

**City of Swartz Creek
AGENDA**

**Regular Council Meeting, Monday July 26, 2010 7:00 P.M.
Elms Road Park Pavilion #2, 4125 South Elms Road, 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 July 14, 2010 MOTION Pg. 7,9-13
5. **APPROVE AGENDA**
 - 5A. Proposed / Amended Agenda MOTION Pg. 7
6. **REPORTS & COMMUNICATIONS:**
 - 6A. [City Manager's Report](#) (Agenda Item) MOTION Pg. 7,2-6
 - 6B. Monthly Fire Report Pg. 14-30
 - 6C. 2011 Draft Fire Budget Pg. 31-45
 - 6D. Sidewalk & Concrete Bids (Agenda Item) Pg. 46-57
 - 6E. Kiwanis Park Request, Art in the Park (Agenda Item) Pg. 58-63
 - 6F. Park System Views (Agenda Item) Pg. 64-69
 - 6G. City Attorney C/A Decision, Utility Easements Pg. 70-73
 - 6H. MTT Settlement, Sports Creek Pg. 74
 - 6I. Library Closure Notice Pg. 75
 - 6J. DDA Notice, Ice Cream Social Pg. 76
 - 6K. Retirement Notice, Officer Pirochta Pg. 77
 - 6L. News Article, Bell CA Salaries Pg. 78
7. **MEETING OPENED TO THE PUBLIC:**
 - 7A. General Public Comments
8. **COUNCIL BUSINESS:**
 - 8A. Bid Award & Appropriation, Sidewalk Repairs RESO. Pg. 8,46-57
 - 8B. Elms Park Use & Fee Waiver Request, Kiwanis Art in the Park RESO. Pg. 8,58-63
 - 8C. City Parks Discussion, Update DISC. Pg. 5,64-69
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 July 26, 2010 7:00 P.M.

TO: Honorable Mayor, Mayor Pro-Tem & Council Members
FROM: PAUL BUECHE // City Manager
DATE: 23-July-2010

OLD / ROUTINE BUSINESS – REVISITED ISSUES / PROJECTS

- ✓ **PARK COUNCIL MEETING (Status)**
Tonight's Meeting Will Be Held At Elms Road Park Main Pavilion #2, 7:00 PM. We will have a picnic type dinner at 6:00 PM. The staff should be able to provide everything we need, thanks to Rowe Engineering who donated the food.
- ✓ **2009-2010 FINANCIALS (Status)**
 We are awaiting the year end finals and audit. I'll pass along the year end projected as soon as we have good numbers.
- ✓ **MTT APPEALS, GM BANKRUPTCY (Status)**
 No new updates.
- ✓ **PERSONNEL POLICIES & PROCEDURES (Status)**
 I had hopes of completing this during the holidays, but got sidetracked on other issues. I'll try and complete it in the near future
- ✓ **DISASTER, EMERGENCY RESPONSE POLICY COMMITTEE (Status)**
 As above, I have similar hopes on 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	\$28,000	\$45,000	\$497,746
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
City Funded Totals	-	-	\$967,217	\$237,000	\$386,000	\$1,590,217

- TRAIL SYSTEM (Status)**
 Addressed above.

❑ **MORRISH ROAD NORTH CONSTRUCTION PROJECT - MEIJER'S** *(Status)*

As a note, we have talked about the repair of the area at Morrish & I-69 in front of the racetrack, in connection with this project. So as the Council is aware, we currently have no plans to fix this. As a re-cap, we checked the pricing for both concrete and asphalt repairs. Both were high. The current contractor isn't excited about the work as most of it would be sub-contracted. In addition, I think MDOT should be paying for all, or a portion of this. We'll keep looking for an equitable solution for the repairs. I'll keep the Council posted on developments.

❑ **MORRISH ROAD SOUTH ARRA PROJECT & GUARDRAIL** *(Status)*

Pending final reconciliation of construction engineering fees. We are looking at options for replacing the guardrail and will be back for discussion in the near future.

✓ **LOCAL STREET FUND, TRAFFIC IMPROVEMENTS**

❑ **2008 REPAIR ROSTER** *(Status)*

Jennie Lane was approved at the meeting of June 14th, total amount being \$123,955 (\$7,920 of this being construction engineering fees). The low bid contractor is "Mike & Son Asphalt Inc", of Bath Michigan. Work is underway with a two week completion estimate. Although we have bid the Cape Seal portion, we are not yet ready to award it as we are in the process of looking at the drainage structures on these streets for repairs that will have to be done before the sealing process. I estimate the cost for this work at around \$10,000. The total for the Cape Seal is \$103,526 (\$1,980 of which is construction engineering fees). As we discussed, the Cape Seal project could be scaled back, in that we could eliminate half or more of the streets we bid for the process. The problem here is that each of the streets we drop will end up in the "hugely expensive to fix" category very soon. Before either of these projects, we have about \$160,000 fund balance in 203 Local Streets. At the June 14th meeting, we decided to use contributions from the garbage fund for damages from the vehicles, and general fund supplements. Here is an estimate of the cost distribution:

	<i>Total Project Cost</i>	<i>101 Fund</i>	<i>203 Fund</i>	<i>226 Fund</i>
<i>Jennie Lane</i>	\$124,000	\$16,800	\$70,000	\$37,200
<i>Cape Seal</i>	\$104,000	\$2,800	\$70,000	\$31,200
TOTAL	\$228,000	\$19,600	\$140,000	\$68,400

We will be back with the Cape Seal appropriation and award as soon as we have the costs for the catch basin work.

✓ **WWS SEWER USE – IPP ORDINANCE** *(Status)*

Pending.

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

Phase III was approved at the December 7 Council Meeting. I'll keep the Council informed on progress. As we have discussed, the County has always informed us that as long as we continue to work towards the reduction of infiltration and inflow, the penalties will not be assessed. Our relining and manhole rehabilitation should be much more than adequate to accomplished this.

✓ **WWS STORM WATER ORDINANCE** *(Status)*

We are still looking at this.

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

Still out there.

- ✓ **MARATHON STATION BLIGHT & NON-CONFORMING USE** (*Status*)
I've had a number of conversations with Doug Weiland, the Executive Director of the Genesee County Land Bank, regarding options we have. Mr. Weiland is sympathetic to our concerns and pledges to work with the City. In conversation, we decided that it would be best to let the property take it's "course" through the foreclosure process, ownership eventually ending up with the Land Bank. The Land Bank has an internal process wherein they can "bundle" groups of property and offer them for sale, satisfying the public auction requirement, with conditions such as environmental remediation, demolition of structures, etc. If unsold as a bundle, which is virtually every time, ownership transfers to the Land Bank. This process will take another 5 months or so. In the meantime, the City could work with the Land Bank in a couple of areas, one to attempt to get Marathon Oil Company to pay for some of the environmental remediation, and the second, begin development of an RFP to conditionally sell the property after the foreclosure process is complete.
- ✓ **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.
- ✓ **SWARTZ AMBULANCE AGREEMENT** (*Status*)
All funding related to the City's contribution towards the ambulance base has been terminated. I have spoken with Swartz Ambulance and they do desire to stay within the City. I plan to meet with them and discuss the future of the base and options that may exist.
- ✓ **MDOT PARK & RIDE** (*Status*)
MDOT has reimbursed us for the snow removal, salt and law cutting services. I'll keep the Council posted on whether they pay the light installation bill.
- ✓ **LABOR CONTRACTS** (*Status*)
We approved no change to wages and extending 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, as well as individual employment agreements.
- ✓ **GO GREEN, PUBLIC SAFETY BUILDING HVAC GRANT** (*Status*)
The work was approved and awarded to Garno Brothers Heating & Cooling at the bid award price of \$36,934. Construction has been completed and we are awaiting the finish a couple of final punch list items before signing off on the project.
- ✓ **BOARDS & COMMISSIONS** (*Status*)
We still have a bit of clean up appointments, foremost being the Park Board.
- ✓ **FIRE DEPARTMENT: 2011 BUDGET & COST RECOVERY** (*Status*)
As you recall, a small committee was appointed to look into this. The committee met and discussed various options, arriving at the decision to gather additional information before scheduling another meeting. In the meantime, I met with the Fire Chief and Clayton Township Supervisor Brian Sepanak on the 2011 proposed budget. The two issues, being the proposed budget and the cost recovery, are related in that it depends on what the Township's desires may be. The Township is exploring their options via a series of meetings and look to join up with our committee when they figure out which

direction the board wants to proceed in. I have included a copy of the 2011 draft budget for your review. I am not looking for any action on the draft tonight. I have asked the Township to appoint a couple of committee members to meet with our committee as soon as they are prepared. If you have comments on the budget, please let me know and I'll make sure they end up with the committee. I'll keep the Council posted on developments.

- ✓ **SPRINGBROOK EAST & HERITAGE ASSOCIATION CONCERNS** (*Status*)
As we have touched on briefly in the past, we have two subdivisions that are in the early stage of construction and quite likely, it will be a long time, if ever, before they are completed. Both associations, being Springbrook East and Heritage Village, have been to the City seeking help. Springbrook East is further along in searching for solutions. Although the problems for the two associations are very similar, the association savings and ability to fund improvements differ. I have met several times with both associations and have additional meetings set with them as they continue to work towards a solution. I'll keep the Council posted.
- ✓ **REQUEST TO FORFEIT PROPERTY, DYE ROAD** (*Status*)
Under referral to the Planning Commission.

NEW BUSINESS / PROJECTED ISSUES & PROJECTS

- ✓ **BID AWARD, SIDEWALK & MISCELLANEOUS CONCRETE REPAIRS** (*Resolution*)
Mr. Zettel has compiled a list of sidewalks that need repaired. Additionally, he has solicited bids for concrete repairs at three depths, being 4", 6" and 8" per square foot. Although the vast majority of the sidewalk work is 4" depth, the returns will allow us to use the pricing of the contractor we award the work to for other concrete work we may need. The low bidder is Donaldson and Sons of Flushing. The staff recommends the bid award to Donaldson & Sons.
- ✓ **SECOND ANNUAL KIWANIS ART IN THE PARK, ELMS PARK** (*Resolution*)
Mr. Mattson is scheduled to appear tonight to address the Council with a request to dedicate Elms Road Park for the Second Annual Kiwanis Art in the Park event. The dates for the event are Friday August 27th (set up day) and Saturday August 28th, the day of the event. The park will re-open late Saturday evening. The request is for dedicated use along with permission to place campers with over-night stay and the waiver of fees. Included with tonight's packet are some drawings of the event plan.
- ✓ **STATE OF THE PARKS** (*Discussion*)
The theme for tonight's meeting is an update on the state of the parks, henceforth the setting. Our thanks to both Councilmember Krueger for his culinary skills and to Rowe Professional Services for their contribution towards food. We have invited the Park Board members to chat about any ideas or concerns they may have. Other than updates, I have no significant items for the parks, but feel free to formulate any questions, comments or concerns.

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.
- ❑ *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.
- ❑ *Construction Codes Used by the City.* At the last meeting, the question arose which construction code(s) served as a base for the City's enforcement. The State of Michigan publishes their own building (residential & commercial), electrical, mechanical and plumbing codes. There are minor variations from the national and international codes, but substantially, they are nearly identical.
- ❑ *Youth Programs in Park.* Looking into this.

City of Swartz Creek
RESOLUTIONS
Regular Council Meeting, Monday July 26, 2010 7:00 P.M.

Resolution No. 100726-4A **MINUTES, JULY 14, 2010**

Motion by Councilmember: _____

I Move the Swartz Creek City Council hereby approve the Minutes of the Regular Council Meeting held July 14, 2010 to be circulated and placed on file.

Second by Councilmember: _____

Voting For: _____

Voting Against: _____

Resolution No. 100726-5A **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 July 26, 2010 to be circulated and placed on file.

Second by Councilmember: _____

Voting For: _____

Voting Against: _____

Resolution No. 100726-6A **CITY MANAGER'S REPORT**

Motion by Councilmember: _____

I Move the Swartz Creek City Council approve the City Manager's Report of July 26, 2010, to be circulated and placed on file.

Second by Councilmember: _____

Voting For: _____

Voting Against: _____

Resolution No. 100726-8A

BID AWARD & APPROPRIATION, SIDEWALK REPAIRS & MISCELLEANOUS CONCRETE WORK

Motion by Councilmember: _____

I Move the City of Swartz Creek accept the low bid of Donaldson & Son Construction, of Flushing Michigan, for the repair of deteriorated sidewalk sections as designated by the City. The costs of such repairs being \$3.99 per S.F. 4”, \$4.50 per S.F. 6”, \$8.28 per S.F. 8”, and \$100.00 for an edge grind in accordance with the specifications as set forth in the bid documents. Property owners shall be billed the actually amount invoiced to the City for repairs, and failure to remit payment on this shall result in the assessment of those costs to the tax roll.

Second by Councilmember: _____

Voting For: _____

Voting Against: _____

Resolution No. 100726-B

ELMS PARK RESERVATION, FEE WAIVER REQUEST, ART FAIR

Motion by Councilmember: _____

WHEREAS, the Swartz Creek Chapter of Kiwanis International, a local not-for-profit organization, desires to continue its annual Art Festival in Swartz Creek for the purpose of raising funds to support children’s activities, and

WHEREAS, the previous location for this outdoor event is Elms Park; and

WHEREAS, the event would consist of a set-up day on Friday, August 27th and a Saturday, August 28th show including approximately fifty artists, six food vendors, a “kids’ zone”, pavilion use, overnight RV parking, Saturday vendor and patron parking, private security, and live music; and

WHEREAS, the City may allow exclusive use (Ord. 11-50), as well as overnight ‘sleeping’ within a city park (City Ordinances 11-49) with the written permission of the City Manager.

NOW, THEREFORE, BE IT RESOLVED that the Swartz Creek City Council approve the exclusive use of Elms Park for the Second Annual 2010 Kiwanis Art in the Park Festival on August 27-28, 2010, conditional upon Kiwanis providing insurance for the event naming the City as an additional insured party.

BE IT FURTHER RESOLVED that the park fees for the use of park pavilions shall be waived.

Second by Councilmember: _____

Voting For: _____

Voting Against: _____

City of Swartz Creek
Regular Council Meeting Minutes
Of the Meeting Held
Monday July 14, 2010 7:00 P.M.

CITY OF SWARTZ CREEK
SWARTZ CREEK, MICHIGAN
MINUTES OF THE COUNCIL MEETING
DATE 07/12/2010

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, Hurt, Krueger, Porath, Shumaker.

Councilmembers Absent: Hicks.

Staff Present: City Manager Paul Bueche, Deputy City Clerk Mary Jo Clark.

Others Present: Boots Abrams, Tommy Butler, Sharon Shumaker, Shirley Oliver.

APPROVAL OF MINUTES

Resolution No. 100712-01

(Carried)

Motion by Mayor Pro-Tem Porath
Second by Councilmember Hurt

I Move the Swartz Creek City Council hereby approve the Minutes of the Regular Council Meeting held June 28, 2010, to be circulated and placed on file.

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

NO: None. Motion Declared Carried.

APPROVAL OF AGENDA

Resolution No. 100712-02

(Carried)

Motion by Councilmember Krueger
Second by Councilmember Hurt

I Move the Swartz Creek City Council approve the Agenda, as amended, for the Regular Council Meeting of July 12, 2010 to be circulated and placed on file.

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

NO: None. Motion Declared Carried.

REPORTS AND COMMUNICATIONS:

City Manager's Report

Resolution No. 100712-03

(Carried)

Motion by Councilmember Shumaker
Second by Councilmember Hurt

I Move the Swartz Creek City Council approve the City Manager's Report of July 12, 2010, to be circulated and placed on file.

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

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

MEETING OPENED TO THE PUBLIC:

City Manager Bueche introduced Blake Thorne who has recently been assigned to the City of Swartz Creek by the Flint Journal.

Jim Thompson, 8196 Miller Road, thanked the City Council for what they do for the city residents. Mr. Thompson stated that the residents are safe, the City is clean, and the City is the best place that he knows of to raise children. Mr. Thompson mentioned that there are churches in the city that have a Community Food Basket. On Sunday, August 1, 2010, there will be a concert to benefit the Community Food Basket. The concert will be at 3:00pm at the Mary Crapo auditorium. The price for admission is canned goods or other items that will help people in need.

COUNCIL BUSINESS:

U.S. Military Community Covenant & Partnership Program

Resolution No. 100712-04

(Carried)

Motion by Councilmember Binder
Second by Councilmember Hurt

WHEREAS, the Community Covenant Program is a formal commitment of support by state and local communities to Active, Guard and Reserve Soldiers and their families; and

WHEREAS, the Community Covenant Program is designed to foster and sustain effective state and community partnerships with the United States Armed Forces to improve the quality of life for soldiers and their families, both at their current duty stations and as they transfer to other states or foreign countries; and

WHEREAS, the strength of service members comes from the strength of their families, and the strength of families is supported by the strength of the community; and

WHEREAS, the strength of the community comes from the support of employers, educators, civic and business leaders as well as its citizens; and

WHEREAS, it is vitally important that local communities across America be aware of and recognize the sacrifices of soldiers and their families; and

WHEREAS, the United States Army is the founder of the Community Covenant Program but due to its success, it is fitting that the program be extended to all branches of the United States Armed Forces in recognition that many community efforts support all service members and their families regardless of the uniform they wear; and

WHEREAS, the City of Swartz Creek recognizes with sincere appreciation the commitment and sacrifices service members and their families are making every day;

NOW THEREFORE LET IT BE RESOLVED, that the City of Swartz Creek declares its commitment to building partnerships that support the strength, resilience, and readiness of service members and their families; and

BE IT FURTHER RESOLVED, that the Swartz Creek City Council supports the signing of the Military Community Covenant in partnership with all Federal, State, County and Local Governments.

Discussion Took Place.

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

NO: None. Motion Declared Carried.

Renew Police Fang Assignment

Resolution No. 100712-05

(Carried)

Motion by Councilmember Hurt

Second by Councilmember Binder

WHEREAS, the City of Swartz Creek has assigned an Officer to the Flint Area Narcotics Group from June 2004 through June 2007, under the specifications set forth in the original Resolution #040223-10, as follows:

Flint Area Narcotics Group (FANG) Position

Resolution No. 040223-10

(Carried)

Motion by Councilmember Shumaker,

Second by Mayor Pro-Tem Christie,

The Swartz Creek City Council approves the assignment of one police officer to the Flint Area Narcotics Group, subject to a minimum 50% funding contribution from or through the Flint Area Narcotics Group, for a term not to exceed three years and/or subject to termination at the discretion of the City Council, in accordance with the membership agreement between the City of Swartz Creek and the Flint Area Narcotics Group and operating rules set forth by the Executive and/or Operation Boards of the Flint Area Narcotics Group.

Discussion ensued.

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

NO: None. Motion declared carried.

And; **WHEREAS**, on February 12, 2007, June 23, 2008, and September 14, 2009, the Swartz Creek City Council extended the assignment for an additional years, expiring in June 2010; and

WHEREAS, the City of Swartz Creek finds it feasible, economical and in the interest of the safety and well being of the community to continue and extend this assignment for a period of one year.

NOW, THEREFORE, BE IT RESOLVED that the City of Swartz Creek hereby approve the re-assignment of one police officer to the Flint Area Narcotics Group, subject to a minimum 50% funding contribution from or through the Flint Area Narcotics Group, for a term not to exceed one year, expiring in June 2011, and further, such assignment shall be subject to termination at the discretion of the Swartz Creek City Council, in accordance with the membership agreement between the City of Swartz Creek and the Flint Area Narcotics Group and operating rules set forth by the Executive and/or Operation Boards of the Flint Area Narcotics Group.

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

NO: None. Motion Declared Carried.

Property Forfeit, 3350 & 3386 S. Dye Road

(Discussion Topic)

City Manager Bueche spoke about Ms. Gail M. Ricketts wanting to turn over two lots that she owns to the City and the pros and cons of doing so. The matter was referred to the Planning Commission.

Proposed Condominium Association Streets

(Discussion Topic)

Councilmember Shumaker expressed concerns about the fact that there was no bonding to have the roads in the Association completed, as well as whether there are certain deficiencies in the existing water system. Mr. Shumaker stated that he most concerned that there is not adequate fire protection for the existing units.

MEETING OPENED TO THE PUBLIC

Shirley Oliver, 4413 Springbrook, questioned when Meijer would be open. She was advised that construction schedule would be reviewed in September.

Tommy Butler, 40 Somerset, spoke about a news story that he read about someone wanting to build a convention center in Genesee County. Mr. Butler asked about a handgun law that states that you can carry a handgun on your belt, and questioned how it would affect Swartz Creek.

REMARKS BY COUNCILMEMBERS:

Councilmember Shumaker asked whether the improvements at the Public Safety Building were completed. City Manager Bueche advised that it is completed and appears to be working fine. Mr. Shumaker questioned a letter from City Manager Bueche to the Genesee County Land Bank in reference to the property at 7026 Miller Road, the abandoned Marathon station.

Councilmember Krueger spoke about the next Council meeting being held at the Elms Road Park. Everyone is to congregate at 6:00pm for food first and then the meeting would begin at 7:00pm.

Mayor Pro-Tem Porath commented on the gentlemen from the Army that attended the meeting. Mr. Porath stated that the families that are left behind when the servicemen go overseas need help in various ways and if anyone is interested in helping, that would be a good cause.

Adjournment

Resolution No. 100712-06

(Carried)

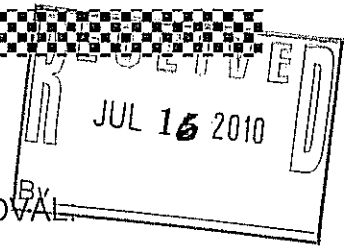
Motion by Councilmember Hurt
Second by Councilmember Krueger

I Move the City of Swartz Creek adjourn the Regular Session of the City Council meeting at 8:13 p.m.

YES: Shumaker, Abrams, Binder, Hurt, Krueger, Porath.
NO: None. Motion declared carried.

Richard Abrams, Mayor

Juanita Aguilar, City Clerk



- I. CALL TO ORDER
 - A. PLEDGE OF ALLEGIANCE
 - B. ROLL CALL
 - C. ADDITIONS/CHANGES/DELETIONS AND AGENDA APPROVAL
 - D. SPECIAL PRESENTATIONS/ANNOUNCEMENTS:

- II. APPROVAL OF MINUTES
 - A. JUNE 21, 2010 MEETING:

- III. CORRESPONDENCE:
 - A. JUNE INCIDENT SUMMARY REPORT:

- IV. PROFESSIONAL SERVICE REPORTS:
 - A. JUNE FINANCIAL REPORT:

- V. COMMITTEE REPORTS:
 - A. BY-LAWS COMMITTEE - Chairman Rick Clolinger, Richard Derby, Bill Cavanaugh and Brent Cole:

 - B. HEALTH AND SAFETY COMMITTEE: Chairman Greg Childers (Members Chief Cole, Assistant Chief Merriam, Captain Tabit, Lieut. Jones & FF VanArsdale)

 - C. PERSONNEL COMMITTEE: Chairman Ray Thornton, Richard Derby and David Hurt.
 - 1. Fire Chief's Annual Evaluation:

 - D. FIRE AGREEMENT COMPLIANCY COMMITTEE: Chairman Dave Hurt, Richard Derby, Ray Thornton and Attorney Bill Cavanaugh.
 - 1. Cost recovery recommendation for municipality consideration status:

- VI. OLD BUSINESS:
 - A. APPARATUS UPDATE from Battalion Chief Jack King-
 - 1. Apparatus status report attached

 - B.

- VII. NEW BUSINESS:
 - A. MEMBERS FOR PLACEMENT ON PROBATION: none
 - B. MEMBERS ELIGIBLE TO COME OFF PROBATION: none
 - C. MEMBERS RESIGNING/TERMINATING: none
 - D. MEMBERS ELIGIBLE FOR REINSTATEMENT: none
 - E. STATUS OF CAPITAL IMPROVEMENT FUND PROGRAM (CIFP) AND INVESTMENT STATUS REPORT:

Attached is a spread sheet indicating what funds are the property of the Charter Township of Clayton and the City of Swartz Creek with descriptions of when it was obtained and where it is planned to be invested.

Signatures of Fireboard representatives and the Fire Chief to establish first investment fund.

- F. 2011 PROPOSED BUDGET (attached): A meeting with City Manager Bueche and Supervisor Sepanak was schedule for Monday, July 19 at 1100. Meeting results report from Chief Cole:

G.

VIII. GENERAL INFORMATION:

- A. MUNICIPAL BILLINGS for June
- B. JUNE BILLS LIST
- C. Policy 114, Execution of Chief's Duties
- D. Policy 121, Investment Policy
- E.
- F.
- G.
- F.

- IX. OPEN TO THE PUBLIC:
- X. COMMENTS OF FIRE DEPARTMENT PERSONNEL (THROUGH THE CHIEF AND/OR HIS DESIGNATE:
- XI. CHAIN OF COMMAND APPEAL TO THE FIREBOARD:
- XII. COMMENTS FROM FIREBOARD MEMBERS:
- XIII. MEETING ADJOURNMENT:

JUNE 21, 2010

SWARTZ CREEK AREA FIRE DEPARTMENT

The regular meeting of the Swartz Creek Area Fire Board was held at Station #1, June 21, 2010. Chairman, Mike Messer, called the meeting to order at 7:00p.m.

I. CALL TO ORDER:

A. PLEDGE OF ALLEGIANCE

B. ROLL CALL

Board Members Present:

- Chairman, Mike Messer
- Clayton Representative, Richard Derby
- Clayton Representative, Greg Childers
- City Representative, Rick Clolinger
- City Representative: Boots Abrams

Board Members Absent:

- City Representative, Ray Thornton
- City Representative, Dave Hurt

Staff Present:

- Fire Chief, Brent Cole
- Asst. Chief, Eric Merriam
- Acct./Clerical, Kim Borse
- Attorney, Bill Cavanaugh

Staff Absent:**Others Present:**

- Jack King, Batt. Chief
- Karen Merriam, Firefighter
- Jeff Kelly, Firefighter

C. AGENDA: ADDITIONS/CHANGES/DELETIONS/APPROVAL:

- Resolution 062110-01
Motion by Boots Abrams
Second by Rick Derby

The SCAFD Board does hereby approve the addition of VII.C.1. and change to VIII.C. and approve the agenda as amended.

YES: Abrams, Childers, Clolinger, Derby, Messer

NO: None

Motion declared carried

D. SPECIAL PRESENTATION: NONE**II. APPROVAL OF MINUTES****A. MAY 17, 2010 BOARD MEETING**

- Resolution 062110-02
Motion by Rick Derby
Second by Boots Abrams

The SCAFD Board does hereby approve the minutes of the May 17, 2010 board meeting, as presented.

YES: Abrams, Childers, Clolinger, Derby, Messer

NO: None

Motion declared carried

III. CORRESPONDENCE:**A. MAY INCIDENT SUMMARY REPORT:**

- Resolution 062110-03
Motion by Greg Childers
Second by Rick Derby

The SCAFD Board does hereby accept the May 2010 incident Summary, as presented

YES: Abrams, Childers, Clolinger, Derby, Messer

NO: None

Motion declared carried

IV. PROFESSIONAL SERVICE REPORTS:**A. MAY FINANCIAL STATEMENT:**

- Resolution 062110-04
Motion by Rick Derby
Second by Boots Abrams

The SCAFD Board does hereby approve the May 2010 financial statement, as presented

YES: Abrams, Childers, Clolinger, Derby, Messer

NO: None

Motion declared carried

V. COMMITTEE REPORTS:**A. BY-LAWS COMMITTEE MEETING: NONE**

B. HEALTH & SAFETY COMMITTEE: NONE

C. PERSONNEL COMMITTEE: Evaluation form distributed to Board Members with return date of 07/02/10.

D. FIRE AGREEMENT COMPLIANCY COMMITTEE:

1. Investment Policy

• Resolution 062110-05

Motion by Boots Abrams

Second by Rick Clolinger

The SCAFD Board does hereby approve the Investment Policy as amended.

YES: Abrams, Childers, Clolinger, Derby, Messer

NO: None Motion declared carried

2. Cost Recovery

• Resolution 062110-06

Motion by Boots Abrams

Second by Greg Childers

The SCAFD Board does hereby approve the amendment to the cost recovery recommendation.

YES: Abrams, Childers, Clolinger, Derby, Messer

NO: None Motion declared carried

• Resolution 062110-07

Motion by Boots Abrams

Second by Greg Childers

The SCAFD Board does hereby approve the cost recovery recommendation and directs the Chief to forward it to the municipalities.

YES: Abrams, Childers, Clolinger, Derby, Messer

NO: None Motion declared carried

VI. OLD BUSINESS

A. APPARATUS UPDATE:

1. Monthly report from Batt. Chief King

VII. NEW BUSINESS

A. NEW MEMBER(S) TO BE PLACED ON PROBATION: D. Merriam

• Resolution 062110-08

Motion by Boots Abrams

Second by Rick Derby

The SCAFD Board does hereby place Daniel Merriam on 1 year probation with the SCAFD, pending background check and physical results.

YES: Abrams, Childers, Clolinger, Derby, Messer

NO: None Motion declared carried

B. MEMBER TO COME OFF PROBATION: D. Hill

• Resolution 062110-09

Motion by Boots Abrams

Second by Rick Clolinger

The SCAFD Board does hereby place Daniel Hill on regular status with the SCAFD.

YES: Abrams, Childers, Clolinger, Derby, Messer

NO: None Motion declared carried

C. MEMBERS RESIGNING/TERMINATING: B. Wistuba

• Resolution 062110-10

Motion by Boots Abrams

Second by Rick Derby

The SCAFD Board does hereby accept the resignation of Bryan Wistuba, effective 06/17/2010.

YES: Abrams, Childers, Clolinger, Derby, Messer

NO: None Motion declared carried

D. MEMBERS ELIGIBLE FOR REINSTATEMENT: NONE

E. HUNDRED CLUB OF FLINT: Grant received for safety equipment in the amount of \$3,294.50.

• Resolution 062110-11

Motion by Rick Derby

Second by Rick Clolinger

The SCAFD Board does hereby direct the Chief to purchase safety equipment as specified in the Hundred Club grant.

YES: Abrams, Childers, Clolinger, Derby, Messer

NO: None Motion declared carried

• Resolution 062110-12

Motion by Boots Abrams

Second by Rick Derby

The SCAFD Board does hereby direct the Chief to send a certification of appreciation to the Hundred Club of Flint.

YES: Abrams, Childers, Clolinger, Derby, Messer

NO: None Motion declared carried

F. POLICY 114:

- Resolution 062110-13

Motion by Boots Abrams

Second by Rick Clolinger

The SCAFD Board does hereby approve the updates to policy #114.

YES: Abrams, Childers, Clolinger, Derby, Messer

NO: None Motion declared carried

VIII. GENERAL INFORMATION

A. MUNICIPAL BILLINGS

B. MAY BILLS LIST

C. SCAFD ORGANIZATIONAL CHART

D. CITY OF FLINT THANK YOU LETTER

E. ANN & BILL SAMIDA RECEIVED THE AMERICAN RED CROSS HERO AWARD

F. TWO FEMA GRANT REQUESTS HAVE BEEN SUBMITTED

G. ELMS ELEMENTARY THANK YOU NOTE

H. AUDIT REPORT REPLACEMENT PAGE

IX. OPEN TO THE PUBLIC: NONE

X. COMMENTS OF FIRE DEPARTMENT PERSONNEL, THROUGH THE CHIEF: NONE

XI. CHAIN OF COMMAND APPEAL TO THE FIRE BOARD: NONE

XII. COMMENTS OF THE FIREBOARD:

Clolinger: Apologized for missing last couple of meetings

Childers: None

Derby: Congratulations to Dan Merriam & Dan Hill
Thank you to those who worked on Hundred Club grant
Thank you to those who worked on FEMA grant

Abrams: Echoes Derby's statements
Thank you to those that helped with sister's smoke detectors

Messer: Echoes previous statements
Thank you to compliance committee for their work
Thank you to personnel committee for their work

XIII. ADJOURNMENT OF MEETING:

Meeting adjourned at 7:38 p.m. The next regular meeting will be 07/19/10 at Station 2 at 7:00 pm

MIKE MESSER
CHAIRMAN
SWARTZ CREEK AREA FIRE BOARD

KIM BORSE
ACCOUNTING/CLERICAL SPECIALIST
SWARTZ CREEK AREA FIRE DEPT.

SWARTZ CREEK AREA FIRE DEPT, SWARTZ CREEK MICHIGAN 48473

Incident Log for 06/01/2010 through 06/30/2010

Printed: 07/14/2010

Inc. No. - Exp. Location	Date	Disp. Time	Sta. Incident Type	Owner Name	No. Resp Prop. Loss	Disp. to Enrte. Min.	Resp. Min. Cont. Loss	Total Hr:Min:Sec
Involved Name						Officer in Charge		
0000063-000 12390 W Reid RD	06/02/2010	03:18	12 111 Building fire		21 \$ 0	0.00 \$ 0	15.00	3:52:00
0000064-000 8230 Grape ST	06/04/2010	20:30	1 571 Fire works standby,		18 \$ 0	0.00 \$ 0	15.00	2:45:00
						MERRIAM, ERIC M - ASSISTANT		
0000065-000 5025 Fairchild ST MS Ann-Mari Doty	06/06/2010	19:15	1 113 stove fire; AMA rec'd	MS Ann-Mari Doty	24 \$ 0	0.00 \$ 500	8.00	0:30:00
						COLE, BRENT D - CHIEF		
0000066-000 Flint Twp. Station #1	06/07/2010	02:43	12 571 Mutual Aid standby-FTFD #1		13 \$ 0	0.00 \$ 0	18.00	1:38:00
						COLE, BRENT D J - LIEUTENANT		
0000067-000 55 Borman MR Brian Voris	06/10/2010	11:20	12 611 AMA to Flushing, canceled		7 \$ 0	0.00 \$ 0	17.00	0:30:00
0000068-000 6106 N Seymour RD	06/13/2010	19:01	12 111 AMA to Flushing		19 \$ 0	0.00 \$ 0	12.00	3:34:00
0000069-000 7335 W Bristol RD	06/16/2010	08:20	1 445 Arcing, power line		7 \$ 0	0.00 \$ 0	12.00	0:37:00
						KING, JACK L - BATT CHIEF		
0000070-000 11089 Corunna RD MRS Denise Kenel	06/17/2010	14:01	2 531 Smoke removal, fire out	MRS Denise Kenel	6 \$ 0	0.00 \$ 0	11.00	0:39:00
						COLE, BRENT D - CHIEF		
0000071-000 Seymour and Lennon and Seymour MR Tom Mulanix	06/18/2010	21:30	1 700 False call; reported structure		22 \$ 0	0.00 \$ 0	7.00	0:24:00
						MERRIAM, ERIC M - ASSISTANT		
0000072-000 12305 Lennon RD	06/18/2010	22:25	1 140 Natural vegetation fire, Stump		10 \$ 0	0.00 \$ 0	16.00	0:49:00
						KING, JACK L - BATT CHIEF		
0000073-000 9270 Oakview DR MRS Jodi Spalding	06/26/2010	21:19	553 Public service; report ONLY	MRS Jodi Spalding	1 \$ 0	0.00 \$ 0	21.00	0:21:00
0000074-000 5152 S Morrish RD	06/29/2010	14:33	1 113 Cooking fire, confined to container	MR Karl Bacon	11 \$ 0	0.00 \$ 0	4.00	0:27:00
						KING, JACK L - BATT CHIEF		

incident Log for 06/01/2010 through 06/30/2010

Inc. No. - Exp. Location	Date	Disp. Time	Sta.	Incident Type	No. Resp Prop. Loss	Disp. to Enrte. Min.	Resp. Min. Cont. Loss	Total Hr:Min:Sec
Involved Name	Owner Name			Officer in Charge				
0000075-009 4101 S Sheridan RD	06/29/2010	17:22	1 661	Lift assist for ambulance	3 \$ 0	0.00	10.00 \$ 0	0:32:00
				MR Robert Cummins				KING, JACK L - BATT CHIEF

Incidents by Shift Including Exposures

	No. Resp.	Total Hr:Min	Prop. Loss	Cont. Loss	0	1	2	3	4
Totals:	167	16:38:00	\$ 0	\$ 500	0	4	7	2	0

The total number of incidents, including exposure fires is 13.
The number of exposure fires is 0.

SWARTZ CREEK AREA FIRE DEPARTMENT
Income/Expense Report
For the Six Months Ending June 30, 2010

	Description	Current Mth	Y-T-D	Budget	Remain. Budget	% Budget
Revenues						
3582	OPERATING CONTRIBU	101,342.90	206,475.63	237,300.00	30,824.37	(0.87)
3583	EQUIPMENT CONTRIBU	0.00	15,300.00	30,600.00	15,300.00	(0.50)
3628	MISC. INCOME (SUNDR	0.00	15.00	0.00	(15.00)	0.00
3630	GRANT INCOME	0.00	0.00	0.00	0.00	0.00
3664	INVESTMENT INCOME	11.57	71.16	300.00	228.84	(0.24)
3673	SALE OF FIXED ASSETS	0.00	0.00	0.00	0.00	0.00
	Total Revenues	101,354.47	221,861.79	268,200.00	46,338.21	(0.83)
Expenses						
4703	SOCIAL SECURITY	874.08	4,567.58	12,100.00	7,532.42	0.38
4704	STAFF SALARIES	4,825.68	20,517.73	45,500.00	24,982.27	0.45
4705	MAIN/TRAIN-SALARIES	957.02	5,063.38	10,900.00	5,836.62	0.46
4706	OFFICER SALARIES	1,250.00	6,250.00	15,000.00	8,750.00	0.42
4707	FIREFIGHTERS SALARY	4,392.93	27,876.01	74,000.00	46,123.99	0.38
4708	DEFERRED COMPENSA	230.00	1,158.75	4,800.00	3,641.25	0.24
4709	MEDICAL-FIREFIGHTER	0.00	3,787.00	6,170.00	2,383.00	0.61
4727	OFFICE SUPPLIES	101.01	463.00	2,700.00	2,237.00	0.17
4728	BUILDING SUPPLIES	0.00	273.08	700.00	426.92	0.39
4740	OPERATING SUPPLIES	0.00	0.00	0.00	0.00	0.00
4741	EQUIPMENT SUPPLIES	553.69	2,699.48	8,650.00	5,950.52	0.31
4801	CONTRACT SERVICES	0.00	2,591.30	5,700.00	3,108.70	0.45
4820	80th Anniversary	0.00	0.00	0.00	0.00	0.00
4850	COMMUNICATIONS	275.17	1,501.23	3,350.00	1,848.77	0.45
4910	INSURANCE	0.00	24,203.00	26,000.00	1,797.00	0.93
4920	UTILITIES	1,233.56	6,511.33	17,000.00	10,488.67	0.38
4960	EDUCATION & TRAININ	397.96	603.81	5,030.00	4,426.19	0.12
4970	OFFICE EQUIPMENT	0.00	59.88	240.00	180.12	0.25
4976	FIRE EQUIPMENT	2,635.00	3,007.99	13,860.00	10,852.01	0.22
4978	FIRE EQUIP.-MAINT/REP	209.92	7,024.73	15,300.00	8,275.27	0.46
4979	FIRE EQUIPMENT-UPGR	450.00	450.00	0.00	(450.00)	0.00
4981	APPARATUS	0.00	0.00	0.00	0.00	0.00
4982	Loose Equip. New Appar	0.00	0.00	0.00	0.00	0.00
4983	Misc. Upgrades	0.00	0.00	0.00	0.00	0.00
4984	COMPUTER EQUIPMENT	0.00	359.00	600.00	241.00	0.60
4988	COMPUTER SOFTWARE/	0.00	379.00	600.00	221.00	0.63
4999	RESERVE	0.00	0.00	0.00	0.00	0.00
	Total Expenses	18,386.02	119,347.28	268,200.00	148,852.72	0.44
	Net Income/(<Loss>	82,968.45	102,514.51	0.00		
3400	FUND BALANCE-Beginni	0.00	61,597.70	0.00		
	Fund Balance-End of Year	82,968.45	164,112.21	0.00		

AS OF: July 13, 2010
TO: Swartz Creek Area Fire Authority
RECORDED BY: Fire Chief Brent Cole
SUBJECT: Current Apparatus Readiness Status

Unit	Type	Assignment	Status
------	------	------------	--------

11	98 Pumper	Station 1	In service.
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July 6: BC King reported unit is not starting immediately. The starter buttons are not engaging the starter properly. A jumper has been used to by pass the buttons, which results in immediate turn over. Halt Fire being contacted to replace buttons.

July 11: On/Off and starter switch replaced.

12	91 Pumper	Station 1	In service.
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16	91 Squad	Station 1	In service.
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17	79 Grass Rig	Station 1	In service.
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21	99 Pumper	Station 2	In service.
----	-----------	-----------	-------------

23	92 Tanker	Station 2	In service.
----	-----------	-----------	-------------

26	93 Squad	Station 2	In service.
----	----------	-----------	-------------

27	79 Grass Rig	Station 2	In service.
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SWARTZ CREEK AREA FIRE DEPARTMENT
 8100 B CIVIC DRIVE
 SWARTZ CREEK, MI 48473

INVOICE

Invoice Number: 063011
 Invoice Date: Jul 14, 2010
 Page: 1

Duplicate

Voice: 810/635-2300
 Fax: 810/635-7461

Bill To:
CLAYTON TOWNSHIP 2011 MORRISH ROAD SWARTZ CREEK, MI 48473

Ship to:
CLAYTON TOWNSHIP 2011 MORRISH ROAD SWARTZ CREEK, MI 48473

Customer ID:	Customer PO:	Payment Terms:	
CLAY01		Due at end of Month	
Sales Rep ID:	Shipping Method:	Ship Date:	Due Date:
	Courier		7/31/10

Quantity	Item	Description	Unit Price	Amount
166.75	FIRE02	FIRE SERVICE 06/2010	13.16	2,194.59

Subtotal	2,194.59
Sales Tax	
Total Invoice Amount	2,194.59
Payment/Credit Applied	
TOTAL	2,194.59

Check/Credit Memo No:

SWARTZ CREEK AREA FIRE DEPARTMENT
 8100 B CIVIC DRIVE
 SWARTZ CREEK, MI 48473

INVOICE

Invoice Number: 063010
 Invoice Date: Jul 14, 2010
 Page: 1

Duplicate

Voice: 810/635-2300
 Fax: 810/635-7461

Bill To:
CITY OF SWARTZ CREEK 8083 CIVIC DRIVE SWARTZ CREEK, MI 48473

Ship to:
CITY OF SWARTZ CREEK 8083 CIVIC DRIVE SWARTZ CREEK, MI 48473

Customer ID:	Customer PO:	Payment Terms:	
CITY01		Due at end of Month	
Sales Rep ID:	Shipping Method:	Ship Date:	Due Date:
	Courier		7/31/10

Quantity	Item	Description	Unit Price	Amount
233.50	FIRE02	FIRE SERVICE 06/2010	13.23	3,081.51

Subtotal	3,081.51
Sales Tax	
Total Invoice Amount	3,081.51
Payment/Credit Applied	
TOTAL	3,081.51

Check/Credit Memo No:

9

POLICY: # 114
ADOPTED: 10/19/1998
REVIEWED/REVISED: 06/21/2010
SUBJECT: EXECUTION OF CHIEF'S DUTIES

1. The Chief of the Department may implement the administrative duties of his position as set forth in the Department's Rules and Regulations and policies by the adoption of departmental procedures or of departmental standard operating guidelines, for the purpose of determining that the Department Chief has acted on his administrative responsibilities to the fire department. The adoption of procedures or standard operating guidelines shall be treated as synonymous terms.

POL114
10/98
Page 1/1

POLICY: # 121
ADOPTED: 06/21/2010
REVIEWED/REVISED: 06/21/2010
SUBJECT: INVESTMENT & CASH MANGEMENT

I. POLICY

It is the policy of the Swartz Creek Area Fire Authority to invest public funds in a manner that will provide the highest investment return with the maximum security while meeting long term major equipment purchasing needs of the Swartz Creek Area Fire Department. The policy will conform to all State statutes and local ordinances governing the investment of public funds.

II. SCOPE

This investment policy applies to all financial assets of the Swartz Creek Area Fire Authority. These funds are accounted for in the Swartz Creek Area Fire Authority's Annual Financial Report.

III. INVESTMENT OBJECTIVES

The following investment objectives, in priority order, will be applied in the management of the Swartz Creek Area Fire Authorities funds.

Safety

The primary objective of the Swartz Creek Area Fire Authority's investment activity is the preservation of capital in the overall portfolio and the protection of investment principal.

The authorized investment staff will employ mechanisms to control risks and diversify investments regarding specific security types or individual financial institutions.

Liquidity

The investment portfolio will remain sufficiently liquid to enable the Swartz Creek Area Fire Authority to meet equipment purchasing requirements, which might be reasonably anticipated.

Return on Investment

The investment portfolio shall be designed with the objective of attaining a market rate of return throughout budgetary and economic cycles, commensurate with the investment risk constraints and the cash flow characteristics of the portfolio. Return on investments shall be of secondary importance compared to the safety and liquidity objectives above.

IV. PRUDENCE

In managing its investment portfolio, Swartz Creek Area Fire Authority officials shall avoid any transaction that might impair public confidence. Investments shall be made with judgment and care, under circumstances then prevailing, which persons of prudence, discretion and intelligence exercise in the management of their own affairs, not for speculation, but for investment, considering the probable safety of their capital as well as the probable income to be derived.

The above standard is established as the standard for professional responsibility and shall be applied in the context of managing the overall portfolio. Investment officers of the Swartz Creek Area Fire Board, acting in accordance with State statute, this investment policy, written procedures as may be established, and exercising due diligence, shall be relieved of personal responsibility for an individual security's credit risk or market price changes, provided that deviations from expectations are reported in a timely fashion, and appropriate action is taken to control adverse developments.

DELEGATION OF AUTHORITY

Authority to manage Swartz Creek Area Fire Authority investment program is derived from the following: P.A. 1943, No. 20., as amended by P.A. 1988 No. 285 SS1.

Management responsibility for the investment program is hereby delegated to the Fire Chief and in the absence of the Fire chief the Accounting/Clerical Specialist who shall establish written procedures for the operation of the investment program consistent with this investment policy. Oversight will be provided by the Swartz Creek Area Fire Authority through the Board Treasurer. Procedures should include reference to: safekeeping, PSA repurchase agreements, wire transfer agreements, banking service contracts and collateral/depository agreements. Such procedures shall include explicit delegation of authority to persons responsible for investment transactions. No person may engage in an investment transaction except as provided under the terms of this policy and the procedures established by the Swartz Creek Area Fire Authority. The Swartz Creek Area Fire Authority shall be responsible for all transactions undertaken.

V. ETHICS AND CONFLICTS OF INTEREST

Officers and employees involved in the investment process shall refrain from personal business activity that could conflict with proper execution of the investment program, or which could impair or create the appearance of an impairment on their ability to make impartial investment decisions. Employees and investment officials shall disclose to the Fire Chief and the Board Treasurer any material financial interests in financial institutions that conduct business with the unit, and they shall further disclose any large personal financial investment positions that could be related to the performance of the Swartz Creek Area Fire Authority's portfolio. Employees and officers shall subordinate their personal investment transactions to those of the Swartz Creek Area Fire Authority, particularly with regard to the time of purchases and sales.

VI. SAFEKEEPING AND CUSTODY

Authorized Financial Dealers and Institutions – The Fire Chief will maintain a list of financial institutions approved by the Swartz Creek Area Fire Authority. In addition, a list will also be maintained of approved security broker/dealers selected by credit-worthiness, who maintain an office in the State of Michigan or who are “primary” dealers or regional dealers that qualify under Securities and Exchange Commission rule 15C3-1 (uniform net capital rule). No public deposit shall be made except in a qualified public depository as established by State law.

All financial institutions and broker/dealers who desire to become qualified bidders for investment transactions must supply the Investment Officer with the following: audited financial statements for the most recent fiscal year; certification of having read and agreeing to abide by the Swartz Creek Area Fire Authority's investment policy and the pertinent State statutes; proof of national Association of Security Dealers certification; and proof of State of Michigan registration, where applicable.

An annual review of the financial condition and registration of qualified bidders will be conducted by the Swartz Creek Area Fire Authority through the Fire Chief. Information indicating a loss or prospective loss of capital on existing investments must be shared with the Swartz Creek Area Fire Board immediately upon notification.

VII. INTERNAL CONTROLS

The Fire Chief shall establish a system of internal controls, documented in writing, which is designed to prevent losses of public funds arising from fraud, employee error, and misrepresentation by third parties, unanticipated changes in financial markets, or imprudent actions by employees and officers of the Swartz Creek Area Fire Board. The internal control structure shall be designed to provide reasonable assurance that these objectives are met. The concept of reasonable assurance recognizes that (1) the cost of a control should not exceed the benefit likely to be derived and (2) the valuation of costs and benefits requires estimates and judgments by management.

The Fire Chief shall initiate an annual process of independent review by an external auditor. This review will provide internal control by assuring compliance with policies and procedures.

All securities purchased by the Swartz Creek Area Fire Authority under this section shall be properly designated as an asset of the Board and held in safekeeping by a third party custodial bank or other third party custodial institution, chartered by the United States government or the State of Michigan, and no withdrawal of such securities, in whole or in part, shall be made from safekeeping except by the Fire Chief as authorized herein, at the direction of the Swartz Creek Area Fire Authority. Internal controls will also encompass at a minimum the additional issues:

Separation of functions including transaction authority from accounting and record-keeping, delegation of authority to subordinate staff members written confirmation of telephone transactions, specific guidelines regarding securities losses and remedial action, documentation of decisions made by the Swartz Creek Area Fire Authority and avoidance of physical delivery securities. Further all confirming written transactions shall be signed by the Fire Chief and the Board Treasurer or in his/her absence the Board Chairman.

VIII. DELIVERY VS. PAYMENT

All trades will be executed by delivery vs. payment to ensure that securities are deposited in an eligible financial institution prior to release of funds. Securities will be held by a third-party custodian as evidenced by safekeeping receipts.

The Swartz Creek Area Fire Authority will execute third party custodial agreement(s) with its bank(s) and depository institution(s). Such agreements will include letters of authority from the Swartz Creek Area Fire Authority, details as to responsibilities of each party, notification of security purchases, sales, delivery, repurchase agreements and wire transfers, safekeeping and transactions costs, procedures in case of wire failure or other unforeseen mishaps including liability of each party.

IX. AUTHORIZED AND SUITABLE INVESTMENTS

1. The Swartz Creek Area Fire Authority is empowered by State statute (1988 Public Act 239, M.C.L. 129.91) to invest in the following types of securities:
 - a. Bond, securities, and other obligations of the United States, or an agency or instrumentality of the United States including securities issued or guaranteed by the Government National Mortgage Association;
 - b. Certificates of deposit, savings accounts, deposit accounts, or depository receipts of a bank which is a member of the federal deposit insurance corporation or a savings and loan which is a member of the federal savings and loan insurance corporation or a credit union which is insured by the national credit union administration, but only if the bank, savings and loan or credit union is eligible to be a depository of surplus funds belonging to the state under section 5 or 6 of Act No. 105 of the Public Acts of 1855, as amended;
 - c. In United States government or federal agency obligation repurchase agreements.
 - d. In banker's acceptances of United States banks;
 - e. Mutual funds registered under the investment company act of 1940, title I of chapter 686, 54 Stat. 789, 15 U.S.C. 80a-1 to 80a-3 and 80a-4 to 80a-64, with the authority to purchase only investment vehicles that are legal for direct investment by the Board. This authorization is limited to securities whose intention is to maintain a net asset value of \$1.00 per share.
 - f. Investment pools through an inter-local agreement under the urban cooperation act of 1967, 1967 (Excess) PA 7, MCL 124.501 to 124.512. All of the pools are limited to investments described in Sections a-f.
 - g. Investment pools organized under the surplus funds investment pool act, 1982 PA 367, 129.11 to 129.118. All of the pools are limited to investments described in Sections a-f.

2. The Investment Officer is restricted to investments that meet the statutory restrictions above and limitations on security issues and issuers as detailed below:
 - a. Repurchase agreements shall be negotiated only with dealers or financial institutions with whom the Swartz Creek Area Fire Authority has negotiated a Master Repurchase Agreement or with the Swartz Creek Area Fire Authority's primary bank. Repurchase Agreements must be signed with the bank or dealer and must continue provisions similar to those outlined in the Public Security Association's model master Repurchase Agreement.
 - b. Certificates of Deposit shall be purchased only from financial institutions, which qualify under Michigan law and are consistent with Opinion No. 6168, Opinions of the Attorney General (1982).
 - c. To the extent possible, the Fire Chief will attempt to match investments with anticipated cash flow requirements. Specific Swartz Creek Area Fire Authority's approval is necessary for investments exceeding eighteen months. Unless matched to a specific cash flow requirement, the Swartz Creek Area Fire Board will not directly invest in securities maturing more than 10 years from the date of purchase. No more than 25 percent of the Swartz Creek Area Fire Authorities total investment portfolio shall be placed in securities maturing in more than 10 years. No more than 50 percent of investment vehicles maturing in any given month shall be of non-liquid nature (non-negotiable CDs, commercial paper, etc.)
 - d. Up to 50 percent may be invested in commercial paper rated at the time of purchase within the 2 highest classifications established by not less than 2 standard rating services and which matures not more than 270 days after the date of purchase; Commercial Paper held in the portfolio which subsequently receives a reduced rating shall be closely monitored and sold immediately if the principal invested may otherwise be jeopardized.
 - e. Investments will be diversified by security type and institutions. With the exception of U.S. treasury securities and authorized investment pools (as a long-term investment program), no more than 50 percent of the total investment portfolio will be invested in a single security type or with a single financial institution. With the exception of using affiliates of the major Banking Institute and upon receipt of written confirmation that funds are fully insured when held by the affiliates.

X. PERFORMANCE STANDARDS

The Swartz Creek Area Fire Authority's investment strategy is passive. Given this strategy, the basis used by the Fire Chief to determine whether market yields are being achieved shall be the three (3) month U.S. Treasury bill and the average Federal Funds rate.

XI. REPORTING

All investment transactions shall be recorded in the various funds of the Swartz Creek Area Fire Authority in accordance with Generally Accepted Accounting Principles as declared by the Government Accounting Standards Board.

The Fire Chief shall submit a semi-annual investment report to the Swartz Creek Area Fire Authority that provides the principal and type of investment, annualized yield, earnings for the period, market price and a summary report of cash and investments maintained in each financial institution.

Material deviations from performance standards (section XIII) shall be reported immediately to the Swartz Creek Area Fire Authority.

XII. INVESTMENT POLICY ADOPTION

The Swartz Creek Area Fire Authority investment policy shall be adopted by resolution of the Swartz Creek Area Fire Authority. Modifications made at any time or when necessitated by State statutory revision must be approved by the Swartz Creek Area Fire Authority. Investments conforming to the investment policy guidelines prior to any amendatory act are hereby validated.

The Swartz Creek Area Fire Department



2011 Budget

July 21, 2010



Swartz Creek Area Fire Department

Serving Clayton Twp. and Swartz Creek Since 1925
8100 B Civic Dr., Swartz Creek MI 48473-1376 • phone: 810-635-2300 • fax: 810-635-7461

July 21, 2010

Swartz creek City Council
Clayton Township Board

Dear Sirs:

By motion of the Swartz Creek Area Fireboard, at the July 19, 2010 meeting, I am forwarding the 2011 Swartz Creek Area Fire Department (SCAFD) Proposed Budget for your consideration. The gross budget is \$318,200.00; this amount is an increase of 18.7% from the 2010 budget. The original recommended budget amount was the same as 2009, that being \$268,200.00. A recommendation by City Manager Bueche, at a budget work shop held July 19, 2010, included municipality contributions of \$25,000.00 per year to the Swartz Creek Area Fire Authority (\$50,000.00 total annually) to be deposited into the Capital Improvement Fund Program (CIFP).

FEMA grants for equipment and an additional apparatus have been applied for. The amount of the apparatus grant, excluding loose equipment, was \$275,000.00. This amount is the maximum FEMA will consider for a pumper. A proposed combination pumper and rehabilitation unit amount is approximately \$545,800.00. This multi-functional unit would replace Rig # 41-16 and also provide a back up pumper for station 2, which currently has only one pumper for responses. More detailed information associated with the FEMA grants is listed on page 3 of the 2011 Budget Explanation List. If the FEMA grants are approved, the 5% matching funding can be taken from the CIFP (with municipal approval) since this fund is NOT part of the SCAFD operating budget.

I look forward to being present at the meeting you designate for discussion of the proposed budget. Please contact me to insure my presence.

Sincerely,

Brent Cole
Fire Chief

SWARTZ CREEK AREA FIRE DEPT: 2011 BUDGET

ACCT #	08 BUDGET	08 ACTUAL	09 BUDGET	09 ACTUAL	10 BUDGET	11 BUDGET	DEFINITION
REVENUES:							
3582	\$252,350.00	\$258,066.72	\$251,860.00	\$258,916.47	\$237,300.00	\$215,768.00	Estimated Operating Contributions
3583	\$45,350.00	\$45,350.00	\$45,840.00	\$45,840.00	\$30,600.00	\$74,920.00	Estimated Equipment Contributions
3583						\$50,000.00	Municipality CIPF Contributions
3628	\$0.00	\$32.00	\$0.00	\$23.00	\$0.00	\$0.00	Miscellaneous Income
3630		\$126,618.00		\$13,787.72			
3664	\$300.00	\$186.70	\$300.00	\$135.66	\$300.00	\$120.00	Interest from Deposits
3673	\$0.00	\$0.00	\$0.00	\$514.75	\$0.00	\$0.00	Sale of Miscellaneous Used Items
	\$298,000.00	\$430,253.42	\$298,000.00	\$319,217.60	\$268,200.00	\$340,808.00	
TOTAL REVENUES							
EXPENSES							
4703	\$12,000.00	\$12,520.00	\$11,500.00	\$15,819.58	\$12,100.00	\$11,006.00	Social Security - .0145%, FICA - .062%
4704	\$45,000.00	\$41,905.66	\$45,750.00	\$42,570.82	\$45,500.00	\$45,500.00	Chief, Acct.
4705	\$14,100.00	\$14,412.36	\$15,000.00	\$14,976.29	\$10,900.00	\$10,900.00	Maint, Qtr. Master Train. FF Labor, pump testing
4706	\$15,000.00	\$15,000.00	\$15,000.00	\$15,000.00	\$15,000.00	\$15,000.00	1 Asst. Chief, 1 Batt. Chief, 2 Capt., 5 Lieut.
4707	\$74,000.00	\$79,785.44	\$74,000.00	\$81,249.16	\$74,000.00	\$60,000.00	Est. Fire Run Payment for Firefighters
4708	\$3,450.00	\$3,354.25	\$5,900.00	\$3,607.00	\$4,800.00	\$2,500.00	Deferred Comp. Employer Paid
4709	\$6,650.00	\$5,611.00	\$6,700.00	\$4,590.00	\$6,170.00	\$4,500.00	Physicals, Hept - B Shots
4727	\$2,900.00	\$2,529.44	\$2,900.00	\$1,807.01	\$2,700.00	\$1,000.00	Clerical Supplies, Postage, Shipping
4728	\$900.00	\$534.92	\$900.00	\$1,362.06	\$700.00	\$700.00	Utility Paper, Cleaning Supplies, Light Bulbs, Keys
4741	\$9,500.00	\$7,121.88	\$8,650.00	\$7,692.92	\$8,650.00	\$8,000.00	Small tool, Batteries, Fuel, Filters etc...
4801	\$8,000.00	\$7,272.42	\$7,700.00	\$4,198.18	\$5,700.00	\$5,800.00	Audit, Legal, Cleaning, Advertising, Copier Maint. Agree. Photos
4850	\$4,650.00	\$3,754.35	\$4,200.00	\$3,054.84	\$3,350.00	\$3,420.00	Telephone/Internet Service
4910	\$29,900.00	\$25,826.50	\$29,900.00	\$26,394.50	\$26,000.00	\$26,000.00	Fleet, Liability, Workers' Comp., F.F. Ins.
4920	\$16,000.00	\$15,741.21	\$17,000.00	\$14,036.86	\$17,000.00	\$17,000.00	Gas/Electric, Water/Sewer
4960	\$10,600.00	\$13,146.05	\$7,060.00	\$17,206.83	\$5,030.00	\$4,562.00	Dues, Classes/Materials, Prevention Materials, Subscriptions
4970	\$240.00	\$84.99	\$240.00	\$2,158.99	\$240.00	\$240.00	Office Equipment
4976	\$15,660.00	\$142,138.34	\$23,500.00	\$22,018.19	\$13,860.00	\$25,600.00	Office Equipment
4978	\$17,725.00	\$9,746.50	\$18,700.00	\$7,015.41	\$15,300.00	\$24,072.00	Maint. Agree., Repair of Fire Equipment
4979	\$10,275.00	\$79.95	\$1,750.00	\$244.96	\$0.00	\$0.00	Upgrades of existing Fire Equipment
4984	\$900.00	\$860.26	\$900.00	\$139.96	\$600.00	\$1,800.00	Computer Hardware & Hardware Repair
4988	\$550.00	\$645.29	\$750.00	\$658.95	\$600.00	\$600.00	Computer Software, Software Upgrades, Train. Matls.
4999	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	Capital Improvement Fund Program
	298,000.00	402,070.81	298,000.00	285,802.51	268,200.00	318,200.00	
Sub-total Expenses							
4981							Truck Purchases
4982							Loose Equip for New Apparatus Only
4983						\$22,608.00	FEMA Grant Municipal Matching Requirement
	298,000.00	402,070.81	298,000.00	285,802.51	268,200.00	340,808.00	
	\$0.00	\$28,182.61	\$0.00	\$33,415.09	\$0.00	\$0.00	
	\$0.00	\$0.00	\$0.00	\$28,182.61	\$0.00	\$0.00	
	\$0.00	\$28,182.61	\$0.00	\$61,597.70	\$0.00	\$0.00	
Total Expenses							
Net Income (Loss)							
Fund balance beginning of the year							
Fund balance end of the year							

2011 BUDGET BREAKDOWN:

Acct# 703 Social Security	\$11,006.00 (-1094.00)
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2008 Actual	\$12,520.00	
2009 Actual	\$15,819.58	
2010 Budget	\$12,100.00	

Chief Salary/Acct Wage	\$45,418.00
Officers	\$15,000.00
Main/Train	\$10,900.00
Firefighters	\$60,000.00
Unemployment Payments	\$960.00
TOTAL	\$11,005.83

	\$131,318.00	0.0765
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Acct# 704 Staff: Chief & Acct/Clerical Specialist Wages	\$45,500.00 (No Change)
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2008 Actual	\$41,905.66	
2009 Actual	\$42,570.82	
2010 Budget	\$45,500.00	

Chief Salary	\$23.14 x 25hrs x 52 wks	(no change)	\$30,082.00
Acct. Wage	\$12.78 x 24hrs x 50wks	(no change)	\$15,336.00
TOTAL			\$45,418.00

Acct# 705 Maintenance & Training Wages	\$10,900.00 (No Change)
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2008 Actual	\$14,412.36	
2009 Actual	\$14,976.29	
2010 Budget	\$10,900.00	

Truck Maintenance Salary	\$3,120.00	
Quarter Master Salary	\$1,800.00	
Training Salary	\$2,460.00	
Firefighter Labor:		
Hose Testing	\$8/hr	\$1,000.00
Hall/Apparatus Duties	\$8/hr	\$2,500.00
TOTAL		\$10,880.00

Acct# 706 Officer Salary	\$15,000.00 (No Change)
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2008 Actual	\$15,000.00	
2009 Actual	\$15,000.00	
2010 Budget	\$15,000.00	

Asst. Chief (1)	\$2,520.00
Batt. Chief (1)	\$2,160.00
Captain (2)	\$3,840.00
Lieutenant (4)	\$6,480.00
Sargeant (3)	\$0.00
TOTAL	\$15,000.00

2011 PROPOSED BUDGET

Acct# 707 Firefighter Wages **\$60,000.00 (-14000.00)**

2008 Actual	\$79,785.44
2009 Actual	\$81,249.16
2010 Budget	\$74,000.00

FIREFIGHTER

Probation I	\$9.31
Probation II	\$9.93
FFI	\$10.53
FFII	\$11.52
Officer I	\$12.46
Officer II	\$13.20
Officer III	\$13.57
Tenure	+ .30 for 3yrs; 5yrs & 5 year increments

RADIO OPERATOR

Probation	\$9.31
After 1 year	\$9.99

Acct# 708 Deferred Compensation **\$2,500.00 (-2300.00)**

2008 Actual	\$3,354.25
2009 Actual	\$3,607.00
2010 Budget	\$4,800.00

Firefighters: flat rate, \$48 per yr X 26 FF	\$1,248.00
Firefighters: \$1.50 per run x 26 FF X44 runs (includes alarms & training)	\$1,716.00
TOTAL	\$2,964.00

Acct# 709 Medical Expense **\$4,500.00 (-1670.00)**

2008 Actual	\$5,611.00
2009 Actual	\$4,590.00
2010 Budget	\$6,170.00

Physical 40 FF @ \$137.50	\$5,500.00
Hept B injections 3 shots @ \$55	\$165.00
Safety Lenses 1 @ \$50	\$0.00
TOTAL	\$5,665.00

Acct# 727 Office Supplies **\$1,000.00 (-1700.00)**

2008 Actual	\$2,529.44
2009 Actual	\$1,807.01
2010 Budget	\$2,700.00

Supplies (forms, envelopes, pens, etc...)	\$900.00
Postage (stamps, special mailings)	\$500.00
Shipping	\$600.00
TOTAL	\$2,000.00

2011 PROPOSED BUDGET

Acct# 728 Building Supplies **\$700.00 (No Change)**

2008 Actual	\$534.92	
2009 Actual	\$1,362.06	
2010 Budget	\$700.00	
Paper Products		\$200.00
Cleaning Products		\$80.00
Light Bulbs		\$40.00
Keys		\$300.00
Repairs/Updates		\$80.00
TOTAL		<u>\$700.00</u>

Acct# 741 Equipment Supplies **\$8,000.00 (-650.00)**

2008 Actual	\$7,121.88	
2009 Actual	\$7,692.92	
2010 Budget	\$8,650.00	
Fuel		\$3,850.00
Filters		\$500.00
Oil		\$350.00
Small Tools		\$600.00
Misc. Supplies		\$2,700.00
TOTAL		<u>\$8,000.00</u>

Acct# 801 Contract Services **\$5,800.00 (+100.00)**

2008 Actual	\$7,272.42	
2009 Actual	\$4,198.18	
2010 Budget	\$5,700.00	
Emergency Excavating/Towing		\$500.00
Auditing Service		\$2,700.00
Maintenance Agreement-Copier		\$700.00
Office Cleaning (Sta 1)		\$300.00
Legal Service		\$1,500.00
Personnel Photos		\$100.00
TOTAL		<u>\$5,800.00</u>

Acct# 850 Communications **\$3,420.00 (+70.00)**

2008 Actual	\$3,754.35	
2009 Actual	\$3,054.84	
2010 Budget	\$3,350.00	
Web Site Domain Name		\$200.00
Cell Phone		\$120.00
Phones/Internet Access	09/2011 term ends	\$3,100.00
TOTAL		<u>\$3,420.00</u>

2011 PROPOSED BUDGET

Acct# 910 Insurance **\$26,000.00 (No Change)**

2008 Actual	\$25,826.50	
2009 Actual	\$26,394.50	
2010 Budget	\$26,000.00	
Michigan Par Plan		\$18,000.00
Worker's Compensation		\$8,000.00
TOTAL		<u>\$26,000.00</u>

Acct# 920 Utilities **\$17,000.00 (No Change)**

2008 Actual	\$15,741.21	
2009 Actual	\$14,036.86	
2010 Budget	\$17,000.00	
Water/Sewer		\$1,000.00
Gas/Electric		\$16,000.00
TOTAL		<u>\$17,000.00</u>

Acct# 960 Education & Training **\$4,562.00 (-468.00)**

2008 Actual	\$13,146.05	
2009 Actual	\$17,206.83	
2010 Budget	\$5,030.00	
FIREFIGHTER TRAINING		
Misc. FF Classes		\$2,400.00
ADVANCED TRAINING		
Officer Classes \$350 ea x 1		\$350.00
CERTIFICATIONS		
CPR		\$62.00
MEMBERSHIPS		
Michigan Fire Chiefs		\$85.00
Genesee Co. Fire Chiefs \$50 ea x 2 + \$125 dept		\$225.00
Shiawassee Co. Firefighters		\$75.00
Mi State Fireman's Assoc \$30 ea x 42 + \$75 dept		\$1,335.00
Interntl Assoc Of Arson Invest. \$30/3 yrs due 2011		\$30.00
FIRE PREVENTION		
Misc. Materials/handouts/DVDs to replace worn out VHS tapes		\$0.00
TOTAL		<u>\$4,562.00</u>

rec'd '08 FEMA grant

2011 PROPOSED BUDGET

Acct# 970 Office Equipment **\$240.00 (No Change)**

2008 Actual	\$84.99
2009 Actual	\$2,158.99
2010 Budget	\$240.00

Potential Replacement of Damaged Items	\$240.00
TOTAL	\$240.00

Acct# 976 Fire Equipment **\$25,600.00 (+11740.00)**

2008 Actual	\$142,138.34
2009 Actual	\$22,018.19
2010 Budget	\$13,860.00

Securitex Turn Out Gear (5)	\$9,500.00
Motorola XTS5000 Radio (2)	\$8,000.00
Dress Uniforms	\$1,100.00
Minitor V Pagers (10)	\$4,500.00
10 yr Anniversary Helmet (3)	\$750.00
Replacement Helmets (10)	\$1,750.00
TOTAL	\$25,600.00

Acct# 978 Fire Equipment-Maint/Repair **\$24,072.00 (+8772.00)**

2008 Actual	\$9,746.50
2009 Actual	\$7,015.41
2010 Budget	\$15,300.00

Truck Repair	\$4,872.00
Jaws Pump Maint	\$1,600.00
Air Compressor M/A	\$1,000.00
Turn-Out Gear Repair/Cleaning	\$1,500.00
Ladder Certification	\$600.00
Annual Pump Test/Maint	\$2,000.00
Pager/Radio Repair	\$900.00
SCBA Repair	\$700.00
First Aid Kit (restock)	\$200.00
Fire Extinguishers Maint	\$200.00
Misc. Equipment Repair	\$1,000.00
Posi Check Maint	\$1,200.00
SCBA Air Bottle Testing	\$400.00
Tires	\$7,900.00
TOTAL	\$24,072.00

Acct# 979 Fire Equipment-Upgrades

2008 Actual	\$79.95
2009 Actual	\$244.96
2010 Budget	\$1,750.00

TOTAL	\$0.00
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Acct# 981 Apparatus Purchase **\$0.00**

2011 PROPOSED BUDGET

Acct# 982 Loose Equipment-New Apparatus		\$0.00
Acct# 983 FEMA Grant Municipality Matching		\$22,608.00 (+22608.00)
2008 Actual	\$0.00	
2009 Actual	\$0.00	
2010 Budget	\$0.00	
Gear, Radios, Washing Machine Apparatus		\$3,491.00
		\$19,117.00
TOTAL		<u>\$22,608.00</u>
Acct# 984 Computer Hardware/Repairs		\$1,800.00 (+1200.00)
2008 Actual	\$860.26	
2009 Actual	\$139.96	
2010 Budget	\$600.00	
Computer/Monitor upgrades		\$1,500.00
Potential Repairs		\$300.00
TOTAL		<u>\$1,800.00</u>
Acct# 988 Computer Software/Upgrades		\$600.00 (No Change)
2008 Actual	\$645.29	
2009 Actual	\$658.95	
2010 Budget	\$600.00	
Fire Tools Upgrade		\$300.00
Peachtree Upgrade		\$0.00
Peachtree Tax Service (must have to run payroll)		\$300.00
TOTAL		<u>\$600.00</u>
Acct# 999 Capital Improvement Fund Program		\$50,000.00 (+50000.00)
2008 Actual	\$0.00	
2009 Actual	\$0.00	
2010 Budget	\$0.00	
Municipality Contribution		\$50,000.00
TOTAL		<u>\$50,000.00</u>

Swartz Creek Area Fire Department

2011 Budget Explanation List:

~July 13, 2010~

976 Fire Equipment:

#	Cost	Description
5	9,500	Sets of Securitex turn out gear (This is a continuation of replacement & provisions for new personnel if sizes in our current back up inventory do not fit. In addition, NFPA 1851 recommends removal from service fire gear that is 10 years old. A FEMA grant has been submitted, but additional gear may be needed to accommodate sizes and damaged beyond repair situations. There is no guarantee the FEMA grant will be approved.)
2	8,000	Motorola XTS5000 portable radios (A FEMA grant was submitted for 9 portable radios. 12 are necessary for compliance with FEMA recommendation that 1 radio per 2 firefighters on the fire scene based on the number of seats in our apparatus fleet. This request will bring us within 1 portable of being compliant if FEMA approves our grant request. If the grant is denied, this will be a start towards the 12.
	1,100	Dress uniform needs. Each firefighter that comes off probation should receive a dress uniform, to properly represent the SCAFD. This will provide adequate coverage for new personnel and worn out uniform pieces that need replacement.
10	4,500	Minitor V dispatch pagers (There is a deadline of January 1, 2013 when narrow banding is to take effect. The only pagers in inventory that are compliant are the Minitor V's. It is estimated that purchasing 10 in 2011 and 10 in 2012 will provide enough, unless unforeseen circumstances dictate otherwise.)
3	750	Anniversary helmets (Those that reach their 10 th Anniversary are presented with a traditional helmet)
10	1,750	Replacement of 10 standard issue helmets (A gradual replacement of standard helmets has started with assistance from the Hundred Club of Flint and submission of a FEMA grant. NFPA 1851 recommendations for replacement of personal firefighter equipment, such as turn out gear, helmets, gloves and boots, every 10 years.)

Total Fire Equipment = \$25,600.00

978 Fire Equip.-Maintenance/Repair

	4,872	Unclassified truck repair
1	1,600	Jaws Pump Annual Maintenance program (Amkus recommends that the units have the oil changed & tools be inspected/repared annually for optimum usability. Due to liability, it is recommended that a qualified factory company inspect & maintain our rescue tools.)
1	1,000	Breathing Air Compressor Maintenance (an ongoing MiOSHA requirement to insure the air that the SCBA bottles are filled with is not contaminated)
1	1,500	Turn out gear repair and cleaning (When cost effective, gear that has been damaged beyond local means to repair or clean, can be returned to usable condition. Each garment is analyzed to determine the cost effectiveness of repair, of which this cost would be taken from this fund.)
1	600	Ladder Certification (An annual cost associated with the MiOSHA & NFPA

		requirement)
1	2,000	Annual Engine Pump testing (An annual cost associated with NFPA requirements). Beginning in 2008, pump maintenance was reduced to once a year, based on the number of incidents for the SCAFD per year. Unless alarms should increase, this will be the standard for future. Included with the annual maintenance, each applicable pump will be re-certified.
	900	Pager/radio repair (To try and hold down repair costs, new pagers are once again being proposed, as electronic equipment only lasts so long. With increase age, comes an increase in repeat repairs. In addition, the more people on the roster, the greater the amount of repairs that may be needed.)
	700	SCBA repair (Parts associated with the frame, bottles & face masks. As our SCBA age, they will cost more.)
	200	First Aid Kit (Restock of used items & replacement of expired.)
	200	Department fire extinguisher maintenance (yearly inspections are required)
	1,000	Misc. Equipment Repairs (hand tools, power equipment & etc)
	1,200	Fit Test and SCBA Maintenance (parts and machine certification associated with MiOSHA requirements)
	400	Hydrostatic SCBA bottle testing (Hydro tested ever 3 years for SCBA bottles is a mandatory MiOSHA requirement. Not all bottles are tested each year. The year of testing is determined by the date they were purchased new.)
	7,900	Apparatus tire replacement (The age and usage of the tires indicate the potential replacement. The size of the tires usually have a minimum price tag averaging \$500 each, plus mounting. Depending on the amount spent towards repairs, some tire replacement may be postponed until 2012, as long as safety isn't compromised.)

Total Maintenance/Repair = \$24,702.00

979 Fire Equipment - Upgrades

#	Cost	Description
0		No upgrades are budgeted for. If a situation arises that needs immediate attention, a request will be presented to the Fireboard.

Total Upgrades = 00

984 Computer Hardware (Repairs/Upgrades):

Cost	Description
1,500	Computer Upgrades (Amount to cover aging monitors, CPU's and misc. hardware)
300	Repairs and/or replacement of miscellaneous items such as mice, keyboards, hard drives, and etc.

Total Computer Hardware (Repairs/Upgrades) = \$1,800.00

988 Computer Software (New/Upgrades):

Cost	Description
300	FireTools user fee. (FireTools has charged the SCAFD this amount yearly. It includes all upgrades associated with the program.)
300	Peach Tree Tax Service (required to run payroll)

Total Computer Software (New/Upgrades) = \$600.00

999 CIFP (Capital Improvement Fund Program) Contributions:

Cost	Description
50,000	Each municipality would contribute \$25,000.00 towards future apparatus replacement. The funds would be immediately deposited into the SCAFD CIFP account with the transaction listed on the spread sheet accordingly.

Total CIFP Contribution = \$50,000.00

983 Additional Funding (outside normal operating budget & not listed on Budget Breakdown document)

3,491	A fire equipment FEMA grant was submitted on May 27, 2010. Included in the grant request was turn out gear, portable radios and a washing machine replacement. This amount is the 5% matching amount required by FEMA.
19,117+	In addition to the FEMA equipment grant request, an apparatus grant was submitted. Based on the maximum apparatus amount allowed by FEMA, being \$275,000.00 plus \$107,355.00 (loose equipment since this is an addition to our fleet and not a replacement), the 5% matching amount is \$19,117.00. We are still waiting on the final actual estimated apparatus amount so the actual municipal contribution can be calculated. The proposed unit would be designated for station 2, since there is only one Class A pumper located there and currently no back up. The design is for a multi-purpose unit for suppression, firefighter rehabilitation at the scene and air cylinders for filling self contained breathing apparatus air bottles. The preliminary cost is \$545,800.00.

E:\cole\Fireboard\Budget\Fire Equip explanation 2011. WPD

**Swartz Creek Area Fire Department
2011 Fire Apparatus Replacement / Addition Schedule
July 13, 2010**

New or Replacement Year	Purchased New Year	Original Cost	Service Years When Replaced	Apparatus Description	Rig #	Replacement / Additional Apparatus	Projected Cost
2011	1991	55,459	20	1991 Chev Step Van (2)	41-16	Squad with air system & lighting	200,000
2013	1993	24,290	20	1993 Chev Crew Cab	41-27	Fully equip grass rig with 4 door crew cab	82,540 (1)
2016	1991	180,681	25	1991 Pierce, 1500 GPM pump, 1000 gal tank	41-12	1500 GPM pumper, 750 gal. tank	551,538 (1)
2020	1992	71,235	28	1992 International, 5000 gallon tanker	41-23	New chassis & pump - remount tank	350,000
2023	1997	215,366	25	1998 Pierce, 1500 GPM pump, 750 gal. tank	41-11	1500 GPM pumper, 750 gal. tank	885,649 (1)
2024	1999	227,919	25	1999 Pierce, 1500 GPM pump, 750 gal tank	41-21	1500 GPM pumper, 750 gal. tank	947,645 (1)

(1) Cost estimate courtesy of Rehmann Robson 2008

NOTE: A FEMA grant was submitted on May 27, 2010 for new pumper rehabilitation unit. The maximum amount FEMA considers for a pumper is \$275,000.00. The proposed pumper and rehabilitation unit would be housed at station 2, since currently there is not a secondary pumper in the event the first should not start or fail on scene. The design proposed would match the type that is currently being utilized in our fleet. The cost estimate is \$545,800.00. The loose equipment cost is \$107,355.00 (due to this being an addition to the fleet and not a replacement).

(2) If FEMA approves our grant request for a new apparatus, this unit replacement would be delayed.

e:\Cole\Fireboard\Budget\Apparatus Replacement Schedule 2011.xls

DATE: July 21, 2010

TO: David Hurt, City Councilman/Fire Board Representative
Paul Bueche, City Manager
City of Swartz Creek Council

FROM: Fire Chief Brent Cole

SUBJECT: City Station Considerations – 2011 Budget
(1) Previous considerations that have not been addressed or have not received a reply of consideration.

I. Safety

1. Maintain vigilant compliance with MiOSHA regulations.
2. Garage door remote controls. This is both a safety and energy conservation issue. (1) First proposed in 2004. Since then I've recommended the upgrade every year. The remote controls will help prevent slips or falls (by an individual proceeding to the apparatus after shutting the door) and/or assure the ability to shut the door without waiting for a person to do so (which will cut down on response times).

II. Issues to insure current/future safety for the community

1. Bi-yearly hydrant flush and pump maintenance, and annual flow testing. (1) REASON: Due to a continued difficulty in opening the large steamer taps at hydrant locations, it is imperative that each cap on each hydrant be completely loosened to insure reliability. ISO credit was reduced due to this not being done. Currently, they are only flushed once a year.
2. Enact a multi-residential and commercial sprinkler/smoke detector ordinance for all future development. (1) REASON: The cost of such is now affordable due to recent technology advancements. Insurance premiums and life safety issues will be reduced for the owner. In the event of fire, this will save lives and property damage.
3. Enact a Knox Box ordinance for all future commercial development. (1) REASON: This will allow for fast access to the business after hours without causing damage due to forcible entry. The cost of a Knox Box is born by the owner.
4. Install "No Parking" signs on the garage doors on the east side of the fire station. (1) REASON: Citizens have parked in front of and/or adjacent to the apparatus doors. With the creation of the Veteran's Memorial, the possibility continues.
5. Cost recovery for future apparatus purchases. (1) REASON: Rehmann Robson under section IV, paragraph 9, indicated a need for adoption of cost recovery ordinances. It was also recommended the fees collected should be earmarked for

said purchases. The SCAFD has submitted wording for your consideration in 2010.

III. Other important considerations

1. Replace heating system in bay area with radiant system. **(1)** REASON: Radiant system is more efficient than forced air, thus reducing utility costs.
2. Continue replacement of the apparatus bay lighting. **(1)**
3. Clean or replace office area carpeting. **(1)** REASON: It's original carpet from when the building was built in the late 1980's, and it is worn and stained.
4. Repaint the garage doors facing Fortino Dr. **(1)** REASON: With the replacement of panels on one of the doors, they are different colors.

Thank you for your consideration. If you should have any questions, please do not hesitate to contact me.



Adam Zettel

Assistant City Manager/Zoning Administrator
azettel@cityofswartzcreek.org

Date: July 20, 2010

To: Paul Bueche, City Manager
From: Adam Zettel, Assistant City Manager
Subject: Sidewalk Repair Contractor

Hi Paul:

The sidewalk program for the summer of 2010 is underway. As in years past, the City audited the sidewalks of the City and shall notify property owners of any defects that require repair or replacement. The City published a notice for bids to perform sidewalk replacement work as the City's contractor. Property owners will have the option to repair the defects themselves or to use the low bid received by the City.

The notice of the sidewalk bid was published in the June 13th edition of the Swartz Creek News, and I also sent out solicitations for bids to ten contractors with a known interest in the work. The bids were collected and opened on Friday June 25th, 2008 at 2:00 p.m. in the City Offices.

The City received the following bid proposals:

Badgley Construction	4": \$4.20	6": \$5.15	8": \$5.90	Edge Grinding: \$12
Donaldson & Sons*	4": \$3.99	6": \$4.50	8": \$8.28	Edge Grinding: \$100
Bill's Cement Work	4": \$4.50	6": \$6.00	8": \$8.00	Edge Grinding: \$40
Fick Excavating*	4": \$5.36	6": \$6.80	8": \$9.06	Edge Grinding: \$100

*Proof of insurance submitted with bid.

As demonstrated by the bids, Donaldson & Sons had the lowest bid both the 4" and 6" work groups, which account for a vast majority of the work scope. Since Donaldson & Sons has performed satisfactory work in City in the past, I recommend that the City Council accept this bid and retain them for sidewalk work for the 2010 sidewalk program.

Sincerely,

Adam H. Zettel, AICP
Assistant City Manager
City of Swartz Creek
azettel@cityofswartzcreek.org

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

www.cityofswartzcreek.org

<ftp://cityofswartzcreek.org>

CITY OF SWARTZ CREEK
SWARTZ CREEK, MICHIGAN
BID SHEET
2010 SIDEWALK REPAIR

4" CONCRETE \$ 4.20 PER SQUARE FOOT

6" CONCRETE \$ 5.15 PER SQUARE FOOT

8" CONCRETE (REINFORCED) \$ 5.90 PER SQUARE FOOT

EDGE GRINDING \$ 12.00/LF min 4' PER APPLICATION

NAME (PRINTED): Badgley Construction DATE: 6-9-2010

SIGNATURE: Burt Badgley DATE: 6-9-2010

ADDRESS: 9179 W. Bristol Rd
Swartz Creek, MI 48473

PHONE: 810-635-4999 Cell 577-1210

CITY OF SWARTZ CREEK
SWARTZ CREEK, MICHIGAN
BID SHEET
2010 SIDEWALK REPAIR

4" CONCRETE \$ 3.99 PER SQUARE FOOT

6" CONCRETE \$ 4.50 PER SQUARE FOOT

8" CONCRETE (REINFORCED) \$ 8.26 PER SQUARE FOOT

EDGE GRINDING \$ 100.⁰⁰ PER APPLICATION

NAME (PRINTED): Donaldson & Sons, Inc. DATE: 6-20-10

SIGNATURE:  DATE: 6-20-10

ADDRESS: 355 S. Seymour Rd.
Flushing MI 48433

PHONE: 810-659-5094



CERTIFICATE OF INSURANCE

Scan Code
CERT

FARM BUREAU MUTUAL INSURANCE COMPANY OF MICHIGAN
 FARM BUREAU GENERAL INSURANCE COMPANY OF MICHIGAN
Lansing, Michigan 48909

Name and Address of Certificate Holder:

City of Swartz Creek
8083 Civic Dr.
Swartz Creek, MI 48473

AMENDED

Named Insured and Address:

Donaldson & Sons
355 S. Seymour Rd.
Flushing, MI 48433

Issue Date: 06/21/2010

This is to certify that the following policy(ies) of insurance has (have) been or will be issued by the Company to the Named Insured. This certificate is not a guarantee that the policy(ies) will remain in effect until its (their) stated expiration date. In the event of cancellation of any of the insurance policies before the expiration date, the Company will endeavor to mail notice of such cancellation to the Certificate Holder designated above at their last known address, but failure to mail such notice shall impose no obligation or liability of any kind upon the Company. This certificate is issued as a matter of information only and confers no rights upon the Certificate Holder. This certificate does not amend, extend, or alter the coverage afforded by the policy(ies) of insurance indicated below. The information conveyed in this Certificate of Insurance is only valid for the indicated policy periods. Certificates of Insurance for subsequent policy periods must be requested by the Certificate Holder.

Type of Insurance	Policy Number	Policy Period	Limits of Liability	
Business Auto Liability * Specifically Described Autos (Symbol 7) <input type="checkbox"/> Hired Auto (Symbol 8) <input type="checkbox"/> Non-Owned Auto (Symbol 9)	BAP-2087130	Eff. 01/18/2010 Exp. 01/18/2011	Combined Single Limit Each Accident	\$ 500,000
Worker's Disability Compensation	WCC-2640985	Eff. 10/06/2009 Exp. 10/06/2010	Coverage A - Statutory Coverage B - Bodily Injury by Accident (Employer's Liab.) Bodily Injury by Disease Bodily Injury by Disease	\$ 100,000 Each Accident \$ 100,000 Each Employee \$ 500,000 Policy Limit
Comprehensive General Liability or Commercial Package <input type="checkbox"/> Including <input type="checkbox"/> Excluding Products-Completed Operations <input type="checkbox"/> Hired Auto <input type="checkbox"/> Non-Owned Auto <input type="checkbox"/> CERTIFICATE HOLDER is an Additional Insured on the Comprehensive General Liability Policy. <input type="checkbox"/> Excluding:	SF-09301	Eff. 01/18/2010 Exp. 01/18/2011	Each Occurrence General Aggregate Medical Payments Limit	\$ 1,000,000 \$ 2,000,000 Products Aggregate \$ 2,000,000 5,000
Owners' or Contractors' Protective Liability		Eff. Exp.	Each Occurrence General Aggregate	\$ \$
Products - Completed Operations Liability		Eff. Exp.	Each Occurrence Products Aggregate	\$ \$
Umbrella Liability		Eff. Exp.	Limit	\$
Farmowners Liability Including Products Business Pursuits <input type="checkbox"/> Excluded <input type="checkbox"/> Included		Eff. Exp.	Limit Type: Describe:	\$
Other		Eff. Exp.		

x
Authorized Signature

2894
Agent No.

(810) 732-5777
Agent Phone Number

CITY OF SWARTZ CREEK
SWARTZ CREEK, MICHIGAN
BID SHEET
2010 SIDEWALK REPAIR

4" CONCRETE \$ 4.50 PER SQUARE FOOT

6" CONCRETE \$ 6.00 PER SQUARE FOOT

8" CONCRETE (REINFORCED) \$ 8.00 PER SQUARE FOOT

EDGE GRINDING \$ 40.00 PER APPLICATION

NAME (PRINTED): Bill's Cement work DATE: 6-24

SIGNATURE: William Pattee DATE: 6-24

ADDRESS: 3154 Amelia
Flushing Mi

PHONE: 810 733 2373

CITY OF SWARTZ CREEK
SWARTZ CREEK, MICHIGAN
BID SHEET
2010 SIDEWALK REPAIR

4" CONCRETE \$ 5³⁶ PER SQUARE FOOT

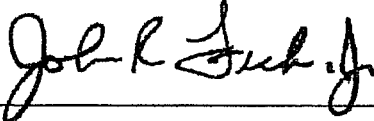
6" CONCRETE \$ 6⁸⁰ PER SQUARE FOOT

8" CONCRETE (REINFORCED) \$ 9⁰⁶ PER SQUARE FOOT

EDGE GRINDING \$ 100⁰⁰ PER APPLICATION

NAME (PRINTED): John R. Fick Jr.

DATE: 6-25-2010

SIGNATURE: 

DATE: 6-25-2010

ADDRESS: 2500 S. Elms Rd.

Swartz Creek, MI. 48473

PHONE: 810-635-9708

ACORD™ CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)
06/29/2009

PRODUCER (248)828-3377 FAX (248)828-3741
Valenti Trobec Chandler, Inc.
1175 W. Long Lake, Suite 200
Troy, MI 48098

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW.

INSURED Jack Fick Excavating, Inc.
DBA: Fick Excavating
2500 S. Elms Rd
Swartz Creek, MI 48473-9717

INSURERS AFFORDING COVERAGE		NAIC #
INSURER A:	WESTFIELD COMPANIES	241120
INSURER B:	Accident Fund National	0025
INSURER C:		
INSURER D:		
INSURER E:		

COVERAGES

THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. AGGREGATE LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

INSR	ADD'L	TYPE OF INSURANCE	POLICY NUMBER	POLICY EFFECTIVE DATE (MM/DD/YY)	POLICY EXPIRATION DATE (MM/DD/YY)	LIMITS	
A		GENERAL LIABILITY	TRA4473645	06/30/2009	06/30/2010	EACH OCCURRENCE	\$ 1,000,000
		<input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY <input type="checkbox"/> CLAIMS MADE <input checked="" type="checkbox"/> OCCUR <input checked="" type="checkbox"/> \$1000. PD Deduct <input type="checkbox"/> Per Occurrence GEN'L AGGREGATE LIMIT APPLIES PER: <input type="checkbox"/> POLICY <input checked="" type="checkbox"/> PRO-JECT <input checked="" type="checkbox"/> LOC				DAMAGE TO RENTED PREMISES (Ea occurrence) \$ 300,000 MED EXP (Any one person) \$ 5,000 PERSONAL & ADV INJURY \$ 1,000,000 GENERAL AGGREGATE \$ 2,000,000 PRODUCTS - COMP/OP AGG \$ 2,000,000	
A		AUTOMOBILE LIABILITY	TRA4473645	06/30/2009	06/30/2010	COMBINED SINGLE LIMIT (Ea accident)	\$ 1,000,000
		<input checked="" type="checkbox"/> ANY AUTO				BODILY INJURY (Per person)	\$
		<input type="checkbox"/> ALL OWNED AUTOS				BODILY INJURY (Per accident)	\$
		<input type="checkbox"/> SCHEDULED AUTOS				PROPERTY DAMAGE (Per accident)	\$
		<input type="checkbox"/> HIRED AUTOS					
		<input type="checkbox"/> NON-OWNED AUTOS					
		GARAGE LIABILITY				AUTO ONLY - EA ACCIDENT	\$
		<input type="checkbox"/> ANY AUTO				OTHER THAN EA ACC	\$
						AUTO ONLY: AGG	\$
A		EXCESS/UMBRELLA LIABILITY	TRA4473645	06/30/2009	06/30/2010	EACH OCCURRENCE	\$ 2,000,000
		<input checked="" type="checkbox"/> OCCUR <input type="checkbox"/> CLAIMS MADE				AGGREGATE	\$ 2,000,000
		<input type="checkbox"/> DEDUCTIBLE					\$
		<input checked="" type="checkbox"/> RETENTION \$ 0					\$
B		WORKERS COMPENSATION AND EMPLOYERS' LIABILITY	WCV6046552	06/30/2009	06/30/2010	<input checked="" type="checkbox"/> WC STATUTORY LIMITS	OTH-ER
		ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED?				E.L. EACH ACCIDENT	\$ 500,000
		If yes, describe under SPECIAL PROVISIONS below				E.L. DISEASE - EA EMPLOYEE	\$ 500,000
		OTHER				E.L. DISEASE - POLICY LIMIT	\$ 500,000

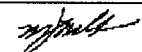
DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES / EXCLUSIONS ADDED BY ENDORSEMENT / SPECIAL PROVISIONS
 All operations of the Named Insured. Certificate holder is named as Blanket Additional Insured, when required by written contract, per Form CG7087.

CERTIFICATE HOLDER

CANCELLATION

City of Swartz Creek
Attn: Thomas Hundley
8083 Civic Drive
Swartz Creek, MI 48473

SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, THE ISSUING INSURER WILL ENDEAVOR TO MAIL 30 DAYS WRITTEN NOTICE TO THE CERTIFICATE HOLDER NAMED TO THE LEFT, BUT FAILURE TO MAIL SUCH NOTICE SHALL IMPOSE NO OBLIGATION OR LIABILITY OF ANY KIND UPON THE INSURER, ITS AGENTS OR REPRESENTATIVES.

AUTHORIZED REPRESENTATIVE
Michael Miller/SKW 

**CITY OF SWARTZ CREEK
SPECIFICATIONS AND INFORMATION
FOR REPLACEMENT SIDEWALKS (4", 6", AND 8")
SUMMER 2010**

GENERAL INFORMATION

The City of Swartz Creek is beginning the annual city-wide sidewalk repair program. Property owners will be notified of sidewalk on their property that is declared to be in a state of disrepair and be given thirty (30) days to repair same. Total repairs inventoried for this year total about 1,700 square feet plus additional change orders requested by property owners. There are also twelve locations that will require grinding of approximately 2" or less. Note that some of these repairs may be carried out independently of this program.

The City will be taking bids on 4", 6" and 8" (reinforced) sidewalk on a "square foot" cost to assist in repairing sidewalk. Should the property owner want to use the successful bidder, they would make payment to the City in the amount invoiced by the successful bidder, who in return will pay the contractor after successful completion of the work.

The work will be done on an "as needed" procedure to be determined by the City of Swartz Creek. Please contact Adam Zettel at the City Offices, 810.635.4464, if you have questions.

GENERAL SPECIFICATIONS

1. Existing broken sidewalk shall be removed and hauled away.
2. Existing broken sidewalk removed at nearest joint. The edge of existing sidewalk and driveway shall be smooth and straight before new concrete is poured next to them. Saw cutting may be required to produce a smooth and straight edge.
3. Existing tree roots, clay, etc., to be removed by contractor.
4. Contractor to clean up, backfill, and seed area as needed.
5. All concrete shall have minimum test strength of 3,000 psi in compression after twenty-eight (28) days.
6. Pitch all sidewalks downward toward the street at a minimum slope of 1/4" per foot.
7. Expansion Joints: Place 1/2" traverse expansion joints through the sidewalk at 100 foot intervals and at all points where the line of the sidewalk changes direction. Expansion joints shall also be placed next to existing concrete driveways.
8. Crack Control: Joint Dummy; joints for crack control shall be placed at four foot (4') intervals for four foot (4') wide walk and five foot (5') intervals for five foot (5') wide walk.
9. Thickness: All walks shall be four inches (4") thick except at driveways where they shall be six inches (6") thick.

10. Width: Unless otherwise required, all walks shall be of the same width as the existing walk.
11. Finishing Concrete: The concrete shall be spaded next to the forms to insure the removal of all voids in the concrete. The finish surface of the concrete slab shall be trowelled smooth and brushed lightly with a stiff broom or brush. Care shall be exercised to avoid overworking the finish and thereby bringing the fine material to the surface.
12. Finished Joints: All joints shall have a radius of 1/2" formed with the proper tools.

CONSTRUCTION NOTES

Protection

The concrete shall be protected at all times from damage by rain, hail, excessive heat, freezing temperatures, and vandalism during construction. Any damage resulting from neglect or failing to cope with these conditions must be repaired at the expense of the resident/contractor.

Vehicle and Equipment

The bidder shall furnish his own vehicles and equipment as necessary for the performance of his duties under this bid.

Insurance

As a requirement of the bid accepted by the City of Swartz Creek, the successful bidder will be licensed and bonded to work within the street right-of-way. All coverage's shall be placed with insurance companies licensed and admitted to do business in the State of Michigan unless otherwise approved by the City. Policies shall be reviewed by the City for completeness and limits of coverage. All coverage's shall be with insurance carriers acceptable to the City. The Provider shall maintain the following insurance coverage's for the duration of the Agreement.

A. Commercial General Liability coverage of not less than one million dollars (\$1,000,000) per person and two million dollars (\$2,000,000) per occurrence combined single limit with the City, and including all elected and appointed officials, all employees and volunteers, all boards, commissions and/or authorities and their board members, employees and volunteers, named as Additional Insured. The coverage shall be primary as to the Additional Insured's, and not contributing with any other insurance or similar protections available to the Additional Insured's, whether said other available coverage be primary, contributing or excess.

B. Workers Compensation Insurance in accordance with Michigan statutory requirements including Employer's Liability Coverage.

C. Commercial Automobile-Vehicle Insurance in the amount of not less than \$1,000,000 (one million dollars) per person and \$5,000,000 (five million dollars) per occurrence combined single limit per accident with the City, including all elected and appointed officials, all employees and volunteers, named as an Additional Insured.

Payment

Successful contractor is required to submit an itemized invoice within two (2) days of completion of work to the Code Enforcement Officer.

The invoice will include the area or areas worked and the length and depth of sidewalk poured; also, the date completed.

All invoices will be paid by the City monthly.

Completion

All work must be completed by October 15, 2010.

Rejection/Award of Bid

The City of Swartz Creek reserves the right to reject any and all bids or any portion of any bid which, in its opinion, is not in the best interest of the City, and to award the bid or bids according to City's interest.

Sealed bids on forms prepared by the City of Swartz Creek (attached) will be received by the City of Swartz Creek at City Hall, 8083 Civic Drive, Swartz Creek, Michigan, 48473, until 2:00 P.M. on **Wednesday, June 25, 2010.**

Deviations

Any deviations from the general specifications, vehicle and equipment, or insurance, as herein required, should be brought to the attention of the Code Enforcement Officer for the City of Swartz Creek.

**CITY OF SWARTZ CREEK
SWARTZ CREEK, MICHIGAN
BID SHEET
2010 SIDEWALK REPAIR**

4" Concrete \$ _____ PER SQUARE FOOT

6" Concrete \$ _____ PER SQUARE FOOT

8" Concrete (Reinforced) \$ _____ PER SQUARE FOOT

Edge Grinding \$ _____ PER APPLICATION

NAME (PRINTED): _____ DATE: _____

SIGNATURE: _____ DATE: _____

ADDRESS: _____

PHONE: _____

CALL FOR ARTISTS

ART IN THE PARK - FINE ARTS FESTIVAL

SPONSORED BY THE KIWANIS CLUB OF SWARTZ CREEK & SWARTZ CREEK
CHAMBER OF COMMERCE.

ENDORSED BY THE SWARTZ CREEK CITY COUNCIL; SWARTZ CREEK
DOWNTOWN DEVELOPMENT AUTHORITY; SWARTZ CREEK WOMEN'S CLUB

WHEN: SATURDAY, AUGUST 28, 2010, 9:00AM TO 5:00PM

WHERE: ELMS PARK, SWARTZ CREEK, MI. (4150 ELMS RD.)

ARTIST FEES: \$70 FOR A 15' X 15' SPOT; \$20 JURY FEE

THE ART IN THE PARK - FINE ARTS FESTIVAL COMMITTEE WILL PRESENT AN
EXTENSIVE ADVERTISING DRIVE TO PROMOTE AND ATTRACT VISITORS TO
THE FESTIVAL. VISITORS TO THE ART IN THE PARK - FINE ARTS FESTIVAL
WILL EXPERIENCE LIVE MUSIC TO ACCOMPANY THE BEAUTIFUL ART DISPLAYS.

CONDITIONS OF THE ART IN THE PARK - FINE ARTS FESTIVAL:

- SALES - RESPONSIBILITY FOR MICHIGAN SALES TAX COLLECTION/PAYMENT BELONGS TO THE ARTIST.
- EXHIBIT BOOTH SPACE - ARTIST BOOTH SPACE IS PRE-DETERMINED. ARTISTS WILL RECEIVE A PACKET UPON ARRIVAL WHICH CONTAINS ARTIST BOOTH ASSIGNMENT AND OTHER VITAL INFORMATION. BOOTH SPOT SIZE WILL BE 15' X 15'. ARTISTS MUST PROVIDE EVERYTHING FOR SET UP. TENTS & CANOPIES MUST BE FIRE RETARDANT. ARTIST BOOTHS MUST BE OPEN AND STAFFED DURING THE SHOW HOURS. ARTISTS MUST REMOVE ALL EXHIBITS & PRODUCTS BY 8PM ON AUGUST 28, 2010.
- ART WORK - ART IN THE PARK - FINE ARTS FESTIVAL IS A JURIED EVENT. ARTWORK AND PRINTS MUST BE PRODUCED BY THE ARTIST. NO COMMERCIAL PATTERNS OR IMPORT ITEMS WILL BE ACCEPTED. ARTISTS OFFERING QUALITY AND UNIQUENESS WILL BE CONSIDERED.
- TO APPLY - SUBMIT AND APPLICATION ONLINE OR BY DOWNLOADING AND MAILING AN APPLICATION FROM THE WEBSITE. ALSO, SUBMIT (3) DIGITAL IMAGES OF YOUR FINISHED ART WORK AND (1) IMAGE OF YOUR DISPLAY BOOTH. THIS CAN BE EMAILED TO RICHARD MATTSON AT RPMATTSONENTERP@AOL.COM OR MAILED THROUGH CONVENTIONAL MEANS.

- REGISTRATION - ARTISTS MAY ARRIVE AT THE REGISTRATION AREA FOR EARLY SET UP BEGINNING AT NOON ON FRIDAY, AUGUST 27, 2010. REGISTRATION WILL OPEN AT 6:00AM ON SATURDAY, AUGUST 28, 2010. YOUR PACKET WILL CONTAIN YOUR BOOTH ASSIGNMENT AND OTHER USEFUL INFORMATION. COMPLIMENTARY COFFEE AND SNACK FOODS WILL BE AVAILABLE SATURDAY MORNING AUGUST 28, 2010 PRIOR TO THE 9:00AM FESTIVAL START. ARTISTS MUST BE SET UP AND VEHICLES REMOVED FROM THE FESTIVAL AREA BY 8:30AM. SECURITY WILL BE ON THE PREMISES FOR ARTIST'S DISPLAYS THAT ARE SET UP FRIDAY EVENING.
- THE CITY OF SWARTZ CREEK, KIWANIS CLUB OF SWARTZ CREEK AND THE ART IN THE PARK - FINE ARTS FESTIVAL COMMITTEE ASSUME NO LIABILITY FOR LOSS OR DAMAGE TO ART WORK OR OTHER PROPERTY FOR ANY CAUSE. NOTE: THE ART IN THE PARK - FINE ARTS FESTIVAL COMMITTEE/JURORS RESERVE THE RIGHT TO DISQUALIFY AND DISMISS ARTISTS WHO VIOLATE THESE RULES.
- COMPLETE/SUBMIT YOUR APPLICATION WITH IMAGES, (1) \$ 70 VIA PAY PAL OR CHECK FOR BOOTH RENTAL AND (1) NON-REFUNDABLE \$ 20 CHECK FOR JURY FEE. MAKE CHECKS PAYABLE TO: KIWANIS CLUB OF SWARTZ CREEK. PLEASE INCLUDE A SELF ADDRESSED, STAMPED ENVELOPE FOR RETURN NOTIFICATION OF APPLICATION ACCEPTANCE/REJECTION AND SLIDES. **APPLICATIONS MUST BE RECEIVED BY JUNE 1, 2010.**
- LATE APPLICATIONS WILL BE RECEIVED UNTIL AUGUST 2, 2010. HOWEVER, THE BOOTH FEE WILL BE \$ 85 AND JURY FEE IS \$ 30.
- NOTIFICATIONS WILL BE EMAILED THE WEEK OF JUNE 7TH. LATE APPLICATION NOTIFICATIONS WILL BE THE WEEK OF AUGUST 9TH.
- NO REFUNDS WILL BE GIVEN AFTER YOUR ACCEPTANCE NOTIFICATION HAS BEEN SENT. IF NOT ACCEPTED THE BOOTH APPLICATION FEE WILL BE RETURNED TO YOU. JURY FEES ARE NOT REFUNDABLE. A PROCESSING FEE OF \$ 25.00 WILL BE CHARGED FOR CHECKS OF INSUFFICIENT FUNDS.
- A "BEST OF SHOW" AWARD OF \$100.00 WILL BE DETERMINED BY THE SHOW JURORS.
- **ARTISTS MAY ADVERTISE THEIR BUSINESS IN THE FESTIVAL BOOKLET.** THIS BOOKLET WILL BE DISTRIBUTED IN THE WEEKS PRECEDING THE EVENT. AD FEES ARE: FULL PAGE - \$125; HALF PAGE - \$70; AND QUARTER PAGE - \$50. ADVERTISEMENT ARTWORK SHOULD BE SUBMITTED IN DIGITAL FORMAT (PREFERABLY .JPG). ALTERNATIVELY, AN IMAGE SUBMITTED FOR JURYING CAN BE USED (ARTIST NAME; MEDIUM; AND BOOTH NUMBER WILL BE INCLUDED).



Parking



RV Parking

Food Vendors

Kids Tent

Vendor Tents





SWARTZ CREEK

ART IN THE PARK – FINE ARTS FESTIVAL

AUGUST 28, 2010

NAME: _____

BUSINESS NAME: _____

ADDRESS: STREET _____

CITY _____ STATE _____ ZIP _____

TELEPHONE #: DAY _____ EVENING _____

ART MEDIUM: (CIRCLE)

PAINTING/DRAWING GLASS SCULPTURE WOOD

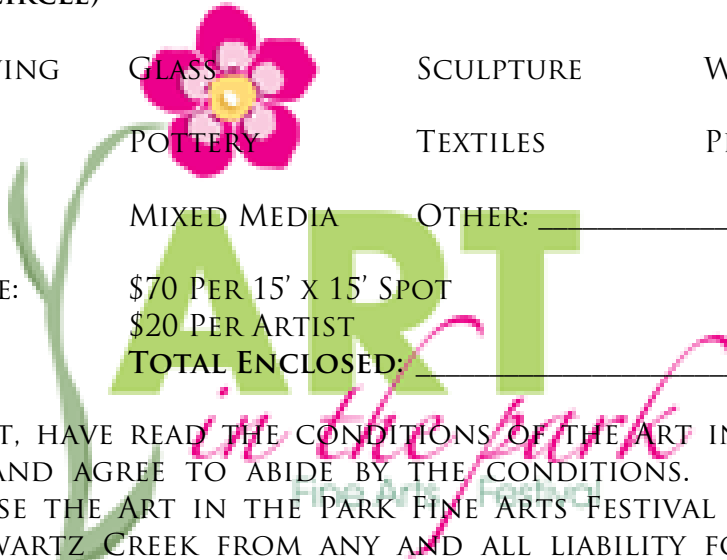
JEWELRY POTTERY TEXTILES PRINTMAKING

PHOTOGRAPH MIXED MEDIA OTHER: _____

BOOTH SPACE FEE: \$70 PER 15' X 15' SPOT

JURY FEE: \$20 PER ARTIST

TOTAL ENCLOSED: _____



I, THE APPLICANT, HAVE READ THE CONDITIONS OF THE ART IN THE PARK FINE ARTS FESTIVAL AND AGREE TO ABIDE BY THE CONDITIONS. ADDITIONALLY, I EXPRESSLY RELEASE THE ART IN THE PARK FINE ARTS FESTIVAL COMMITTEE AND THE CITY OF SWARTZ CREEK FROM ANY AND ALL LIABILITY FOR ANY DAMAGE, INJURY TO ANY PERSON OR LOSS OF GOODS WHICH MAY ARISE FROM THE LICENSING AND OCCUPATION OF THE EXHIBIT SPACE AND AGREE TO HOLD AND SAVE ALL PRODUCERS AND OWNERS OF THE SHOW SITE(S) HARMLESS OF ANY LOSS OR DAMAGE BY REASON THEREOF. I UNDERSTAND THAT IF THIS LICENSE APPLICATION IS ACCEPTED I GIVE PERMISSION TO USE MY NAME/BUSINESS NAME AND SLIDES/PHOTOGRAPHS SUBMITTED AND ANY PHOTOGRAPHS TAKEN AT THE SHOW OF ME OR MY ITEMS FOR ANY AND ALL PURPOSES.

CHECK BOX TO CONFIRM:

SIGNATURE

DATE

PLEASE RETURN THIS APPLICATION, REQUIRED SLIDES/PHOTOGRAPHS/CD'S AND PAYMENT TO INFO@SWARTZCREEKKIWANIS.ORG OR:

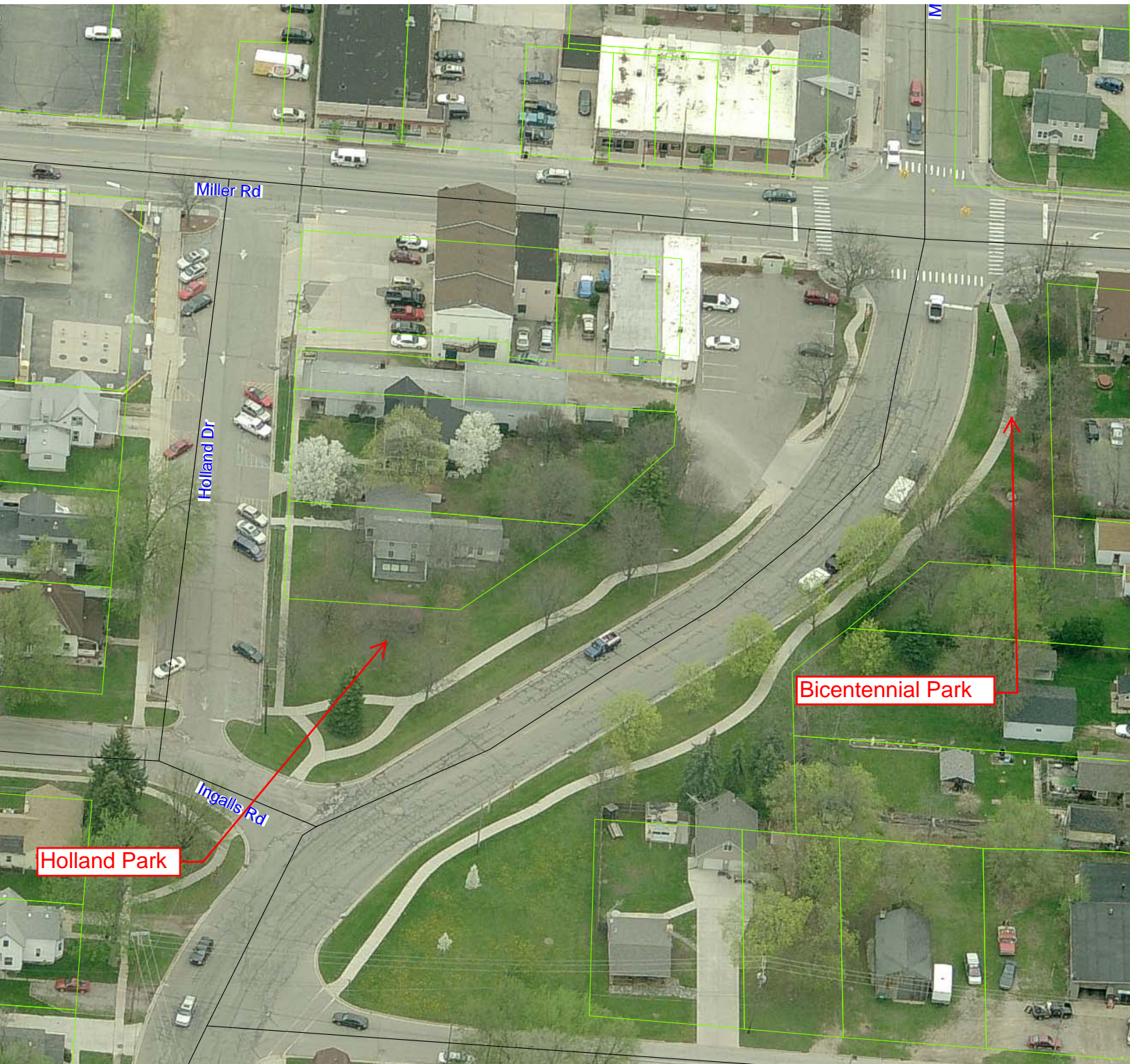
KIWANIS CLUB OF SWARTZ CREEK
9251 W. HILL ROAD
SWARTZ CREEK, MI. 48473



Elms Park, Looking East

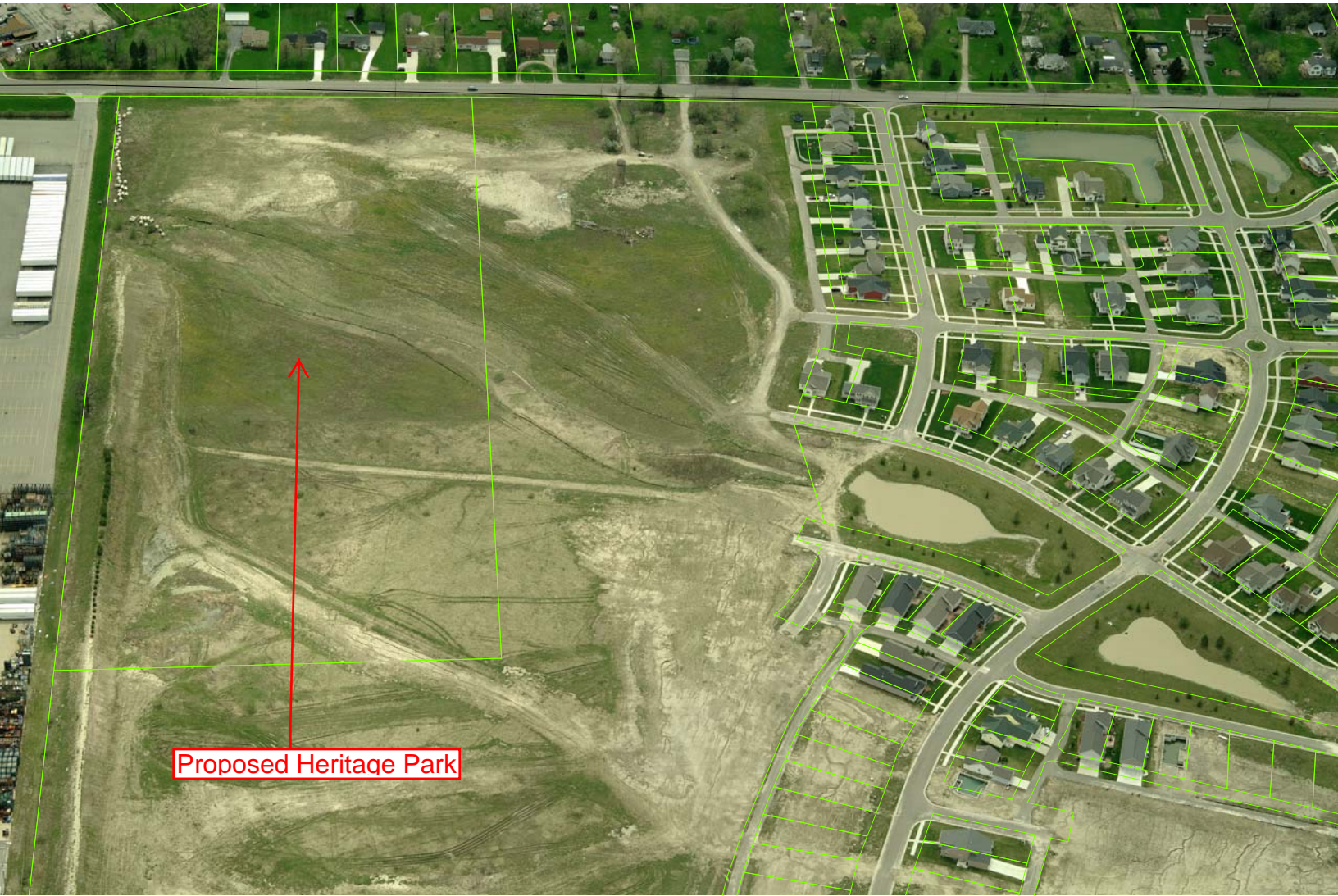


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Copyright ©2009 Pictometry International Corp.



Copyright ©2009 Pictometry International Corp.



MDOT Park & Ride

Miller Rd

W I 69

STATE OF MICHIGAN
COURT OF APPEALS

EUGENE D’ANDREA and GINA LIVERPOOL,

Plaintiffs-Appellants,

v

AT&T,

Defendant-Appellee.

FOR PUBLICATION

June 29, 2010

9:00 a.m.

No. 288483

Wayne Circuit Court

LC No. 07-732049-CZ

Before: SAAD, P.J., and HOEKSTRA and SERVITTO, JJ.

SAAD, P.J.

Plaintiffs appeal the trial court’s order that granted summary disposition to defendant, AT&T. For the reasons set forth below, we reverse and remand for further proceedings consistent with this opinion.

I. FACTS

Plaintiffs contend that defendant AT&T’s installation of new and additional utility equipment on an easement on their property, a private residence in the City of Grosse Pointe Farms, constitutes a continuing trespass. The lot on which plaintiffs reside is part of a platted subdivision that was recorded in 1948. The plat shows a dedication of a six-foot “Easement for Public Utilities” at the back of plaintiffs’ lot. In the 1970s, AT&T installed a “crossbox cabinet” on the easement. In 2005, AT&T replaced that cabinet with a new one, and also added an additional aboveground cabinet, and another cabinet beneath the ground. AT&T placed these cabinets on a concrete slab and planted bushes around the site, but declined plaintiffs’ request to move the cabinets off of their property.

In their complaint, plaintiffs alleged that AT&T’s installation of the new cabinets in the utility easement materially increased the burden on their property because the new cabinets are much larger and, thus, further reduce plaintiffs’ useable backyard area by almost half, and thus it diminishes the market value of the property. In its motion for summary disposition, AT&T responded that plaintiffs cannot establish a trespass claim because the cabinets were installed within the confines of the utility easement. AT&T further maintained that the easement was lawfully dedicated in accordance with the Land Division Act (LDA), MCL 560.101, *et seq.*, and the LDA does not limit the number or size of utility cabinets AT&T may install. AT&T also argued that its use of the easement is lawful because the City of Grosse Pointe Farms and Wayne

County approved the installation of the equipment by issuing building permits for the work. The trial court agreed with AT&T's arguments and explained:

I think this case is governed by the Land Division Act, and it has its own limitations and rights of public utilities to use this area as they need to. In addition to that, they got permits, which I think also -- I agree with you, that resolves the issue of reasonableness. I don't think that you would get a permit to erect a ten foot structure. So your motion is granted.

II. ANALYSIS¹

Though AT&T installed the equipment within the confines of the utility easement, plaintiffs claim that AT&T overburdened the easement and thus committed a trespass on their private property. "A trespass is an unauthorized invasion upon the private property of another." *American Transmission, Inc v Channel 7 of Detroit, Inc*, 239 Mich App 695, 705; 609 NW2d 607 (2000). Our courts have held that "[a]ctivities by the owner of the dominant estate that go beyond the reasonable exercise of the use granted by the easement may constitute a trespass to the owner of the servient estate." *Schadewald v Brule*, 225 Mich App 26, 40; 570 NW2d 788 (1997).² As this Court explained in *Anglers of Ausable, Inc v Dept of Environmental Quality*, 283 Mich App 115, 129-130; 770 NW2d 359 (2009):

"[T]he use of an easement must be confined strictly to the purposes for which it was granted or reserved." [*Blackhawk Dev Corp v Village of Dexter*, 473 Mich 33, 41; 700 NW2d 364 (2005)] (quotation marks and citation omitted). Not surprisingly, these purposes are determined by the text of the easement. *Little v Kin*, 468 Mich 699, 700; 664 NW2d 749 (2003). "Where the language of a legal instrument is plain and unambiguous, it is to be enforced as written and no further inquiry is permitted. If the text of the easement is ambiguous, extrinsic evidence may be considered by the trial court in order to determine the scope of the easement." *Id.* (citation omitted).

Here, the language of the easement itself provides little guidance with regard to whether AT&T may place additional equipment within its confines; the grant merely states that it is an "Easement for Public Utilities."

¹ We review a trial court's grant of a motion for summary disposition de novo. *Beattie v Mickalich*, 284 Mich App 564, 569; 773 NW2d 748 (2009). Summary disposition under MCR 2.116(C)(10) is proper when there is no genuine issue regarding any material fact and the moving party is entitled to judgment as a matter of law. *West v Gen Motors Corp*, 469 Mich 177, 183; 665 NW2d 468 (2003). Our Supreme Court has also held that, "[w]hen construing the LDA, we are mindful that our primary goal is to ascertain and give effect to the Legislature's intent." *Tomecek v Bavas*, 482 Mich 484, 495-496; 759 NW2d 178 (2008).

² The land served or benefited by an easement is called the dominant estate and the land burdened by an easement is called the servient estate. *Schadewald*, 225 Mich App at 36.

AT&T contends, and the trial court ruled, that plaintiffs failed to establish a trespass because AT&T was authorized to place equipment within the utility easement pursuant to the LDA. We disagree that the LDA addresses the rights and limitations of AT&T's development of the utility easement in this case.

Were we to hold that the LDA applies, the LDA simply does not address the issues raised by plaintiffs. The LDA states that utility easements in subdivision plats must comply with certain size and location requirements (not applicable here) and the statute sets forth limited guidelines with regard to how the easement may be used. MCL 560.139; MCL 560.190. However, these provisions merely state that public utility easements must be equitably shared among the public utilities and the statute limits the uses servient property owners may make of a utility easement. None of the provisions address to what extent a utility may develop or build on a public utility easement placed on a subdivision lot. AT&T argues that these limited guidelines, i.e., silence on this point, suggest that the Legislature intended that utilities have the unfettered right to place equipment within a utility easement, but nothing in the statute indicates that MCL 560.190 was intended to define the extent to which a public utility may use an easement. An appellate court cannot and we will not speculate about the Legislature's "intent beyond those words expressed in the statute." *Lash v City of Traverse City*, 479 Mich 180, 194; 735 NW2d 628 (2007). Moreover, we decline to infringe on the private property rights of a landowner through unsupported implication, particularly when there is a complete absence of any legislative intent in the LDA to give a public utility free reign to build on an easement as it pleases. Because MCL 560.190 is simply silent on the matter and cannot reasonably be construed to set forth the rights or duties of AT&T with regard to its use of the easement, we hold that the trial court erred when it dismissed plaintiffs' trespass claim based on the LDA.

We further hold that the trial court erred when it granted summary disposition to AT&T on the ground that AT&T obtained building permits from the City of Grosse Pointe Farms and Wayne County before it placed the additional crossbox cabinets on the easement. The trial court ruled that the city and county would only have issued building permits for "reasonable" construction within the easement and that this defeats plaintiffs' trespass claim. However, AT&T provided no legal basis, facts, or documentary evidence to establish that the city or county has the legal authority to decide on the nature, size, or scope of equipment a utility may install in a utility easement or whether the city or county actually considers said questions when they issue a building permit. MCR 2.116(G)(3)(b). Therefore, this part of the trial court's ruling is unsupported by any legal authority or evidence. Accordingly, it was error for the trial court to dismiss plaintiffs' trespass claim on this basis.

Reversed and remanded for further proceedings consistent with this opinion.³ We do not retain jurisdiction.

/s/ Henry William Saad
/s/ Joel P. Hoekstra
/s/ Deborah A. Servitto

³ Plaintiffs contend that they had an agreement with AT&T to continue discovery after AT&T filed its motion for summary disposition. The trial court should address this matter on remand.

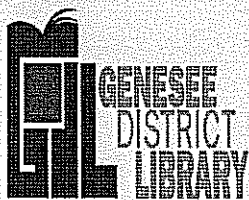
Paul Bueche

From: Deanna Korth
Sent: Tuesday, July 20, 2010 2:47 PM
To: Mary Jo Clark; Paul Bueche; Juanita Aguilar
Subject: Sports Creek Raceway MTT Settlement

All,

As you may/may not be aware, the settlement for the above property has been accepted. The 2010 tax bill is being adjusted and a corrected bill mailed tomorrow. The reduction in 2010 General Fund revenue will be just over \$13,000. The reduction in Garbage Fund revenue will be just over \$5,760. I also wanted to let you know the effect the 2008 and 2009 reductions will have on our settlement check from the County next June. The combined adjustment will be a reduction in General Fund of just over \$20,275 and Garbage Fund of just over \$6,680.

Deanna



Where Communities Come Together

**The Swartz Creek Library
will be closed 8/6- 8/27
for remodeling.**

Please use the Genesee Valley Center location, which is located in the Sears Wing. The Swartz Creek Library will resume regular hours on 8/28. We are sorry for any inconvenience.



Free Ice Cream!



With Funtastic Inflatables!!!
(Pay to Play)

**Ice Cream Social and Farmers
Market
Local Produce Kickoff**

Sunday, July 25th!!!
Starting at 10 AM
8048 Miller Rd., Centerpiece Plaza

FREE ICE CREAM!!!

Sponsored by Swartz Creek
Downtown Development Authority

Come Enjoy

- Free Ice Cream
- Fresh Produce
- Honey
- Arts & Crafts
- Live Music
- Fresh Baked Goods
- Plants/Flowers
- And More!



Swartz Creek Police Department

**Invites you to join us to celebrate
31 Years of Service!!**

**Detective Larry Pirochta
is Retiring!!!!**



**A Luncheon in Larry's Honor
will be held at the
Swartz Creek City Hall
July 30, 2010
11:00am to 3:00pm**

This is everything that is wrong with government today. Although this is an extreme example, it occurs, to a lesser degree, in many governments today.

Calif. town outraged to learn of officials' pay

Fri Jul 23, 9:31 PM EDT

Residents in this modest blue-collar Los Angeles suburb where one in six lives in poverty were angry: Their city manager was getting paid more than President Barack Obama and the police chief more than the commander of the nearly 13,000-member LAPD.

They demanded and got the manager, the chief and another high-salaried official to resign.

They looked for the culprits and found them in the very people they entrusted to lead their city of 40,000 people. Now, they're campaigning to boot them out of office.

Their mayor and three of their four council members, people they see every day at the grocery store or church, approved the contracts, and put an obscure measure on the ballot that allowed council members to pay themselves any amount of money.

And they did: collecting between \$90,000 and \$100,000 a year as part-time officials.

"This is America and everything should be transparent," plumber and longtime Bell resident Ralph Macias said.

In Bell, however, not many people really paid attention. The city of mostly small homes is like many American cities and towns: No newspaper covers them regularly, and the citizens spend what little free time they have with family and recreation.

A few who kept tabs on City Hall said they were suspicious because the officials were secretive, brusque and quick to act without explaining themselves.

"What caught us by surprise was the amount of money they were paying people," said Ali Saleh, who helped form the Bell Association to Stop the Abuse, whose acronym BASTA, translates to "Enough!" in Spanish.

The salaries exploded into public view last week after a Los Angeles Times investigation, based on California Public Records Act requests, showed that the city payroll was bloated with all sorts of six-figure salaries:

_ Chief Administrative Officer Robert Rizzo made \$787,637 a year, getting a series of raises since being hired in 1993 at \$72,000. President Obama makes \$400,000.

_ Assistant City Manager Angela Spaccia made \$376,288 a year.

_ Police Chief Randy Adams earned \$457,000. Hired just last year to oversee a force of fewer than 50 people, he was making 50 percent more than Los Angeles Police Chief Charlie Beck's \$307,000.

All three Bell officials resigned after a late-night meeting Thursday.

"To the residents of Bell, we apologize," Mayor Oscar Hernandez said.

Now, Hernandez and the council members may be next.

By law, the council would have had to approve the contracts in an open session, but several residents complained that officials are loathe to explain what they are doing and quick to race through matters at public meetings with little discussion.

The Times said Hernandez, Vice Mayor and Councilwoman Teresa Jacobo and Councilmen George Mirabal and Luis Artiga are paid \$8,000 a year, plus about \$8,000 a month for boards and commissions they sit on. The other council member, Lorenzo Velez, said he is only paid the base \$8,000 salary.

Earlier in the week, both Hernandez and Artiga said they deserved their salaries, adding that in addition to council meetings twice a month they are constantly on call for city business.

"That would be obscene, to think we're getting paid for only two meetings a month," Artiga said. "But that's only half the story."

The residents' group is demanding that the big salaries be cut by 90 percent or that the officials resign.

If they don't resign, Saleh said, his group will initiate a recall. He gave the council until Monday's meeting to respond. In the meantime, organizers planned to paper Bell with 12,000 flyers over the weekend, urging people to attend the meeting.

City officials have declined to respond to the recall threat. A message left on City Hall's public information line was not returned nor were messages left for Hernandez at the grocery store he owns or on Artiga's cell phone.

The Los Angeles County district attorney's office and the state attorney general are looking into the salaries.

Artiga said earlier in the week that while some employees may be overpaid, no one, at least so far, has accused officials of stealing money or shaking down contractors. Instead, its officials boast of the city's \$22.7 million budget surplus, its well-kept parks, clean streets and programs at the community center for people of all ages.

Still, the salary scandal has left residents suspicious.

"I think they're a bunch of crooks," said Macias as he left City Hall after picking up a permit to install a water heater. "They should all be investigated by the feds."