

**City of Swartz Creek  
AGENDA**

**Regular Council Meeting, Monday April 9, 2012 7:00 P.M.  
City Hall Building, 8083 Civic Drive Swartz Creek, Michigan 48473**

1. **CALL TO ORDER:**
2. **INVOCATION AND PLEDGE OF ALLEGIANCE:**
3. **ROLL CALL:**
4. **MOTION TO APPROVE MINUTES:**
  - 4A. Regular Council Meeting of March 26, 2012 MOTION Pg. 8, 10-16
5. **APPROVE AGENDA**
  - 5A. Proposed / Amended Agenda MOTION Pg. 8
6. **REPORTS & COMMUNICATIONS:**
  - 6A. [City Manager's Report](#) (Agenda Item) MOTION Pg. 8, 2-7
  - 6B. Monthly Police Report Pg. 17-28
  - 6C. Monthly DPW Report Pg. 29-35
  - 6D. Monthly Check Ledger Pg. 36-39
  - 6E. Park Fee Waiver Request (Agenda Item) Pg. 40-41
  - 6F. 2012-2013 Budget & Totals (Agenda Item) Pg. 42, **CD**
  - 6G. Repair Quote, Water Tower Pg. 43
  - 6H. Planning Commission Notice, Cancellation Pg. 44
  - 6I. GAIN Report Pg. 45
  - 6J. Legislative Update, MMMA Pg. 46-51
  - 6K. County Draft PASER Report **CD**
7. **MEETING OPENED TO THE PUBLIC:**
  - 7A. General Public Comments
8. **COUNCIL BUSINESS:**
  - 8A. Donation, Police Canine Program, PAWS Animal Rescue RESO. Pg. 9, 6
  - 8B. Park Fee Waiver Request, Swartz Creek Women's Club RESO. Pg. 9, 40-41
  - 8C. 2012-2013 FY Draft Budget DISC. Pg. 42, **CD**
  - 8D. Set Public Hearing, 2012-2013 FY Draft Budget RESO. Pg. 9
9. **MEETING OPENED TO THE PUBLIC:**
  - 9A. General Public Comments
10. **REMARKS BY COUNCILMEMBERS:**
11. **ADJOURNMENT:** MOTION TABLE

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

**Regular Council Meeting of Monday April 9, 2012 7:00 P.M.**

**TO:** Honorable Mayor, Mayor Pro-Tem & Council Members  
**FROM:** PAUL BUECHE // City Manager  
**DATE:** 6-April-2012

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

✓ **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).

*2011-2014 TIP, PENDING PROJECTS FUNDED & QUEUED (shaded)*

Project	Year	Grant	City Match	P.E.	C.E.	Total
Bristol Road @ GM-SPO	2013	\$54,912	\$13,728	\$8,000	\$16,000	<b>\$92,640</b>
Morrish Road Bridge Deck Over Creek	2013	\$584,000	\$132,000*	\$30,000	\$60,000	<b>\$806,000</b>
Miller Between Tallmadge & Dye	Unfunded	\$951,602	\$237,901	\$76,000	\$120,000	<b>\$1,385,503</b>
Miller Between Seymour & Elms	Unfunded	\$1,635,357	\$408,839	\$100,000	\$160,000	<b>\$2,304,196</b>
<b>Totals:</b>		<b>\$3,225,871</b>	<b>\$792,468</b>	<b>\$214,000</b>	<b>\$356,000</b>	<b>\$4,588,339</b>

\*Includes Enhancements, Walk-Way & Lighting

Design on the Morrish Road Bridge has begun. Incorporated into the design will be the closure of the road. The project is estimated to last for two months and will be timed for work while the school is on summer break (2013). I'll keep the Council posted on developments.

✓ **2012-2013 FISCAL BUDGET** (*Resolution*)

Included with tonight's packet (on the CD), is the 2012-2013 Fiscal Year Draft Budget. As the Council is aware, we made drastic cuts in staff and services in 2009. We continue on a thin rope in 2010 and 2011. We are projecting to finish OK for the fiscal year we're standing in, but tonight's proposed budget with anticipated revenues and expenses begins to dig into a hole again. Simply put, revenues continue to shrink and expenses continue to climb. Housing lost another 7% this year and the commercial appeals continue to chip away at our revenues with no clear end in sight. Anticipated building and tap fees from the Meijer project will prop us up for the current fiscal year, but will offer little to no help in the upcoming year. Here is a tentative schedule followed by the totals sheet:

March:	Discussion, Direction
April 9 <sup>th</sup> :	Present Draft, Discussion, Set Public Hearing
May 14 <sup>th</sup> :	Public Hearing, Discussion
Middle May	Special Meeting, If Desired By Council
May 29 <sup>th</sup> :	Adopt Budget, Truth in Taxation Hearing (If Needed), Set Levy, Set 2012-2013 Meeting Schedule, Year End Fiscal Adjustments
June 11 <sup>th</sup> & 25 <sup>th</sup> :	Buffer Dates, If Needed
June 30 <sup>th</sup> :	Fiscal Year End

**BUDGET REPORT FOR CITY OF SWARTZ CREEK  
2012-2013 FISCAL YEAR**

	FY 11 Actual YE Balance	FY 12 Estimated YE Revenues	FY 12 Estimated YE Expend	FY 12 Estimated Effect on Fund Balance	FY 12 Estimated Year End Fund Balance	FY 13 Recom'd Operating Revenues	FY 13 Recom'd Project Revenues	FY 13 Recom'd Operating Expend	FY 13 Recom'd Project Expend	FY 13 Est Effect on Fund Balance	FY 13 Estimated Year End Fund Balance
General Fund	1,320,929	1,785,883	1,661,662	124,221	1,445,150	1,639,184	0	1,734,450	0	(95,266)	1,349,884
Major Streets Fund	569,652	369,044	96,459	272,585	842,237	274,334	4,000	145,465	149,570	(16,701)	825,536
Local Streets Fund	84,881	96,131	120,609	(24,478)	60,403	96,722	0	113,373	0	(16,651)	43,752
Garbage Fund	494,986	360,119	394,785	(34,666)	460,320	351,630	0	435,129	0	(83,499)	376,821
DDA Fund	46,038	3,006	5,990	(2,984)	43,054	2,888	0	9,600	0	(6,712)	36,342
Drug Enforcement Fund	2,666	115,903	115,903	0	2,666	104,946	0	110,622	0	(5,676)	(3,010)
City Hall Debt Fund	2,377	86,298	86,255	43	2,420	83,875	0	83,830	0	45	2,465
Capital Projects Fund	0	110,534	272,466	(161,932)	(161,932)	0	36,202	0	0	36,202	(125,730)
Fire Equip Fund	81,266	234	0	234	81,500	230	0	0	0	230	81,730
Water Fund	858,404	1,418,869	1,204,581	214,288	1,072,692	1,292,640	0	1,317,104	0	(24,464)	1,048,228
Sewer Fund	1,801,877	1,204,216	914,607	289,609	2,091,486	1,070,990	0	971,364	0	99,626	2,191,112
Motor Pool Fund	281,334	127,412	130,404	(2,992)	278,342	111,858	0	313,046	0	(201,188)	77,154
<b>Totals</b>	<b>5,544,410</b>	<b>5,677,649</b>	<b>5,003,721</b>	<b>673,928</b>	<b>6,218,338</b>	<b>5,029,297</b>	<b>40,202</b>	<b>5,233,983</b>	<b>149,570</b>	<b>(314,054)</b>	<b>5,904,284</b>

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

**KAREGNONDI WATER AUTHORITY** (Status)

Pending.

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

We approved Phase IV of the sewer rehabilitation project (Winshall Drive) at the meeting of July 25<sup>th</sup>, the cost being \$82,492.50. The TV work has revealed we have one for sure, and possibly a second that will need to be excavated to repair. The first is a broken line that's off-set and the second is a "top down" lead into the main that the connection at the main is crushed. The second may be able to be lined but we must be prepared to excavate if the process fails. We've left the deteriorated areas for now until the ground dries up a bit, in towards summer. This work may get expensive as the mains are in the backyards, which will require the removal of fences and the like in order to get to the problem. To further complicate the matter, one of the problem areas has a garage in our easement, very close to where we have to dig. At any rate, we need to get together a very specific bid package that includes a survey to identify easement lines and encroachments. We also will need to factor in maximum costs for property we may damage, prepare grading permits and waivers of liability. We approved light design engineering, survey and bid package preparation in the amount of \$6,847 at the meeting of February 27<sup>th</sup>. We'll be back for review and decision as soon as we get the bids back.

**BEAR CREEK SANITARY SEWER AGREEMENT** (Status)

Pending the outcome of the Morrish Road Bridge Project.

✓ **MARATHON REDEVELOPMENT PROJECT** (Status)

The Council selected the Biggby Project at the Special Meeting of February 20<sup>th</sup>. Here is the schedule:

RFP Issued	September 8, 2011
Pre-Bid Meeting	September 29, 2011 @ 4:00 p.m.
RFP Response Deadline	November 1, 2011 @ 4:00 p.m.
Presentations by Invitation:	February 2, 2012
Council Selection:	February 20, 2012
Purchase Agreement:	April, 2012
Planning Commission Site Plan:	May-June, 2012
Final Site Plan Approval, Develop	
Agreement Approval:	June-July, 2012
Commence Construction:	Mid Summer, 2012

As we discussed at the meeting of March 26<sup>th</sup>, we will enter into a Purchase Agreement that requires Atkinson Construction to remove the underground storage tanks, demo the building, perform State required due diligence environmental work and obtain an approved due care plan. When this occurs, we'll close on the property and trust that they continue with the project. If they don't, or for reasons unforeseen it fails in the Planning Commission or final Council approval, they'll keep the property and either sell it, sit on it for investment purposes or bring forth another project. The City benefits by getting the property razed and cleaned up and we get our soft costs covered (estimated to be around \$5,000). The property is still held up in Mr. Figura's office while Mr. Parker puts the final Purchase Agreement Draft together. Atkinson Construction is also forming another company to place the property into. The Purchase Agreement should be back at the next meeting for Council approval.

- ✓ **PERSONNEL & POLICIES & PROCEDURES** (*Status*)  
Pending.

- ✓ **CITY PROPERTY, 4438 MORRISH ROAD** (*Status*)  
We'll look at a disposition for the house at 4438 Morrish in the spring.

- ✓ **LABOR CONTRACTS, BUILDING DEPARTMENT** (*Status*)  
As a short re-cap, all our labor contracts are frozen. The POLC agreement has been frozen since January 2009, AFSCME since July 2008, the Supervisor's since July 2007 and the City Manager's since December 2004. All our union contracts expire on June 30, 2012. As we all know, there are significant changes to labor law that will impact these contracts, if not sooner than later. For the time being, we've opted out of SB #7, the 80% - 20% medical split. We've set a series of meetings with our health care broker, MMERS Representative and state union stewards to search for solutions.

We have two other "at will" classifications, being our part time police officers and our building inspector. The part time police have been frozen since March 2004 with a change in November 2009 to allow time and a half on holidays. The building inspector is part time, hired in October 2006 when the position was established to replace the full time assessor / building inspector. We increased the hours and compensation in anticipation of the Meijer Project. I'll be back shortly with an employment agreement for the Building / Code Inspector. Contracted positions are the assessor and trade inspector's, being electrical, plumbing and mechanical. Mr. Zettel remains as a contracted employee handling planning, DDA and assorted related items. We have a few bugs to work out yet, but I think we'll be good with it

- ✓ **FIRE DEPARTMENT: BOARD, CONTRACT & COST RECOVERY** (*Status*)  
At the meeting of March 12<sup>th</sup>, the Council appointed a three member committee to meet with the Township on the CIF fund and associated planning issues. I'll keep the Council informed on developments.

- ✓ **SPRINGBROOK EAST & HERITAGE ASSOCIATION S.A.D.** (*Status*)  
The cost per unit in Springbrook East is \$2,135.50 (64 units) for a total of \$136,672 (\$12,077 under budget). Heritage Village total reconciliation is \$1,311.86 (115 units) for a total of \$150,864 (\$6,817 under budget). Invoices have been mailed out giving residents an option to pay in full prior to April 2<sup>nd</sup>. After this, there will be five equal assessments of \$262.37 for Heritage and \$427.10 for Springbrook, added to the

summer tax bill through 2016. Sometime after the April 2<sup>nd</sup> deadline for full payment, we'll be back to the Council to spread the final fund distribution across the books.

We are completing the final reconciliation of the "full payments" that were due April 2<sup>nd</sup>. We'll be back within the next meeting or two to set up the final loan, distribution and reconciliation. Additionally, we'll have a plan to sell the 17 vacant lots to recover the money that we appropriated at the March 26<sup>th</sup> meeting to pay the assessments.

Here is an updated schedule:

**June 27<sup>th</sup> Meeting:** Heritage & Springbrook Resolutions Directing Staff to Prepare Reports & Documents  
Heritage & Springbrook Resolutions to Accept Findings, Reports, Boundaries & Documents, Place Findings in Clerks Office, Set Public Hearing for July 11, 2011 7:00 PM.

**June 28<sup>th</sup>:** Public Hearing Notices Mailed to Property Owners, Ad Scheduled in Newspaper

**July 11<sup>th</sup> Meeting:** Public Hearing.  
Heritage & Springbrook Resolutions Approving Profiles, Plans & Specifications, Formal Establishment of Special Assessment District, Direct Assessor to Prepare Special Assessment Tax Roll and Report to Council.  
Heritage & Springbrook Special Assessment District Roll Received by Council, Resolution of Acceptance, Order of Filing With Clerks Office, Order of Availability for Public Inspection, Set Public Hearing for July 25, 2011 7:00 PM.

**July 12<sup>th</sup>:** Public Hearing Notices Mailed to Property Owners, Ad Scheduled in Newspaper

**July 25<sup>th</sup> Meeting:** Public Hearing.  
Council Confirms Special Assessment Roll, Order Roll Placed on File, Directs Assessor to Post the Assessment Roll, and Directs Treasurer to Collect As Specified.  
City Clerk must attach warrant to the Special Assessment roll within 10 days.  
Resolute & Sign Construction Contract

**Aug 29<sup>th</sup> - Oct 1<sup>st</sup>:** Construction

**Late October:** Final Expense Reconciliations, Determine per Unit Cost Adjustments (cannot Exceed Maximum Amount Approved).

**December, 2011:** Acquire 17 Vacant Lots, 12 in Springbrook, 5 in Heritage.

**January:** Invoice Property Owners.

**March 26<sup>th</sup>:** Appropriate Payment, City Owned Vacant Lots.

**April 2, 2012:** Payment Due Monday April 2, 2012.

**April, 2012:** Develop and Adopt Cost Distributions Throughout Funds

**June, 2012:** Year One of Five Year Cycle for Assessment Against Tax Roll

**June, 2016:** Last (5<sup>th</sup>) Installment Due

- ✓ **SIGN ORDINANCE** (*Status*)  
Pending draft changes from the meeting of February 2<sup>nd</sup>.
- ✓ **SHARED SERVICES INITIATIVE** (*Status*)  
We voted this unanimously at the February 13<sup>th</sup> meeting. Mundy Township voted it the same night with a 6-1 positive vote. Flint Township voted it February 21, unanimous. Not a bad show of support... 20 out of 21. Mr. Nottley has begun work with completion expected in as early as 90 days. I'll keep the Council posted on developments.
- ✓ **SCHOOL PERFORMING ARTS CENTER** (*Status*)  
Construction is underway.

✓ **STREET RE-STRIPING & SYMBOLS** (*Status*)

We are going to take the winter to review everything, inclusive of the cold plastic symbols, create a bid, and look to do the work when the weather breaks. The plastic symbols, although desirable and longer lasting, are expensive and the number we have seems to be growing by the year. Having said this, we're going to look at the cost-benefit of buying the heat application equipment to do the symbol's work in-house. We're also going to contact the high traffic volume drives, such as Kroger, with costs to stripe and add Turn Arrows. The logic is to do everything in the early part of the summer which will go a long way in dressing up the appearance of the City.

✓ **MEIJER SITE PLAN ADDENDUM** (*Status*)

The Council approved an amended site plan allowing for the construction of a gross square foot store of 192,214 along with related changes to parking, traffic circulation, lighting, landscaping, and signage, all of which have been deemed by the City's staff as minor and within the general concept of the original site plan approval. We are in the process of re-negotiating the development agreement with Meijer. On paid-in capital, Meijer funded improvements capped at \$1,500,000. To date, they have paid \$1,095,000. They owe the City \$52,873, which when invoiced and paid, will put their contribution, to date, for the Morrish project at \$1,147,873. This leaves \$352,127 left to fund traffic lights that *may or will* be needed at the Morrish Road I-69 ramp and at Bristol and Morrish intersection. Progressive AE has begun the collection of traffic data for the design and submittal to MDOT. I'll keep the Council informed on progress.

✓ **FIVE-YEAR PARKS & RECREATION PLAN, ELMS PARK PROJECT** (*Status*)

Pending.

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

✓ **DONATION CANINE PROGRAM, PAWS ANIMAL RESCUE** (*Resolution*)

Ms. Edith Campbell of "Paws Animal Rescue" will be present at tonight's meeting to make a donation to the Police Canine Program. The donation consists of a year's worth of dog food for Nick and Ike (Nick will eat anything). I have a resolution of acceptance and appreciation included with tonight's program.

✓ **PARK FEE WAIVER REQUEST, WOMEN'S CLUB** (*Resolution*)

The Swartz Creek Women's Club has requested the waiver of fees for their annual picnic to be held at Elms Road Park Pavilion #2 on Sunday September 9<sup>th</sup>. A resolution of approval is included with tonight's agenda.

✓ **REPAIR VANDALISM, WATER-TOWER GRAFFITI** (*Status*)

Included with tonight's packet is a quote to cover-match the art work of recent vandalism on the water tower. The company is "Fedewa Inc" of Nashville Michigan. Their cost is \$3,200. We are awaiting a couple of other quotes we have requested and should be back at the next meeting to appropriate the work. We WILL look to recover this through restitution in prosecutions.



## **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.
- ❑ *Deteriorated Retaining Walls & Planters at City Buildings.* The wall along the north side of the building has been repaired. We are looking at options on some of the other repairs around the site.
- ❑ *Youth Programs in Park.* Looking into this. This item is something that might best be suited for the City's School Liaison Officer. The matter has been referred to the Police Department for review and recommendation.
- ❑ *Veterans Park Memorial, Street Signs.* Pricing has been presented to the committee. They are in the process of evaluating it.
- ❑ *Relocate – Remove Drop Boxes, Kroger & Morrish Road Real Estate Office.* We have made calls on these with promises to remove them. The one at the abandoned real estate office on Morrish is gone. We're still working on Kroger's.
- ❑ *Water / Sewer Charges, Car Wash.* Pending a Report.
- ❑ *Deteriorated Building, Morrish at CNA Crossing.* Pending.

**City of Swartz Creek  
RESOLUTIONS**

**Regular Council Meeting, Monday April 9, 2012 7:00 P.M.**

**Resolution No. 120409-4A            MINUTES – MARCH 26, 2012**

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

**I Move** the Swartz Creek City Council approve the Minutes of the Regular Council Meeting held March 26, 2012 to be circulated and placed on file.

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

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

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

**Resolution No. 120409-5A            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 April 9, 2012, to be circulated and placed on file.

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

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

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

**Resolution No. 120409-6A            CITY MANAGER’S REPORT**

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

**I Move** the Swartz Creek City Council approve the City Manager’s Report of April 9, 2012, to be circulated and placed on file.

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

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

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



**Resolution No. 120409-8A**

**DONATION, POLICE CANINE PROGRAM, PAWS ANIMAL RESCUE**

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

**I Move** the City of Swartz Creek, with gratitude and appreciation, accept the donation of a years' worth of dog food, for the City's Police Dog "Ike", and further, recognize and commend the PAWS Organization for the dedication and service they provide for the community.

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

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

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

**Resolution No. 120409-8B**

**ELMS PARK FEE WAIVER REQUEST, SWARTZ CREEK WOMEN'S CLUB ANNUAL PICNIC**

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

**I Move** the City of Swartz Creek approve

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

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

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

**Resolution No. 120409-8C**

**SET PUBLIC HEARING, 2012-2013 FISCAL YEAR DRAFT BUDGET**

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

**I Move** the City of Swartz Creek set a Public Hearing, to be held on Monday, May 14, 2012 at 7:00 PM, at the regularly scheduled City Council Meeting, or as soon thereafter as this matter can be heard, to hear public comments and needs regarding the Proposed 2012-2013 Fiscal Year Budget, and further, post a notice of the public hearing in the View News, with a copy of the proposed budget to be available in the Clerk's Office beginning May 1, 2012.

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

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

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

**City of Swartz Creek**  
**Regular Council Meeting Minutes**  
*Of the Meeting Held*  
**Monday March 26, 2012 7:00 P.M.**

**CITY OF SWARTZ CREEK**  
**SWARTZ CREEK, MICHIGAN**  
**MINUTES OF THE COUNCIL MEETING**  
**DATE 03/26/2012**

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

Invocation and Pledge of Allegiance to the Flag.

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

Councilmembers Absent: None.

Staff Present: City Manager Paul Bueche, City Clerk Juanita Aguilar, Tom Svrcek Public Service Director

Others Present: Tommy Butler, Lou Fleury. Boots Abrams, Steve Shumaker, Bob Plumb, Lyle Schlueter, Rick Ballreich.

**APPROVAL OF MINUTES**

**Resolution No. 120326-01**

**(Carried)**

Motion by Councilmember Porath  
Second by Councilmember Hurt

**I Move** the Swartz Creek City Council hereby approve the Amended Minutes of the Regular Council Meeting, held March 12, 2012, to be circulated and placed on file.

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

**APPROVAL OF AGENDA**

**Resolution No. 120326-02**

**(Carried)**

Motion by Mayor Pro-Tem Krueger  
Second by Councilmember Hurt

**I Move** the Swartz Creek City Council approve the Agenda, as amended, for the Regular Council Meeting of March 26, 2012, to be circulated and placed on file.

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

## **REPORTS AND COMMUNICATIONS:**

### **City Manager's Report**

#### **Resolution No. 120326-03**

**(Carried)**

Motion by Councilmember Shumaker  
Second by Councilmember Hurt

**I Move** the Swartz Creek City Council approve the City Manager's Report of March 26, 2012, to be circulated and placed on file.

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

Discussion took place.

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

### **MEETING OPENED TO THE PUBLIC:**

Tommy Butler, 40 Somerset, commented about possibility of Fire Department mileage.

### **COUNCIL BUSINESS:**

Mayor Richard Abrams announced the Annual Law Day Observance Proclamation copy is in the packet.

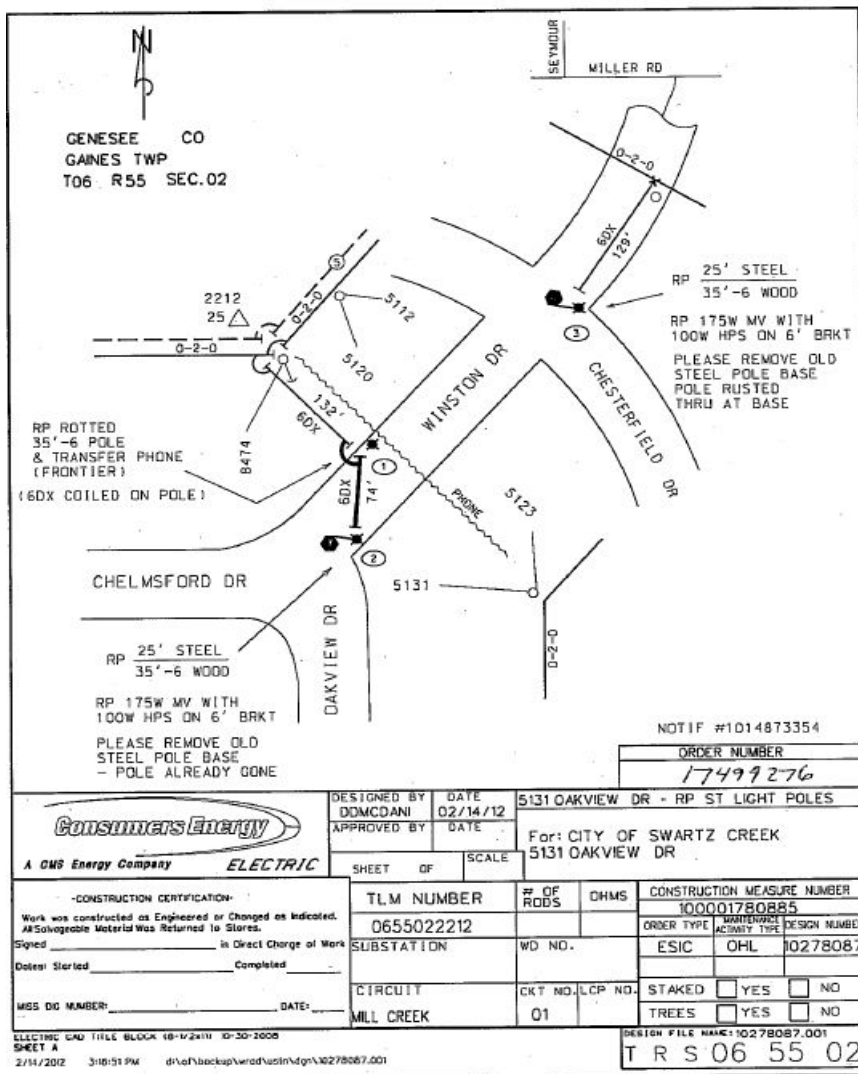
### **ADDENDUM, CONSUMERS' ENERGY STREET LIGHTING CONTRACT**

#### **Resolution No: 120326-04**

**(Carried)**

Motion by Councilmember Hicks  
Second by Councilmember Hurt

**I Move** the City of Swartz Creek approve an addendum to the City's Street Lighting Contract with Consumers Energy, dated January 1, 1973, allowing for the removal, of two (2) existing overhead street lights and the replacement and relocation of two (2) overhead street lights, the first being at the intersection of Winston – Chesterfield – Worchester, the second at the intersection of Winston – Chelmsford, Consumers' Energy Work Order #17499276, in accordance with the specifications submitted by Consumer Energy as follows:



And further, the Council directs the Mayor and City Clerk to execute the addendum on behalf of the City.

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

Discussion Took Place.

**APPROPRIATION, UPDATE 2001 WATER RELIABILITY STUDY**

**Resolution No: 120326-05**

**(Carried)**

Motion by Councilmember Binder  
Second by Councilmember Hurt

**I Move** the City of Swartz Creek appropriate an amount not to exceed \$9,968, plus 10% contingency, to the City's Engineer, Rowe Professional services Inc., for the update of the City's 2001 Water Reliability Evaluation and Study, specifications as follows:



March 19, 2012

Mr. Tom Svrcek, Director of Public Services  
City of Swartz Creek  
8083 Civic Drive  
Swartz Creek, MI 48473

RE: Proposal for Water Reliability Study Update

Dear Mr. Svrcek:

ROWE Professional Services Company is pleased to provide you with this proposal for updating the city's water reliability study in accordance with the requirements of the MDEQ.

Our previous experience and history of the City of Swartz Creek water system will allow us to complete the update in an economical manner. The following items will be incorporated into the study:

- Update the hydraulic water model with both present and future projected demands, including pressure, storage and fire flow analysis.
- Measure hydrant flows throughout the system to calibrate the water model.
- Obtain and compile the city water records and volumes from the past five years.
- Revise the growth rate projections and review the estimated excess capacity needs for the future.
- Make recommendations with cost estimates for future improvements to the city's water system.

Our fee for the above referenced scope is \$9,968. After you have reviewed this proposal, please feel free to contact me with any suggestions or questions you may have. We anticipate the study will take 6 to 8 weeks to complete.

Again, we would like to thank you for the opportunity to submit this proposal; should you have any questions please feel free to contact me.

Sincerely,  
ROWE Professional Services Company

Louis P. Fleury, P.E.  
Project Manager

and upon completion, to bring the report back to the City Council for review and approval, funds to be taken from 590 Water System and further, direct the staff to make necessary adjustments and entries in the City's financial accounting software,

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

NO: None. Motion Declared Carried.

Discussion Took Place.

**APPROPRIATION, HERITAGE VILLAGE & SPRINGBROOK EAST VACANT LOT ASSESSMENTS**

**Resolution No: 120326-06**

Motion by Councilmember Hurt  
Second by Councilmember Binder

**I Move** the City of Swartz Creek appropriate the amount of \$32,185.30 from the City's General Fund 101 to 401 Capital Projects Heritage Village and Springbrook East Special Assessment Districts, for the payment of the assessments in accordance with the following schedule:

***Heritage Village Lots (\$1,311.86 Each)***

<u>Parcel No.</u>	<u>Address</u>	<u>Parcel No.</u>	<u>Address</u>
58-30-651-091	3284 Heritage Blvd	58-30-651-094	3264 Heritage Blvd
58-30-651-092	3278 Heritage Blvd	58-30-651-099	6217 Bainbridge Dr
58-30-651-093	3270 Heritage Blvd		

***Springbrook East Lots (\$2,135.50 Each)***

<u>Parcel No.</u>	<u>Address</u>	<u>Parcel No.</u>	<u>Address</u>
58-36-676-039	Lindsey Dr	58-36-676-051	Lindsey Dr
58-36-676-040	Lindsey Dr	58-36-676-053	Lindsey Dr
58-36-676-041	Lindsey Dr	58-36-676-054	Lindsey Dr
58-36-676-042	Lindsey Dr	58-36-676-055	Lindsey Dr
58-36-676-043	Lindsey Dr	58-36-676-056	Lindsey Dr
58-36-676-044	Lindsey Dr	58-36-676-064	Russell Dr

And further, authorize the City Staff to make appropriate entries in the City's data accounting systems to reflect the payments, and further, direct the Staff to prepare a plan for the liquidation and sale of the properties to recover the funds expended for the assessments.

Discussion Took place.

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

**MORRISH ROAD BRIDGE PROJECT, OPTIONS**

**(Discussion)**

City Manager Bueche explained the two options proposed for the bridge project which are 1) Leave road open for four months till completion with 5% increase of approximately \$25,000 2) Close the road completely for two months and save that difference. Mr. Bueche commented the staff recommendations are to close it down completely after school closes and hometown days completed, and get the process done.

Councilmember Porath commented that he would like to get it done sooner too, but is concerned of the effect it would have on the business owners in this area by closing the road completely.

Lou Fleury with Rowe Professional Services Company wanted to add that the existing bridge, if the traffic is maintained during the construction, will complicate things and add more expenses to the project estimate of an additional \$15,000-\$20,000 above the 5% as indicated by City Manager Paul Bueche.

After many questions and comments from the councilmembers, the majority agreed that they feel the road should be closed so the bridge can be fixed as fast as possible.

## **MARATHON PROJECT**

**(Discussion)**

City Manager Paul Bueche commented that we are in the process of negotiating the purchase agreement. Mr. Bueche had two recommendations for the councilmembers to consider, 1) what he feels the property should be sold at, which he feels is around \$5,000.00 to recover costs. 2) He suggests we hold signing the purchase agreement till the environmental work is completed and requirements met. Mr. Bueche suggests that the City sign a purchase order that reflects demolition of the building, removal of UST, and environmental work done to the State's approval. At that time, the property transfer deed can be done.

## **GRAFFITI AROUND SWARTZ CREEK**

**(Discussion)**

City Manager Paul Bueche commented 40-50 incidents total, Springbrook Colony was the hardest hit. Three people were taken into custody, 20 and 21 yrs. old and they have been bonded out now. We are certainly going to seek restitution where we can. We are not sure what the cost will be to clean up the water tower.

Councilmember David Krueger asked about just having the water tower torn down instead of spending money to clean it up.

Mr. Bueche suggests unless it can be taken down relatively inexpensively, which he doesn't believe it can be is to just leave it there. Mr. Bueche commented the county may have an interest in it in the future, because they have had interest in it before.

## **MEETING OPENED TO THE PUBLIC:**

Tommy Butler, 40 Somerset, commented he can't believe we are still discussing the Marathon property. He thought it was all set up to have construction started. He stated he was concerned if the business would survive.

City Manager Paul Bueche commented the company has been in business for 40 plus years and feels confident that if the company does go out that it will be a lease space for some kind of similar business.

## **REMARKS BY COUNCILMEMBERS:**

Councilmember Hurt questioned the barricade vehicles at the old station at Holland and Miller what was going on.

City Manager Paul Bueche replied that it was an environmental engineering work being done, monitoring wells.

Councilmember Binder wanted to update the council that there is about 30 feet left for the brick sales with the Veterans Memorial and urges if anyone is interested in purchasing one they should do it soon.

Councilmember Shumaker wanted to clarify if the lots or homes in Springbrook and Heritage when they are sold do the assessments have to be paid.



City Manager Paul Bueche replied with the lots we own have to pay assessment when purchased. The current homeowners had the option to pay their assessment in full by April 2nd or the amount will be divided out onto their summer tax bill for the next five years.

Councilmember Porath will not be able to attend Small Cities meeting. Mr. Porath wanted to know if we corrected the problem with the theft of the air conditioning systems.

City Manager Paul Bueche replied that we have purchased an alarm system for all the units.

Councilmember Porath wanted to clarify to Councilmember Hurt about the comment made earlier on the Marathon property and he hopes things get going with the property.

Mayor Pro Tem David Krueger wanted to remind all the members of the Small Cities Meeting that we are hosting next Wednesday.

Mayor Richard Abrams reminded members of the State of County Address this Wednesday and that he is planning on attending.

Mayor Richard Abrams commented on regarding the revenue enhancement that Clayton Township voted on and that it bothers him how they are trying to dictate how we fund them.

**Adjournment**

**Resolution No. 120326-07**

**(Carried)**

Motion by Mayor Pro Tem Krueger  
Second by Councilmember Porath

**I Move** the City of Swartz Creek adjourn the Regular Session of the City Council meeting at 8:40 p.m.

YES: Unanimous Voice Vote.  
NO: None. Motion Declared Carried.

**Richard Abrams, Mayor**

**Juanita Aguilar, City Clerk**

**SWARTZ CREEK POLICE DEPARTMENT  
MOTOR POOL RENTAL HOURS  
MARCH 2012**

	<u>101-301-941</u>	<u>101-302-941</u>	<u>101-303-941</u>	<u>101-304-941</u>
#05-168	17	0	0	0
#05-649	54	0	0	0
#07-375	79	1	0	0
#05-275	96	6	0	14
#09-401	0	0	0	121
#09-226	78	11	12	0
#10-161	339	6	4	0
<b>TOTAL</b>	<b>663</b>	<b>24</b>	<b>16</b>	<b>135</b>

# SWARTZ CREEK POLICE DEPT

Total Account Hours Summary Report

From: 03/01/2012 to 03/31/2012

Department Account	Description	Regular Hours	Other Hours	Regular Hours YTD	Other Hours YTD
<b>ADMINISTRATIVE</b>					
101 301 702.001	SUPERVISOR	244.500	0.000	734.000	10.500
101 301 702.002	CLERICAL	137.500	4.000	399.500	4.000
<b>PROTECTION</b>					
101 301 702.003	UNIFORMED	518.000	21.000	1,580.750	111.000
101 301 702.004	NON-UNIFORMED	5.000	0.000	14.500	0.000
101 301 702.005	TRAFFIC ENFORCEMENT	222.250	4.000	586.750	29.250
<b>COMPLAINTS</b>					
101 301 702.006	INVESTIGATIONS	109.250	0.000	300.750	1.500
101 301 702.007	COURT	0.000	2.000	6.000	6.000
<b>TRAINING</b>					
101 301 702.008	TRAINING	4.000	0.000	120.000	8.000
<b>VACATION</b>					
101 301 702.010	VACATION	8.000	0.000	16.000	0.000
<b>HOLIDAY</b>					
101 301 702.011	HOLIDAY	0.000	0.000	156.000	0.000
<b>ABSENT</b>					
101 301 702.012	ABSENT	34.500	0.000	118.500	0.000
<b>TRACK ADMINISTRATIVE</b>					
101 302 702.001	SUPERVISOR	36.000	0.000	97.000	0.000
101 302 702.002	CLERICAL	20.000	0.000	58.000	0.000
<b>TRACK PROTECTION</b>					
101 302 702.003	UNIFORMED	18.750	0.000	69.000	4.250
101 302 702.004	NON-UNIFORMED	0.500	0.000	1.500	0.000
<b>SCHOOL ADM</b>					
101 303 702.001	SUPERVISOR	0.000	6.000	0.000	6.000

Department Account	Description	Regular Hours	Other Hours	Regular Hours YTD	Other Hours YTD
SCHOOL PROTECTION					
101 303 702.003	UNIFORMED	196.000	18.000	479.500	48.250
SCHOOL TRAINING					
101 303 702.008	TRAINING	0.000	0.000	8.000	0.000
PROTECTION					
101 304 702.003	UNIFORMED	3.250	0.000	7.250	1.500
TRAINING					
101 304 702.008	TRAINING	24.000	0.000	48.000	0.000
OTHER					
101 304 702.009	SPECIAL EVENTS	0.000	0.000	4.000	0.000
PROTECTION					
265 333 702.004	NON-UNIFORMED	120.000	0.000	448.000	16.000
COMPLAINTS					
265 333 702.006	INVESTIGATIONS	0.000	51.000	0.000	149.500
265 333 702.007	COURT	0.000	2.000	0.000	4.000
NON-PRODUCTIVE					
265 333 702.011	HOLIDAY	8.000	0.000	32.000	0.000
265 333 702.012	ABSENT	8.000	0.000	8.000	0.000
	TOTAL ALL HOURS	1,717.500	108.000	5,243.500	399.750

**SWARTZ CREEK POLICE DEPT**

Total Function Count

Month Ending: 03/31/2012

<b>Account</b>	<b>Description</b>	<b>MTD Functions</b>	<b>YTD Functions</b>
101 301 001.000	TRAFFIC VIOLATIONS	0	0
101 301 002.000	PARKING VIOLATIONS	5	17
101 301 003.000	VERBAL WARNINGS	64	204
101 301 004.000	WRITTEN WARNINGS	7	31
101 301 005.000	FELONY ARRESTS	6	6
101 301 006.000	MISDEMEANOR ARRESTS	51	84
101 301 007.000	CALLS RECEIVED	273	759
101 301 008.000	TRAFF INJ ACCIDENTS	0	1
101 301 009.000	PROP DAMAG ACCIDENTS	6	31
101 301 010.000	SERVICE REQUESTS	2	2
101 301 011.000	MEETINGS	6	11
101 301 012.000	CONFERENCES	0	0
101 301 013.000	INITIATED CALLS	508	1432
101 301 014.000	DESK ASSIGNMENTS	79	234
101 301 015.000	BUSINESS CHECKS	1682	5339
101 301 016.000	VACATION CHECKS	491	1453
101 301 017.000	SUSP PERS CHECKED	14	41
<b>TOTAL FUNCTIONS</b>		<b>3194</b>	<b>9645</b>
101 302 002.000	PARKING VIOLATIONS	0	0
101 302 003.000	VERBAL WARNINGS	0	0
101 302 004.000	WRITTEN WARNINGS	0	0
101 302 005.000	FELONY ARRESTS	0	0
101 302 006.000	MISDEMEANOR ARRESTS	0	0
101 302 007.000	CALLS RECEIVED	12	36
101 302 010.000	SERVICE REQUESTS	1	1
101 302 011.000	MEETINGS	0	0
101 302 012.000	CONFERENCES	0	0
101 302 013.000	INITIATED CALL	1	5
101 302 014.000	DESK ASSIGNMENTS	0	0
101 302 015.000	BUSINESS CHECKS	15	42
101 302 016.000	VACATION CHECKS	0	2
101 302 017.000	SUSP PERS CHECKED	0	0
<b>TOTAL FUNCTIONS</b>		<b>29</b>	<b>86</b>
101 303 002.000	PARKING VIOLATIONS	0	0
101 303 003.000	VERBAL WARNINGS	0	1
101 303 004.000	WRITTEN WARNINGS	0	0
101 303 005.000	FELONY ARRESTS	1	2
101 303 006.000	MISDEMEANOR ARRESTS	3	18
101 303 007.000	CALLS RECEIVED	6	25
101 303 010.000	SERVICE REQUESTS	0	0
101 303 011.000	MEETINGS	40	83
101 303 012.000	CONFERENCES	0	1

Department Account	Description	Regular Hours	Other Hours	Regular Hours YTD	Other Hours YTD
SCHOOL PROTECTION					
101 303 702.003	UNIFORMED	196.000	18.000	479.500	48.250
SCHOOL TRAINING					
101 303 702.008	TRAINING	0.000	0.000	8.000	0.000
PROTECTION					
101 304 702.003	UNIFORMED	3.250	0.000	7.250	1.500
TRAINING					
101 304 702.008	TRAINING	24.000	0.000	48.000	0.000
OTHER					
101 304 702.009	SPECIAL EVENTS	0.000	0.000	4.000	0.000
PROTECTION					
265 333 702.004	NON-UNIFORMED	120.000	0.000	448.000	16.000
COMPLAINTS					
265 333 702.006	INVESTIGATIONS	0.000	51.000	0.000	149.500
265 333 702.007	COURT	0.000	2.000	0.000	4.000
NON-PRODUCTIVE					
265 333 702.011	HOLIDAY	8.000	0.000	32.000	0.000
265 333 702.012	ABSENT	8.000	0.000	8.000	0.000
	TOTAL ALL HOURS	1,717.500	108.000	5,305.500	399.750

## Uniform Crime Report

**Report Criteria:**

**Start File Class      End File Class      Print Zeros?**

0100-0                      9900-9                      Yes

Class	Description	MAR 2011	MAR 2012	YR TO DATE
0100-0	Sovereignty	0	0	0
0200-0	Military	0	0	0
0300-0	Immigration	0	0	0
0900-1	Murder/Non-negligent Manslaughter (Voluntary)	0	0	0
0900-2	Negligent Homicide/Manslaughter (Involuntary)	0	0	0
0900-3	Negligent Homicide - Vehicle/Boat/Snowmobile/ORV	0	0	0
0900-4	Justifiable Homicide	0	0	0
1000-1	Kidnapping/Abduction	0	0	0
1000-2	Parental Kidnapping	0	0	0
1100-1	Sexual Penetration Penis/Vagina - CSC 1st Degree	0	0	0
1100-2	Sexual Penetration Penis/Vagina - CSC 3rd Degree	0	0	0
1100-3	Sexual Penetration Oral/Anal - CSC 1st Degree	0	0	0
1100-4	Sexual Penetration Oral/Anal - CSC 3rd Degree	0	0	0
1100-5	Sexual Penetration Object - CSC 1st Degree	0	0	0
1100-6	Sexual Penetration Object - CSC 3rd Degree	0	0	0
1100-7	Sexual Contact Forcible - CSC 2nd Degree	0	0	0
1100-8	Sexual Contact Forcible - CSC 4th Degree	0	0	0
1200-0	Robbery	0	0	0
1300-1	Non-Aggravated Assault	2	1	9
1300-2	Aggravated/Felonious Assault	2	2	2
1300-3	Intimidation/Stalking	1	0	1
1400-0	Abortion	0	0	0
2000-0	Arson	0	0	0
2100-0	Extortion	0	0	0
2200-1	Burglary - Forced Entry	1	2	7
2200-2	Burglary - Entry Without Force (Intent to Commit)	1	0	0
2200-3	Burglary - Entry Without Authority With or Without Force (No Intent)	0	0	0
2200-4	Possession of Burglary Tools	0	0	0
2300-1	Larceny - Pocketpicking	0	0	0
2300-2	Larceny - Purse Snatching	0	0	0
2300-3	Larceny - Theft from Building	2	1	1
2300-4	Larceny - Theft from Coin-Operated Machine/Device	0	0	0
2300-5	Larceny - Theft from Motor Vehicle	3	3	4
2300-6	Larceny - Theft of Motor Vehicle Parts/Accessories	0	3	3
2300-7	Larceny - Other	3	4	9
2400-1	Motor Vehicle Theft	1	1	1
2400-2	Motor Vehicle as Stolen Property	0	0	0
2400-3	Motor Vehicle Fraud	0	0	0
2500-0	Forgery/Counterfeiting	0	1	1
2600-1	Fraud - False Pretense/Swindle/Confidence Game	0	1	4
2600-2	Fraud - Credit Card/Automatic Teller Machine	1	0	2
2600-3	Fraud - Impersonation	0	1	2
2600-4	Fraud - Welfare Fraud	0	0	0
2600-5	Fraud - Wire Fraud	0	0	0
2600-6	Fraud - Bad Checks	5	0	0
2700-0	Embezzlement	0	0	0
2800-0	Stolen Property	0	0	0



## Uniform Crime Report

**Report Criteria:**

<b>Start File Class</b>	<b>End File Class</b>	<b>Print Zeros?</b>
0100-0	9900-9	Yes

Class	Description	MAR 2011	MAR 2012	YR TO DATE
2900-0	Damage to Property	1	33	41
3000-1	Retail Fraud - Misrepresentation	0	0	0
3000-2	Retail Fraud - Theft	0	0	0
3000-3	Retail Fraud - Refund/Exchange	0	0	0
3500-1	Violation of Controlled Substance - Act	3	1	6
3500-2	Narcotic Equipment Violations	0	0	1
3600-1	Sexual Penetration Non-forcible - Blood/Affinity (CSC 1st/3rd Degri	0	0	0
3600-2	Sexual Penetration Non-forcible - Other (CSC 1st and 3rd Degree)	0	0	0
3600-3	Peeping Tom	0	0	0
3600-4	Sex Offense - Other	0	0	0
3700-0	Obscenity	0	0	0
3800-1	Family - Abuse/Neglect Nonviolent	0	0	0
3800-2	Family - Non-Support	0	0	0
3800-3	Family - Other	0	0	1
3900-1	Gambling - Betting/Wagering	0	0	0
3900-2	Gambling - Operating/Promoting/Assisting	0	0	0
3900-3	Gambling - Equipment Violations	0	0	0
3900-4	Gambling - Sports Tampering	0	0	0
4000-1	Commercialized Sex - Prostitution	0	0	0
4000-2	Commercialized Sex- Assisting/Promoting Prostitution	0	0	0
4100-1	Liquor License - Establishment	0	0	0
4100-2	Liquor Violations - Other	0	1	1
4200-0	Drunkenness - Except OUIL	0	0	0
4800-0	Obstructing Police	0	3	3
4900-0	Escape/Flight	0	0	0
5000-0	Obstructing Justice	1	7	11
5100-0	Bribery	0	1	1
5200-1	Weapons Offense - Concealed	1	0	0
5200-2	Weapons Offense - Explosives	0	0	0
5200-3	Weapons Offense - Other	0	0	2
5300-1	Disorderly Conduct	0	1	1
5300-2	Public Peace - Other	0	1	2
5400-1	Hit & Run Motor Vehicle Accident	3	2	8
5400-2	Operating Under the Influence of Liquor or Drugs (OUIL or OUID)	1	0	1
5400-3	Driving Law Violations	7	7	19
5500-0	Health and Safety	3	1	2
5600-0	Civil Rights	0	0	0
5700-1	Trespass	0	1	3
5700-2	Invasion of Privacy - Other	0	0	0
5800-0	Smuggling	0	0	0
5900-0	Election Laws	0	0	0
6000-0	Antitrust	0	0	0
6100-0	Tax/Revenue	0	0	0
6200-0	Conservation	0	0	0
6300-0	Vagrancy	0	0	0
7000-0	Juvenile Runaway	0	0	0
7300-0	Miscellaneous Criminal Offense	0	0	0

## Uniform Crime Report

**Report Criteria:**

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

Class	Description	MAR 2011	MAR 2012	YR TO DATE
7500-0	Solicitation (All Crimes Except Prostitution)	0	0	0
7700-0	Conspiracy	0	0	0
8900-1	SERVICE OF COMMISSION PAPERS	0	0	0
8900-2	UNAUTHORIZED TRANSPORTATION	0	0	0
8900-3	VIOLATION OF RULES/REGISTRATION	0	0	0
8900-4	WARRANTS	0	0	0
8900-5	MOTOR CARRIER SAFETY RULES	0	0	0
8900-6	INSPECTIONS OF HOMES TO BE MOVED	0	0	0
8900-7	MIGRANT AGRICULTURE WORKERS TRANSP	0	0	0
8900-9	ALL OTHER MOTOR CARRIER VIOLATIONS	0	0	0
9100-1	DELINQUENT MINOR	0	0	0
9100-2	RUNAWAYS	0	0	0
9200-1	DIVORCE AND SUPPORT	0	0	0
9200-2	INCAPACITATION	0	0	0
9200-3	WALK-AWAY - MENTAL INSTITUTIONS ETC	0	0	1
9200-4	ORDER FOR PICKUP AND EXAMINATION	0	0	0
9200-5	CIVIL INFRACTION - ALCOHOL POSSES.	0	0	0
9300-1	Property Damage Accident/Personal Injury	11	1	23
9300-2	NON-TRAFFIC PDA	5	4	10
9300-3	TRAFFIC VIOLATIONS/CIVIL INFRACTION	0	0	0
9300-4	TOWED VEHICLE	1	0	0
9300-5	TRAFFIC HAZARD/ABANDONED VEHICLE	0	0	0
9300-6	TRAFFIC POLICING	0	0	0
9400-1	FALSE ALARM ACTIVATION	0	0	0
9400-2	VALID ALARM ACTIVATION	0	0	0
9400-3	REST AREA/ROADSIDE PARK VIOLATIONS	0	0	0
9500-1	ACCIDENTAL FIRE	0	0	0
9500-2	ACCIDENTAL EXPLOSION	0	0	0
9500-4	OPEN BURNING	0	0	0
9500-6	FIRE-HAZARDOUS CONDITIONS	0	0	0
9700-0	ACCIDENTAL SHOOTING	0	0	0
9700-5	ACCIDENTAL DEATH-WATER	0	0	0
9700-6	ACCIDENT - ALL OTHER	0	0	0
9800-2	RECOVERED PROPERTY	0	0	0
9800-3	PROPERTY INSPECTION	0	0	0
9800-4	OTHER INSPECTIONS/WEAPONS	9	7	14
9800-5	ALARMS	0	0	0
9800-6	CIVIL	0	1	4
9800-7	SUSPICIOUS SITUATION	1	3	6
9800-8	LOST AND FOUND PROPERTY	0	2	3
9800-9	OVERDOSE	0	1	2
9900-1	SUICIDE	0	0	1
9900-2	DOA - NATURAL	0	0	2
9900-3	MISSING PERSON	0	0	0
9900-7	SAFEKEEPING	0	0	0
9900-8	DEPARTMENTAL ASSIST	3	0	1
9900-9	GENERAL - NON CRIMINAL	7	4	9

## Uniform Crime Report

**Report Criteria:**

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

Class	Description	MAR 2011	MAR 2012	YR TO DATE
Totals:		79	102	225

## Ticket Ledger Report

**Report Criteria:**

Ticket Type	Officer	Start Date	End Date
Traffic	All	03/01/2012	03/31/2012

Number	Name	Date	Location	Description	Officer	Fine
T-1212355		03/01/12	BRISTOL NEAR CANTERBURY	EXCEEDED POSTED SPEED LIMIT		
T-1212530-A		03/01/12	MORRISH NEAR I-69	SUSP/REVOKED/NEVER APPL.		
T-1212530-B		03/01/12	MORRISH NEAR I-69	EXCEEDED POSTED SPEED LIMIT		
T-1212530-C		03/01/12	MORRISH NEAR I-69	RIGHT OF WAY AT INTERSECTION		
T-1212629		03/02/12	MORRISH NEAR MARY ST	EXCEEDED POSTED SPEED LIMIT		
T-1212610		03/03/12	MILLER AT FAIRCHILD	DISREGARDED TRAFFIC SIGNAL/		
T-1212611		03/04/12	WINCHESTER VILLAGE -- SEYMOUF	EXCEEDED POSTED SPEED LIMIT		
T-1212356		03/05/12	I-69 NEAR MORRISH	EXCEEDED POSTED SPEED LIMIT		
T-1212357		03/05/12	I-69 NEAR MILLER	SEAT BELT DRIVER/PASSENGER		
T-1212358		03/05/12	BRISTOL NEAR HERITAGE	NO PROOF INSURANCE/POSSESE		
T-1212359		03/05/12	BRISTOL NEAR HERITAGE	NO TAIL/BRAKE LIGHTS		
T-1212360		03/05/12	BRISTOL NEAR HERITAGE	SEAT BELT DRIVER/PASSENGER		
T-1212362		03/05/12	BRISTOL NEAR HERITAGE	EXCEEDED POSTED SPEED LIMIT		
T-1212363		03/05/12	BRISTOL NEAR CANTERBURY	NO PROOF INSURANCE/POSSESE		
T-1212364		03/05/12	MORRISH NEAR FORTINO	SEAT BELT DRIVER/PASSENGER		
T-1212630-A		03/06/12	MILLER NEAR RAUBINGER	HEADLIGHTS		
T-1212630-B		03/06/12	MILLER NEAR RAUBINGER	NO PROOF INSURANCE/POSSESE		
T-1212365		03/06/12	I-69 NEAR MILLER	EXCEEDED POSTED SPEED LIMIT		
T-1212366		03/06/12	MORRISH NEAR MARY ST	EXCEEDED POSTED SPEED LIMIT		
T-1212367		03/06/12	MORRISH NEAR MARY ST	EXCEEDED POSTED SPEED LIMIT		
T-1212631		03/07/12	I-69 AT MILLER RAMP #002A	NO PROOF INSURANCE/POSSESE		
T-1212612		03/08/12	MORRISH NEAR I-69	EXCEEDED POSTED SPEED LIMIT		
T-1212613		03/08/12	MORRISH NEAR APPLE CREEK	EXCEEDED POSTED SPEED LIMIT		
T-1212368		03/08/12	BRISTOL NEAR CANTERBURY	EXCEEDED POSTED SPEED LIMIT		
T-1212369		03/08/12	BRISTOL NEAR HERITAGE	NO PROOF INSURANCE/POSSESE		
T-1212370		03/09/12	MILLER NEAR MORRISH	SEAT BELT DRIVER/PASSENGER		
T-1212371-A		03/10/12	I-69 & MILLER RD	SUSP/REVOKED/NEVER APPL.		
T-1212371-B		03/10/12	I-69 & MILLER RD	EXCEEDED POSTED SPEED LIMIT		
T-1212373		03/10/12	I-69 NEAR MORRISH	EXCEEDED POSTED SPEED LIMIT		
T-1212372		03/10/12		EXCEEDED POSTED SPEED LIMIT		
T-1212374		03/10/12	MORRISH NEAR MARY ST	SEAT BELT 0-4 YR. RESTRAINT FF		
T-1212375		03/10/12	MORRISH NEAR MARY ST	EXCEEDED POSTED SPEED LIMIT		
T-1212632		03/10/12	MORRISH NEAR I-69	HEADLIGHTS		
T-1212633		03/11/12	MILLER NEAR ELMS	IMPROPER LANE USE		
T-1212576		03/11/12	MILLER NEAR SCHOOL	SEAT BELT DRIVER/PASSENGER		
T-1212634-A		03/11/12	MORRISH NEAR MARY ST	SEAT BELT 0-4 YR. RESTRAINT FF		
T-1212634-B		03/11/12	MORRISH NEAR MARY ST	TAIL LIGHTS (DEFECTIVE, IMPROI		
T-1212614		03/12/12	MORRISH NEAR APPLE CREEK	EXCEEDED POSTED SPEED LIMIT		
T-1212615-B		03/12/12	BRISTOL NEAR HERITAGE	EXCEEDED POSTED SPEED LIMIT		
T-1212616		03/12/12	MILLER NEAR MAYA	NO PLATE/FAIL TO DISPLAY/EXPII		
T-1212617-A		03/13/12	MORRISH NEAR APPLE CREEK	EXCEEDED POSTED SPEED LIMIT		
T-1212617-B		03/13/12	MORRISH NEAR APPLE CREEK	NO PROOF INSURANCE/POSSESE		
T-1212617-C		03/13/12	MORRISH NEAR APPLE CREEK	NO TAIL/BRAKE LIGHTS		
T-1212619		03/13/12	MORRISH NEAR APPLE CREEK	EXCEEDED POSTED SPEED LIMIT		
T-1212618		03/13/12	MORRISH NEAR APPLE CREEK	EXCEEDED POSTED SPEED LIMIT		
T-1212531-A		03/13/12	MORRISH NEAR I-69	NO PROOF INSURANCE/POSSESE		
Tickets so far: 46		Charges so far: 46		Fines Subtotal:		0.00

## Ticket Ledger Report

**Report Criteria:**

Ticket Type	Officer	Start Date	End Date
Traffic	All	03/01/2012	03/31/2012

Number	Name	Date	Location	Description	Officer	Fine
T-1212531-B		03/13/12	MORRISH NEAR I-69	FAILED TO MAINTAIN EQUIPMENT		
T-1212578-A		03/14/12	ELMS NEAR PARKRIDGE	SUSP/REVOKED/NEVER APPL.		
T-1212578-B		03/14/12	ELMS NEAR PARKRIDGE	HEADLIGHTS		
T-1212579		03/14/12	VOID TICKET	SUSP/REVOKED/NEVER APPL.		
T-1212580		03/15/12	I-69 NEAR MILLER	EXCEEDED POSTED SPEED LIMIT		
T-1212581		03/15/12	I-69 NEAR MILLER	EXCEEDED POSTED SPEED LIMIT		
T-1212582		03/15/12	ELMS NEAR YARMY	HEADLIGHTS		
T-1212583		03/15/12	MORRISH NEAR MARY ST	SEAT BELT DRIVER/PASSENGER		
T-1212584-A		03/15/12	MORRISH NEAR MARY ST	SEAT BELT DRIVER/PASSENGER		
T-1212584-B		03/15/12	MORRISH NEAR MARY ST	SEAT BELT 4-16 YR. OLD		
T-1212584-C		03/15/12	MORRISH NEAR MARY ST	SEAT BELT 4-16 YR. OLD		
T-1212585		03/15/12	BRISTOL NEAR HERITAGE	EXCEEDED POSTED SPEED LIMIT		
T-1212586		03/15/12	BRISTOL NEAR HERITAGE	EXCEEDED POSTED SPEED LIMIT		
T-1212620		03/17/12	MILLER NEAR MAYA	EXCEEDED POSTED SPEED LIMIT		
T-1212635-A		03/17/12	BRISTOL NEAR ELMS	SUSP/REVOKED/NEVER APPL.		
T-1212635-B		03/17/12	BRISTOL NEAR ELMS	IMPROPER PLATE		
T-1212635-C		03/17/12	BRISTOL NEAR ELMS	NO PROOF INSURANCE/POSSESS		
T-1212621		03/18/12	I-69 NEAR MORRISH	EXCEEDED POSTED SPEED LIMIT		
T-1212622		03/18/12	MORRISH NEAR MILLER	NO TAIL/BRAKE LIGHTS		
T-1212623		03/18/12	WINCHESTER VILLAGE -- SEYMOUF	EXCESSIVE FUMES/SM.		
T-1179024		03/18/12	I-69 NEAR MORRISH	FAILED TO DIM HEADLIGHTS		
T-1212587		03/19/12	I-69 NEAR MILLER	EXCEEDED POSTED SPEED LIMIT		
T-1212588		03/19/12	I-69 NEAR MILLER	EXCEEDED POSTED SPEED LIMIT		
T-1212589		03/19/12	I-69 NEAR MILLER	EXCEEDED POSTED SPEED LIMIT		
T-1212590		03/19/12	MORRISH NEAR MARY ST	NO PROOF INSURANCE/POSSESS		
T-1212591		03/19/12	MORRISH NEAR MARY ST	SEAT BELT DRIVER/PASSENGER		
T-1212592		03/19/12	MILLER NEAR SCHOOL	HEADLIGHTS		
T-1212593-A		03/19/12	MORRISH NEAR MARY ST	EXCEEDED POSTED SPEED LIMIT		
T-1212595		03/19/12	MILLER NEAR FORD	SEAT BELT DRIVER/PASSENGER		
T-1212596-A		03/19/12	MORRISH NEAR MARY ST	EXCEEDED POSTED SPEED LIMIT		
T-1212596-B		03/19/12	MORRISH NEAR MARY ST	NO OPS IN POSSESSION		
T-1212532-A		03/19/12	MORRISH NEAR I-69	EXCEEDED POSTED SPEED LIMIT		
T-1212532-B		03/19/12	MORRISH NEAR I-69	NO PROOF INSURANCE/POSSESS		
T-1212533-A		03/21/12	MORRISH NEAR I-69	EXCEEDED POSTED SPEED LIMIT		
T-1212533-B		03/21/12	MORRISH NEAR I-69	FAIL TO CHANGE ADDRESS		
T-1212624		03/22/12	MORRISH NEAR APPLE CREEK	EXCEEDED POSTED SPEED LIMIT		
T-1212597		03/23/12	I-69 NEAR MILLER	EXCEEDED POSTED SPEED LIMIT		
T-1212598		03/23/12	MILLER NEAR MORRISH	SEAT BELT DRIVER/PASSENGER		
T-1212599		03/23/12	BRISTOL NEAR HERITAGE	EXCEEDED POSTED SPEED LIMIT		
T-1212600		03/23/12	BRISTOL NEAR HERITAGE	EXCEEDED POSTED SPEED LIMIT		
T-1212651-B		03/24/12	I-69 NEAR MILLER	EXCEEDED POSTED SPEED LIMIT		
T-1212652		03/24/12	I-69 NEAR MILLER	EXCEEDED POSTED SPEED LIMIT		
T-1212653		03/24/12	I-69 NEAR MILLER	EXCEEDED POSTED SPEED LIMIT		
T-1212654		03/24/12	I-69 NEAR MILLER	HEADLIGHTS		
T-1212656-A		03/24/12	I-69 NEAR MILLER	EXCEEDED POSTED SPEED LIMIT		
T-1212656-B		03/24/12	I-69 NEAR MILLER	NO OPS IN POSSESSION		

Tickets so far: 92	Charges so far: 92	Fines Subtotal: 0.00
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## Ticket Ledger Report

**Report Criteria:**

Ticket Type	Officer	Start Date	End Date
Traffic	All	03/01/2012	03/31/2012

Number	Name	Date	Location	Description	Officer	Fine
T-1212657-A		03/24/12	I-69 EXIT AT MILLER ROAD	SUSP/REVOKED/NEVER APPL.		
T-1212657-B		03/24/12	I-69 EXIT AT MILLER ROAD	DISPLAY FICTITIOUS OPS. LEND I		
T-1212657-C		03/24/12	I-69 EXIT AT MILLER ROAD	NO PROOF INSURANCE/POSSESS		
T-1212637		03/25/12	MILLER NEAR FAIRCHILD	SEAT BELT 0-4 YR. RESTRAINT FF		
T-1212637-B		03/25/12	MILLER NEAR FAIRCHILD	NO PROOF INSURANCE/POSSESS		
T-1212637-C		03/25/12	MILLER NEAR FAIRCHILD	EXCESSIVE FUMES/SM.		
T-1212638-A		03/25/12	MORRISH NEAR MARY ST	EXCEEDED POSTED SPEED LIMIT		
T-1212638-B		03/25/12	MORRISH NEAR MARY ST	NO PROOF INSURANCE/POSSESS		
T-1212638-C		03/25/12	MORRISH NEAR MARY ST	FAIL TO CHANGE ADDRESS		
T-1212639		03/25/12	MILLER NEAR WINSTON	NO TAIL/BRAKE LIGHTS		
T-1055103		03/25/12	MILLER NEAR MORRISH	EXCEEDED POSTED SPEED LIMIT		
T-1212640-A		03/26/12	MILLER NEAR BRADY	SUSP/REVOKED/NEVER APPL.		
T-1212640-B		03/26/12	MILLER NEAR BRADY	EXCESSIVE FUMES/SM.		
T-1212625		03/26/12	MORRISH NEAR APPLE CREEK	EXCEEDED POSTED SPEED LIMIT		
T-1212401-A		03/26/12	SEYMOUR NEAR HILL	EXCEEDED POSTED SPEED LIMIT		
T-1212401-B		03/26/12	SEYMOUR NEAR HILL	NO PROOF INSURANCE/POSSESS		
T-1183749-A		03/26/12	MILLER NEAR MORRISH	VIOLATION INSTRUCTORS PERMIT		
T-1183749-B		03/26/12	MILLER NEAR MORRISH	NO PROOF INSURANCE/POSSESS		
T-1183749-C		03/26/12	MILLER NEAR MORRISH	TINTED WINDOWS/NO WINDSHIELD		
T-1212534		03/26/12	MORRISH NEAR I-69	EXCEEDED POSTED SPEED LIMIT		
T-1212641		03/27/12	MORRISH AT MILLER	DISREGARDED TRAFFIC SIGNAL/A		
T-1212402-A		03/28/12	ELMS NEAR PARKRIDGE	EXCEEDED POSTED SPEED LIMIT		
T-1212402-B		03/28/12	ELMS NEAR PARKRIDGE	NO PROOF INSURANCE/POSSESS		
T-1212642		03/28/12	ELMS NEAR YARMY	EXCEEDED POSTED SPEED LIMIT		
T-1212643		03/28/12	ELMS NEAR YARMY	NO PROOF INSURANCE/POSSESS		
T-1212535-A		03/30/12	MILLER AT MORRISH	DISREGARDED TRAFFIC SIGNAL/A		
T-1212535-B		03/30/12	MILLER AT MORRISH	NO PLATE/FAIL TO DISPLAY/EXPII		
T-1212403		03/31/12	MORRISH NEAR APPLE CREEK	EXCEEDED POSTED SPEED LIMIT		

Tickets Total: 120	Charges Total: 120	Fines Total:	0.00
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DPS ACTIVITY - MARCH 2012

	<u>REG</u>	<u>HOL</u>	<u>VAC</u>	<u>ABSENT</u>	<u>OT</u>	<u>DT</u>
<b>101 GENERAL FUND</b>						
262.0 ELECTIONS	14.00					
781.0 AMPHI-PARK						
782.0 WINSHALL PARK	2.00			0.11		
783.0 ELMS PARK	15.00			0.89		
784.0 BICENT. PARK						
790.0 SENIOR CENTER/LIBRA	37.00	1.31		1.28		
792.0 P S BLDG	35.00	1.13		0.87		
793.0 CITY HALL	8.75	0.60		0.22		
794.0 COMM PROMO						
796.0 CEMETERY						
<b>202 MAJOR STREET FUND</b>						
429.0 SAFETY	2.00					
441.0 PARK & RIDE GARBAGE						
463.0 STREET MAIN	51.00	0.11		0.56		
474.0 TRAFFIC	2.00	0.23		0.06		
478.0 SNOW & ICE	21.00	2.38		0.41	10.00	1.50
482.0 ADMIN	5.50	0.22		0.88		
<b>203 LOCAL STREET FUND</b>						
429.0 SAFETY						
463.0 STREET MAIN	66.00	1.70		0.73		
474.0 TRAFFIC	3.00	0.33				
478.0 SNOW & ICE	25.00	1.47		0.24	6.50	1.00
482.0 ADMIN	5.50	0.22		0.88		
<b>226 GARBAGE FUND</b>						
528.0 COLLECT	14.00	0.24		0.90		
530.0 WOODCHIPPING	15.00	0.40		1.60		
782.0 WINSHALL PARK GARBA	4.00			0.11		
783.0 ELMS PARK GARBAGE	13.00	0.23		0.28		
793.0 CITY HALL	8.75	0.59		0.22		
<b>590 WATER</b>						
540.0 WATER SYSTEM	170.00	5.13		16.19	12.00	
540.0 WATER-ON CALL	3.00					
542.0 READ & BILL	50.00	0.51		3.73		
793.0 CITY HALL	8.75	0.59		0.22		
<b>591 SEWER</b>						
536.0 SEWER SYSTEM	109.00	4.59		14.72		
536.0 SEWER-ON CALL	3.00					
537.0 LIFT STATION	15.00	0.34		0.39		
542.0 READ & BILL	50.00	0.51		3.72		
793.0 CITY HALL	8.75	0.59		0.22		
<b>661 MOTOR POOL FUND</b>						
795.0 CITY GARAGE	117.00	8.58		2.57		
<b>DAILY HOURS TOTAL</b>	<b>882.00</b>	<b>32.00</b>	<b>0.00</b>	<b>52.00</b>	<b>28.50</b>	<b>2.50</b>



March 2012	<u>MILES DRIVEN</u>	<u>GALLONS GAS PURCHASED</u>	<u>GALLONS DIESEL PURCHASED</u>
#1 P/U 4WD			
#3 P/U 4WD	322	53	
07-03 P/U 4WD	203		23
09-03 P/U 4WD	641		59
#2 P/U 2WD	585	58	
#6-00 BACKHOE			
#9 DUMP			
#10 DUMP			
#11 DUMP			
#12-02 DUMP			
#12-04 DUMP	122		
#12-99 GENERATOR			
#9-02 BRUSH HOG			
#17 CASE BACKHOE			
#19 JD TRACTOR			
#06-99 BUCKET TRUCK			
#21 WOOD CHIPPER			
#807 STREET SWEEPER	41		39
#42 ASPHALT HEATER			8
#37 TRAIL ARROW			
#10-98 3" PUMP			
#28A 3" PUMP			
3" PUMP			
#30 4" PUMP			
#31 4" PUMP			
#32 4" PUMP			
1" PUMP			
S-10	167	15	
<b>TOTAL</b>	<b>2081</b>	<b>126</b>	<b>129</b>

**Public Works**  
**Monthly Work Orders**

04/04/12

Work Order #	Location ID	Customer Name	Date Recd	Type
Work Order Status		Service Address	Date Comp	
BXRP12-0052	OA10-005275-0000-02	LABEAU, FRANK & NICOLE 5275 OAKVIEW DR	03/02/12	CURB BOX REPAIR
BXRP12-0053 COMPLETED	BR20-006257-0000-01	OBRIEN-STEFFEN, MAUREEN 6257 BRISTOL RD	03/13/12 03/14/12	CURB BOX REPAIR
BXRP12-0054	WI10-005154-0000-04	JUBENVILLE, RICKY 5154 WINSHALL DR	03/13/12	CURB BOX REPAIR
CKME12-0176 COMPLETED	MI10-006193-0000-01	MRASCK, MATHEW 6193 MILLER RD	03/12/12 03/12/12	CHECK METER
CKME12-0177 COMPLETED	MI10-007138-0000-01	CARDINAL, STANLEY 7138 MILLER RD	03/20/12 03/20/12	CHECK METER
CKME12-0178 COMPLETED	DU10-005368-0000-05	LPS FIELD SERVICES 5368 DURWOOD DR	03/20/12 03/21/12	CHECK METER
CKME12-0179 COMPLETED	CO20-007448-0000-03	SHAFFER, LAURIE 7448 COUNTRY MEADOW DR	03/30/12 03/30/12	CHECK METER
DRAN12-0009	BR20-007233-0000-01	ADAMS, JOSEPH 7233 BRISTOL RD	03/21/12	STORM DRAINS
FNRD12-0387 COMPLETED	AS10-000059-0000-01	CHANEY, STEPHANIE 59 ASHLEY CIR	03/01/12 03/01/12	FINAL READ
FNRD12-0391 COMPLETED	MI10-008333-0000-02	MORSE, TED 8333 MILLER RD	03/01/12 03/01/12	FINAL READ
FNRD12-0392 COMPLETED	IN10-008129-0000-01	WISE, JENNIFER 8129 INGALLS ST	03/05/12 03/06/12	FINAL READ
FNRD12-0393 COMPLETED	J110-009292-0000-04	MORGAN, ALYSON 9292 JILL MARIE LN	03/05/12 03/05/12	FINAL READ
FNRD12-0394 COMPLETED	RU10-007165-0000-02	MORRIS, JASON 7165 RUSSELL	03/05/12 03/06/12	FINAL READ
FNRD12-0395 COMPLETED	J110-009272-0000-02	COOPER, KIMBERLY 9272 JILL MARIE LN	03/15/12 03/15/12	FINAL READ
FNRD12-0396 COMPLETED	MI10-008210-0000-02	AWWAD, SARY 8210 MILLER RD	03/15/12 03/20/12	FINAL READ
FNRD12-0397 COMPLETED	MO10-005061-0000-04	SECRETARY OF HUD 5061 MORRISH RD	03/16/12 03/16/12	FINAL READ
FNRD12-0398 COMPLETED	HO10-005032-0000-03	HOLLAND, LARRY & LISA 5032 HOLLAND DR	03/30/12 03/30/12	FINAL READ
FNRD12-0399 COMPLETED	SP10-004428-0000-01	LUMLEY, DENNIS 4428 SPRINGBROOK DR	03/28/12 03/29/12	FINAL READ
FNRD12-0400	CE10-009271-0000-03	BENTLEY , MICHAEL & RODABAUG 9271 CEDAR CREEK CT	03/29/12	FINAL READ
GWO12-0213 COMPLETED	CA10-008336-0000-01	SWARTZ CREEK SCHOOLS- WAREHO 8336 CAPPY LN	03/07/12 03/06/12	GENERAL WORK ORDER

Work Order #	Location ID	Customer Name	Date Recd	Type
Work Order Status		Service Address	Date Comp	
GWO12-0214	CI10-008083-0000-01	CITY OF SWARTZ CREEK 8083 CIVIC DR	03/21/12	GENERIC WORK ORDE
GWO12-0215 COMPLETED	MO10-004048-0000-01	TONCHEN, RAYMOND 4048 MORRISH RD	03/27/12 03/27/12	GENERIC WORK ORDE
METREP COMPLETED	MI10-007323-0000-02	SAFEGUARD PROPERTIES 7323 MILLER RD	03/12/12 03/12/12	METER REPAIR
MNT12-0093 COMPLETED	CI10-008083-0000-01	CITY OF SWARTZ CREEK 8083 CIVIC DR	03/29/12 03/29/12	BUILDING MAINTENAF
MTRP12-0339 COMPLETED	WA10-007455-0000-01	KELLY, KEVIN 7455 WADE ST	03/14/12 03/14/12	METER REPAIR
MTRP12-0340 COMPLETED	SP10-004414-0000-02	PERINA, THOMAS 4414 SPRINGBROOK DR	03/20/12 03/20/12	METER REPAIR
MTRP12-0341 COMPLETED	SC10-004935-UTIL-01	MARI-DAN MILLER FARMS 4935 SCHAFFER # UTIL DR	03/26/12 03/26/12	METER REPAIR
MTRP12-0342 COMPLETED	SC10-004985-SPRI-01	MARI-DAN MILLER FARMS 4985 SCHAFFER # SPRI DR	03/26/12 03/26/12	METER REPAIR
MTRP12-0343 COMPLETED	MA20-008024-0000-01	BROOKS, ROBERT 8024 MAPLE ST	03/27/12 03/27/12	METER REPAIR
MTRP12-0344 COMPLETED	MI10-007594-0000-10	HEINE, CAROL 7594 MILLER RD	03/30/12 03/30/12	METER REPAIR
MTRP12-0345 COMPLETED	CA10-008341-0000-01	SEIBEL, CAROL 8341 CAPPY LN	03/30/12 03/30/12	METER REPAIR
READ12-0228 COMPLETED	JE10-004084-0000-01	SHUMAKER, MICHAEL 4084 JENNIE LN	03/20/12 03/21/12	READ METER
READ12-0229 COMPLETED	DY10-003286-0000-01	SMITH, MICHAEL 3286 DYE RD	03/20/12 03/20/12	READ METER
READ12-0230 COMPLETED	MI10-007594-0000-10	HEINE, CAROL 7594 MILLER RD	03/20/12 03/20/12	READ METER
READ12-0231 COMPLETED	SC10-004935-UTIL-01	MARI-DAN MILLER FARMS 4935 SCHAFFER # UTIL DR	03/20/12 03/20/12	READ METER
REPL12-0034 COMPLETED	MA30-007553-0000-07	KROTZER, ADRIANNE 7553 MASON ST	03/29/12 03/29/12	METER REPLACEMENT
SWBK12-0026 COMPLETED	MI10-008468-0000-02	HOHENSTEIN, JOANN 8468 MILLER RD	03/26/12 03/26/12	SEWER BACKUP
TRDN12-0026 COMPLETED	DO10-005272-0000-01	DRUMMOND, RICHARD 5272 DON SHENK DR	03/05/12 03/05/12	TREE-TAKE DOWN
TRDN12-0027	HE10-005182-0000-03	VIEAU, MARK 5182 HELMSLEY DR	03/28/12	TREE-TAKE DOWN
TRDN12-0028	CA10-008427-0000-01	ZAREMBA, RONALD 8427 CAPPY LN	03/28/12	TREE-TAKE DOWN
TRDN12-0029	CA10-008353-0000-02	TYLER, WANDA 8353 CAPPY LN	03/28/12	TREE-TAKE DOWN
WBKU12-0025	GR10-005283-0000-01	FRIES, THOMAS	03/08/12	WATER <sup>32</sup> BACK UP-CHE

Work Order #	Location ID	Customer Name	Date Recd	Type
Work Order Status		Service Address	Date Comp	
COMPLETED		5283 GREENLEAF DR	03/08/12	
WOFF12-0650	GR10-005159-0000-03	KLORRES, ALICIA	03/01/12	WATER TURN OFF
COMPLETED		5159 GREENLEAF DR	03/01/12	
WOFF12-0651	BR20-006231-0000-01	WILSON, DANIEL	03/01/12	WATER TURN OFF
COMPLETED		6231 BRISTOL RD	03/01/12	
WOFF12-0652	BR20-006509-0000-04	LANE, AMY	03/01/12	WATER TURN OFF
CANCELLED		6509 BRISTOL RD	03/01/12	
WOFF12-0653	MI10-007448-0000-02	OUSSOREN-BROWN, MARIA	03/01/12	WATER TURN OFF
COMPLETED		7448 MILLER RD	03/01/12	
WOFF12-0654	MI10-008127-0000-01	BAKERY, SWARTZ CREEK	03/01/12	WATER TURN OFF
CANCELLED		8127 MILLER RD	03/01/12	
WOFF12-0655	MI10-008247-0000-05	BELL, MICHELLE	03/01/12	WATER TURN OFF
COMPLETED		8247 MILLER RD	03/01/12	
WOFF12-0656	MI10-008343-0000-01	KRUMMEL, JEFF	03/01/12	WATER TURN OFF
CANCELLED		8343 MILLER RD	03/01/12	
WOFF12-0657	MO10-005157-0000-02	MILLER, RICHARD	03/01/12	WATER TURN OFF
COMPLETED		5157 MORRISH RD	03/01/12	
WOFF12-0658	NO10-009132-0000-01	FRICK, KELLY	03/01/12	WATER TURN OFF
COMPLETED		9132 NORBURY DR	03/01/12	
WOFF12-0659	OA10-005275-0000-02	LABEAU, FRANK & NICOLE	03/01/12	WATER TURN OFF
CANCELLED		5275 OAKVIEW DR	03/01/12	
WOFF12-0660	SE10-005037-0000-01	PROFFER, ROBERTA	03/01/12	WATER TURN OFF
CANCELLED		5037 SECOND ST	03/01/12	
WOFF12-0661	WO10-005235-0000-01	KITSON, BENJAMIN	03/01/12	WATER TURN OFF
COMPLETED		5235 WORCHESTER DR	03/01/12	
WOFF12-0662	HT10-003420-0000-00	BAEHR, KARL	03/01/12	WATER TURN OFF
CANCELLED		3420 HERITAGE BLVD	03/01/12	
WOFF12-0663	JI10-009190-0000-07	FEDERAL NATIONAL MORTGAGE	03/15/12	WATER TURN OFF
COMPLETED		9190 JILL MARIE LN	03/15/12	
WOFF12-0664	EL10-003493-0000-02	SPALDING, MICHELLE	03/12/12	WATER TURN OFF
COMPLETED		3493 ELMS RD	03/12/12	
WOFF12-0665	BR10-005019-0000-01	ECKERDT, ERNEST	03/13/12	WATER TURN OFF
CANCELLED		5019 BRADY AVE	03/13/12	
WOFF12-0666	BR20-006257-0000-01	OBRIEN-STEFFEN, MAUREEN	03/13/12	WATER TURN OFF
CANCELLED		6257 BRISTOL RD	03/13/12	
WOFF12-0667	BR20-007045-0000-02	DANIELS, JULIA	03/13/12	WATER TURN OFF
COMPLETED		7045 BRISTOL RD	03/13/12	
WOFF12-0668	CB10-003446-0000-01	STOCKDALE, EVELYN	03/13/12	WATER TURN OFF
COMPLETED		3446 CAMBRIDGE ST	03/13/12	
WOFF12-0669	CH20-008493-0000-04	WOODSELL, TROY	03/13/12	WATER TURN OFF
COMPLETED		8493 CHESTERFIELD DR	03/13/12	
WOFF12-0670	CH20-009277-0000-01	JANES, MIKE	03/13/12	WATER TURN OFF
COMPLETED		9277 CHESTERFIELD DR	03/13/12	

Work Order #	Location ID	Customer Name	Date Recd	Type
Work Order Status		Service Address	Date Comp	
WOFF12-0671 COMPLETED	DO10-005235-0000-01	GRIFFEN, RONALD 5235 DON SHENK DR	03/13/12 03/13/12	WATER TURN OFF
WOFF12-0672 COMPLETED	FA10-005090-0000-01	WEBB, JOHN 5090 FAIRCHILD ST	03/13/12 03/13/12	WATER TURN OFF
WOFF12-0673 COMPLETED	JE10-004134-0000-02	DOLLINGER, JERRY A JR. 4134 JENNIE LN	03/13/12 03/13/12	WATER TURN OFF
WOFF12-0674 CANCELLED	LO10-004197-0000-02	SUTPHEN, PEGGY 4197 LOCUST LN	03/13/12 03/13/12	WATER TURN OFF
WOFF12-0675 COMPLETED	MA20-008012-0000-02	FONG, SUZANNE 8012 MAPLE ST	03/13/12 03/13/12	WATER TURN OFF
WOFF12-0676 COMPLETED	MC10-005014-0000-01	BONDARENKO, HERBERT 5014 MC LAIN ST	03/13/12 03/13/12	WATER TURN OFF
WOFF12-0677 COMPLETED	MI10-007029-0000-04	DANIELS, MICHAEL 7029 MILLER RD	03/13/12 03/13/12	WATER TURN OFF
WOFF12-0678 COMPLETED	MI10-007287-0000-01	RUSSO, M SCOTT 7287 MILLER RD	03/13/12 03/13/12	WATER TURN OFF
WOFF12-0679 CANCELLED	WI10-005154-0000-04	JUBENVILLE, RICKY 5154 WINSHALL DR	03/13/12 03/13/12	WATER TURN OFF
WOFF12-0680 COMPLETED	WI10-005226-0000-01	ALLEN, BOBBY 5226 WINSHALL DR	03/13/12 03/13/12	WATER TURN OFF
WOFF12-0681 COMPLETED	MI10-005454-0000-01	JOHNSON, SHANE 5454 MILLER RD	03/13/12 03/13/12	WATER TURN OFF
WOFF12-0682 COMPLETED	MY10-004350-0000-01	CZERWINSKI, SHERRY 4350 MAYA LN	03/23/12 03/23/12	WATER TURN OFF
WOFF12-0683	CH20-009103-0000-02	HILL, CHRISTY 9103 CHESTERFIELD DR	03/19/12	WATER TURN OFF
WOFF12-0684 COMPLETED	MI10-005354-0000-03	GEORGOPULOS, AMY & NICCO 5354 MILLER RD	03/20/12 03/21/12	WATER TURN OFF
WTON12-0443 COMPLETED	WO10-005235-0000-01	KITSON, BENJAMIN 5235 WORCHESTER DR	03/01/12 03/01/12	WATER TURN ON
WTON12-0444 COMPLETED	NO10-009132-0000-01	FRICK, KELLY 9132 NORBURY DR	03/01/12 03/01/12	WATER TURN ON
WTON12-0445 COMPLETED	SE10-005037-0000-01	PROFFER, ROBERTA 5037 SECOND ST	03/01/12 03/01/12	WATER TURN ON
WTON12-0446 COMPLETED	MI10-008247-0000-05	BELL, MICHELLE 8247 MILLER RD	03/01/12 03/01/12	WATER TURN ON
WTON12-0447 COMPLETED	GR10-005159-0000-03	KLORRES, ALICIA 5159 GREENLEAF DR	03/01/12 03/01/12	WATER TURN ON
WTON12-0448	BR20-006231-0000-01	WILSON, DANIEL 6231 BRISTOL RD	03/02/12	WATER TURN ON
WTON12-0449 COMPLETED	MO10-005157-0000-02	MILLER, RICHARD 5157 MORRISH RD	03/02/12 03/02/12	WATER TURN ON
WTON12-0450	MI10-008231-0000-01	PARKER, MARC	03/05/12	WATER TURN ON

Work Order #	Location ID	Customer Name	Date Recd	Type
Work Order Status		Service Address	Date Comp	
COMPLETED		8231 MILLER RD	03/05/12	
WTON12-0451	J110-009190-0000-07	FEDERAL NATIONAL MORTGAGE	03/08/12	WATER TURN ON
COMPLETED		9190 JILL MARIE LN	03/08/12	
WTON12-0453	BR10-005031-0000-02	MITTS, TIMOTHY	03/12/12	WATER TURN ON
COMPLETED		5031 BRADY ST	03/12/12	
WTON12-0454	MI10-007287-0000-01	RUSSO, M SCOTT	03/13/12	WATER TURN ON
COMPLETED		7287 MILLER RD	03/13/12	
WTON12-0455	MI10-005454-0000-01	JOHNSON, SHANE	03/13/12	WATER TURN ON
COMPLETED		5454 MILLER RD	03/13/12	
WTON12-0456	FA10-005090-0000-01	WEBB, JOHN	03/13/12	WATER TURN ON
COMPLETED		5090 FAIRCHILD ST	03/13/12	
WTON12-0457	CH20-009277-0000-01	JANES, MIKE	03/13/12	WATER TURN ON
COMPLETED		9277 CHESTERFIELD DR	03/13/12	
WTON12-0458	EL10-003493-0000-02	SPALDING, MICHELLE	03/13/12	WATER TURN ON
COMPLETED		3493 ELMS RD	03/13/12	
WTON12-0459	MC10-005014-0000-01	BONDARENKO, HERBERT	03/13/12	WATER TURN ON
COMPLETED		5014 MC LAIN ST	03/13/12	
WTON12-0460	DO10-005235-0000-01	GRIFFEN, RONALD	03/13/12	WATER TURN ON
COMPLETED		5235 DON SHENK DR	03/13/12	
WTON12-0461	BR20-007045-0000-02	DANIELS, JULIA	03/13/12	WATER TURN ON
COMPLETED		7045 BRISTOL RD	03/13/12	
WTON12-0462	JE10-004134-0000-02	DOLLINGER, JERRY A JR.	03/14/12	WATER TURN ON
COMPLETED		4134 JENNIE LN	03/14/12	
WTON12-0463	MI10-007029-0000-04	DANIELS, MICHAEL	03/14/12	WATER TURN ON
COMPLETED		7029 MILLER RD	03/14/12	
WTON12-0464	BR20-006257-0000-01	OBRIEN-STEFFEN, MAUREEN	03/14/12	WATER TURN ON
COMPLETED		6257 BRISTOL RD	03/14/12	
WTON12-0465	WA10-007455-0000-01	KELLY, KEVIN	03/16/12	WATER TURN ON
COMPLETED		7455 WADE ST	03/16/12	
WTON12-0466	BR20-006169-0000-02	WISCHMEYER, BETTY	03/26/12	WATER TURN ON
COMPLETED		6169 BRISTOL RD	03/26/12	
WTON12-0467	OX10-005142-0000-02	CITIFINANCIAL	03/29/12	WATER TURN ON
COMPLETED		5142 OXFORD CT	03/29/12	
WTON12-0469	MY10-004350-0000-01	CZERWINSKI, SHERRY	03/30/12	WATER TURN ON
COMPLETED		4350 MAYA LN	03/30/12	

Total Records: 102

04/03/2012

CHECK REGISTER FOR CITY OF SWARTZ CREEK  
CHECK DATE FROM 03/01/2012 - 03/31/2012

Check Date	Check	Vendor Name	Description	Amount
Bank GEN CONSOLIDATED ACCOUNT				
03/01/2012	35851	ARROW UNIFORM RENTAL	UNIFORMS, MATS, SUPPLIES, ENV. MATS, SUPPLIES	78.41 27.25
				105.66
03/01/2012	35852	BETTY SHANNON	PER CONTRACT REIMB SUPP INS FEB-MAR 2012	150.00
03/01/2012	35853	BRADYS BUSINESS SYSTEMS	COPY MACH MAINT AGREEMENT 2/15-3/15/12	54.47
03/01/2012	35854	CITY OF SWARTZ CREEK	PURCH PC TABLET/CELL PHONE/FLASH DRIVE	95.59
03/01/2012	35855	COMCAST BUSINESS	3/1-3/31/12 PUBLIC SAFETY BLDG	141.85
03/01/2012	35856	CREEK AUTO SERVICES LLC	LOF 05-649 LOF MONTHLY MAINT 07-375 MNT MNT/PAINT RMS/HUB CAP/AIR BAG LIGHT LOF 05-168 MONTHLY MAINT 10-161	28.95 28.95 280.52 28.95 28.95
				396.32
03/01/2012	35857	DELTA VISION	MARCH 2012 VISION - RETIREES (4)	22.24
03/01/2012	35858	DENNIS MITCHELL	CHIPPING 11/21/11	520.00
03/01/2012	35859	DETROIT SALT COMPANY	ROAD SALT AT \$54.69 PER TON	2,717.55
03/01/2012	35860	ELITE BUSINESS PRODUCTS	OFFICE SUPPLIES	48.97
03/01/2012	35861	GENESEE COUNTY 911 CONSORTIUM	LGNET CONN/MULTI-BRIDGE SOFTWARE/VPN CON	274.64
03/01/2012	35862	GENESEE CTY DRAIN COMMISSIONER	12/28/11-1/30/12 WATER COMM/READY SERVE	73,005.32
03/01/2012	35863	JOHNS TRUCK SERVICE	REPAIR LIGHTING PROBLEM REPLACE HYDROLIC LINE	365.60 193.81
				559.41
03/01/2012	35864	MICHIGAN PIPE AND VALVE	REPAIR CLAMPS/CURB BOX RODS	944.38
03/01/2012	35865	MID-EASTERN MI BRANCH OF APWA	CDL MEETING FOR DPW/4 @ \$10 EACH	40.00
03/01/2012	35866	RICK DESHANO	CAMP 911 PRIZES & FOOD	245.94
03/01/2012	35867	UNITED WAY/KGCB	2012 HOUSEHOLD HAZARDOUS WASTE COLL	750.00
03/01/2012	35868	VILLAGE CLEANERS	JAN 2012 UNIFORM DRY CLEANING	87.75
03/05/2012	35869	FINANCIAL PLUS FEDERAL CREDIT UNION	MTT #420278 58-36-576-013 MTT #420278 58-36-576-013 MTT #420278 58-36-576-013	3,739.47 549.19 30.44
				4,319.10
03/05/2012	35870	GENESEE COUNTY TREASURER	2012 DOG LICENSES (63)	637.00
03/05/2012	35871	VALLEY PETROLEUM	2/16-2/28/12 FUEL USAGE - DPW	472.08
03/05/2012	35872	VALLEY PETROLEUM	2/16-2/28/12 FUEL USAGE - POLICE	899.18
03/08/2012	35873	A+ SUPPLY CO INC	PUBLIC SAFETY EXIT BULBS	45.94
03/08/2012	35874	ADAM H ZETTEL	CONSULTING SERVICES	1,495.00
03/08/2012	35875	ARROW UNIFORM RENTAL	MATS, SUPPLIES UNIFORMS, MATS, SUPPLIES, ENV.	27.25 91.66
				118.91
03/08/2012	35876	BRADYS BUSINESS SYSTEMS	COPY MACHINE MAINT 2/27-5/27/12	232.68
03/08/2012	35877	DONALD KORTH	PATCHED & DEFRAGMENTED SERVER	300.00
03/08/2012	35878	FAMILY FARM AND HOME INC	WIRING ADAPT 7 WAY TO 4 WAY BUNGEE CORDS 5 PK/SCREW EYE	6.99 9.78
				16.77
03/08/2012	35879	GILL ROYS HARDWARE	SAFETY SPRING HOOK JERSEY GLOVES JERSEY GLOVES/BLACK PAINT OFFICE CLEANING SUPPLIES D BATTERIES/6V BATTERY BATTERIES	5.98 7.93 21.72 64.51 40.75 25.37



			BASE ADHESIVE/NOTCH SPREADER	7.98
			FURNACE FILTER	3.96
			2 PC TRUCK FLOOR MAT	24.99
			1 BOX SCREWS	13.99
			6V LANTERN RETURN	(13.78)
			SCRUBBER/SQUEEGEE/PAIL	20.78
			M6 FILTER (12)/SOAP/DISH DETERGENT	54.64
			DRAIN CLEANER FOR GARAGE SINK DRAIN	7.99
			DPS KEYS (2)	3.58
			FEBRUARY 2012 DISCOUNT	(27.65)
				262.74
03/08/2012	35880	HYDRO DESIGNS	WATER CROSS CONNECTION CONTROL AND COMPL	300.00
03/08/2012	35881	JTS COUNTRY KITCHEN	FOOD FOR ELECTION WORKERS	105.60
03/08/2012	35882	MATT BELMONTI	CLEAR CITY LOTS & WALKS 2/24/12	573.00
03/08/2012	35883	MCLAREN MEDICAL MANAGEMENT INC	DOT PHYSICAL GARDNER/SANDFORD	106.00
03/08/2012	35884	MICHIGAN TASER DISTRIBUTING	TASER BATTERIES/SHIPPING & HANDLING	207.30
03/08/2012	35885	MRDB HOLDINGS LP	UB REFUND FOR ACCOUNT: 7323 MILLER	13.11
03/08/2012	35886	PRINTING SYSTEMS	WINDOW AV APP ENV/AV APP (1000)	137.70
03/08/2012	35887	PROTECTIVE PRODUCTS ENTERPRISES I	(1) BULLET PROOF VEST	619.02
03/08/2012	35888	RWS OF MID MICHIGAN	GARBAGE/RECYCLING/YARD WASTE FY12	19,949.44
03/08/2012	35889	STEPHANIE CHANEY	UB REFUND FOR ACCOUNT: 59 ASHLEY	28.30
03/08/2012	35890	SUBURBAN AUTO SUPPLY	GAL OIL STAB	31.99
			OIL FILTER/JCB TRACTOR	13.05
				45.04
03/08/2012	35891	THOMPSON SERVICE	TIRE REPAIR #2	10.00
03/08/2012	35892	TRANSCRIPTIONGEAR INC	TRANSCRIPTION MACHINE FOR POLICE REPORTS	687.95
03/15/2012	35893	ACE ASPHALT & PAVING CO INC	COLD PATCH	607.04
			COLD PATCH	706.72
				1,313.76
03/15/2012	35894	ADS PLUS PRINTING LLC	#10 REG WHITE ENVELOPES (2000)	233.36
03/15/2012	35895	AMERICAN MESSAGING	3/15-4/14/12 8108332563/8108331159	22.38
03/15/2012	35896	ARROW UNIFORM RENTAL	UNIFORMS, MATS, SUPPLIES, ENV.	79.00
			MATS, SUPPLIES	27.25
				106.25
03/15/2012	35897	BLUE CARE NETWORK-EAST MI	APRIL 2012 RETIREE MED INS KELLY	460.05
			APRIL 2012 RETIREE MED INS PETRUCHA	1,068.11
			APRIL 2012 RETIREE MED INS TYLER	460.05
			APRIL 2012 RETIREE MED INS SHANNON	460.05
			APRIL 2012 MI CLAIM TAX ASSESSMENT	153.46
				2,601.72
03/15/2012	35898	CHIEF SUPPLY CORPORATION	MACE HOLDER	25.98
			(1) OC SPRAY	21.99
			FREIGHT ADJUSTMENT	(8.99)
				38.98
03/15/2012	35899	CONSUMERS ENERGY	2/1-2/29/12 4524 MORRISH RD	47.73
03/15/2012	35900	CONSUMERS ENERGY	2/1-2/29/12 ELMS PARKING LOT	31.88
03/15/2012	35901	CONSUMERS ENERGY	2/1-2/29/12 SIRENS	28.53
03/15/2012	35902	CONSUMERS ENERGY	2/1-2/29/12 STREET LIGHTS	10,888.67
03/15/2012	35903	CONSUMERS ENERGY	2/1-2/29/12 TRAFFIC LIGHTS	412.31
03/15/2012	35904	CONSUMERS ENERGY	2/7-3/5/12 A 5121 MORRISH RD	615.56
03/15/2012	35905	CONSUMERS ENERGY	2/4-3/2/12 A 5257 WINSHALL DR	17.20
03/15/2012	35906	CONSUMERS ENERGY	2/4-3/2/12 A 5361 WINSHALL DR	17.20
03/15/2012	35907	CONSUMERS ENERGY	2/4-3/2/12 WINSHALL RESTROOMS	17.81
03/15/2012	35908	CONSUMERS ENERGY	2/7-3/5/12 A 8011 MILLER RD	17.20
03/15/2012	35909	CONSUMERS ENERGY	2/4-3/2/12 A 8083 CIVIC DR	789.27
03/15/2012	35910	CONSUMERS ENERGY	2/4-3/2/12 A 8059 FORTINO DR	38.43
03/15/2012	35911	CONSUMERS ENERGY	2/4-3/2/12 A CIVIC DR	923.59
03/15/2012	35912	CONSUMERS ENERGY	2/4-3/2/12 A 8100 CIVIC DR	1,221.58

03/15/2012	35913	CONSUMERS ENERGY	2/7-3/5/12 A 8301 CAPPY LN	344.16
03/15/2012	35914	CONSUMERS ENERGY	2/7-3/5/12 A 8499 MILLER RD	18.29
03/15/2012	35915	CONSUMERS ENERGY	2/5-3/2/12 A 9099 MILLER RD	28.19
03/15/2012	35916	CONSUMERS ENERGY	2/8-3/7/12 A 4125 ELMS RD PAVILIION	18.93
03/15/2012	35917	CONSUMERS ENERGY	2/9-3/6/12 A 6425 MILLER RD PARK & RIDE	61.90
03/15/2012	35918	CREEK AUTO SERVICES LLC	NEW BRAKES/ROTORS/MONTHLY MAINT.	428.22
03/15/2012	35919	DELTA DENTAL PLAN	APRIL 2012 DENTAL - RETIREES (4)/EST TAX	285.57
03/15/2012	35920	DONALD KORTH	WIRELESS KEYBOARD/MOUSE	79.00
03/15/2012	35921	FLINT WELDING SUPPLY	CYLINDER COMPRESSED OXYGEN	5.00
03/15/2012	35922	GENESEE CTY DRAIN COMMISSIONER	NPDES PHASE II IMPL FEES 1/1-3/31/12	862.72
03/15/2012	35923	GENESEE CTY DRAIN COMMISSIONER	WESTERN TRUNK EXT. BOND PAYMENT	44,065.40
03/15/2012	35924	HERTZ EQUIPMENT RENTAL CORP	WIN 2011 TAX OVRPMY 58-80-353-104	13.49
03/15/2012	35925	JERRY'S TIRE	TIRE REPAIR	139.00
03/15/2012	35926	MID MICHIGAN MANUFACTURING	JETTED SEVERAL LOCATONS	680.00
03/15/2012	35927	MUNICIPAL CODE CORP.	ANNUAL INTEREST FEE MARCH 2012-FEB 2013	450.00
03/15/2012	35928	PROGRESSIVE	TRAFFIC REVIEW/MARATHON	1,260.80
03/15/2012	35929	RICHARD ABRAMS	SMALL CITIES MTG/DINNER/MILEAGE	54.18
03/15/2012	35930	SCHAEFER'S OFFICE SOURCE	OFFICE SUPPLIES	110.61
03/15/2012	35931	SHULTS EQUIPMENT	CARBIDE BLADES (3)/CURB GUARD (4)	1,343.00
03/15/2012	35932	SIMEN FIGURA & PARKER PLC	FEB 2012 GEN'L/TRAFFIC/ORDIN	2,298.50
03/15/2012	35933	STATE OF MICHIGAN DEPT TRANS	I-69 AND MORRISH LIGHT 4/1-9/30/11	775.70
03/15/2012	35934	SUBURBAN AUTO SUPPLY	POWER STEERING FLUID/FLOOR DRY	12.99
03/15/2012	35935	VIEW NEWSPAPER GROUP	WEED NOTICE/BOR	136.80
03/22/2012	35936	ACE ASPHALT & PAVING CO INC	COLD PATCH	730.24
03/22/2012	35937	AMERAPLAN INC	HEALTH BILLING FOR APRIL 2012	254.25
03/22/2012	35938	ARROW UNIFORM RENTAL	UNIFORMS, MATS, SUPPLIES, ENV. MATS, SUPPLIES	78.41 27.25
				105.66
03/22/2012	35939	C & H CONSTRUCTION CO INC	WATERMAIN REPAIR GREENLEAF/DURWOOD WATERMAIN REPAIR/CHESTERFIELD WATERMAIN REPAIR 7185 MILLER	908.55 784.30 3,291.22
				4,984.07
03/22/2012	35940	COMCAST BUSINESS	3/26-4/25/12 CITY HALL	275.80
03/22/2012	35941	D & D TRUCK & TRAILER PARTS	AIR FILTER/CHIPPER BALDWIN FILTERS (8)/ 15W40 (3) TWO SETS OF SIDE RAIL STEPS	93.82 338.94 424.88
				857.64
03/22/2012	35942	DELTA VISION	APRIL 2012 VISION - RETIREES (4)	22.24
03/22/2012	35943	DENNIS MITCHELL	CHIPPING 3/8/12	650.00
03/22/2012	35944	GEN CTY ROAD COMMISSION	SIGNS SPEED LIMIT/BLANK/NO PARKING	40.94
03/22/2012	35945	GEN CTY ROAD COMMISSION	FEB 2012 S-MTCE & OPERATIONS	811.86
03/22/2012	35946	NEXTEL COMMUNICATIONS	2/7-3/6/12 MONTHLY BILL	852.08
03/22/2012	35947	SALLY M ADAMS	NOV 2011-APR 2012 REIMB RETIREE MEDICAL	1,390.00
03/22/2012	35948	SWARTZ CREEK AREA FIRE DEPT.	FEB 2012 MONTHLY RUNS	1,571.32
03/22/2012	35949	VALLEY PETROLEUM	3/1-3/15/12 FUEL USAGE - POLICE	946.13
03/22/2012	35950	VALLEY PETROLEUM	3/1-3/15/12 FUEL USAGE - DPW	456.33
03/22/2012	35951	VALLEY PETROLEUM	DIESEL FUEL	255.67
03/29/2012	35952	ARROW UNIFORM RENTAL	UNIFORMS, MATS, SUPPLIES, ENV. MATS, SUPPLIES	78.41 27.25
				105.66
03/29/2012	35953	CARROT-TOP INDUSTRIES	CHAINS AND POSTS FOR ELECTIONS	719.95
03/29/2012	35954	COMCAST BUSINESS	4/1-4/30/12 PUBLIC SAFETY BUILDING	141.85
03/29/2012	35955	DONALD KORTH	INSTALL DVD/CD RW AT POLICE DEPT RESOLVE ISSUE DOROTHY'S WRKSTN/POLICE RESOLVED ISSUE WITH EJS AT PD	108.53 75.00 75.00
				258.53
03/29/2012	35956	FLINT TOWNSHIP	SWR TRANS MAINT CHR 42 UNITS	31.50
03/29/2012	35957	GENESEE CTY DRAIN COMMISSIONER	1/31-2/28/12 COMM/READY TO SERVE	64,600.99
03/29/2012	35958	GENESEE CTY DRAIN COMMISSIONER	4173 HICKORY LANE WATER TAP IN FEE	1,000.00
03/29/2012	35959	LANDMARK APPRAISAL CO	ASSESSOR SERVICES NOV 1, 2011-OCT 31, 20	2,233.33

03/29/2012	35960	MICHIGAN METER TECHNOLOGY GRP. IN R900 REGISTERS (12)		1,764.00
			WATER METER/PARTS	627.54
				2,391.54
03/29/2012	35961	SCHAEFER'S OFFICE SOURCE	PAPER TOWELS/GARBAGE BAGS	257.74
03/29/2012	35962	SUBURBAN AUTO SUPPLY	MINI LAMP	3.79
			HD CONC STOP LK RADIATOR	3.99
				7.78
03/29/2012	35963	SWARTZ CREEK SCHOOLS	10 CASES OF COPY PAPER	253.70
03/29/2012	35964	THOMAS D KLEE	REPAIR FLAGPOLE	175.60
03/29/2012	35965	U. S. POST OFFICE	POSTAGE FOR APRIL 2012 WATER/SEWER BILLS	665.56

GEN TOTALS:

Total of 115 Disbursements:				271,645.77
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# City of Swartz Creek

## Proof of Pavilion Reservation

### PARK RULES

- \*Reservation holder must be present at all times and is responsible for all guests and cleanup.
- \*No Alcoholic beverages permitted.
- \*No open fires (BBQ for food preparation ONLY).
- \*No defacing of park property, including lawn plantings and tree damage from climbing, swinging, etc.
- \*No fundraising activities, organizational or public meetings including: gambling, revival acts, unless approved by City Council.
- \*No parking on lawn or sidewalks.
- \*No rollerblades or skateboards on or in the playscapes, tennis and basketball courts.
- \*Have fun with friends and family.
- \***Pets must be leashed and their waste disposed of properly.** Pets are not allowed in playscape or playground area.
- \***No loud music, excessive noise, fireworks, or firearms/weapons allowed in the park.**

\*PARK HOURS ARE FROM 8AM TIL DUSK.  
\*NO CAMPING

Non-Reservable: Playscapes, Restrooms, Play Equipment, Tennis Courts, Volleyball Courts and Basketball Courts. Ball diamonds may be requested during the week by submitting a schedule to the City Offices, including dates, times, ball diamond location and group requesting the reservation; all of which will be reviewed and scheduled administratively.

All monies must be paid at time of reservation. Only Cash payments will be accepted for a rental date of five (5) days or less. Any cancellations must be made two (2) weeks prior to event date. All cancellations are subject to a \$20.00 Cancellation Fee. ABSOLUTELY NO REFUNDS DUE TO WEATHER.

Name of Responsible Party Sootie Abrams *YFWC Swartz Creek Women Club Picnic*

Address 5352 Greenleaf Dr J.C. Phone: 635-9224

Number of Guests 40 Nature of Activity Yearly picnic

**X** Responsible Party Signature Sootie Abrams

*Park Fees Apply on Fridays, Saturdays, Sundays and Holidays. Fees Charged May through October.*

#### Elms Park- 4125 Elms Rd

#### Winshall Park- 5225 Winshall Dr.

- #1 \$70.00  
70-80 People Electricity 8 Tables
- #2 \$120.00  
90-100 People Electricity 7 Tables
- #3 \$70.00  
25-30 People 4 Tables
- #4 \$120.00  
80-90 People Electricity 12 Tables

- #1 \$70.00  
60 People 4 Large Tables
- #2 \$70.00  
80 People 6 Large Tables
- #3 \$70.00  
40 People 4 Small Tables

Date of Reservation 9-9-12

**Area restrooms are attended to during the early morning hours in the Summertime. Due to high park volume and vandalism, you are strongly encouraged to bring your own paper products and soap or sanitizer for restroom use.**

**IF THERE ARE PROBLEMS AT THE PARK, CONTACT THE SWARTZ CREEK POLICE AT (810)635-4401 OR 911.**

City Official \_\_\_\_\_ Date \_\_\_\_\_ 40

Receipt # \_\_\_\_\_

G. F. W. C. Swartz Creek Womens Club.

Sept 9, 2012 will be our annual picnic.  
Would like to have Pavilion #2 for this event.  
We would appreciate the Council waiving the  
fee.

Thank you  
Doree Abrams.

**BUDGET REPORT FOR CITY OF SWARTZ CREEK  
2012-2013 FISCAL YEAR**

	FY 11 Actual YE Balance	FY 12 Estimated YE Revenues	FY 12 Estimated YE Expend	FY 12 Estimated Effect on Fund Balance	FY 12 Estimated Year End Fund Balance	FY 13 Recom'd Operating Revenues	FY 13 Recom'd Project Revenues	FY 13 Recom'd Operating Expend	FY 13 Recom'd Project Expend	FY 13 Est Effect on Fund Balance	FY 13 Estimated Year End Fund Balance
General Fund	1,320,929	1,785,883	1,661,662	124,221	1,445,150	1,639,184	0	1,734,450	0	(95,266)	1,349,884
Major Streets Fund	569,652	369,044	96,459	272,585	842,237	274,334	4,000	145,465	149,570	(16,701)	825,536
Local Streets Fund	84,881	96,131	120,609	(24,478)	60,403	96,722	0	113,373	0	(16,651)	43,752
Garbage Fund	494,986	360,119	394,785	(34,666)	460,320	351,630	0	435,129	0	(83,499)	376,821
DDA Fund	46,038	3,006	5,990	(2,984)	43,054	2,888	0	9,600	0	(6,712)	36,342
Drug Enforcement Fund	2,666	115,903	115,903	0	2,666	104,946	0	110,622	0	(5,676)	(3,010)
City Hall Debt Fund	2,377	86,298	86,255	43	2,420	83,875	0	83,830	0	45	2,465
Capital Projects Fund	0	110,534	272,466	(161,932)	(161,932)	0	36,202	0	0	36,202	(125,730)
Fire Equip Fund	81,266	234	0	234	81,500	230	0	0	0	230	81,730
Water Fund	858,404	1,418,869	1,204,581	214,288	1,072,692	1,292,640	0	1,317,104	0	(24,464)	1,048,228
Sewer Fund	1,801,877	1,204,216	914,607	289,609	2,091,486	1,070,990	0	971,364	0	99,626	2,191,112
Motor Pool Fund	281,334	127,412	130,404	(2,992)	278,342	111,858	0	313,046	0	(201,188)	77,154
<b>Totals</b>	<b>5,544,410</b>	<b>5,677,649</b>	<b>5,003,721</b>	<b>673,928</b>	<b>6,218,338</b>	<b>5,029,297</b>	<b>40,202</b>	<b>5,233,983</b>	<b>149,570</b>	<b>(314,054)</b>	<b>5,904,284</b>

# Fedewa Inc

8351 Thornapple Lk Rd

Nashville, MI 49073

Proposal for services

Swartz Creek, MI

-proposal to paint exterior graffiti areas

Juanita,

Here is a quote to repair the graffiti area on your tank. The affected area will be cleaned/sanded and painted. A coating system will be chosen to closely match the existing coatings as closely as possible. Although a perfect match is impossible, due to the tanks age/fading. But if painted correctly, All but the most experienced eye will not see the contrast between the old coatings and the newly painted area.

Perform all work as stated, \$3200

Thank you,

Carl Fedewa-Pres

Fedewa Inc

269-838-7313cell

517-852-0874fax



*Adam Zettel*  
Zoning Administrator  
[azettel@cityofswartzcreek.org](mailto:azettel@cityofswartzcreek.org)

Date: March 28, 2012

**To: Planning Commissioners**  
**From: Adam Zettel, AICP**  
**RE: April 3, 2012 Planning Commission Meeting**

Hello everyone,

**We WILL NOT meet on Tuesday, April 3, 2012 due to a lack of agenda items.** There is not any activity at this time.

The city council is moving forward with a land sale to a developer that is proposing a Biggby Coffee house and retail store at the Marathon location. They are presently finalizing a development agreement that would move this project to the next phase of approval.

If you have any items you would like discussed, please let me or Doug Stephens know, and we can look to set up a rescheduled meeting. Enjoy the snow! If you have any questions or comments, **contact City Hall at (810) 635-4464.**

Sincerely,

Adam H. Zettel, AICP  
City of Swartz Creek  
[azettel@cityofswartzcreek.org](mailto:azettel@cityofswartzcreek.org)





## **GAIN**

### **AUTO THEFT UNIT**

## **Office of Genesee County Sheriff**

3476 Mundy Avenue  
Swartz Creek MI 48473

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### **GAIN ACTIVITY FOR FEBRUARY 2012**

<b>SUBJECTS ARRESTED</b>	<b>5</b>
<b>COUNTS CHARGED</b>	<b>9</b>
<b>RECEIVING &amp; CONCEALING</b>	<b>4</b>
<b>CHOP SHOP</b>	<b>2</b>
<b>UDAA</b>	<b>0</b>
<b>CARJACKING</b>	<b>1</b>
<b>MISC. FELONY CHARGES</b>	<b>2</b>
<b>MISC. MISD CHARGES</b>	<b>0</b>
<b>VEHICLES RECOVERED</b>	<b>19</b>
<b>VALUE VEHICLES RECOVERED</b>	<b>\$78,550</b>
<b>OTHER RECOVERED</b>	<b>2</b>
<b>VALUE OTHER RECOVERED</b>	<b>10,500</b>
<b>TOTAL VALUE RECOVERED</b>	<b>\$89,050</b>



michigan municipal league

# Law Enforcement Action Forum Newsletter



March 2012 Edition

Volume 19, Issue 1

## The Michigan Medical Marihuana Act – Thoughts and Comments on the Current State of the Law



By Gene King, LEAF Coordinator

At a recent Law Enforcement Action Forum (LEAF) meeting, members wanted to discuss the issues they face when applying the Michigan Medical Marihuana Act (MMMA; the “Act”) to actual incidents. It quickly became apparent that the MMMA lacks clarity, particularly in relation to other state and federal laws, and can be confusing. The issues and rulings surrounding the MMMA are constantly changing. Keeping current when there are many cases under appeal at so many court levels is very difficult.

The LEAF members raised a number of issues and questions that challenged LEAF’s Legal Advisor, Audrey Forbush, and her guest and associate, Christopher Scott, Plunkett Cooney P.C. They worked to interpret the Act and the associated court rulings, federal law, State Attorney General Opinions and the various letters of clarification and opinion coming from the federal agencies to try to provide some guidance in addressing the issues. For that reason, LEAF decided to use this edition of its newsletter to present some of the issues raised at the meeting that have not been widely discussed.

LEAF recommends that law enforcement, faced with an issue or incident concerning the Act,

consult with the Prosecuting Attorney, or the attorney for the entity before initiating action to ensure that what they do complies with the latest ruling concerning the Act.

### Possession, Distribution and Use of Marihuana is Illegal

Audrey Forbush and Christopher Scott both clearly stated that the courts have ruled that nothing in MMMA changes the status of marihuana as an illegal substance at the State and federal levels. Forbush points out that the Michigan Attorney General’s Preemption Opinion, dated November 10, 2011, demonstrated his position by quoting Judge J. O’Connell of the Michigan Court of Appeals concurring in *People v Redden*, 290 Mich App 65, 92; 799 NW2d 184 (2010); “By enacting the MMMA, the people did not repeal any statutory prohibitions regarding marihuana. The possession, sale, delivery, or manufacture of marihuana remains crimes in Michigan. The same is true under federal law. The Controlled Substances Act (CSA), 21 USC 801 *et seq.*, makes all marihuana-related activity illegal, including the possession, manufacture, and distribution of marihuana. See 21 USC 812(c), 823(f), and 844(a)”.

The Michigan Attorney General, in Opinion 7262, goes on to cite cases from Michigan's U. S. District Courts. From the Western District is *United States v Michigan Dep't of Community Health*, (WD Mich, amended opinion, June 9, 2011), 2011 WL 2412602); the court held "As a state law authorizing the use of medical marijuana, the MMMA cannot negate, nullify or supersede the federal Controlled Substances Act, which criminalized the possession and distribution of marijuana throughout the entire country long before Michigan passed its law." In the Eastern District, *United States v Hicks*, 722 F Supp2d 829, 833 (ED Mich, 2010) the court ruled "Thus, the MMMA has no effect on federal law, and the possession of marijuana remains illegal under federal law, even if it is possessed for medicinal purposes in accordance with state law."

Forbush said that the courts and the Attorney General are clear in their opinions that the MMMA does not legalize marijuana. The MMMA only protects registered qualifying patients (MCL 333.26424(a)) and registered primary caregivers (MCL 333.26424(b)) who are engaged in the "medical use" of marijuana in accordance with all the conditions of the Act from state prosecution or other penalty.

### **Do The Police Really Have To Give It Back?**

One of the questions posed about MMMA concerned having to return marijuana to a person arrested if they are a registered qualifying patient or qualifying caregiver and possessed an issued registration card. Forbush said that MMMA Section 4(h), which forbids forfeiture of marijuana, is in direct conflict with the federal Controlled Substance Act that prohibits the possession or distribution of marijuana under any circumstances. She went on to say that because of the inherent conflict, it is impossible for a law enforcement officer to comply with both federal and state law.

Forbush opined, and Scott agreed, that their research is consistent with the Michigan Attorney General's opinion that by returning marijuana to a registered patient or caregiver, a law enforcement

officer is exposing themselves to potential criminal penalties under the Controlled Substance Act for the distribution of marijuana or for aiding or abetting the possession or distribution of marijuana. Scott went on to say that, the phrase "any person" in Section 841(a) of the federal Controlled Substance Act is presumed by the courts to cover government employees as well as private citizens.

Scott said the legalese answer is, it was determined that section 4(h) of the Michigan Medical Marijuana Act, MCL 333.26424(h), which prohibits the forfeiture of marijuana possessed for medical use, directly conflicts with and is thus preempted by, the federal Controlled Substances Act, 21 USC 801 *et seq.*, to the extent section 4(h) requires a law enforcement officer to return marijuana to a registered patient or primary caregiver upon release from custody.

Forbush said the short answer is "Do not give it back unless a judge orders you to!"

### **Can Someone Registered under MMMA Buy or Own a Gun?**

As the discussion went on, one of the chiefs remarked that he was concerned about signing a License to Purchase a Pistol for a subject that could be registered under MMMA. Forbush commented that MCL 28.422(3) states, in part, "The commissioner or chief of police of a... police department that issues licenses to purchase, carry, possess, or transport pistols... having an organized police department, in discharging the duty to issue licenses shall with due speed and diligence issue licenses to purchase, carry, possess, or transport pistols to qualified applicants residing within... as applicable unless he or she has **probable cause** to believe that the applicant would be a threat to himself or herself or to other individuals, or would commit an offense with the pistol that would violate a law of this or another state or of the United States."

She went on to say, the Federal Gun Control Act, 18 USC 922(g), makes it unlawful for certain categories of persons to ship, transport, receive, or possess firearms. Further, 18 USC 922(d) makes it unlawful to transfer a firearm to any such prohibited persons. Those categories include a person who is an unlawful user of or addicted to any controlled substance.

Forbush said according to a September 21, 2011 open letter from the Bureau of Alcohol, Tobacco and Firearms (ATF) to all licensees, being a registered patient or caregiver is “**reasonable cause to believe**” the person is an unlawful user or in possession of a controlled substance which could be grounds for denying the purchase permit. She further commented that the letter from ATF does not have the force of a court decision or Attorney General opinion, but is reasonable guidance from a regulatory agency.

Below is a link to the letter:

<http://www.atf.gov/press/releases/2011/09/092611-atf-open-letter-to-all-fpls-marihuana-for-medicinal-purposes.pdf>

When putting all the federal and state requirements together, Forbush felt it would be reasonable to deny a registered patient or caregiver a License to Purchase a Pistol based on the current law. She also recommends contacting the Michigan State Police and the responsible Prosecutor for further guidance.

Scott added, as previously discussed, possession of marihuana is a violation of the law in both the federal and state context. He also said there is nothing in the MMMA that prohibits asking an applicant for a License to Purchase a Pistol if they have been issued or have applied for a license under the MMMA. Therefore, it would be reasonable for due diligence to ask the question as part of the State requirements to investigate for compliance with the law prior to issuing the License. The MMMA does require a law enforcement agency to keep the information garnered through investigation confidential and to

release it only as a business necessity, much like Health Insurance Portability and Accountability Act (HIPAA) regulations on medical information obtained.

Scott also commented that it is unlikely that the ATF or the Justice Department would seek out and prosecute those that illegally obtain a License to Purchase or obtain a Concealed Pistol License. He remarked that failure to disclose the information about the MMMA license when asked about drug possession on the form provided by the Michigan State Police could be a crime. It would be up to the local Prosecutor to make the determination to charge.

### **Don't Be Mad When They Tell You They Can't Tell You!**

The LEAF members made some comments that it was frustrating trying to get information about a subject who asserts that they are a registered or applied for registration. Forbush responded that the Michigan Department of Community Health (MDCH) oversees licensing under the MMMA and is the source for a background check to find if a person is licensed. The regulations provide explicit restrictions on the release of information to protect confidentiality. Regulations specify strict confidentiality in that medical marihuana program information “shall be confidential and not subject to disclosure in any form or manner.” Protected information includes:

- (a) Applications and supporting information that qualifying patients have submitted.
- (b) Information related to a qualifying patient's primary caregiver.
- (c) Names and other identifying information of registry identification cardholders.
- (d) Names and other identifying information of pending applicants and their primary caregivers.”

Scott points to R. 333.321(1), which provides a narrow exception for law enforcement. He quoted, “The department shall verify upon a request by law enforcement personnel **whether a registry**

identification card is valid without disclosing more information than is reasonably necessary to verify the authenticity of the registry identification card.” Mich Admin Code, R 333.121(3) (emphasis added); MMMA § 6(h) (3).

Forbush added that this verification provision applies to the license, not the licensee. The only exception to provide information to law enforcement is to **check the validity of a known card**. Even though officers may have information that a subject is licensed, the **MDCH may not** tell the police whether the subject was in fact a registered marijuana provider. For example, if a card has been applied for, but not issued yet, the application information provided by the suspect (that he has applied to be a caregiver, his patients’ information, and the fact that he was approved for a card) and which may support alternate proof of registration is the type of information specifically covered under the blanket prohibition *against* disclosure in any form or manner.

The application itself is considered a valid identification card if the MDCH does not approve the application and provide a card within twenty days of the application’s submission. Because of this, both Forbush and Scott feel that responsibility cannot be assigned to officers to determine whether a person is registered under the MMMA because the information necessary to demonstrate actual registration cannot, by law, be provided to the officers.

Forbush went on to add that violation of the confidentiality requirements is a criminal offense. She cautioned that the MMMA’s confidentiality provisions apply to a “person,” including MDCH and other state agencies and local units of government, as well as law enforcement agencies. Forbush recommends that departments handle the MMMA information as if it were medical information requiring confidentiality under HIPAA. All MMMA information is exempt from the Freedom of Information Act (FOIA) and law enforcement should redact it from all released documents under FOIA.

## Use of Medical Marijuana by Employees of the Police Department

MML Pool and Fund Member law enforcement executives asked what they should do should an entity employee become a registered qualifying patient or qualifying caregiver. Audrey Forbush responded that the first thing that they must consider is whether the employee works for a law enforcement agency.

The purpose of a law enforcement agency is to uphold the constitution and laws of the nation, state, and municipal entity. The ordinance that creates the agency should affirm that purpose and the department’s policies and rules should support it. Police officers are required to take an oath of office. This oath generally includes that they will uphold the law. Forbush points to the Michigan Constitution, Article XI, sec.1 (Appendix B), that states

All officers, legislative, executive and judicial, before entering upon the duties of their respective offices, shall take and subscribe the following oath or affirmation: I do solemnly swear (or affirm) that I will support the Constitution and the constitution of this state, and that I will faithfully discharge the duties of the office of ..... according to the best of my ability.

She emphasized that state court decisions have been rendered and opinions by the U. S. Attorney and Michigan Attorney General clearly state that the possession, use, and distribution of marijuana is against the law. Additionally, Scott pointed out that police departments establish policies and rules that require employees to comply with the law and regulate behavior both on and off duty. He went on to say that most departments also restrict the use of substances to only those that are legal and prescribed by a person authorized by law.

In addition, Forbush added that the MMMA only provides an affirmative defense for registered qualifying patients and registered primary

caregivers who are engaged in the “medical use” of marihuana in accordance with all the conditions of the Act should they be prosecuted or are subject to other penalty by the state. Also Section 333.26427(b)1 & 4 of MMMA prohibits a person (employees are persons too!) to undertake any task under the influence of marihuana, when doing so would constitute negligence or professional malpractice and from being under the influence or operate, navigate, or be in actual physical control of any motor vehicle, .... while under the influence of marihuana. Forbush opines that those prohibitions pretty much cover some significant police employee job tasks!

Scott added that at this time, no case law exists that addresses any potential affect MMMA may have with regard to a municipal employer and there is nothing in the statute itself that gives any guidance. The statute does not attach any duty to employers to allow individuals to use marihuana or be under the influence before, during or after their hours of employment.

Both Forbush and Scott agreed that employers must have policies and rules such as those found in the MML LEAF Manual for Law Enforcement Risk Control. Chapter 11, Rules. Specifically Forbush suggests that attention be given to Rule 4:5 Conformance to Laws, 4:14 Alcoholic Beverages and Controlled Substances, 4:15 Possession and Use of Controlled Substances/Narcotics, 4:16 Use of Alcohol, Drugs, Narcotics or Over the Counter Medications, 4:17 Use of Substances. Other LEAF resources can be found at [mml.org](http://mml.org) under Insurance. Be sure to go to either the Pool or Fund and review the LEAF Newsletters found under Risk Resources, Law Enforcement Newsletters.

Forbush also suggested that employers should review their use of federal funds or if they are benefitting or participating in programs that use federal funds to determine the responsibility to

comply with the *Drug Free Workplace Act of 1988*. One of the Act requirements is that a covered employer must: “publish and give a policy statement to all covered employees informing them that the unlawful manufacture, distribution, dispensation, possession or use of a controlled substance is prohibited in the covered workplace and specifying the actions that will be taken against employees who violate the policy.” It is important that all the employer’s policies involving use of drugs be reviewed and updated to accommodate the current state of the law.

Forbush said it is prudent for employers to give employees notice of how issues involving MMMA will be handled. The notice should address how the law and the employer’s policies and rules will apply to an employee should they participate in activities under the MMMA. Though it may be harsh, the reality of being employed by a law enforcement agency is that the standard of conduct is higher than those who are not!

LEAF encourages top management to develop a strategy for dealing with situations that involve potential serious illnesses where employees may feel it is last resort situation to use the Act as a benefit for a family member. This complicated issue has many consequences for the employer and employee.

### **Who Knows What Is Next!**

With so many cases on appeal and so many questions left unanswered, Forbush cautioned everyone to be diligent in the application of the law around the MMMA. To ensure that contemplated activities are compliant with the current standard of law, obtain legal advice prior to taking the action.



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LEAF continues to develop policies and resource documents designed to help Law Enforcement Executives manage their risk exposure. Do not hesitate to contact the Michigan Municipal League's, Loss Control Services at 800-482-2726, for your risk reduction needs and suggestions.

*While compliance to the loss prevention techniques suggested herein may reduce the likelihood of a claim, it will not eliminate all exposure to such claims. Further, as always, our readers are encouraged to consult with their attorneys for specific legal advice.*

LAW ENFORCEMENT ACTION FORUM (LEAF) is a group of Michigan law enforcement executives convened for the purpose of assisting loss control with the development of law enforcement model policy and procedure language for the Manual of Law Enforcement Risk Reduction. Members of the LEAF Committee include chiefs, sheriffs, and public safety directors from agencies of all sizes from around the State.

The LEAF Committee meets several times yearly to exchange information and ideas relating to law enforcement issues and, specifically, to address risk reduction efforts that affect losses from employee accidents and incidents resulting from officers' participation in high-risk police activities.

*Sponsored by the Michigan Municipal League Liability & Property Pool and Workers' Compensation Fund  
1675 Green Road, Ann Arbor, MI 48106 ph - 800-653-2483  
Contact information: Gene King, leaf@mml.org ph - 800-482-0626 ext. 8036*