGNAL/!		
T-1178578		11/23/10	ELMS AT MILLER	DISREGARDED TRAFFIC SIGNAL/!		
T-1178579		11/23/10	ELMS NEAR MILLER	HEADLIGHTS		
T-1179060		11/25/10	MILLER NEAR DYE	HEADLIGHTS		
T-1179061-A		11/26/10	MORRISH NEAR MILLER	NO PLATE/FAIL TO DISPLAY/EXPII		
T-1179061-B		11/26/10	MORRISH NEAR MILLER	NO PROOF INSURANCE/POSSESE		
T-1179062-A		11/27/10	MILLER NEAR SCHAFAER	SUSP/REVOKED/NEVER APPL.		
T-1179062-B		11/27/10	MILLER NEAR SCHAFAER	FAIL TO SIGNAL TURN		
T-1179062-C		11/27/10	MILLER NEAR SCHAFAER	TINTED WINDOWS/NO WINDSHIEI		
T-1168347		11/27/10	MILLER NEAR MORRISH	NO PROOF INSURANCE/POSSESE		
T-1178538		11/29/10	MILLER AT ELMS	UNABLE TO STOP IN ASSURED CI		
T-1178539		11/29/10	MORRISH NEAR MARY ST	EXCEEDED POSTED SPEED LIMIT		

Tickets Total: 90	Charges Total: 90	Fines Total:	0.00
-------------------	-------------------	--------------	------



## Uniform Crime Report

**Report Criteria:**

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

Class	Description	NOV 2009	NOVE 2010	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	1
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	1	2
1100-2	SEXUAL PENETR'N PENIS/VAGINA CSC3	0	0	0
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	1
1100-8	SEXUAL CONTACT FORCIBLE CSC4	0	0	0
1200-0	ROBBERY	0	0	0
1300-1	NONAGGRAVATED ASSAULT	2	6	56
1300-2	AGGRAVATED/FELONIOUS ASSAULT	0	1	5
1300-3	INTIMIDATION/STALKING	0	1	15
1400-0	ABORTION	0	0	0
2000-0	ARSON	0	1	2
2100-0	EXTORTION	0	0	1
2200-1	BURGLARY - FORCED ENTRY	0	2	31
2200-2	BURGLARY - ENTRY W/OUT FORCE(INTENT	0	1	7
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	0
2300-3	LARCENY - THEFT FROM BUILDING	2	0	25
2300-4	LARCENY - THEFT FROM COIN OPERATED	0	0	0
2300-5	LARCENY - THEFT FROM MOTOR VEHICLE	1	0	46
2300-6	LARCENY - THEFT OF M. VEHICLE PARTS	0	0	3
2300-7	LARCENY - OTHER	1	1	23
2400-1	MOTOR VEHICLE THEFT	1	0	9
2400-2	MOTOR VEHICLE AS STOLEN PROPERTY	0	0	0
2400-3	MOTOR VEHICLE FRAUD	0	0	0
2500-0	FORGERY/COUNTERFEITING	0	0	2
2600-1	FRAUD - FALSE PRETENSE/SWINDLE/CONF	2	0	7
2600-2	FRAUD - CREDIT CARD/ATM	0	0	6
2600-3	FRAUD - IMPERSONATION	1	0	6
2600-4	FRAUD - WELFARE	0	0	0
2600-5	FRAUD - WIRE	0	1	3
2600-6	FRAUD - BAD CHECKS	3	0	2
2700-0	EMBEZZLEMENT	0	0	2
2800-0	STOLEN PROPERTY	0	0	0

## Uniform Crime Report

**Report Criteria:**

Start File Class	End File Class	Print Zeros?			
0100-0	9900-9	Yes			
Class	Description	NOV 2009	NOVE 2010	YR TO DATE	
2900-0	DAMAGE TO PROPERTY	1	3	40	
3000-1	RETAIL FRAUD - MISREPRESENTATION	0	0	1	
3000-2	RETAIL FRAUD - THEFT	0	0	0	
3000-3	RETAIL FRAUD - REFUND/EXCHANGE	0	0	0	
3500-1	VIOLATION OF CONTROLLED SUBSTANCE	0	4	31	
3500-2	NARCOTIC EQUIPMENT VIOLATIONS	0	1	1	
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	1	0	0	
3700-0	OBSCENITY	0	0	0	
3800-1	FAMILY - ABUSE/NEGLECT NONVIOLENT	0	0	1	
3800-2	FAMILY - NONSUPPORT	0	0	0	
3800-3	FAMILY - OTHER	0	0	0	
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	0	14	
4200-0	DRUNKENNESS	0	0	0	
4800-0	OBSTRUCTING POLICE	0	2	9	
4900-0	ESCAPE/FLIGHT	0	0	0	
5000-0	OBSTRUCTING JUSTICE	1	1	25	
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	1	4	
5300-2	PUBLIC PEACE - OTHER	0	0	12	
5400-1	HIT & RUN MOTOR VEHICLE ACCIDENT	0	3	22	
5400-2	OUIL OR OUID	2	1	22	
5400-3	DRIVING LAW VIOLATIONS	6	8	74	
5500-0	HEALTH AND SAFETY	3	6	24	
5600-0	CIVIL RIGHTS	0	0	0	
5700-1	TRESPASS	0	0	2	
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	2	
6300-0	VAGRANCY	0	0	0	
7000-0	JUVENILE RUNAWAY	0	0	1	
7300-0	MISCELLANEOUS CRIMINAL OFFENSE	0	0	2	

## Uniform Crime Report

**Report Criteria:**

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

Class	Description	NOV 2009	NOVE 2010	YR TO DATE
7500-0	SOLICITATION	0	1	1
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	1
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	11	99
9300-2	NON-TRAFFIC PDA	8	4	33
9300-3	TRAFFIC VIOLATIONS/CIVIL INFRACTION	0	0	0
9300-4	TOWED VEHICLE	0	1	12
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	1
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	0	0	0
9800-3	PROPERTY INSPECTION	0	0	0
9800-4	OTHER INSPECTIONS/WEAPONS	4	3	62
9800-5	ALARMS	0	0	0
9800-6	CIVIL	2	0	13
9800-7	SUSPICIOUS SITUATION	3	3	26
9800-8	LOST AND FOUND PROPERTY	2	2	23
9800-9	OVERDOSE	1	0	1
9900-1	SUICIDE	0	0	6
9900-2	DOA - NATURAL	0	2	4
9900-3	MISSING PERSON	0	0	4
9900-7	SAFEKEEPING	0	0	0
9900-8	DEPARTMENTAL ASSIST	1	1	14
9900-9	GENERAL - NON CRIMINAL	2	7	75



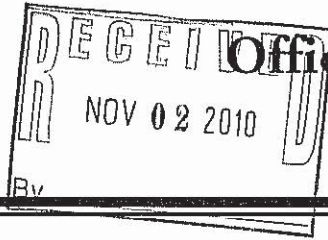
## Uniform Crime Report

**Report Criteria:**

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

Class	Description	NOV 2009	NOVE 2010	YR TO DATE
Totals:		58	80	919



# Office of Genesee County Sheriff

October 26, 2010

**Robert J. Pickell - Sheriff**  
**James Gage - Undersheriff**  
**1002 S. Saginaw, Flint, MI 48502**  
**(810) 257-3406**  
**(810) 257-3077 FAX**

TO: City Manager Paul Bueche  
City of Swartz Creek

FROM: Sheriff Robert J. Pickell

DATE: October 26, 2010

Attached please find the revised Subgrant and Transfer of Equipment Agreement between Genesee County and your municipality. In order to receive any funds, equipment or training of personnel through the Homeland Security Grant Program the municipality MUST authorize and execute the attached agreement.

This new agreement allows for local municipalities to accept ownership for equipment in a more efficient manner from here on forward. Instead of an agreement for each type of equipment transferred to the municipality, this "blanket" agreement will simply allow for the Office of Genesee County Sheriff to sign over the equipment to the municipality by filling out the attached Equipment Transfer Form. It is asked that the municipality list three individuals that will be permitted to sign for and accept equipment as it comes available. The Office of Genesee County Sheriff recommends the following positions to accept and sign for grant equipment:

1. Highest Elected Official
2. Fire Chief
3. Police Chief

Due to equipment currently available for distribution to local municipalities, your quick response and return of this agreement is appreciated. If you have any questions or concerns with regard to this agreement, please contact Jenifier Boyer, Genesee County Emergency Manager at (810) 257-3064.

## SUBGRANT AND TRANSFER OF EQUIPMENT AGREEMENT

This Subgrant and Transfer of Equipment Agreement (this "Agreement") is entered into between the County of Genesee, a Michigan municipal corporation (the "County") and the City of Swartz Creek a Michigan municipal corporation located within Genesee County (the "Local Unit") (the County and the Local Unit together, the "Parties").

WHEREAS, Genesee County is a member of the Region 3 State Emergency Management District, consisting of Alcona, Bay, Arenac, Genesee, Gladwin, Huron, Iosco, Lapeer, Midland, Ogemaw, Oscoda, Saginaw, Sanilac, and Tuscola Counties;

WHEREAS, the Region, through the Region 3 Homeland Security Planning Board, has accepted annually, and will continue to accept, the Homeland Security Grant Program Grant (the "HSGP"), the Law Enforcement Terrorism Prevention Program Grant (the "LETPPG," the HSGP and the LETPPG together, the "Grants") from the Emergency Management Division of the Michigan Department of State Police ( the "EMD"); and

WHEREAS, Bay County is the Fiduciary under the HSGP and the LETPPG, and is responsible for purchasing Grant funded equipment for distribution to the participating members of the Region 3 State Emergency Management District; and

WHEREAS, the County and Bay County have executed the Homeland Security Grant Program Interlocal Funding Agreement, and, under that agreement, the County is responsible for distributing equipment purchased with Grant funds to municipalities within the County, and ensuring that the terms and conditions of the Grants are complied with by the County and the end users of the Grant funded equipment; and

WHEREAS, the County and the Local Unit wish to establish a procedure for transferring Grant funded equipment from the County to the Local Unit, and ensuring that the Local Unit will comply with the terms of the Grants.

NOW THEREFORE, the Parties agree as follows:

1. When the County receives equipment designated to be transferred to the Local Unit ("Equipment"), the County will provide to the Local Unit an Equipment Transfer Form, a sample of which is attached to this Agreement as "Exhibit B." The Local Unit has designated at least two officials, identified on Exhibit A by their titles, who may sign the Equipment Transfer Form to accept the Equipment on behalf of the Local Unit.
2. The Genesee County Emergency Management/Homeland Security Manager (the "Emergency Manager") is authorized to execute the Form on behalf of Genesee County. Upon execution of an Equipment Transfer Form by the Emergency Manager, the County transfers ownership of the Equipment identified on the



Form to the Local Unit, effective as of delivery of the Equipment, and the Local Unit accepts that transfer.

3. The Local Unit acknowledges that all Equipment is provided subject only to the warranties provided by the manufacturer. The County expressly disclaims all warranties related to the Equipment or its use. The County makes no warranty of merchantability or fitness for a particular use.
4. The Local Unit must insure and maintain all Equipment in working condition throughout its useful life. The Equipment will be readily available to the County for inspection in times of an audit and for response to an incident within Genesee County, including, but not limited to, a terrorism event.
5. The Local Unit is responsible for all cost and expense of any environmental studies required by federal, state, or local law prior to installation or use of any Equipment.
6. The Local Unit will pay any applicable user fees related to any Equipment and will not sell or otherwise dispose of any Equipment without the written consent of the County.
7. All liability to third parties arising out of the use of the Equipment by the Local Unit, and any loss or damage as a result of claims, demands, costs or judgments, arising out of the use of the Equipment by the Local Unit, shall be the responsibility of the Local Unit, and not the responsibility of the County, provided that nothing herein shall be construed as a waiver of any governmental immunity that has been provided to the Local Unit, its officials, or its employees by statute or court decisions.
8. The Local Unit will execute a document transferring ownership of any Equipment back to the County upon the occurrence of either of these conditions:
  - a. Discontinuation of use of the Equipment by the Local Unit; or
  - b. Receipt by the Local Unit of notice from the County that it has been determined, by either the United States Department of Homeland Security (DHS), EMD, any successor or affiliated governmental agency of DHS or EMD, the County or any court, that the County should not have transferred ownership of the Equipment to the Local Unit.
9. The Local Unit certifies that it is aware of the following laws, regulations and guidance documents which apply to the Equipment and the transfer of ownership (collectively, the "Standards"), and the Local Unit agrees to use all Equipment provided in accordance with the Standards and to comply with the Standards to the extent they are applicable to the Local Unit:
  - a. Public Law (P.L.) 108-90, the Homeland Security Appropriations Act of 2004

- b. P.L. 107-296, the Homeland Security Act of 2002
  - c. P.L. 107-56, USA Patriot Act of 2001
  - d. Office of Management and Budget (OMB) Circulars A-87, A-102, A-133  
<http://www.whitehouse.gov/omb/circulars/index.html>
  - e. Title 28, Code of Federal Regulations (CFR)  
<http://www.access.gpo.gov/nara/cfr/cfr-table-search.html#page1>
  - f. DOJ OJP Office of the Comptroller, *Financial Guide* [www.ojp.usdoj.gov/oc](http://www.ojp.usdoj.gov/oc)
  - g. DOJ Office for Civil Rights [www.ojp.usdoj.gov/ocr](http://www.ojp.usdoj.gov/ocr)
  - h. DHS Equipment Standards <http://www.dhs.gov/dhspublic/interapp/editorial/0420.xml>
  - i. Michigan Emergency Management Division: [www.michigan.gov/emd](http://www.michigan.gov/emd)
  - j. ISIP Information: [www.shsasresources.com](http://www.shsasresources.com)
10. Certification: The individual or officer signing on behalf of the Local Unit certifies by his/her signature that
- a. He/She is authorized to sign this Agreement on behalf of the Local Unit;
  - b. All terms of the Agreement will be appropriately adhered to; and
11. Records and detailed documentation for the installation, use, and maintenance of the Equipment will be maintained for a period of not less than six years after the execution of the Equipment Transfer Form.
12. This Agreement is effective upon execution by the last Party to do so, and lasts until terminated in writing by either Party upon 30 days' written notice.

[SIGNATURE PAGE FOLLOWS]



LOCAL UNIT

COUNTY OF GENESEE

---

CITY MANAGER PAUL BUECHE  
CITY OF SWARTZ CREEK

---

CHAIRPERSON JAMIE CURTIS  
GENESEE COUNTY  
BOARD OF COMMISSIONERS

---

Date

---

Date

EXHIBIT A

**AUTHORIZED SIGNATORIES FOR LOCAL UNIT**

1) \_\_\_\_\_  
Title

2) \_\_\_\_\_  
Title

3) \_\_\_\_\_  
Title

EXHIBIT B

**EQUIPMENT TRANSFER FORM**

LOCAL UNIT: \_\_\_\_\_

DESCRIPTION OF EQUIPMENT

FOR THE LOCAL UNIT

By executing this Equipment Transfer Form, the designated official below warrants that they have been authorized by the Local Unit to accept the Equipment described above, and agrees on behalf of the Local Unit to abide by the terms of the SUBGRANT AND TRANSFER OF EQUIPMENT AGREEMENT executed between the Local Unit and Genesee County, and the Standards therein described.

Signature: \_\_\_\_\_

Print Name: \_\_\_\_\_

Title: \_\_\_\_\_

Date: \_\_\_\_\_

FOR THE COUNTY

By executing this Equipment Transfer Form, the Emergency Manager hereby transfers ownership of the described Equipment to the Local Unit, subject to the terms and conditions of the SUBGRANT AND TRANSFER OF EQUIPMENT AGREEMENT executed between the Local Unit and Genesee County, and the Standards therein described.

\_\_\_\_\_  
Emergency Manager

\_\_\_\_\_  
Date

**Paul Bueche**

---

**From:** Richard Figura [RFigura@sfplaw.com]  
**Sent:** Friday, December 10, 2010 7:16 AM  
**To:** Paul Bueche  
**Cc:** Jeanne A. Bredin  
**Subject:** Marathon

Paul,

I believe that when the city gets title to the property, it will not have any remediation responsibilities. Since the property is a "facility", however, it will have to allow the MDEQ to enter the property for any examination or other activity.

I'm not even sure you need to do a BEA. That, I believe, is something a future buyer would have to do.

I don't know what Doug Weiland is referring to when he talks about sharing taxes. He would be the best person to advise on that. My initial review of the property tax act and the land bank fast track authority act didn't enlighten me on that point.

I'll try to do a little more today, if I get a chance.

Dick

*Richard J. Figura, Esq.  
Attorney, mediator and arbitrator*

**SIMEN, FIGURA & PARKER, P.L.C.**

Flint office:	Traverse City area office:
5206 Gateway Centre, Ste. 200	11470 S. Leelanau Hwy. Ste. 105
Flint, MI 48507	PO Box 447
Tel.: 810.235.9000	Empire, MI 49630
Fax: 810.235.9010	Tel: 231.326.2072
	Fax: 231.326.2074

[rfigura@sfplaw.com](mailto:rfigura@sfplaw.com)

The information contained in this message and any attachments are intended for the personal and confidential use of the designated recipients. If you are not already a client of Simen, Figura & Parker P. L. C., you may not rely on this message to create such a relationship and you may not rely on any advice in this message. This message and any attachments may be attorney-client communication or attorney work product that is privileged and confidential. If you are not the intended recipient or have received this message in error, do not review, disseminate, distribute or copy this message or any attachments. If you have received this communication in error, please notify us immediately by telephone.

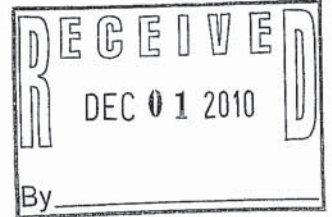
**CIRCULAR 230 DISCLOSURE**

In accordance with U.S. Treasury regulations, if this message from Simen, Figura & Parker, P.L.C. (or any attachments) contains advice concerning one or more Federal tax issues, it is not a formal legal opinion and may not be used by any person for the avoidance of Federal tax penalties.



**GENESEE COUNTY  
OFFICE OF THE TREASURER**

1101 Beach Street, Suite 144  
Flint, Michigan 48502-1475  
Telephone (810) 257-3059  
Fax (810) 257-3885



**DATE:** November 30, 2010

**TO:** Local Unit Treasurer / Local Unit Clerk

**FROM:** Deborah L. Cherry  
Genesee County Treasurer

**SUBJECT:** Tax Reverted Property Disposition

MCL 211.78 m(6) provides that a list of properties in your unit not previously sold by the foreclosing governmental unit (Genesee County) at the mandatory yearly auctions shall be provided to the clerk of the city, village or township in which the property is located. This list is attached. The law also allows that your unit (city, village or township) may object in writing to the transfer of one or more of the properties set forth on this list. On or before December 30, all property on this list shall be transferred (revert back) to your unit (city, village or township) unless written objection is made by your unit (city, village or township).

If your unit wishes to obtain these properties do nothing, since the reversion is automatic. If you wish to object to this property transfer please obtain board authority in the form of 1) a specific resolution rejecting the listed property, or 2) a resolution directing an individual to write the objection with the same authority as the board. The written objection should be received by the Genesee County Treasurer's Office by December 17, 2010. Please send to the attention of Carla Vandefifer. Your cooperation in this matter is appreciated.

Please feel free to contact Carla at [cvandefifer@co.genesee.mi.us](mailto:cvandefifer@co.genesee.mi.us).

Thank You

2010 FORECLOSURES  
UNSOLD PARCELS

PARCEL	ADDRESS	CITY	STATE	ZIP
58-36-576-001	7026 MILLER RD	SWARTZ CREEK	MI	48473-1527



*Paul Bueche*

*City Manager*

[pbueche@cityofswartzcreek.org](mailto:pbueche@cityofswartzcreek.org)

**5-July-2010**

**Mr. DOUGLAS WEILAND,**  
Executive Director Genesee County Land Bank  
452 South Saginaw Street  
Flint, Michigan 48502-1832

Re: Parcel No: 58-36-576-001, Abandoned Marathon Fuel Station  
7026 Miller at Elms Intersection

Dear **Mr. WEILAND,**

In regards to the caption and per our conversation, I wish to thank you for your time and personal attention towards a resolve to this property. As a bit of history, this parcel is an abandoned Marathon fueling station. It has been boarded up and in extreme disrepair for ten years. The property is a registered "facility" as defined by Michigan D.N.R.E. with underground storage tanks. The property sits on the northwest corner of the Miller & Elms Intersection with nearby access to I-69. The neighborhood is approximately half developed with relatively new retail establishments, being fast food restaurants, a Kroger Plaza and Financial Plus Credit Union. All of the retail in this area was required by the City to construct with high grade materials and carefully planned ingress-egress traffic management. This abandoned parcel has presented a significant negative impact on the area neighborhood, both developed and as of yet, un-developed.

We regularly receive queries on the property by developers and adjacent business owners looking to build or to acquire the parcel for blight remediation. Excessive negative equity commercial bank notes against the property have driven investor's away. The delinquent tax reverted status presents an opportunity for the City to seek a solution to the blight.

We have explored our options and kindly ask for the assistance of the Land Bank. Our single interest is in timely blight remediation. I fear that the property may be purchased by prospectors at a public sale for tax value, only to continue indefinitely in its current condition. To this end, we propose a partnership of sorts wherein the property continues in the Land Bank's acquisition process and to the extent permitted by law, restricted from the public sale of it without an agreement for the remediation and demolition of the structure. The City has several avenues that we could pursue during the acquisition process that would work to address our concerns and get the property viable and back on the tax role as soon as possible.

Please feel free to call at your convenience. In advance, your time and attention is greatly appreciated.

Sincerely,

**Paul Bueche**  
*City Manager*



City of  
Swartz  
Creek

*Paul Bueche*

*City Manager*

[pbueche@cityofswartzcreek.org](mailto:pbueche@cityofswartzcreek.org)

**5-July-2010**

**Mr. JON CARE**

Assistant Treasurer – Land Reutilization  
Genesee County Treasurer Office  
1101 Beach Street, Room 144  
Flint, Michigan 48502

Re: Tax Foreclosure, Parcel No: 58-36-576-001, Abandoned Marathon Fuel Station  
7026 Miller at Elms Intersection

Dear **Mr. CARE**,

In regards to the captioned property offered to the City on tax foreclosure, at this time we have no interest in its purchase for tax value. We do have a significant interest in its outcome though and pursuant to this, I have spoken with Mr. Weiland at the Land Bank on our concerns and proposed options. I have attached a copy of a correspondence I sent to him that details the City's interests and concerns.

Please feel free to call at your convenience. In advance, your time and attention is greatly appreciated.

Sincerely,

**Paul Bueche**  
*City Manager*

---

8083 Civic Drive

Swartz Creek Michigan 48473

Phone: (810)-635-4464

Fax: (810)-635-2887

[www.cityofswartzcreek.org](http://www.cityofswartzcreek.org)

[ftp://cityofswartzcreek.org](http://ftp://cityofswartzcreek.org)





31/05/2006

## Paul Bueche

---

**From:** Paul Bueche  
**Sent:** Tuesday, July 06, 2010 5:16 PM  
**To:** 'Weiland, Douglas K.'  
**Subject:** RE: Swartz Creek Marathon Tax Foreclosure

You are wonderful. Thanx for all your help.....

Paul

-----Original Message-----

**From:** Weiland, Douglas K. [mailto:dweiland@co.genesee.mi.us]  
**Sent:** Tuesday, July 06, 2010 5:00 PM  
**To:** Paul Bueche  
**Cc:** Care, Jon  
**Subject:** RE: Swartz Creek Marathon Tax Foreclosure

Hi, Paul,

Jon Care and I were just discussing this. We will plan to put the parcel in the bundle to protect it from speculators and we will be happy to work with you in the future to see that the property is handled in a way that benefits everyone.

Doug

Douglas K. Weiland  
Executive Director  
Genesee County Land Bank  
452 S. Saginaw Street, 2nd Floor  
Flint, MI 48502  
Telephone 810-257-3088 ext. 521  
Cell phone 810-287-5591  
FAX 810-257-3090  
dweiland@co.genesee.mi.us  
www.thelandbank.org

-----Original Message-----

**From:** Paul Bueche [mailto:PBueche@cityofswartzcreek.org]  
**Sent:** Tuesday, July 06, 2010 4:07 PM  
**To:** Weiland, Douglas K.  
**Subject:** Swartz Creek Marathon Tax Foreclosure  
**Importance:** High

<<2010-Jul-5, Ltr Mr. Weiland, County Land Bank, ID#58-36-576-001 Marathon.pdf>> Doug,  
Re: Tax ID# 58-36-576-001, Abandon Marathon, Miller & Elms

Thanx for your time last week. Attached, as an Adobe (pdf) file are two letters, one to you and a copy of one to Jon Care.

Thanx again./....

Paul Bueche  
City Manager  
City of Swartz Creek  
810-635-4464

### **Sale of Property Foreclosed for Unpaid Taxes**

*Following is a summary of the steps under MCL 211.78m involved in the foreclosure on the Marathon property and the various sales that have to be held and the “opportunities” for the city to acquire that property. While the property may not survive the sales and may get purchased by someone else along the way, the cheapest way for the city to acquire the property is to have it transferred to it free of charge under step #7, below.*

*(All references to “foreclosing governmental unit” or “county” mean the Genesee County Treasurer)*

1. February, 2010. Judgment is entered vesting absolute title to tax delinquent property in the foreclosing governmental unit (county treasurer).
2. Up to second Tuesday in July, the state is granted the right of first refusal to purchase the property at the greater of the minimum bid or its fair market value.
3. If the state elects not to purchase the property under its right of first refusal, the city may purchase for a public purpose any property located within the city by payment of the minimum bid. If the city does not purchase that property, the county may purchase it for the minimum bid.

If the property purchased by the city is subsequently sold for an amount in excess of the minimum bid and all costs incurred relating to demolition, renovation, improvements, or infrastructure development, the excess amount shall be returned to the delinquent tax property sales proceeds account.

4. If property is not purchased at step #3, above, county holds at least 2 sales between 3<sup>rd</sup> Tuesday in July and 1<sup>st</sup> Tuesday in November, at which the property is sold by auction sale. The property shall be sold to the person bidding the highest amount above the minimum bid, except that at the final sale before the 1<sup>st</sup> Tuesday in November, the minimum bid shall not be required.
5. After the conclusion of either of the 2 sales between July and November, the city may purchase the property still unsold by paying the minimum bid to the county. If the city does not purchase the property, the county may do so by payment of the minimum bid.
6. On or before December 1 a list of all property still unsold is transferred to the clerk of the city, village, or township in which the property is located. The city, village, or township may object in writing to the transfer of 1 or more parcels of property set forth on that list.
7. On or before December 30 all property not previously sold by the county under this section shall be transferred to the city, village, or township in which the property is



located, except those parcels of property to which the city, village, or township has objected.

8. If the property is transferred to the city under step #6, above, all taxes due on the property as of the December 31 following the transfer or retention of the property are canceled effective on that December 31.

9. If the property is transferred to the city under step #6, above, all liens (except liens recorded by the department of environmental quality under this act or the land bank fast track act, 2003 PA 258, MCL 124.751 to 124.774) for costs of demolition, safety repairs, debris removal, or sewer or water charges due on the property as of the December 31 following the transfer or retention of the property are canceled effective on that December 31.

NOTE: If the property is a facility as defined under section 20101(1)(o) of the natural resources and environmental protection act, 1994 PA 451, MCL 324.20101, prior to the sale or transfer of the property to the city, the property is subject to all of the following:

(a) Upon reasonable written notice from the department of environmental quality, the foreclosing governmental unit shall provide access to the department of environmental quality, its employees, contractors, and any other person expressly authorized by the department of environmental quality to conduct response activities at the foreclosed property. Reasonable written notice under this subdivision may include, but is not limited to, notice by electronic mail or facsimile, if the foreclosing governmental unit consents to notice by electronic mail or facsimile prior to the provision of notice by the department of environmental quality.

(b) If requested by the department of environmental quality to protect public health, safety, and welfare or the environment, the foreclosing governmental unit shall grant an easement for access to conduct response activities on the foreclosed property as authorized under chapter 7 of the natural resources and environmental protection act, 1994 PA 451, MCL 324.20101 to 324.20519.

(c) If requested by the department of environmental quality to protect public health, safety, and welfare or the environment, the foreclosing governmental unit shall place and record deed restrictions on the foreclosed property as authorized under chapter 7 of the natural resources and environmental protection act, 1994 PA 451, MCL 324.20101 to 324.20519.

(d) The department of environmental quality may place an environmental lien on the foreclosed property as authorized under section 20138 of the natural resources and environmental protection act, 1994 PA 451, MCL 324.20138.

OR, if the property is a facility as defined under section 20101(1)(o) of the natural resources and environmental protection act, 1994 PA 451, MCL 324.20101, prior to the sale or transfer of the property under this section, the department of environmental quality shall request and the foreclosing governmental unit shall transfer the property to

*Drafted by Mr. Figura, June 21, 2010*

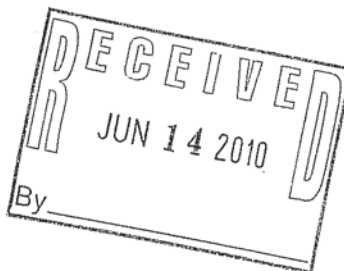
the state land bank fast track authority created under section 15 of the land bank fast track act, 2003 PA 258, MCL 124.765, if all of the following apply:


- (a) The department of environmental quality determines that conditions at a foreclosed property are an acute threat to the public health, safety, and welfare, to the environment, or to other property.
- (b) The department of environmental quality proposes to undertake or is undertaking state-funded response activities at the property.
- (c) The department of environmental quality determines that the sale, retention, or transfer of the property other than under this subsection would interfere with response activities by the department of environmental quality.



**GENESEE COUNTY  
OFFICE OF THE TREASURER**

1101 Beach Street, Suite 144  
Flint, Michigan 48502-1475  
Telephone (810) 257-3059  
Fax (810) 257-3885



**DATE:** June 10, 2010  
**TO:** Local Unit Clerks  
**FROM:** Jon Care, Assistant Treasurer   
**SUBJECT:** Tax Reverted Property

MCL211.78m directs that all parcels foreclosed by a County Treasurer's Office (foreclosing governmental unit) are available to be purchased by the State of Michigan, City, Village, Township or County in which they are located. The acquisition must be made prior to the foreclosed parcels being taken to public auction.

Sec 78m (1) is excerpted below:

Sec. 78m.

- (1) Not later than the first Tuesday in July, immediately succeeding the entry of judgment under section 78k vesting absolute title to tax delinquent property in the foreclosing governmental unit, this state is granted the right of first refusal to purchase property at the greater of the minimum bid or its fair market value by paying that amount to the foreclosing governmental unit if the foreclosing governmental unit is not this state. If this state elects not to purchase the property under its right of first refusal, a city, village, or township may purchase for a public purpose any property located within that city, village, or township set forth in the judgment and subject to sale under this section by **payment to the foreclosing governmental unit of the minimum bid**. If a city, village, or township does not purchase that property, the county in which that property is located may purchase that property under this section by payment to the foreclosing governmental unit of the minimum bid. If property is purchased by a city, village, township, or county under this subsection, the foreclosing governmental unit shall convey the property to the purchasing city, village, township, or county within 30 days.

Please find attached a list of foreclosed properties in your governmental unit that are available for purchase for the minimum bid. Note that a few foreclosures might be reversed, as allowed by law. Please check with me as to the current status of any individual parcel on your list.

If you are interested in acquiring any of the parcels in your unit, please send a written request for purchase to the Genesee County Treasurer's Office by July 9, 2010 to my attention. Attached is a model written request template entitled:

NOTICE TO JILL MCKENZIE, GENESEE COUNTY CHIEF DEPUTY  
TREASURER DURING A VACANCY IN THE OFFICE OF TREASURER,  
ELECTION TO PURCHASE FORECLOSED PROPERTY

My contact information:

Jon Care  
Assistant Treasurer-Land Reutilization  
1101 Beach St  
Room 144  
Flint, MI 48502

810.762.7778  
[jcare@co.genesee.mi.us](mailto:jcare@co.genesee.mi.us)

cc: Unit Treasurer

G:\SALLY\taxrevertedpropmemo\_2010.doc

2010 FORECLOSURE OF 2007 AND PRIOR YEAR TAXES  
INTEREST COMPUTED AS OF FORECLOSURE DATE  
SWARTZ CREEK CITY

PARCEL	MINIMUM BID	TAX YEARS DELINQUENT
58-36-576-001	24,290.42	2009 2008 2007



NOTICE TO JILL MCKENZIE, GENESEE COUNTY CHIEF DEPUTY  
TREASURER DURING A VACANCY IN THE OFFICE OF TREASURER,  
OF ELECTION TO PURCHASE FORECLOSED PROPERTY

The \_\_\_\_\_ (city, village, township) of \_\_\_\_\_ hereby notifies Jill McKenzie, Genesee County Chief Deputy Treasurer During a Vacancy in the Office of the Genesee County Treasurer and Genesee County Foreclosing Governmental Unit, that it intends to purchase property described as parcel \_\_\_\_\_, also known as \_\_\_\_\_ (address), which property is located in \_\_\_\_\_, (city, village or township), Michigan, for a public purpose. The purchase price is \_\_\_\_\_, which amount is the minimum bid as that term is defined in MCL 211.78m(11).

The public purpose for which the property is being purchased is:

The \_\_\_\_\_ (city, village, township) of \_\_\_\_\_ agrees that this Notice will be filed with the Genesee County Register of Deeds and that the \_\_\_\_\_ (city, village, township) of \_\_\_\_\_ will notify the Foreclosing Governmental Unit at least seven days before the event if it ever sells or transfers to a third party all or any part of the above described property. Further, the \_\_\_\_\_ (city, village, township) of \_\_\_\_\_ understands and agrees that if it should ever sell the purchased property above described for an amount in excess of the minimum bid and all costs incurred relating to demolition, renovation, improvements, or infrastructure development, the excess amount shall be returned to the Genesee County Treasurer for deposit into the delinquent tax property sales proceeds account for the year in which the property was purchased by the \_\_\_\_\_ (city, village, township) of \_\_\_\_\_.

The \_\_\_\_\_ (city, village, township) of \_\_\_\_\_ agrees to pay a fee in the amount of \$\_\_\_\_\_ to cover the cost of recording the deed transferring the above described property.

Upon the request of the Foreclosing Governmental Unit the \_\_\_\_\_ (city, village, township) of \_\_\_\_\_ shall provide without cost to the Foreclosing Governmental Unit information requested regarding any subsequent sale or transfer of the above described property. The information shall be provided within seven days of receipt of the request.

This election by the \_\_\_\_\_ (city, village, township) of \_\_\_\_\_ is made subject to any prior right of election vested in the State of Michigan.

The \_\_\_\_\_ (city, village, township) of \_\_\_\_\_ understands that neither Genesee County nor Jill McKenzie, Genesee County Chief Deputy Treasurer During a Vacancy in the Office of the Genesee County Treasurer, either individually and/or as Genesee County Treasurer and/or as the Foreclosing Governmental Unit, makes any warranty of any kind as to the title transferred to

the \_\_\_\_\_ (city, village, township) of \_\_\_\_\_ and will not indemnify, defend, save nor hold harmless the \_\_\_\_\_ (city, village, township) of \_\_\_\_\_ from any or all claims, liabilities, damages, losses, suits, fines, penalties, demands or expenses, including costs of suit and attorney fees, incurred by the \_\_\_\_\_ (city, village, township) of \_\_\_\_\_ because of or related to its election to purchase the property above described.

The \_\_\_\_\_ (city, village, township) of \_\_\_\_\_ agrees to indemnify, defend, save and hold harmless Genesee County and Jill McKenzie, Genesee County Chief Deputy Treasurer During a Vacancy in the Office of the Genesee County Treasurer, individually and/or as Genesee County Treasurer and/or as Foreclosing Governmental Unit, from any and all claims, liabilities, damages, losses, suits, fines, penalties, demands and expenses, including costs of suit and attorney fees, which Genesee County and/or Jill McKenzie, individually and/or as Genesee County Chief Deputy Treasurer During a Vacancy in the Office of the Genesee County Treasurer and/or as Foreclosing Governmental Unit incurred because of or related to the election of the \_\_\_\_\_ (city, village, township) of \_\_\_\_\_ to purchase the property above described.

Attached to this notice is a copy of the resolution authorizing the purchase which resolution incorporates the indemnification of Genesee County and Jill McKenzie.

Date: \_\_\_\_\_

\_\_\_\_\_  
Mayor or Supervisor

Date: \_\_\_\_\_

\_\_\_\_\_  
Clerk



*Adam Zettel*

*Assistant City Manager/Zoning Administrator*  
[azettel@cityofswartzcreek.org](mailto:azettel@cityofswartzcreek.org)

---

Date: June 24, 2010

**Douglas Weiland**  
**Executive Director**  
**Genesee County Land Bank**  
**452 S. Saginaw Street, 2nd Floor**  
**Flint, Michigan 48502**

**Subject: Marathon Tax Foreclosure: Swartz Creek**

Dear Mr. Weiland,

The City of Swartz Creek, in accordance with state statute, is hereby notifying the Genesee County Land Bank and Treasurer that the City of Swartz Creek is not interested in acquiring 7026 Miller Road through the tax foreclosure process at this time.

However, the City requests that the Land Bank bundle this property with its future acquisitions and hold it in stewardship with the City of Swartz Creek as a partner for public and economic development purposes. To this end the City desires to enter into an agreement with the Land Bank whereby the City shall maintain and improve the property at its expense so that it shall be usable for public and private endeavors.

The City also desires to be able to work with additional third parties that are able and willing to improve the property at their expense. To this end, the City requests that the Land Bank work with the City to identify and work with such partners and to sell the property, if appropriate, at a cost that will allow the City to recover expenses previously invested into the property for planning services, on-going maintenance, environmental mitigation and testing, and general site improvement.

If you have any questions or comments, please do not hesitate to contact me at the City Offices.

Sincerely,

Adam H. Zettel, AICP  
Assistant City Manager  
City of Swartz Creek

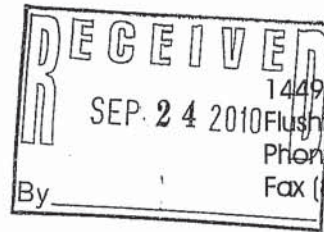
---

8083 Civic Drive  
Swartz Creek Michigan 48473  
Phone: (810)-635-4464 Fax: (810)-635-2887

[www.cityofswartzcreek.org](http://www.cityofswartzcreek.org)

<ftp://cityofswartzcreek.org>





**CERTIFIED MAIL - RETURN RECEIPT REQUESTED**

September 23, 2010

City of Swartz Creek  
8083 Civic Drive  
Swartz Creek, Michigan 48473

Re: Notice of Groundwater Contamination  
Former Marathon Unit #1937  
7026 Miller Road  
Swartz Creek, MI 48473-1527  
**ISE Project No. 95030**

Dear Sir or Madam:

As the Qualified Consultant representing Marathon Petroleum Company, LLC (MPC) at the above referenced site, Inland Seas Engineering, Inc. (ISE) would like to inform the City of Swartz Creek of groundwater contamination in excess of Drinking Water Standards from a former gasoline station. Part 213 (Leaking Underground Storage Tanks) of the Natural Resources and Environmental Protection Act, (Act 451), requires that the local unit of government and the health department be notified of the groundwater contamination on the attached form Notice to Local Unit of Government and that proof of providing the notice be submitted to the Michigan Department of Natural Resources and Environment (MDNRE) with the Closure Report.

The area of contamination is basically an oval 110-feet long by 50-feet wide at the northwest corner of the intersection of Miller and Elms Roads in Swartz Creek, Michigan and is shown graphically on the attached figure.

If you have any questions, please call me at 810-487-0555 or email [psc@inlandseaseng.com](mailto:psc@inlandseaseng.com).

Sincerely,  
**INLAND SEAS ENGINEERING, INC.**

Pam Chapman  
Project Engineer



## NOTICE TO LOCAL UNIT(S) OF GOVERNMENT OF LAND USE RESTRICTIONS

*This information and form is required under Sections 21310a(5) and 21316 of Part 213, Leaking Underground Storage Tanks (LUST), of the Natural Resources and Environmental Protection Act, 1994 PA 451, as amended. Failure to comply with the provisions of this Act may result in civil fines not to exceed \$10,000 for each day the violation continues or failure to comply continues.*

**Instructions:** (1) Use this form to provide notice of land use restrictions that are part of the corrective action plan to the Local Unit(s) of Government (LUG). (2) If corrective action is based on the use of institutional controls regarding off-site migration of regulated substances, submit a draft copy of this notification with the corrective action plan and wait for Remediation & Redevelopment Division (RRD) approval before providing notice to the LUG. If the institutional controls are for on-site contamination, the owner/operator may proceed with providing notice to the LUG. (3) Send the notice to the city, village or township clerk. Provide a copy to the County/District Health Department if groundwater exceeds Tier 1 residential criteria. (4) Submit a copy of the notice and proof of providing the notice with the Closure Report (EQP 3843) to the appropriate RRD District Office in form EQP4410. This notice does not constitute a warranty or representation of any kind by the State of Michigan that the corrective actions performed in accordance with this notice will result in the achievement of the remedial criteria established by Law, or that the property is suitable for any particular use.

City of Swartz Creek  
 Name of Local Unit of Government

Genesee County Environmental Health Department  
 Name of Local Unit of Government

**Notice to the Local Unit of Government Receiving this Form:**

A corrective action plan for the site named below has been developed as a result of a release from an underground storage tank. This form and the attachments are to provide the local unit(s) of government notice of the land use restrictions that are part of the corrective action plan. A copy of the institutional control mechanism(s) in the form of a Corrective Action Notice to Register of Deeds, and/or Restrictive Covenant, and/or alternate mechanism is/are attached. The attached institutional control mechanism(s) describe the land use restrictions and the land where the restrictions apply.

Owner or Operator: Marathon Petroleum Company, LLC

Site Name: Former Marathon Unit #1937

Site Address: 7026 Miller Road City: Swartz Creek State: Michigan Zip: 48473

Contact Person: Steve Mikula Phone Number: 419-421-2659

Mailing Address: 539 South Main Street City: Findlay State: Ohio Zip: 45840

Qualified Underground Storage Tank Consultant: Inland Seas Engineering, Inc.

Address: 1449 E. Pierson Road, Suite A City: Flushing State: Michigan Zip: 48433

Contact Person: Pam Chapman Phone Number: 810-487-0555

I hereby attest to the accuracy of the statements in this document and all attachments. I further certify that the language on this form has not been modified.

John F. Cowdrey  
 Owner or Operator's Signature

STW 8-13-10

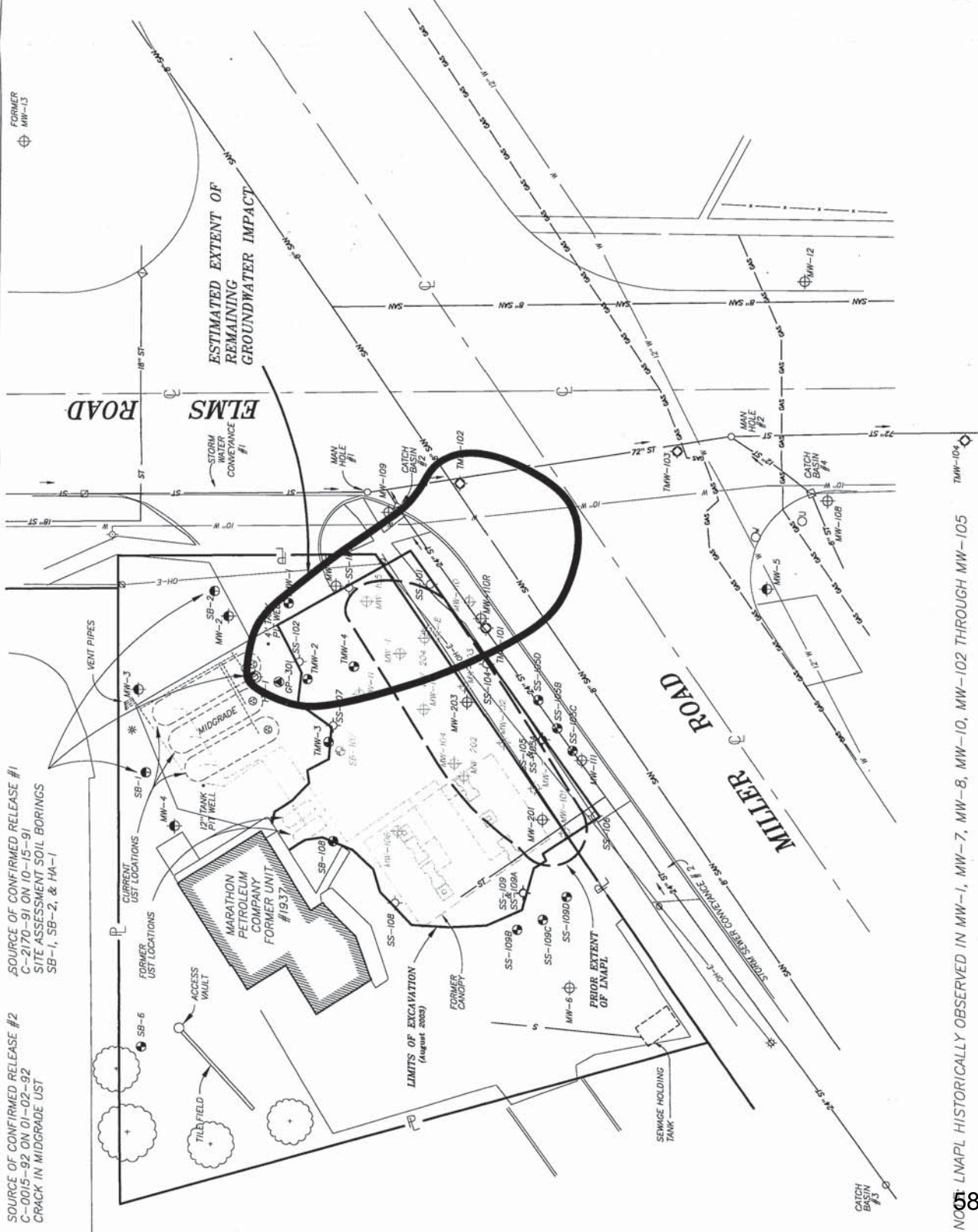
9/13/10  
 Date





SOURCE OF CONFIRMED RELEASE #2  
 C-0015-92 ON 01-02-92  
 CRACK IN MIDGRADE UST

SOURCE OF CONFIRMED RELEASE #1  
 C-2170-91 ON 10-15-91  
 SITE ASSESSMENT SOIL BORINGS  
 SB-1, SB-2, & HA-1



**LEGEND**

- MW-13 MONITORING WELL
- MW-5A MONITORING WELL (BY OTHERS)
- TMW-1 TEMPORARY MONITORING WELL
- SB-107 SOIL BORING
- SB-1 SOIL BORING BY OTHERS
- GP-301 GEOPROBE
- HA-11 HAND AUGER BY OTHERS
- SS-101 EXCAVATION SIDEWALL SOIL SAMPLE
- W MUNICIPAL WATERMAIN (APPROX.)
- SN SANITARY SEWER (APPROX.)
- ST STORM SEWER (APPROX.)
- GAS GAS LINE (APPROX.)
- OH-E OVERHEAD ELECTRIC (APPROX.)
- CB CATCH BASIN (STORM SEWER)
- CB CATCH BASIN (STORM SEWER)
- HYDRANT HYDRANT
- PL PROPERTY LINE (APPROX.)

**NOTES**  
 ADAPTED FROM: MARATHON PLOT PLAN #6202-1,  
 I.W.M. INC. PLAN, DATED 4/1/95

**INLAND SEAS ENGINEERING**  
 INLAND SEAS ENGINEERING, INC.  
 Troy, MI  
 201-953-4041  
 810-487-0555

**ESTIMATED EXTENT OF REMAINING GROUNDWATER IMPACT MAP**

MARATHON PETROLEUM COMPANY, LLC  
 FORMER UNIT #1937  
 7008 MILLER RD. AT ELMS RD.  
 TROY, MI 48063

SCALE: 1"=30'  
 DATE: 4-12-07  
 PROJECT #: 95030  
 DRAWING #: FIG 3



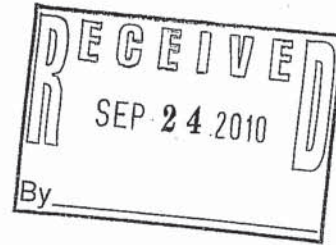
3 WORKING DAYS BEFORE YOU DIG  
 CALL MISS DIG  
 1-800-485-5779

NO LNAPL HISTORICALLY OBSERVED IN MW-1, MW-7, MW-8, MW-10, MW-102 THROUGH MW-105





# TRANSMITTAL LETTER



**To:** City of Swartz Creek  
8083 Civic Drive  
Swartz Creek, Michigan 48473

**Date:** September 23, 2010

**Project:** Marathon Petroleum Company LLC  
Former Unit #1937  
7026 Miller Road  
Swartz Creek, MI

**ISE Project No:** 95-030E

**We Transmit:**

- Herewith
- Under separate cover

**For Your:**

- Approval
- Review, signature, & submittal
- Use

**The Following:**

Copies	Description	Date
1	Notice to Impacted Parties of Corrective Action	September 3, 2010

**Remarks:**

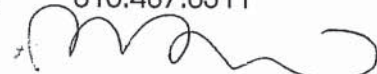
Attached is a Notice to Impacted Parties of Corrective Action form. This form notifies you that groundwater at the described property is contaminated at levels above Michigan Department of Natural Resources and Environment (MDNRE) criteria. Please review the attached form and contact me if you have any questions.

Thank you,

**Copies To:**

**INLAND SEAS ENGINEERING, INC.**

1449 E. Pierson Road, Suite A  
Flushing, MI 48433  
Phone: 810.487.0555  
Fax: 810.487.0311

By:  59  
Pam Chapman



### NOTICE TO IMPACTED PARTIES OF CORRECTIVE ACTION

*This information is required under Sections 21309a(3) of Part 213, Leaking Underground Storage Tanks (LUST), of the Natural Resources and Environmental Protection Act, 1994 PA 451, as amended. Failure to comply with the provisions of this Act may result in civil fines not to exceed \$10,000 for each day the violation continues or failure to comply continues.*

**Instructions:** (1) Use this form to notice owners of property whose soil or groundwater exceed Tier 1 unrestricted residential Risk-Based Screening Levels when the corrective action plan indicates that this level of contamination exists on property owned or operated by another person. Owners of property include, but are not limited to, easement holders, tenants, utilities, and highway authorities. (2) Send the notice to the impacted parties described above before submitting the corrective action plan to the Remediation & Redevelopment Division (RRD). Record that notification was made on the appropriate report cover sheets (Final Assessment Report, EQP 3842 and Closure Report, EQP 3843). (3) The RRD may request a copy and/or proof of providing this notice as part of an audit. This notice does not constitute a warranty or representation of any kind by the State of Michigan that the corrective actions performed in accordance with this notice will result in the achievement of the remedial criteria established by Law, or that the property is suitable for any particular use.

Owner or Operator: Marathon Petroleum Company LLC  
 Site Name: Former Marathon Unit #1937  
 Site Address: 7026 Miller Road City: Swartz Creek State: Michigan Zip: 48473  
 Contact Person: Mr. Steve Mikula Phone Number: 419-421-2659  
 Mailing Address: 539 South Main Street City: Findlay State: Ohio Zip: 45840

Qualified Underground Storage Tank Consultant: Inland Seas Engineering, Inc.  
 Address: 1449 E. Pierson Road, Suite A City: Flushing State: Michigan Zip: 48433  
 Contact Person: Pam Chapman Phone Number: 810-487-0555

A corrective action plan for the above site has been developed as a result of a release from an underground storage tank. The corrective action plan indicates:  
 The groundwater at the property listed below is contaminated.  
 The soils at the property listed below are contaminated.

Property(ies) directly impacted by the release include(s):  
 Address: Right of ways along Miller & Elms Roads at the northwest corner of Miller & Elms Roads adjacent to the former Marathon Unit #1937 station  
 City: Swartz Creek State: Michigan Zip: 48473  
 Property Name: Right of ways along Miller & Elms Roads  
 or  See attached list.

I hereby attest to the accuracy of the statements in this document and all attachments. I further certify that the language on this form has not been modified.

John F. Cavallaro 9/3/10  
 Owner or Operator's Signature STM 8-13-10 Date

To obtain a copy of the corrective action plan, contact the owner/operator listed above or the Remediation & Redevelopment Division District Office located at MDNRE, Lansing District Office, 525 W. Allegan (Constitution Hall, 4th Floor, North), P.O. Box 30242, Lansing, MI 48909-7742





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

19-November-2010

**Clayton Charter Township Board**  
C/O Supervisor **BRIAN SEPANAK**  
Clerk **DENNIS MILEM**  
2011 South Morrish Road  
Swartz Creek, Michigan 48473

Dear Honorable Board Members,

As I am certain you are aware, the funding of basic services, in particular public safety, has become a serious challenge. In all likelihood, it will be many years before government revenues stabilize or get back to the peaks we reached in the middle part of the past decade. In addition, state finance predictions are bleak with no resolve in sight. The message that continues to get louder from state officials and expert analysts' is that government, in its current form, is no longer sustainable and must change. The suggested direction begins with the combination of services as a mechanism to control expenses.

The City and the Township have great experience in this area. We have operated an extremely successful joint fire services program for nearly half a century. Pooling these resources has allowed us to provide a far greater level of service in terms of coverage, training, professionalism and equipment, than if we provided the services independently. Having said this, I would like to make a formal offer that the Township and City explore the combination of the two police departments and stabilization options for long term funding of all essential services, specifically fire and police. I propose a small committee of three people from each government to begin the process of exploring the options. Although the committee will ultimately arrive at a recommendation, I suspect we may need some consulting services to assist. I kindly ask that the Clayton Township Board weigh in on this matter at your earliest convenience and provide a desired direction so as I can do likewise with my Council.

In advance, I appreciate your time and attention and eagerly look to your decision.

Sincerely,

**PAUL BUECHE**

City Manager  
(810)-635-4464



**Paul Bueche**

---

**Subject:** FW: Public Hearing for Genesee County

**Cc:** Taylor, Sheila; Nordberg, Jason; Bradshaw, Derek

**Subject:** Public Hearing for Genesee County

**ATTENTION!**

A Public Hearing will be held Wednesday, December 15, 2010 at 7:00 p.m. in the Willard P. Harris Auditorium, Third Floor, Genesee County Administration Building, 1101 Beach Street, Flint, Michigan, 48502, as part of the Genesee County Metropolitan Alliance meeting. This public hearing is an opportunity for you to review and comment on the following items: A proposed amendments to the FY 2011-2014 Transportation Improvement Program (TIP) and corresponding Air Quality Conformity Findings. The TIP lists federally funded transportation projects eligible for funding under Title 23 as amended, or Federal Transit Act funds. This hearing complies with the intent of the Safe, Accountable, Flexible, Efficient Transportation Equity Act: A Legacy for Users (SAFETEA-LU).

This process is also being used to meet the public input requirements of the transit Program of Projects. The proposed amendment and corresponding Air Quality Conformity Findings are available for public review and comment at the address below, and on our website at [www.gcmprc.org](http://www.gcmprc.org). Call for office hours. Comments may be made in person or by mail, phone, fax or e-mail. The Genesee County Metropolitan Planning Commission will furnish reasonable auxiliary aids and services to individuals with disabilities upon request. Individuals with disabilities requiring auxiliary aids for services or persons with limited English proficiency should contact the Planning Commission by writing or calling the following:

Derek Bradshaw  
Genesee County Metropolitan Planning Commission  
1101 Beach Street, Room 223, Flint, MI 48502  
(810) 257-3010  
Michigan Relay Center: Dial 711 or 1-800-649-3777  
e-mail: [gcmprc@co.genesee.mi.us](mailto:gcmprc@co.genesee.mi.us)  
"An Equal Opportunity Organization"



NOTICE OF PUBLIC HEARING & WORKSHOP  
CITY OF SWARTZ CREEK  
SWARTZ CREEK, MICHIGAN  
PLANNING COMMISSION

Notice is hereby given that a public hearing and workshop will be held at the regularly scheduled Swartz Creek Planning Commission meeting, on Tuesday, January 4, 2011, said meeting to begin at or shortly after 7:00 p.m., in the City Council Chambers, City Hall, 8083 Civic Drive, Swartz Creek, Michigan, for the purpose of hearing all persons interested in proposed amendments to Zoning Appendix A text of the City of Swartz Creek Code of Ordinances. The city is considering an amendment to permit medical marijuana dispensaries and growing facilities within the I-2 (heavy industrial) district under specific conditions. Written comments may be submitted prior to or at the public hearing.

Juanita Aguilar, City Clerk  
City of Swartz Creek

“An Equal Opportunity Employer”

\*\*\*\*\*

PUBLISH: Sunday, December 19, 2010  
PROOF REQUIRED  
THE SWARTZ CREEK NEWS

Please bill the: City of Swartz Creek  
8083 Civic Dr.  
Swartz Creek, MI 48473-1498



# The Watershed Reporter

## Nurturing Our Vision

*From Executive Director Rebecca Fedewa*



There's a saying, "What once was old is new again." And if you visited our website recently, you will see a big change! As we launch this next generation of **FlintRiver.org**, it seems to me that, in many ways, the adage is a fitting description of the Flint River Watershed Coalition.

FRWC was created in 1997 with the idea of local people coming together to provide a "voice" for the watershed, of supporting and defending this wonderful, vital resource in Genesee and Lapeer counties. Over the years, that vision has become a reality. The watershed's health has improved dramatically, thanks to FRWC members who monitor and test the waterways; remove trash and minimize

pollution; and work with businesses, community leaders and homeowners to ensure safe, responsible development in the watershed.

Our members' diligence and support have also helped spark remarkable growth in recreational and educational activities throughout the watershed. Perhaps more than ever before, families are paddling, fishing, biking and learning along the waterway's many pools and streams. And FRWC has increasingly become recognized throughout the region as an authentic, reliable and committed convener, advocate and resource on all issues related to the watershed.

Today, that "old" work of FRWC is new again. We've reaffirmed our belief that

maintaining the watershed as a healthy, fun resource is the community's right, as well as its responsibility. We've renewed our pledge to provide people with the tools – such as the expanded resources of this Web site – to turn the dream of a restored watershed into reality. And we have the fresh determination and commitment to make it all happen.

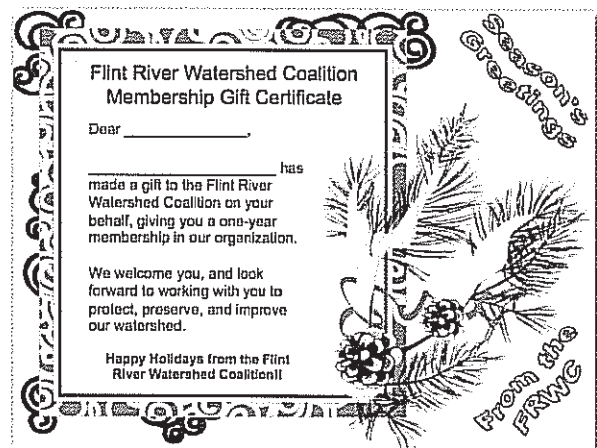
Join us in that vision by becoming an FRWC member or renewing your existing membership, and by participating in FRWC programs, events and activities. Together, we'll create an even bolder voice for the watershed, one that is strong and clear, and whose message of "welcome" never grows old.

## HOLIDAY GIVING

Not sure what to get that certain someone on your holiday gift list? How about a gift membership to the FRWC? Show the people in your life that you care by helping to protect, preserve, and improve THEIR beautiful Flint River Watershed. Gift memberships can come in any denomination over \$25. We will send you or your recipient a membership certificate suitable for gift giving. As a new member to the FRWC, your loved one will begin to receive our quarterly newsletter, weekly email updates, notification of fun events in the watershed, and the knowledge that their gift is going toward direct action in their community. Gifts of \$100 or more also receive a FRWC ball cap.

Holiday gifts can be purchased via our website's "Donate Now" button at [www.flintriver.org](http://www.flintriver.org) – please indicate that this is a gift membership and provide the recipients contact info. You also can send a check to our office, or simply call or stop by.

**Happy Holidays from the FRWC board and staff!!**





400 N. Saginaw St. Ste. 233  
Flint MI 48502  
810-767-6490  
www.Flinriver.org

The Watershed Reporter is published quarterly by the Flint River Watershed Coalition. The Coalition is dedicated to promoting the importance of protecting our natural resources. It works closely with the public and with private agencies and citizens' groups in carrying out its mission.

### FRWC Board of Directors

#### Board Chairman

Jack Minore

#### Executive Director

Rebecca Fedewa

#### Board of Directors

Jim Ananich

Darren Bagley

Irene Bashore

Linda Berker

Duane Elling

Brad Hill

S. Olof Karlstrom

Bob McCallister

Amy McMillan

Brent Nickola

Diane Peplinski

Bill Welch

FRWC Board meetings are held the third Friday of the month.

Printed locally at a Union Shop  
on Recycled Paper with 40%  
Post-Consumer Waste.  
Please Recycle!

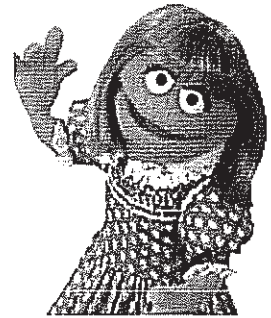


newsletter design & layout by Jon Wood

## 10 Questions With...

### Amy M. McMillan

Director: Genesee County Parks and Recreation Commission



1. Why are you a member of /work for/ volunteer for the FRWC?

The FRWC plays an absolutely critical role in protecting, preserving, and advocating for the Flint River Watershed and the Genesee County Parks and Recreation Commission is one of the largest landowners in the watershed. As the Genesee County Parks Director, I believe that our the partnership with the FRWC is a tremendous resource.

2. What FRWC programs do you participate in?

We participate in a number of partnership initiatives with the FRWC, but I think the annual river clean-up is one of the most important ones.

3. When did you first get involved in the FRWC?

Believe it or not, I was actually one of the original board members when the FRWC was created.

4. What's your favorite part of the watershed?

There are so many beautiful places throughout the watershed and I have a "favorite" in each park, but I think my most favorite is the part of the river just upstream of the Genesee County Parks boat launch on Stanley Road, just about where the Cummings Center is on the north bank. It's amazingly gorgeous and peaceful there.

5. What is the most interesting thing you have seen in the watershed (wildlife, garbage, someone doing something unexpected, etc.)

A bald eagle fishing in Mott Lake, right outside of my office.

6. What's your favorite river (any river) memory?

A few years ago, we were doing some filming to create some television spots featuring Genesee County Parks visitors, so we were went to each of the areas we wanted to film and looked for park visitors who might be willing to be in the spots. There was a woman wearing the most

beautiful straw hat who was fishing on the shore of Mott Lake between Stepping Stone Falls and Bluegill Boat Launch who agreed to participate and, when we turned on the camera and asked her to tell us why she was fishing there, she said "I've been fishing here for 40 years because it soothes my soul." I just loved that she found such solace in that spot and I always think of her whenever I am there.

7. What worries you most about the watershed?

I believe that worrying is not a very productive use of limited time and resources, but I do find some of the untrue, out-dated, and persistently negative perceptions about the watershed really frustrating.

8. What gives you the most hope?

I find it really hopeful that the business community is really beginning to understand that health of the watershed and the contributions that it makes to the quality of life throughout the County, including in downtown Flint, is an important economic development tool for our entire region.

9. If you could change one thing to help improve the watershed, what would it be?

I'd love to be able to wave a magic wand and bring into existence all of the amazing plans for reclamation of the entire Chevy-in-the-hole site.

10. What is your river/watershed/ environmental/conservation hero?

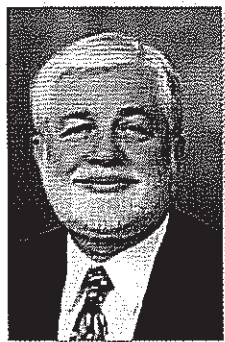
My river - watershed - environmental - conservation heroes are the people who love the river / watershed enough to do the "little" things that make a big difference: the people that pick up their own bait containers and the ones others leave behind when they are shore fishing, the neighborhood associations that participate in annual clean-ups, the parents who instill a sense of wonder and responsibility toward the watershed in their children.



## Looking Ahead

**Jack Minore**

I will be stepping down as the Watershed Board Chair following our January Annual meeting. It has been enormously rewarding to serve, and - of course - I intend to remain on the Board and to



*Jack Minore*

continue supporting the great work of the Flint River Watershed Coalition. I want to take this opportunity to thank the hundreds of volunteers who have made our various programs successful in recent years: we could not be effective in the clean-ups, water quality monitoring, Flint River GREEN, and all of our outreach efforts if it were not for your support and commitment. THANK-YOU!

Our staff has been wonderful to work with - and they have done an excellent job in directing our programs. All of us owe them our thanks and appreciation for their efforts and commitment.

Thanks, also, to the many people who have supported us with their memberships and other financial contributions. Finally, I appreciate the support of my Board colleagues!

NOW, as I wind down my service as Board Chair, I want to exhort all of the Board, members, volunteers and staff to do just a little more! The Watershed's future is of critical importance and the ability to sustain our operations is threatened by the tough economy and by the many competing needs in society. Your extra hour or two; your extra contribution; your advocacy on behalf of good water and environmental practices; and, yes, your 'watchdog' efforts for your local and state office-holders is important.

THANK-YOU in advance for your continued support of the Flint River Watershed Coalition!

## Outdoor Fun: Learning About Our Water

2010 was an enjoyable year for the Our Water paddles and river walks. Whether it was walking along the river or letting the current carry you along, over 150 people had fun learning about the watershed.

River Walks began in April on the Flint River Trail. This walk provided walkers with first-hand view of urban effects on the Flint River.



*Summer fun - Paddling with your pooch!*

Many walkers later participated in the Friends of the Flint River Trail (FFRT) annual Spring trail cleanup in April. While celebrating summer, walkers learned about river diversity during the Clio Ice Cream walk. Other walks included Barber Memorial Park, Flushing River Trail, For-Mar Nature Trails, Richfield Park Walk and Potluck, and the Gilkey Creek Restoration Presentation Walks in conjunction with the Ruth Mott Foundation - Applewood Estate. We are already planning our 2011 season of River Walks, so check our website soon for dates and locations.

Paddlers of all ages joined us on the river this year, having fun while developing a first-hand connection to the river and the importance of our efforts to protect, preserve, and improve the Flint River watershed. With support from the Our Water program, the FRWC provided canoes and kayaks to many first time

participants who otherwise would not have been able to join us on the river. Parents, young kids, teenagers, single adults, and avid paddlers all enjoyed the peaceful river and nice views. Our youngest participant was a three-year-old riding along with his grandmother and brother at the Fresh Water Forever event in the Flushing Township Nature Park.

"I had no idea the Flint

River was this nice," commented Carol Mattoon, which is something we hear frequently from our participants! Carol paddled with us on the Flint River in the Flushing to Montrose stretch. In fact, Carol had

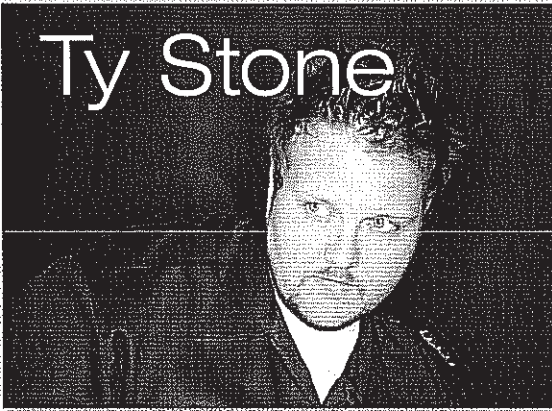
such a good time, she joined us again for our fall paddle from Irish Road to Mott Lake, where she noted that the Flint River reminded her of the rivers up north. Check our website calendar for 2011 dates! You don't want to miss out on all the fun!



*Walking or biking the trails is a great way to enjoy the watershed!*

# THURSDAY 12/16

## Ty Stone



### 7pm: The Machine Shop in Flint

with

maybe  
au-gust

and

Concilio

Ty Stone is currently on tour and opens for Kid Rock. He has generously offered to play a benefit show for the FRWC. Suggested donation of \$15 is welcome, Tickets are \$5 with all proceeds going to the FRWC. Please contact [cfoote@flintriver.org](mailto:cfoote@flintriver.org) for more information.

the machine shop  
3539 S Dort Hwy. Flint



## Fall Events

We would like to extend a special thanks to Robb & Tamra Klaty and the Fenton Winery and Brewery for hosting two marvelous events to benefit the Flint River Watershed Coalition this fall.

The Klaty's hosted a gathering in their home that brought over 50 Watershed supporters together for a casual evening of good food and conversation, and a silent auction featuring works by photographer Grace Sauve and jewelry donated by Vintage Jewelers. We welcomed 37 new members to the Watershed Coalition that night.

The Fenton Winery and Brewery played host to 74 FRWC members for a tasting of locally produced (and delicious!) wines and



*Robb & Tamra Klaty*

beers. We again held a silent auction, this time featuring the art of Ernest Carter and additional jewelry pieces from Vintage Jewelers. Our attendees included 41 new members of the FRWC. We sincerely appreciate the hosts of these events, and are pleased to welcome all our new members to the FRWC.

See you at our next event, a benefit concert performed by Ty Stone at the Machine Shop on December 16th. Check the ad on this page for details on this fun filled evening of great music!!

## The FRWC extends many thanks to our newest corporate donors:

### ICHTHUS FOUNDATION

Founded in 2001, The Ichthus Foundation was established to be a corner stone in the lives of young adults and youth encouraging drug and alcohol free lifestyles.

Their passion is to offer clean entertainment to thousands of young adults throughout in Mid-Michigan and beyond.

Vintage Jewelry is located in the Macy's wing of the Genesee Valley Center or at [flintvintage.com](http://flintvintage.com). They carry a full stock of unique vintage and estate gold and silver pieces as well as casual outerwear identical to the pieces carried at such stores as Hollister or American Eagle.



### Metropoulos AMPLIFICATION

Metropoulos Amplification has developed a reputation for building some of the finest point-to-point hand-wired Marshall plexi replicas in the world. Cloning even the smallest of details, these amps do what was once thought impossible: Resurrect some of the most sought-after, hard-to-find amps in the wo**67**.



# Giving Thanks for FRWC Members

The Summer and Fall activities that we organized this year helped us reach out to many individuals and groups who were interested to learn more about the Flint River, were motivated to join us on the river or the trails, or were just glad to meet at one of our fundraisers. We sincerely appreciate those who participated with us in the past few months, and want to take a moment to recognize those who became new members.

Please welcome these fellow members of the FRWC:

Jennifer Acree  
Aaron Adkins  
Eric Allison  
Leanne Barkus  
Brian Bates  
Karimah Brown  
Thomas and Janice Bryant  
Caleb Bullen  
Amy Burtrum  
Lisa Campbell  
Teresa Cummings  
Caleb DeHart  
Linda Dent  
Iugenia Edwards  
Jade Edwards

Jan Elmore  
Melissa Emke  
Glenn Fischer  
Alyce Fischer  
Josh and Jennifer Foote  
Friends of Southern Links  
Rails to Trails  
Jason Galvas  
Kimberly Glavin  
Grand Blanc City School,  
3rd and 4th Grade  
Matt Hanna  
Marcie Hemgesberg  
Kristen Irwin  
Isaac's Grocery, Swartz  
Creek  
Jeff Kingzette and Laurie  
Slade  
Yener Kandogan  
Les and Liz Kannon  
Katrina Khouri  
Robb and Tamra Klaty  
Heidi Klochack and Family  
Elaine Kremposky  
Betty Krynske  
Tim Larkin  
Katie Leoni  
Marianne Leppanen  
Phil and Olivia Lewis  
Pat Litwiller  
Mary Ann McCarthy  
Kyle McCree

Lisa Metropoulis  
Keonte Mitchell  
Rafael Mojica  
Kim Moon  
Matt Moreau  
Joyce Morris  
Ron and Jeanne Newton  
Nathaniel Olin  
Anthony Pannech  
Buzz Purcell  
Bill and Mary Ann Reising  
Cheryl Rentschler  
Art Reyes  
Thressa Robbins  
Vicki Sacharski  
Shannon Sankey  
Carie Sarver  
Grace Sauve  
Denise Schloegel  
Cathy Schultz  
Shaun Smakal  
Elizabeth Smith  
Bob and Cathy Smith  
Brenda Taverniti  
Andrea Thornton  
John and Catherine  
Tremaine  
Vern's Collision, Michael  
Herriman  
Michele Vincent  
Christopher White

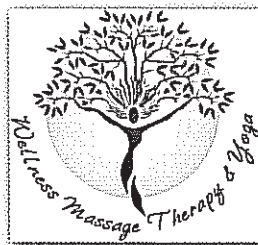
Dorothy Wicks  
Wayne Wodtke  
Mike and Christina Wright  
Robert Zang

Besides developing new friendships, we value the ongoing affiliation and support of the following individuals who renewed their membership in the past couple of months:

Mark Bilodeau  
Nancy Byder  
John Cherry and Pam Faris  
Kiersten DeKorne  
John Hayes  
Cathy Lancaster  
Wally McLaughlin  
Riley McLincha  
Mark Thornton  
Christine Waters

Our members are important to us. Please let us know if you have ideas or suggestions about how we may be better stewards of the membership contributions that you have made. To join the ranks of our members, or to give a gift membership, turn to page 6 for more information. Have a great winter!

The Spencer Agency is a full service advertising agency providing clients nationwide with creative concepts, specialized to company's exact needs, to make them stand out among the rest. Their professional staff is experienced in all areas of media, marketing, and the production. Let them do the same for your organization.



Wellness Massage Therapy and Yoga will be donating \$2 of every massage and gift card sold during the month of January to the FRWC. They specialize in Therapeutic massage, Thai massage, and yoga. Get your relax on in January by calling (810) 630-8000.

Special Thanks to Vern's Collision who recently joined the FRWC and paid for the purchase of two rain barrels. "The staff at Vern's Collision wants to thank all the volunteers that give so much of themselves to make our community a better place to live."

**VERN'S**  
Collision & Glass



# Water Monitoring Update

In September, a total of 30 volunteer monitors attended one of three FRWC MiCorps trainings designed to bring our monitors up to speed on this exciting program and process. This fall season, 31 monitors collected data from one or more sites in Genesee and Lapeer Counties. We sincerely appreciate their time and effort! Since 1999, FRWC has been coordinating this effort to report on the health of our rivers and streams.



*Two of the many dedicated volunteers that help monitor our water quality*

Also going through a complete change this fall season was the process for identifying the collected macroinvertebrates (aka: creek critters). MSU-Extension provided the use of their facilities, and under the direction of FRWC

Board member Darren Bagley, "expert identifiers" began to identify our samples to the taxonomic level of "Family," going one step further than the "Order" level we had identified in the past. Ten sites in total were taken to the Family level. Monitoring results are posted on the FRWC website, FlintRiver.org; and are shared with the Genesee County Drain Commission. FRWC is able to expand on this program thanks to the support of the Great Lakes Commission (GLC). The FRWC is a current recipient of a two-year Volunteer Stream Monitoring grant provided by the GLC through contract by the Michigan DNRE.

## MiCorps Approved!

FRWC's Water Monitoring program underwent a complete transition this past fall season to join the State of Michigan's Michigan Clean Water Corps (MiCorps) program. Created by executive order by Governor Granholm, the MiCorps program was formed to assist the Department of Natural Resources & Environment in collecting and sharing water quality data for use in water resources management and protection programs. The data collected by FRWC's trained, volunteer monitors will become part of the State's MiCorps Data Exchange Network. Visit the MiCorps website and retrieve data uploaded from water monitoring programs statewide.



### Membership Application YES! I am pleased to become a member of the Flint River Watershed Coalition:

Name \_\_\_\_\_  
 Address \_\_\_\_\_  
 Organization \_\_\_\_\_  
 City, State, Zip \_\_\_\_\_  
 Telephone (H) \_\_\_\_\_ (C) \_\_\_\_\_  
 Email \_\_\_\_\_

HOLIDAY 2010

Enclosed are membership dues for:

- |  |        |  |         |
|--|--------|--|---------|
| <input type="checkbox"/> Student       | \$ 10  | <input type="checkbox"/> River Patron        | \$ 250  |
| <input type="checkbox"/> Individual    | \$ 25  | <input type="checkbox"/> Watershed Protector | \$ 500  |
| <input type="checkbox"/> Family/Group  | \$ 40  | <input type="checkbox"/> Watershed Guarantor | \$ 1000 |
| <input type="checkbox"/> River Sponsor | \$ 100 |  |         |

I have enclosed an additional gift of \$ \_\_\_\_\_

Some companies will match an employee contribution to an eligible charity or non-profit organization. Please check with your employer to obtain a matching gift form, if applicable.

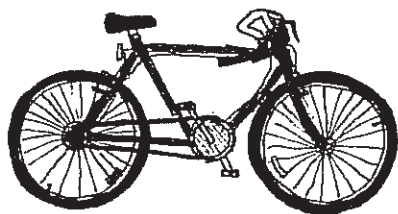
Your support is sincerely appreciated. The Flint River Watershed Coalition is a not-for-profit organization with 501 (c) (3) tax-exempt status. Your contribution is tax deductible. Please make checks payable to:  
**Flint River Watershed Coalition or FRWC**  
 400 N. Saginaw Street, Suite 233  
 Flint, MI 48502

# CALENDAR OF EVENTS

MONTH	DATE/DAY	TIME	EVENT
DEC	16 THU	7pm	TY STONE Benefit concert at The Machine Shop
	17 FRI	830am	FRWC Board Meeting
JAN	27 THU	6pm	FRWC Annual Meeting: Dinner and Auction
	SAVE THE DATE!! SAVE THE DATE!! SAVE THE DATE!!		
FEB	15 TUE	7pm	Lapeer Chapter, FRWC Meeting
	18 FRI	830am	FRWC Board Meeting
MAR	3-6 FRI-SUN		*Flint River Valley Steelheaders Boat & Fishing Show, Birch Run
	5 SAT	MORNING	*Keep Genesee County Beautiful Conference
	11-13 FRI-SUN		*Flushing Walleye Festival
	15 TUE	7:30pm	Lapeer Chapter, FRWC Meeting
APR	15 FRI	8:30am	FRWC Board Meeting
	16 TUE	8am-3pm	*Annual Earth Day & Garden Celebration
	19 TUE	7pm	Lapeer Chapter, FRWC Meeting
	30 SAT	TBD	Spring Monitoring

\* denotes FRWC Community Table Events; Volunteers Welcome

## FFRT NEWS



For most of us, bike riding season is just about over! A few hardy souls will continue to ride throughout much of the winter – but, except for that trip to Florida or other sunny spots, most

of us are hanging up the bikes for the season. FFRT Sunday rides will commence again on the first Sunday in May – following a trail clean-up at the end of April - JUST in advance of the Flint River and Community clean-up in May.

This season we had first-time riders on at least 25 of the 27 Sunday rides, and our riders came (as usual) from over 40 different zip codes. We were delighted to ride new trails - the Kettering Trail and the Southern Links Trail in Columbiaville. We look forward to a new trail in Flint Township next year. Finally, we are proud that Michigan now tops all states in the number of miles of open trails!

It's the stationary bike now to keep in shape until that first nice day in March (?) when the bike will come off the garage rafters and back on the road again!

**Having Fun with  
Community Engagement  
Contact Us  
Now for 2011!**

The Our Water program supports FRWC's efforts to provide educational presentations about the Flint River watershed. It is hard to say what we enjoy most—meeting and making connections with groups, or sharing information about the watershed, our programs, and our fun activities. We always come back excited about the people we have met and the awareness we have shared. FRWC presentations provide an opportunity for people to understand their watershed while learning simple steps that help protect, preserve and improve our water. If you are interested in having the FRWC at your meeting or event, contact Sue Lossing at 810 767-9491





400 N. Saginaw Street  
 Suite 233  
 Flint, MI 48502



Presorted Std.  
 U.S. Postage  
 PAID  
 Non Profit  
 Permit No. 694  
 Flint, MI



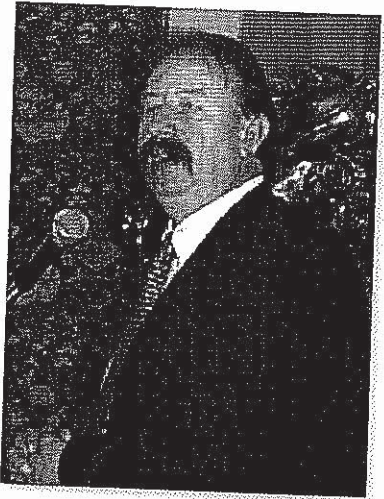
\*\*\*\*\*ECRLOT\*\*C-001

Mr. Paul D. Bueche  
 City of Swartz Creek  
 8083 Civic Dr  
 Swartz Creek MI 48473-1498

3  
 4  
 49

# FRWC Annual Meeting and Silent Auction

# Save the Date!



with  
 Special Guest Speaker  
**Rich Bowman**

Director of Government Relations at  
 the Nature Conservancy in Michigan

The auction features items of beautiful  
 art and jewelry made by local artisans!

## Thursday, January 27th, 2011 Davison Country Club

9512 Lippincott Blvd, Corner of M-15 and Lippincott, just south of I-69

Friends and guests are welcome to attend

Cost is \$30 per person

RSVP by January 24th, 2011 at 810 767-6490 or ewesthoff@flintriver1.org