

City of Swartz Creek

AGENDA

Regular Council Meeting, Monday January 23, 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 January 9, 2012 MOTION Pg. 7, 15-22
5. **APPROVE AGENDA**
 - 5A. Proposed / Amended Agenda MOTION Pg. 7
6. **REPORTS & COMMUNICATIONS:**
 - 6A. [City Manager's Report](#) (Agenda Item) MOTION Pg. 7, 2-6
 - 6B. Monthly [Police](#), [Fire](#) Report Pg. 23, 34
 - 6C. Meijer Site Plan Amendment (Agenda Item) Pg. 64-74, **CD**
 - 6D. Police Force, Weapon Policies (Agenda Item) Pg. 75-91
 - 6E. REI Proposal, Park Plan, Park Board Minutes (Agenda Item) Pg. 92-99
 - 6F. Consumers' Energy Contract Addendum (Agenda Item) Pg. 100-104
 - 6G. Springbrook Colony Letter (Agenda Item) Pg. 105
 - 6H. Heritage Village SAD Final Cost Pg. 106
 - 6I. Springbrook East SAD Final Cost Pg. 107
 - 6J. WWS Correspondences Pg. 108-114
 - 6K. Wal-Mart Correspondence, Youth Programs Pg. 115-118
 - 6L. Comcast Notices Pg. 119-120
 - 6M. Consumers Energy Notices Pg. 121-124
 - 6N. Legislative Update, MML Personal Property Tax Pg. 125
 - 6O. Small Cities Agenda Pg. 126-127
7. **MEETING OPENED TO THE PUBLIC:**
 - 7A. General Public Comments
8. **COUNCIL BUSINESS:**
 - 8A. Site Plan Amendment, Meijer Inc. RESO. Pg. 8,64-74, **CD**
 - 8B. Final Authorization, Police Non-Lethal Weapons (Taser) RESO. Pg. 12, 75-91
 - 8C. Appropriation, Five Year Parks & Rec Plan RESO. Pg. 13, 92-99
 - 8D. Consumer's Energy Streetlight Contract Addendum RESO. Pg. 14, 100-104
 - 8E. Springbrook Colony Utility Agreement DISC. Pg. 105
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 January 9, 2012 7:00 P.M.

TO: Honorable Mayor, Mayor Pro-Tem & Council Members
FROM: PAUL BUCHE // City Manager
DATE: 6-January-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	\$92,640
Morrish Road Bridge Deck Over Creek	2013	\$584,000	\$132,000*	\$30,000	\$60,000	\$806,000
Miller Between Tallmadge & Dye	Unfunded	\$951,602	\$237,901	\$76,000	\$120,000	\$1,385,503
Miller Between Seymour & Elms	Unfunded	\$1,635,357	\$408,839	\$100,000	\$160,000	\$2,304,196
Totals:		\$3,225,871	\$792,468	\$214,000	\$356,000	\$4,588,339

*Includes Enhancements, Walk-Way & Lighting

As we have discussed, we will begin design this spring on the Morrish Road Bridge Project, including the pedestrian walk and lighting enhancements discussed at the meeting of January 9th, with construction anticipated in 2013. We are watching bump up projects that may allow one of the Miller Road sections to advance into the funding range.

- ✓ **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 25th, the cost being \$82,492.50. This work is generally done in the winter after the ground is frozen as it presents less damage to yards from lines located in the backyards.

- BEAR CREEK SANITARY SEWER AGREEMENT** (Status)

As some of the Council may recall, we entered into a three party agreement with the County and Gaines Township to provide sewer services to Bear Creek Subdivision (Morrish south of Hill Road). The agreement provided that the township could use our system to transmit sewage for five years. After that, they had to terminate the connection or pay penalties until such a time as they could terminate. The agreement expired on December 31st. The County has offered to take ownership of the line, inclusive of all maintenance and repairs and leave us full rights to customers, revenues and access. There is a catch. The sewer line crosses the creek above it, and adjacent to the Morrish Road Bridge through the concrete wing walls... the same

bridge that we will be designing a repair on in 2012 with construction in 2013 (Critical Bridge Grant). There is a chance that somewhere between the design process and what the state may want, that this line will have to be re-located under the creek. If this happens, it may also need a lift station. I have informed the County of the issue related to the line along with a counter offer that they take the line and all costs associated with it, inclusive of the cost of relocating it, if it should be needed. The County has proposed a cost sharing agreement and desires to meet. I'll keep the Council informed on progress.

✓ **MARATHON REDEVELOPMENT PROJECT** (*Status*)

Bids are back with three submittals, two restaurants and an office building. We have set a special meeting on Thursday, February 2nd at 6:00 PM to listen to presentations from the applicants. 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, 2012
Purchase Agreement:	February, 2012
Planning Commission Site Plan:	February-March, 2012
Final Site Plan Approval, Develop Agreement Approval:	March-April, 2012
Commence Construction:	Spring, 2012

✓ **PERSONNEL & POLICIES & PROCEDURES** (*Status*)

Pending.

✓ **CITY PROPERTIES 5129 & 4438 MORRISH ROAD** (*Status*)

We'll look at a disposition for the house at 4438 Morrish in the spring. The old Blacksmith Shop at 5129 Morrish is gone.

✓ **LABOR CONTRACTS, MEDICAL BENEFITS, SB-7** (*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. We have two other "at will" classifications, which are without agreements, 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 and has remained unchanged since October 2006 when the position was established to replace the full time assessor / building inspector. Contracted positions are the assessor and trade inspector's, being electrical, plumbing and mechanical. With Adam leaving we have a problem with Zoning Administration, Code Enforcement, and to a lesser degree, DDA, Planning Commission and CDBG administration. I am currently working on a solution to this.

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. I'll keep the Council posted on developments.

✓ **FIRE DEPARTMENT: CONTRACT & COST RECOVERY** (*Status*)

I have communicated the Council's desires to the Township. They discussed the matter at their meeting of January 12th. A couple of the board members want some additional discussion on the Capital Improvement Fund. We are awaiting a meeting.

✓ **SPRINGBROOK EAST & HERITAGE ASSOCIATION S.A.D.** (*Status*)

Final cost reconciliation has been completed and is included with tonight's packet. 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 will be mailed out this week giving residents an option to pay in full prior to April 2nd. 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 2nd deadline for full payment, we'll be back to the Council to spread the final fund distribution across the books.

Here is an updated schedule:

- June 27th 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 28th:** Public Hearing Notices Mailed to Property Owners, Ad Scheduled in Newspaper
- July 11th 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 12th:** Public Hearing Notices Mailed to Property Owners, Ad Scheduled in Newspaper
- July 25th 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 29th - Oct 1st:** Construction
- Late October:** Final Expense Reconciliations, Determine per Unit Cost Adjustments (cannot Exceed Maximum Amount Approved).
- January:** Invoice Property Owners,
- April 2, 2012:** Payment Due Monday April 2, 2012.
- April 15, 2012:** Develop and Adopt Cost Distributions Throughout Funds
- June, 2012:** Year One of Five Year Cycle for Assessment Against Tax Roll
- June, 2016:** Last (5th) Installment Due

The City now owns 12 vacant lots in Springbrook and 5 vacant lots in Heritage. All that is owed on them is the assessments as listed above. The deeds (warranty) have been recorded with the County Registrar's Office and placed as tax exempt for the year of 2012. We have a strong interest in just about all of these vacant lots. I am developing a plan as to how we should dispose of them and will be back in the near future to discuss it. This has been a long trying process that maybe doesn't have the best ending for all, but is the best that was possible under the circumstances.

- ✓ **SIGN ORDINANCE** (*Status*)
I spent some time discussing and reviewing this with Adam. This issue may not be as complicated as we have been making it out to be. Although it would be nice to place a sunset on all non-conforming signs, such an ordinance would place the City in the position of forcing the removal of probably 60% of the signs... not a very popular choice with our businesses. Aside from that, Adam believes that our ordinance is probably quite adequate, if we choose to allow all non-conforming signs to remain, including pole or pylon signs. I look to talk about this subject at the special meeting of February 2nd.
- ✓ **SHARED SERVICES INITIATIVE** (*Status*)
As indicated last meeting, I've had a series of meetings with Flint & Mundy Townships and we are ready to proceed by funding this study on a one-third equal split. As a cost checking measure, we decided that at least one and preferably two additional quotes for the study using the same scope of services should be obtained. I am scurrying to secure these within the next couple of weeks with the hope that we may choose and appropriate the cost at the meeting of 13th.
- ✓ **SCHOOL PERFORMING ARTS CENTER** (*Status*)
Pending second bid letting this winter.
- ✓ **SPRINGBROOK COLONY WATER-SEWER AGREEMENT** (*Discussion*)
Included with tonight's packet is a letter from the Springbrook Board. The letter was presented to us at a meeting with the board on April 12th. It seems we're slipping backwards on this matter. I've set it for a short discussion to explore options with the Council.
- ✓ **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.
- ✓ **POLICE NON-LETHAL WEAPONS** (*Resolution*)
This is the "Taser" purchase from the meeting of October 24th. Included with tonight's agenda is a copy of the Police Chief's force policy and a resolution for final authorization of the weapons.
- ✓ **MEIJER SITE PLAN ADDENDUM** (*Resolution*)
The Planning Commission heard the request for amendment to the Meijer site plan at the meeting of January 10th, with recommendation to the Council for approval. The original approval occurred on August 14, 2006 with the setup of a Planned Unit Development District and included a 207,364 sf retail store with among other stipulations, SLU Permits for pharmacy-drive through, garden center, gasoline station, outdoor sales and a building that exceeds 30,000 sf. An amended site plan was approved on August 11, 2008 that extended the special land use permits and reduced the square footage to 156,544. Tonight's final approval is in response to another

revision of the gross square footage, to 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. Meijer offered to send a representative to tonight's meeting, if needed. In conversation with the Council representatives on the Planning Commission, it was felt that they were not needed. On a folder on your CD, you'll find copies of 2006 approvals, 2008 addendum and tonight's (2012) proposals. I did not print this data due to its size and redundancy. Assuming approval tonight, we will have to re-negotiate the development agreement with Meijer. Also included with tonight's packet is a reconciliation of Meijer's funding of the Morrish Road Improvements. As you recall, Meijer agreed to fund these 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 (the City paid nothing towards this project). 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. Construction is scheduled to begin as soon as the weather permits with a planned opening about a year from start.

- ✓ **FIVE-YEAR PARKS & RECREATION PLAN, ELMS PARK PROJECT** (*Resolution*)
Our five year Parks & Recreation Plan is expiring and needs to be updated. If we do not plan on applying for a grant in this year's funding cycle, the plan is not date sensitive. Virtually all the grant sources are 50% match. At this point, we have no such plans for a grant. Included with tonight's packet is a proposal from Rowe to prepare the plan at a cost of \$5,900. All things considered, this is probably the best route to go. The expense is not budgeted (I missed it during preparation of the 2011-2012 FY Budget), but the cost is probably low enough that we have the funds in the Parks & Rec Budget to cover it. I recommend we appropriate and proceed.

NEW BUSINESS / PROJECTED ISSUES & PROJECTS

- ✓ **CONSUMER ENERGY CONTRACT ADDENDUM** (*Resolution*)
Included with tonight's agenda is an addendum to the City's Street Lighting Contract with Consumer's Energy for the replacement of a streetlight at 5188 Winshall.

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.
- *Deteriorated Building, Morrish at CNA Crossing.* Pending.

**City of Swartz Creek
RESOLUTIONS**

Regular Council Meeting, Monday January 23, 2012 7:00 P.M.

Resolution No. 120123-4A MINUTES – JANUARY 9, 2012

Motion by Councilmember: _____

I Move the Swartz Creek City Council approve the Minutes of the Regular Council Meeting held January 9, 2012 to be circulated and placed on file.

Second by Councilmember: _____

Voting For: _____

Voting Against: _____

Resolution No. 120123-5A 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 January 23, 2012, to be circulated and placed on file.

Second by Councilmember: _____

Voting For: _____

Voting Against: _____

Resolution No. 120123-6A CITY MANAGER’S REPORT

Motion by Councilmember: _____

I Move the Swartz Creek City Council approve the City Manager’s Report of January 23, 2012, to be circulated and placed on file.

Second by Councilmember: _____

Voting For: _____

Voting Against: _____

Motion by Councilmember: _____

WHEREAS, the City of Swartz Creek setup a Planned Unit Development District and approved the construction of a 207,364 square foot Meijer retail outlet store along with associated special land use permits, waivers and a development agreement on August 14, 2006, resolutions as follow:

Amend Zoning Ordinance, Morrish Road Planned Unit Development District

Resolution No. 060814-06

(Carried)

*Motion by Councilmember Hurt,
Second by Mayor Pro-Tem Christie,*

***WHEREAS**, pursuant to the City of Swartz Creek Zoning Ordinance (Section 11.05 c) The City of Swartz Creek Planning Commission has held a public hearing to explain the purpose of the proposed North Morrish Road Conceptual Planned Unit Development Plan and receive public comment; and,*

***WHEREAS**, pursuant to Public Act 207 of 1921 as amended, the Swartz Creek Planning Commission has determined the need to establish a Planned Unit Development District as shown on the proposed City of Swartz Creek Zoning Map, a copy of which is included and attached hereto; and,*

***WHEREAS**, the City of Swartz Creek Planning Commission has reviewed the City of Swartz Creek Master Plan, dated 2004, and based the North Morrish Road Conceptual Planned Unit Development Plan on said Master Plan; and,*

***WHEREAS**, the Swartz Creek Planning Commission has recommended approval to the City Council, the creation of the North Morrish Road Planned Unit Development Plan; and,*

***WHEREAS**, the Swartz Creek City Council has held a Public Hearing and received public comment on the creation of the North Morrish Planned Unit Development District.*

***NOW, THEREFORE**, be it resolved that the Swartz Creek City Council hereby approves and adopts the North Morrish Road Conceptual Planned Unit Development Plan as part of the official Zoning Map for the City of Swartz Creek, a copy of which is attached hereto, to be placed on file with the office of the City Clerk.*

*YES: Abrams, Christie, Hurt, Plumb, Porath, Shumaker.
NO: None. Motion declared carried.*

Final Approval: Final Site Plan Approval, Special Land Uses, Meijer's

Resolution No. 060814-07

(Carried)

*Motion by Councilmember Porath,
Second by Councilmember Hurt,*

The Swartz Creek City Council approves a Special Land Use Permit for 4013 Morrish Road, Tax ID No. 58-36-100-001, applicant Meijer's, to operate a pharmacy with drive-through lanes, subject to the following conditions and stipulations:

- 1. LSL Letters dated July 28, 2006 and August 10, 2006.*
- 2. The proposed drive-through includes a rolled curb around the separation island at the west edge of the drive through. In addition, the walkway connecting the seasonal sales area and the garden center will be constructed of stamped concrete.*
- 3. Council approval of the final site plan, sealed and dated August 7, 2006*
- 4. Council adoption of the Zoning Ordinance and Zoning Map.*

*YES: Abrams, Christie, Hurt, Plumb, Porath, Shumaker.
No: None. Motion declared carried.*

Resolution No. 060814-08

(Carried)

*Motion by Mayor Pro-Tem Christie,
Second by Councilmember Hurt,*

The Swartz Creek City Council approves a Special Land Use Permit for 4013 Morrish Road, Tax ID No. 58-36-100-001, applicant Meijer's, to operate a garden center, subject to the following conditions and stipulations:

1. LSL Letters date July 28, 2006 and August 10, 2006.
2. All garden center deliveries to occur during off hours.
3. Council approval of the final site plan, sealed and dated August 7, 2006
4. Council adoption of the Zoning Ordinance and Zoning Map.

YES: Abrams, Christie, Hurt, Plumb, Porath, Shumaker.
NO: None. Motion declared carried

Resolution No. 060814-09

(Carried)

Motion by Councilmember Shumaker,
Second by Councilmember Hurt,

The Swartz Creek City Council approves a Special Land Use Permit for 4013 Morrish Road, Tax ID No. 58-36-100-001, applicant Meijer's, to operate a gasoline station, subject to the following conditions and stipulations:

1. LSL Letters date July 28, 2006 and August 10, 2006.
2. Preparation of revised mini mart building elevations for administrative review and approval.
3. Council approval of the final site plan, sealed and dated August 7, 2006
4. Council adoption of the Zoning Ordinance and Zoning Map.

YES: Abrams, Christie, Hurt, Plumb, Porath, Shumaker.
NO: None. Motion declared carried.

Resolution No. 060814-10

(Carried)

Motion by Councilmember Plumb,
Second by Councilmember Hurt,

The Swartz Creek City Council approves a Special Land Use Permit for 4013 Morrish Road, Tax ID No. 58-36-100-001, applicant Meijer's, to operate an outdoor storage and sales area within the parking lot, subject to the following conditions and stipulations:

1. LSL Letters date July 28, 2006 and August 10, 2006.
2. Submittal of revisions to the outdoor storage/seasonal sales area, including screening methods, for administrative review and approval.
3. The outdoor storage/seasonal sales shall be in place no more than 5 consecutive months per calendar year.
4. Council approval of the final site plan, sealed and dated August 7, 2006
5. Council adoption of the Zoning Ordinance and Zoning Map.

YES: Abrams, Christie, Hurt, Plumb, Porath, Shumaker.
NO: None. Motion declared carried.

Resolution No. 060814-11

(Carried)

Motion by Councilmember Hurt,
Second by Councilmember Plumb,

The Swartz Creek City Council approves a Special Land Use Permit for 4013 Morrish Road, Tax ID No. 58-36-100-001, applicant Meijer's, to construct and operate a building that exceeds 30,000 square feet, subject to the following conditions and stipulations:

1. LSL Letters date July 28, 2006 and August 10, 2006.
2. Council approval of the final site plan, sealed and dated August 7, 2006
3. Council adoption of the Zoning Ordinance and Zoning Map.

YES: Abrams, Christie, Hurt, Plumb, Porath, Shumaker.
NO: None. Motion declared carried.

Resolution No. 060814-12

(Carried)

Motion by Councilmember Porath,
Second by Councilmember Plumb,

WHEREAS, the City of Swartz Creek Planning Commission and the Swartz Creek City Council has reviewed Phase I of the final Planned Unit Development Site Plan for Meijer, Inc.; and,

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

WHEREAS, the Planned Unit Development is designed and constructed in a manner harmonious with the character of adjacent property and surrounding areas; and,

WHEREAS, the Planned Unit Development is adequately served by essential public facilities and services, such as roads, pedestrians or bicycle facilities, police and fire protection, drainage systems, water supply, and sewage facilities; and,

WHEREAS, the Planned Unit Development does not have an unacceptable significant adverse effect on the quality of the natural environment in comparison to the impacts associated with a conventional development; and

WHEREAS, after a public hearing wherein the Swartz Creek City Planning Commission heard public comments on the proposed Meijer's Project, associated Special Land Use Permit Applications and the Planned Unit Development District, recommendation was made to the Swartz Creek City Council to approve the project, with conditions and stipulations; and

WHEREAS, the Swartz Creek City Council conducted a public hearing wherein comments from the public were heard on the proposed Meijer's Project, associated Special Land Use Permit Applications and the Planned Unit Development District.

NOW, THEREFORE, the Swartz Creek City Council approves Phase I, final Planned Unit Development Site Plan for Meijer, Inc., 4013 Morrish Road, Tax ID No. 58-36-100-001, subject to the following conditions;

1. The issues identified in LSL letters, dated July 28, 2006 and August 10, 2006, titled be addressed in construction documents for administrative review and approval.
2. Submission of a Development Agreement for Council review and approval.
3. Preparation of revised mini mart building elevations for administrative review and approval.
4. Approval of the waivers identified in LSL Letters dated July 28, 2006 and August 10, 2006
5. The review comments of all other consultants, departments and review agencies.
6. Council adoption of the Zoning Ordinance and Zoning Map.
7. Administrative review and approval of the gas station and mini mart.

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

NO: None. Motion declared carried.

and;

WHEREAS, on August 11, 2008, the City of Swartz Creek granted Meijer Inc. a site plan extension and an amendment that among other minor items, adjusted the gross square footage downward to 156,544; resolution as follows:

Meijer's Amendment to Final Site Plan

Resolution No. 080811-05

(Carried)

Motion by Mayor Pro-Tem Christie
Second by Councilmember Hurt

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

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

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

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

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

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

Discussion Took Place.

YES: Shumaker, Abrams, Christie, Hurt.

NO: None. Motion Declared Carried.

and;

WHEREAS, the City completed improvements to Morrish Road in September 2010, the improvements designed to service the Meijer retail store and other future developments, Meijer Inc. contributing \$1,500,000 towards the construction; and

WHEREAS, Meijer applied and was granted SEC permits from the Genesee County Surface Water Management Division in September 2011 and constructed detention and land balancing, completing the work in November 2011; and

WHEREAS, Meijer submitted a request for an amended site plan that includes an increase to 192,214 gross square feet of the primary structure, 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, the matter being heard by the City's Planning Commission on January 10, 2012 with recommendation to the City Council for approval, Planning Commission Resolution as follows:

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

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

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

***WHEREAS**, the applicant has commenced and finished site work for the project before expiration of the timeline as outlined in the existing development agreement, including over \$1 million dollars towards road improvements and the onsite drainage detention areas; and,*

***WHEREAS**, the existing Site Plan and all Special Land Uses remain valid and vested for the applicant; and,*

***WHEREAS**, the applicant is proposing a site plan amendment that includes an increase in the size of the primary structure, with related changes to parking, traffic circulation, lighting, landscaping, and signage; and,*

***NOW, THEREFORE**, the Swartz Creek City Planning Commission recommends approval of the Site Plan Amendment for a resizing and layout alternation of the Meijer Store to be constructed at, 4013 Morrish Road, Tax ID No. 58-36-100-001, applicant Michael Kinstle (Meijer Inc.), as illustrated in the site plan dated December 15, 2011, subject to the following conditions and stipulations:*

- 1.) Identified waivers in the staff SPR review letter dated August 1, 2008 shall remain in force as incidentally amended herein, as shall special use permits, and other prior conditions not otherwise noted in the revised site plan.*
- 2.) Approval by the City Council of a revised planned unit development agreement.*
- 3.) Comments by Rowe Engineering and other permitting agencies are addressed.*

NOW, THEREFORE, I Move the City of Swartz Creek accept the recommendation of the Planning Commission and approve the Site Plan Amendment for a resizing and layout alternation of the Meijer Store to be constructed at 4013 Morrish Road, Tax ID No. 58-36-100-001, applicant Michael Kinstle (Meijer Inc.), as illustrated in the site plan dated December 15, 2011, subject to the following conditions and stipulations:

- 1.) Identified waivers in the staff SPR review letter dated August 1, 2008 shall remain in force as incidentally amended herein, as shall special use permits, and other prior conditions not otherwise noted in the revised site plan.
- 2.) Approval by the City Council of a revised planned unit development agreement.
- 3.) Comments by Rowe Engineering and other permitting agencies are addressed.

Second by Councilmember: _____

Voting For: _____

Voting Against: _____

Resolution No. 120123-8B

**FINAL AUTHORIZATION, POLICE CARRY & USE OF
NON-LETHAL CONDUCTIVE ENERGY WEAPONS (A.K.A.
TASER™)**

Motion by Councilmember: _____

WHEREAS, the City Council has considered testimony from the Chief of Police on his recommendation for the purchase, carrying and use of non-lethal conductive energy weapons, more commonly referred to by the brand name “Taser”, by the City’s Police Force; and

WHEREAS, the City Council has determined that the purchase, issuance, carrying and use of such weapons is warranted and will provide an additional safety option to the City’s Police Officers; and

WHEREAS, the City Council passed a resolution at the meeting of October 24, 2011 authorizing the purchase, carrying and use of non-lethal conductive energy weapons, resolution as follows:

Appropriation, Purchase Non Lethal Conductive Energy Weapons (Taser)

Resolution No. 111024-06

(Carried)

*Motion by Councilmember Hurt
Second by Councilmember Hicks*

WHEREAS, the City finds that authorizing the issue and use of Electronic Control Devices, also known by the brand name Taser, to its Police Officers will provide an effective tool in managing un-cooperative and unruly subjects and further, provide additional protection and safety to officers and the citizens they protect; and

WHEREAS, there are several manufactures of such non lethal weapons, however, the choice by the majority of Police Departments and the recommendation of the City’s Chief of Police is “Taser” X-2; and

WHEREAS, the manufacturer’s distribution of these weapons is territorial, meaning that a single vendor is responsible for an entire state or grouping of states which eliminates the option for competitive bids; and

WHEREAS, the City’s purchasing ordinance provides for competitive and cooperative bids, but also allows for exceptions in certain circumstances, text as follows: Chapter 2, Article VI, Division 3, Sec 2-402(a), 2, i & ii

“...The city council may, at the request of the city manager, authorize the city manager to negotiate a contract for the purchase of any product, material or service with a provider of such product, material or service without regard to the requirements of this section relative to purchases where the city council finds:

- i. Due to circumstances beyond the control of the city, the market for such product, material or service is not competitive even though such product, material or service is normally competitive in nature; and
- ii. The economic interests of the city are best served by negotiating a contract with a provider of the product, material or service without requesting sealed bids.”; and

WHEREAS, the City finds that the market for such product is not competitive even though such product, material or service is normally competitive in nature.

NOW, THEREFORE, I Move the City of Swartz Creek authorize the issue, carrying and use of Electronic Control Devices, more commonly known as “Taser’s”, to its Police Officers, stipulating:

1. Creation of a policy for training and use, policy to conform to the Michigan Commission on Law Enforcement Standards (MCOLES), the Michigan Municipal League's (MML) Risk Management and the manufacture's recommendations.

2. Policy to be integrated into the Police Departments policy on the use of force, the entire policy to be reviewed and edited by the City Attorney's Office and upon completion, to be brought back before the Council for final approval.

BE IT FURTHER RESOLVED, that the City appropriate an amount not to exceed \$4,012 plus 10% contingency to Michigan Taser Distributing of South Lyon Michigan, for the purchase of three X-2 Taser units and accessories, in accordance with the bid specifications, funds to be appropriated from 101 General Fund, and further, direct the staff to make any necessary budget adjustments and journal entry postings in the City's Ledger.

Discussion Took Place.

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

WHEREAS, the Chief of Police has reviewed the Police Departments entire force and force continuum policy and in working with the Michigan Municipal League's Law Enforcement Risk Management Section, has developed a policy that is based on MML suggested policies for force and have integrated the carrying, issuance, use and training for non-lethal conductive energy weapons into the policy; and

WHEREAS, the draft policy has been reviewed and approved by City Attorney Mike Gildner.

NOW, THEREFORE, I Move the City Council authorize the carrying, issuance and use of non-lethal conductive energy weapons (Taser's) by the City's Police Officers, in accordance with law, policy, rules and regulations, and/or as such policy may be updated from time to time by State Statute, the Michigan Municipal League's Law Enforcement Risk Management Section, County Prosecuting Attorney's Office or City Attorney's Office.

Second by Councilmember: _____

Voting For: _____

Voting Against: _____

Resolution No. 120123-8C

APPROPRIATION, FIVE-YEAR PARKS & RECREATION PLAN

Motion by Councilmember: _____

I Move the City of Swartz Creek appropriate an amount not to exceed \$5,900 to the City Engineer, Rowe Professional Services Inc., for the preparation of the City's five-year Parks & Recreation Plan, in accordance with the proposal attached hereto, and further, upon completion, review and recommendation from the City's Park and Recreation Board, submit the plan to the City Council for final review and approval.

Second by Councilmember: _____

Voting For: _____

Voting Against: _____

ADDENDUM, CONSUMER’S ENERGY STREETLIGHT CONTRACT

Motion by Councilmember: _____

I Move the City of Swartz Creek approve an addendum to the Consumer’s Energy Streetlight Contract, for the replacement of a streetlight at 5188 Winshall Drive, reference Consumer’s work order #16400420, and further, direct the Mayor and City Clerk to endorse the addendum on behalf of the City

Second by Councilmember: _____

Voting For: _____

Voting Against: _____

City of Swartz Creek
Regular Council Meeting Minutes
Of the Meeting Held
Monday January 9, 2012 7:00 P.M.

CITY OF SWARTZ CREEK
SWARTZ CREEK, MICHIGAN
MINUTES OF THE COUNCIL MEETING
DATE 01/09/2012

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, Police Chief Rick Clolinger, DPS Director Tom Svrcek, Officer Nick Paul and K-9 Officer Ike.

Others Present: Rose Keen, Joan Elmore, Mary Anne McCarthy, Rosemary Robinson, Tommy Butler, Bob Plumb, Orrin Shawl, Ron Schultz, Jim Florence, Steve Shumaker, Lou Fleury, Boots Abrams, Brent Cole, Kal Nemer, Joni Ward.

APPROVAL OF MINUTES

Resolution No. 120109-01

(Carried)

Motion by Councilmember Porath
Second by Councilmember Hurt

I Move the Swartz Creek City Council hereby approve the Minutes of the Regular Council Meeting, held December 12, 2011, 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. 120109-02

(Carried)

Motion by Mayor Pro-Tem Krueger
Second by Councilmember Hurt

I Move the Swartz Creek City Council approve the Agenda, as printed, for the Regular Council Meeting of January 9, 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. 120109-03

(Carried)

Motion by Councilmember Shumaker
Second by Mayor Pro-Tem Krueger

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

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

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

MEETING OPENED TO THE PUBLIC:

None.

COUNCIL BUSINESS:

Women's Club Donation, Police Canine Program

Resolution No. 120109-04

(Carried)

Motion by Councilmember Hicks
Second by Councilmember Hurt

I Move the City of Swartz Creek, with gratitude; accept a donation from the G.F.W.C Swartz Creek Women's Club and the Friends of the Perkin's Library to the City's Police Canine Program, funds to be used exclusively for the Canine Program.

Discussion Ensued.

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

Redistrict, Councilmanic Districts, Voting Precincts

Resolution No. 120109-05

(Carried)

Motion by Councilmember Binder
Second by Councilmember Shumaker

WHEREAS, with the release of official census data, the Governor signed redistricting legislation into law that established new State House of Representative, State Senate, and U.S. Congressional Districts, the City's assignments remaining unchanged at 5th U.S. Congressional District, 27th State Senate District and the 49th State House Representative District; and

WHEREAS, with the release of official census data, the Genesee County Board of Commissioners' approved new County Commission Districts, the City's district changing from the 6th District to the 8th District; and

WHEREAS, the City of Swartz Creek is required by State Statute and City Charter to update and redraw City Precincts to better distribute population and voters among the four City Councilmanic Districts and Voting Precincts; and

WHEREAS, the City staff has reviewed population shifts and differentials between the 2000 Census and the 2010 Census and determined that only some minor changes to District #2 and District #4 are needed, changes consisting of the shifting of the Apple Creek Apartment Complex from District #4 to District #2, and further, that with this change, all the City's Councilmanic Districts and Voter Precincts will meet compliancy with state statute and local laws.

NOW, THEREFORE, BE IT RESOLVED the Swartz Creek City Council receives and adopts the Apportionment Re-Districting Plan, as recommended by the City Staff, a map of the Councilmanic Districts – Voter Precincts attached, Precinct - Districts changes and descriptions as follow:

Precinct #1: No change in precinct boundaries. Change in County Commissioner from District 6 to District 8, full boundary description as follows:

Commencing at the west corporate limits and the centerline of Miller Road, thence easterly along the centerline of Miller Road to the intersection of the centerline of Winston Drive, thence south/southwesterly along the centerline of Winston Drive to the intersection of the centerline of Chesterfield Drive, thence westerly along the centerline of Chesterfield Drive to the intersection of the centerline of Daval Drive, thence southerly along the centerline of Daval Drive to the intersection of the centerline of Chelmsford Drive, thence easterly along the centerline of Chelmsford Drive to the intersection of the centerline of Chelmsford, Winston, Oakview Drive, thence south/southwesterly along the centerline of Oakview Drive to the intersection of the centerline of Durwood Drive, thence southerly along the centerline of Durwood Drive to the centerline of the intersection of Norbury Drive, thence westerly along the centerline of Norbury Drive to the centerline of the intersection of Seymour Road, thence southerly along the centerline of Seymour Road to C.N.A.R.R. (formerly G.T.R.R.) right of way, thence southwesterly along C.N.A.R.R. right of way to the west corporate limits, thence northerly along the west corporate limits to the centerline of Miller Road, the point of beginning.

Precinct #2: Change in precinct boundaries to include “east on Applecreek Road, thence north on W. Roundhouse Road continuing on W. Roundhouse Road easterly and southerly also including S. Roundhouse Road to the east and Depot Road to the south, thence back west on Applecreek Road to Morrish Road”; change in County Commissioner from District 6 to District 8, full boundary description as follows:

Commencing at the centerline of Miller Road at the centerline of the intersection of Seymour Road, thence northerly approximately 3000 feet along the corporate centerline of Seymour Road to the intersect of the north westerly corporate limit, thence easterly approximately 3667 feet along the corporate limit to the intersect of the corporate limit, thence northerly approximately 1883 feet along the corporate limit to the centerline of the intersection of Bristol Road, thence easterly along the centerline of Bristol Road to the centerline of the intersection of Morrish Road, thence southerly along the centerline of Morrish Road, thence east on Applecreek Road, thence north on W. Roundhouse Road continuing on W. Roundhouse Road easterly and southerly also including S. Roundhouse Road to the east and Depot Road to the south, thence back west on Applecreek Road to Morrish Road, thence south on Morrish Road to the centerline of the intersection of Miller Road, thence westerly along the centerline of Miller Road to the centerline of the intersection of Fairchild Street, thence southerly along the centerline of Fairchild Street to the centerline of the intersection of Cappy Lane, thence westerly along the centerline of Cappy Lane to the centerline of the intersection of Don Shenk Drive, thence southwesterly along the centerline of Don Shenk Drive to the centerline of the intersection of Durwood Drive, thence northerly along the centerline of Durwood Drive to the centerline of the intersection of Oakview Drive, thence northeasterly along the centerline of Oakview Drive to the centerline of the intersection of Winston and Chelmsford, thence westerly along the centerline of Chelmsford to the centerline of the intersection of Daval Drive, thence northerly along the centerline of Daval Drive to the centerline of the intersection of Chesterfield Drive, thence easterly along the centerline of Chesterfield Drive to the centerline of the intersection of Winston Drive, thence northerly along the centerline of Winston Drive to the centerline of the intersection of Miller Road, thence westerly approximately 600 feet along the centerline of Miller Road to the centerline of the intersection of Seymour Road, the point of beginning.

Precinct #3: No change in precinct boundaries. Change in County Commissioner from District 6 to District 8, full boundary description as follows:

Commencing at the centerline of Seymour Road and the right of way of C.N.A.R.R. (formerly G.T.R.R.), thence northerly along the centerline of Seymour Road to the centerline of the intersection of Norbury Road, thence easterly along the centerline of Norbury Road to the centerline of the intersection of Durwood Drive, thence northerly along the centerline of Durwood Drive to the centerline of the intersection of Don Shenk Drive, thence northeasterly along the centerline of Don Shenk Drive to the centerline of the intersection of Cappy Lane, thence easterly along the centerline of Cappy

Lane to the centerline of the intersection of Fairchild Street, thence northerly along the centerline of Fairchild Street to the centerline of the intersection of Miller Road, thence easterly along the centerline of Miller Road to the centerline of the intersection of Morrish Road, thence northerly approximately 917 feet along the centerline of Morrish Road to the centerline of the intersection of Mary Street, thence easterly approximately 450 feet along the centerline of Mary Street to the centerline of the intersection of Frederick Street, thence southerly approximately 267 feet to the centerline of the intersection of Mason Street, thence easterly approximately 417 feet along the centerline of Mason Street to the centerline of the intersection of Springbrook Drive, thence southerly along the centerline of Springbrook Drive to the centerline of the intersection of Miller Road, thence northeasterly along the centerline of Miller Road to the centerline of the intersection of Elms Road, thence southerly along the centerline of Elms Road to the south corporate limits, thence southwesterly along the south corporate limits to the centerline of the intersect of Seymour Road and C.N.A.R.R. (formerly G.T.R.R.), the point of beginning.

Precinct #4: Change in precinct boundaries to exclude “east on Applecreek Road, thence north on W. Roundhouse Road continuing on W. Roundhouse Road easterly and southerly also including S. Roundhouse Road to the east and Depot Road to the south, thence back west on Applecreek Road to Morrish Road”, change in County Commissioner from District 6 to District 8, full boundary description as follows:

Commencing at the southeast corner of the intersection of Morrish and Bristol Roads, thence easterly along the centerline of Bristol Road to the intersect of the corporate limit, thence northerly along the corporate limit and lot #1 of Bristol Elms Park Subdivision to the northwest corner of Lot #1, thence easterly along corporate limit and lots 1,2,3,4,5,6,7 of Bristol Elms Park Subdivision approximately 617 feet, thence north approximately 1117 feet along corporate limit and lots 9,10,11,12,13,14,15,16,17,18,19 to the northwest corner of Lot 20 of Bristol Elms Park Subdivision, thence easterly along corporate limit and north lot line of Lot 20 of Bristol Elms Park Subdivision to the centerline of intersect of Elms Road, thence northerly approximately 1250 feet along the centerline of Elms Road to the intersect of the north most corporate limit, thence easterly along the north most corporate limit to the centerline of the intersect of Dye Road, thence south along the centerline of Dye Road to the south corporate limit, thence southwesterly along the south corporate limit to the centerline of the intersect of Elms Road, thence north along the centerline of Elms Road to the centerline of the intersection of Miller Road, thence southwesterly along the centerline of Miller Road to the centerline of the intersection of Springbrook Drive, thence northerly along the centerline of Springbrook Drive to the centerline of the intersection of Mason Drive, thence westerly approximately 417 feet to the centerline of the intersection of Frederick Street, thence north approximately 267 feet along the centerline of Frederick Street to the centerline of the intersection of Mary Street, thence west approximately 450 feet along the centerline of Mary Street to the centerline of the intersection of Morrish Road, thence north along the centerline of Morrish Road to Applecreek Road, thence

east on Applecreek Road, thence north on W. Roundhouse Road continuing on W. Roundhouse Road easterly and southerly also including S. Roundhouse Road to the east and Depot Road to the south, thence back west on Applecreek Road to Morrish Road, thence north along the centerline of Morrish Road to the southeast corner of the intersection of Morrish and Bristol Roads, the point of beginning.

BE IT FURTHER RESOLVED the City Council hereby direct the staff to make any and all necessary publication and notification as may be required by statute, law, rule or ordinance and to place the plan on file with the City Clerk's Office.

Discussion Ensued.

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

2012-2014 City-Township Fire Agreement

Resolution No. 120109-06

(Postponed)

Motion by Councilmember Hurt
Second by Councilmember Hicks

I Move the City of Swartz Creek enter into an agreement with Clayton Township to provide fire protection services, term running through March 31, 2014, agreement attached hereto, and further, direct the Mayor and City Clerk to execute the agreement on behalf of the City.

Discussion Ensued.

Postpone Fire Agreement

Resolution No. 120109-07

(Carried)

Motion by Councilmember Porath
Second by Mayor Pro-Tem Krueger

I Move that the Swartz Creek City Council postpone the 2012-2014 City-Township Fire Agreement until such time as changes can be made.

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

Marathon Redevelopment Project, Set Special Council Meeting

Resolution No. 120109-08

(Carried)

Motion by Councilmember Hurt
Second by Councilmember Binder

I Move the City of Swartz Creek set a Special Council Meeting, to be held on Thursday, February 2nd, 2012 at 6 PM, for the purpose of reviewing applicant RFP submittals for the Marathon Redevelop Project, to hear candidate presentations and staff review and comments relative to the project.

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

NO: None. Motion Declared Carried.

Endorsement, Elms Park Renovations & Repair Project

Resolution No. 120109-09

(Carried)

Motion by Councilmember Shumaker

Second by Councilmember Hurt

I Move the City of Swartz Creek approve the concept of the Elms Park Renovation and Repair Project and authorize and direct the Park Board to work with the staff and the Kiwanis Organization to develop a plan, pursue funding, fundraising, and seek volunteer commitments, and further, direct the staff to create any necessary accounts to track donated funds in its financial accounting system.

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

NO: None. Motion Declared Carried.

Annual MML Membership Dues

Resolution No. 120109-10

(Carried)

Motion by Councilmember Porath

Second by Councilmember Hicks

I Move the City of Swartz Creek continue its participation and membership in the Michigan Municipal League, and further, authorize payment the annual membership dues in the amount of \$2,831.

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

NO: None. Motion Declared Carried.

Morrish Road Bridge Project, TIP Project Advancements

(Discussion Topic)

City Manager Bueche gave a brief update on the project.

MEETING OPENED TO THE PUBLIC:

None.

REMARKS BY COUNCILMEMBERS:

Councilmember Porath stated that he was glad that the project at Elms and Miller Roads is finally making progress.

City Manager Bueche spoke about the BP station at Morrish and I-69 closing.

Councilmember Shumaker spoke about the Park Board Meeting. Mr. Shumaker thanked Councilmember Hurt for all of his work and attention to detail on the Fire Agreement.

Councilmember Hicks spoke about an article that she read about the City of Flint and the County talking about a consolidation plan. Ms. Hicks spoke about the upcoming Park Board Meeting on Wednesday at 6pm and invited everyone to join. Ms. Hicks spoke about Adam Zettel re-inspecting Family Farm & Home. Ms. Hicks thanked the Women’s Club and the Friends of the Perkin’s Library for their donation to the K-9 unit. Ms. Hicks thanked the local businesses for their Christmas light displays and everyone who helped with the judging for the contest.

Councilmember Binder wished everyone a Happy New Year.

Councilmember Hurt thanked everyone for hanging in during the fire agreement discussion.

Mayor Pro-Tem Krueger stated that he is glad to hear that Michigan is number two in economic growth. Mr. Krueger asked Mr. Bueche if the City is going to participate in the aereopolis designation. Mr. Krueger spoke about Argentine Township taking over all foreclosed properties in that township and suggested the City look into doing the same.

Mayor Abrams announced that he is now a great-great grandparent.

Adjournment

Resolution No. 120109-11

(Carried)

Motion by Mayor Pro-Tem Krueger
Second by Councilmember Shumaker

I Move the City of Swartz Creek adjourn the Regular Session of the City Council meeting at 8:52 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
DECEMBER 2011

	<u>101-301-941</u>	<u>101-302-941</u>	<u>101-303-941</u>	<u>101-304-941</u>
#05-168	16	0	0	0
#05-649	51	0	0	0
#07-375	79	1	0	0
#05-275	83	11	0	5
#09-401	0	0	0	89
#09-226	91	2	0	0
#10-161	398	9	4	0
TOTAL	718	23	4	94

SWARTZ CREEK POLICE DEPT

Total Account Hours Summary Report

From: 12/01/2011 to 12/31/2011

Department Account	Description	Regular Hours	Other Hours	Regular Hours YTD	Other Hours YTD
ADMINISTRATIVE					
101 301 702.001	SUPERVISOR	185.500	6.000	2,331.000	67.250
101 301 702.002	CLERICAL	77.000	0.000	1,542.000	0.000
PROTECTION					
101 301 702.003	UNIFORMED	597.000	82.500	7,181.000	528.250
101 301 702.004	NON-UNIFORMED	5.000	0.000	497.750	5.000
101 301 702.005	TRAFFIC ENFORCEMENT	158.250	27.500	2,160.250	165.750
COMPLAINTS					
101 301 702.006	INVESTIGATIONS	96.000	1.500	1,508.000	54.250
101 301 702.007	COURT	2.000	2.000	71.500	26.000
TRAINING					
101 301 702.008	TRAINING	0.000	0.000	85.000	11.000
VACATION					
101 301 702.010	VACATION	212.500	0.000	1,041.500	0.000
HOLIDAY					
101 301 702.011	HOLIDAY	148.000	0.000	664.000	0.000
ABSENT					
101 301 702.012	ABSENT	40.000	0.000	475.500	0.000
FUNERAL LEAVE					
101 301 702.013	FUNERAL LEAVE	0.000	0.000	24.000	0.000
TRACK ADMINISTRATIVE					
101 302 702.001	SUPERVISOR	32.000	1.000	348.500	6.000
101 302 702.002	CLERICAL	11.000	0.000	220.000	0.000
TRACK PROTECTION					
101 302 702.003	UNIFORMED	23.750	6.500	308.750	22.500
101 302 702.004	NON-UNIFORMED	0.000	0.000	0.500	1.500

Department Account	Description	Regular Hours	Other Hours	Regular Hours YTD	Other Hours YTD
TRACK COMPLAINTS					
101 302 702.006	INVESTIGATIONS	1.500	0.000	1.500	0.000
SCHOOL PROTECTION					
101 303 702.003	UNIFORMED	132.000	9.000	1,711.000	74.000
101 303 702.004	NON-UNIFORMED	0.000	0.000	8.000	0.000
101 303 702.005	TRAFFIC ENFORCEMENT	0.000	0.000	1.000	0.000
SCHOOL COMPLAINTS					
101 303 702.006	INVESTIGATIONS	0.000	0.000	10.500	0.000
LEAVE TIME					
101 303 702.010	VACATION	0.000	0.000	8.000	0.000
PROTECTION					
101 304 702.003	UNIFORMED	2.000	0.500	35.500	5.000
TRAINING					
101 304 702.008	TRAINING	16.000	0.000	218.000	7.000
PROTECTION					
265 333 702.004	NON-UNIFORMED	144.000	0.000	1,384.000	34.000
COMPLAINTS					
265 333 702.006	INVESTIGATIONS	0.000	6.000	0.000	260.500
265 333 702.007	COURT	0.000	2.000	0.000	29.000
NON-PRODUCTIVE					
265 333 702.010	VACATION	8.000	0.000	80.000	0.000
265 333 702.011	HOLIDAY	24.000	0.000	72.000	0.000
265 333 702.012	ABSENT	24.000	0.000	24.000	0.000
	TOTAL ALL HOURS	1,939.500	144.500	22,012.750	1,297.000

SWARTZ CREEK POLICE DEPT

Total Function Count

Month Ending: 12/31/2011

Account	Description	MTD Functions	YTD Functions
101 301 001.000	TRAFFIC VIOLATIONS	0	0
101 301 002.000	PARKING VIOLATIONS	20	132
101 301 003.000	VERBAL WARNINGS	72	1097
101 301 004.000	WRITTEN WARNINGS	16	283
101 301 005.000	FELONY ARRESTS	6	48
101 301 006.000	MISDEMEANOR ARRESTS	15	256
101 301 007.000	CALLS RECEIVED	249	3428
101 301 008.000	TRAFF INJ ACCIDENTS	0	32
101 301 009.000	PROP DAMAG ACCIDENTS	16	152
101 301 010.000	SERVICE REQUESTS	1	136
101 301 011.000	MEETINGS	0	11
101 301 012.000	CONFERENCES	0	0
101 301 013.000	INITIATED CALLS	593	7287
101 301 014.000	DESK ASSIGNMENTS	106	1280
101 301 015.000	BUSINESS CHECKS	1925	19736
101 301 016.000	VACATION CHECKS	261	3482
101 301 017.000	SUSP PERS CHECKED	30	403
TOTAL FUNCTIONS		3310	37763
101 302 002.000	PARKING VIOLATIONS	0	0
101 302 003.000	VERBAL WARNINGS	0	9
101 302 004.000	WRITTEN WARNINGS	0	0
101 302 005.000	FELONY ARRESTS	0	3
101 302 006.000	MISDEMEANOR ARRESTS	0	3
101 302 007.000	CALLS RECEIVED	12	143
101 302 010.000	SERVICE REQUESTS	0	1
101 302 011.000	MEETINGS	0	7
101 302 012.000	CONFERENCES	0	0
101 302 013.000	INITIATED CALL	0	46
101 302 014.000	DESK ASSIGNMENTS	0	1
101 302 015.000	BUSINESS CHECKS	16	172
101 302 016.000	VACATION CHECKS	0	2
101 302 017.000	SUSP PERS CHECKED	0	0
TOTAL FUNCTIONS		28	387
101 303 002.000	PARKING VIOLATIONS	0	0
101 303 003.000	VERBAL WARNINGS	0	1
101 303 004.000	WRITTEN WARNINGS	0	0
101 303 005.000	FELONY ARRESTS	0	1
101 303 006.000	MISDEMEANOR ARRESTS	0	19
101 303 007.000	CALLS RECEIVED	2	23
101 303 010.000	SERVICE REQUESTS	0	0
101 303 011.000	MEETINGS	27	331
101 303 012.000	CONFERENCES	0	2

Account	Description	MTD Functions	YTD Functions
101 303 013.000	INITIATED CALL	85	1130
101 303 014.000	DESK ASSIGNMENTS	0	2
101 303 015.000	BUSINESS CHECKS	0	0
101 303 016.000	VACATION CHECKS	0	0
101 303 017.000	SUS PERS CHECKED	0	0
TOTAL FUNCTIONS		114	1509
101 304 001.000	TRAFFIC VIOLATIONS	0	0
101 304 001.003	DESK ASSIGNMENTS	0	0
101 304 002.000	PARKING VIOLATIONS	0	0
101 304 003.000	VERBAL WARNINGS	0	0
101 304 004.000	WRITTEN WARNINGS	0	0
101 304 005.000	FELONY ARRESTS	1	9
101 304 006.000	MISDEMEANOR ARRESTS	0	0
101 304 007.000	CALLS RECEIVED	3	28
101 304 010.000	SERVICE REQUESTS	0	0
101 304 011.000	MEETINGS	0	3
101 304 012.000	CONFERENCES	0	0
101 304 013.000	INITIATED CALL	0	38
101 304 014.000	DESK ASSIGNMENTS	0	0
101 304 015.000	BUSINESS CHECKS	0	0
101 304 016.000	VACATION CHECKS	0	0
101 304 017.000	SUS PERS CHECKED	0	0
101 304 018.000	BUILDING SEARCHES	0	1
101 304 019.000	VEHICLE SEARCHES	3	39
101 304 020.000	NARCOTIC SEARCHES	1	8
101 304 021.000	CURRENCY SEIZED	0	0
101 304 022.000	FORFEITURES	0	1
101 304 023.000	POSITIVE TRACKS	1	6
101 304 024.000	NEGATIVE TRACKS	0	7
101 304 025.000	AGENCY ASSISTS	2	4
101 304 026.000	DEMONSTRATIONS	0	0
101 304 027.000	AREA SEARCHES	0	1
TOTAL FUNCTIONS		11	145
TOTAL ALL FUNCTIONS		3463	39804

Ticket Ledger Report

Report Criteria:

Ticket Type	Officer	Start Date	End Date			
Traffic	All	12/01/2011	12/31/2011			

Number	Name	Date	Location	Description	Officer	Fine
T-1212728-A		12/01/11	ELMS AT MILLER	NO TAIL/BRAKE LIGHTS		
T-1212728-E		12/01/11	ELMS AT MILLER	NO PROOF INSURANCE/POSSESE		
T-1212755		12/02/11	BRISTOL NEAR HERITAGE	EXCEEDED POSTED SPEED LIMIT		
T-1212756		12/02/11	ELMS NEAR YARMY	NO PROOF INSURANCE/POSSESE		
T-1212757		12/03/11	MORRISH NEAR APPLE CREEK	EXCEEDED POSTED SPEED LIMIT		
T-1212758		12/03/11	BRISTOL NEAR HERITAGE	NO PROOF INSURANCE/POSSESE		
T-1212759		12/03/11	MORRISH NEAR MAPLE	EXCEEDED POSTED SPEED LIMIT		
T-1212760		12/04/11	MORRISH AT MILLER	NO OPS IN POSSESSION		
T-1212276-A		12/04/11	MORRISH NEAR MARY ST	EXCEEDED POSTED SPEED LIMIT		
T-1212276-B		12/04/11	MORRISH NEAR MARY ST	NO PROOF INSURANCE/POSSESE		
T-1212277-A		12/05/11	MILLER NEAR 3RD ST	EXCEEDED POSTED SPEED LIMIT		
T-1212277-B		12/05/11	MILLER NEAR 3RD ST	NO PROOF INSURANCE/POSSESE		
T-1212761		12/05/11	MORRISH NEAR MARY ST	EXCEEDED POSTED SPEED LIMIT		
T-1184138		12/06/11	MILLER AT ELMS	DISREGARDED TRAFFIC SIGNAL/A		
T-1212278		12/07/11	MORRISH NEAR APPLE CREEK	EXCEEDED POSTED SPEED LIMIT		
T-1184139-A		12/07/11	SEYMOUR NEAR OAKVIEW	NO PROOF INSURANCE/POSSESE		
T-1184139-B		12/07/11	SEYMOUR NEAR OAKVIEW	UNLIGHTED REG PLATE		
T-1184140-A		12/07/11	MILLER, 7000 BLK	SUSP/REVOKED/NEVER APPL.		
T-1184140-B		12/07/11	MILLER, 7000 BLK	NO PLATE/FAIL TO DISPLAY/EXPII		
T-1184140-C		12/07/11	MILLER, 7000 BLK	NO PROOF INSURANCE/POSSESE		
T-1212279		12/08/11	MORRISH NEAR MARY ST	EXCEEDED POSTED SPEED LIMIT		
T-1184120-A		12/09/11	MILLER NEAR BRADY	NO PLATE/FAIL TO DISPLAY/EXPII		
T-1184120-B		12/09/11	MILLER NEAR BRADY	FAILED TO DIM HEADLIGHTS		
T-1184120-C		12/09/11	MILLER NEAR BRADY	NO PROOF INSURANCE/POSSESE		
T-1184141-A		12/10/11	ELMS NEAR YARMY	EXCEEDED POSTED SPEED LIMIT		
T-1184141-B		12/10/11	ELMS NEAR YARMY	TINTED WINDOWS/NO WINDSHIEI		
T-1212243		12/12/11	ELMS NEAR PARKRIDGE	EXCEEDED POSTED SPEED LIMIT		
T-1212244-A		12/12/11	MORRISH NEAR APPLE CREEK	EXCEEDED POSTED SPEED LIMIT		
T-1212244-B		12/12/11	MORRISH NEAR APPLE CREEK	NO PROOF INSURANCE/POSSESE		
T-1212280		12/12/11	MILLER AT HOLLAND	NO TAIL/BRAKE LIGHTS		
T-1212281-A		12/12/11	MILLER NEAR SCHOOL	EXCEEDED POSTED SPEED LIMIT		
T-1212281-B		12/12/11	MILLER NEAR SCHOOL	NO PROOF INSURANCE/POSSESE		
T-1212282-A		12/13/11	MILLER NEAR DYE	HEADLIGHTS		
T-1212282-B		12/13/11	MILLER NEAR DYE	FAIL TO CHANGE ADDRESS		
T-1212245		12/13/11	MORRISH AT I-69	EXCEEDED POSTED SPEED LIMIT		
T-1212246		12/13/11	MORRISH NEAR APPLE CREEK	EXCEEDED POSTED SPEED LIMIT		
T-1212247		12/13/11	MORRISH NEAR APPLE CREEK	EXCEEDED POSTED SPEED LIMIT		
T-1212248		12/13/11	MORRISH NEAR APPLE CREEK	EXCEEDED POSTED SPEED LIMIT		
T-1184121		12/15/11	ELMS NEAR MILLER	NO OPS IN POSSESSION		
T-1183986		12/16/11	MILLER NEAR RAUBINGER	NO PLATE/FAIL TO DISPLAY/EXPII		
T-1183987-A		12/16/11	MILLER NEAR BRISTOL	EXCEEDED POSTED SPEED LIMIT		
T-1183987-B		12/16/11	MILLER NEAR BRISTOL	NO PROOF INSURANCE/POSSESE		
T-1212249		12/17/11	MILLER NEAR MCLAIN	EXCEEDED POSTED SPEED LIMIT		
				NO PROOF INSURANCE/POSSESE		
T-1212250		12/17/11	SEYMOUR NEAR DURWOOD	EXCEEDED POSTED SPEED LIMIT		
T-1184122		12/17/11	MILLER NEAR SCHOOL	SUSP/REVOKED/NEVER APPL.		

Tickets so far: 45

Charges so far: 46

Fines Subtotal:

0.00

Ticket Ledger Report

Report Criteria:

Ticket Type	Officer	Start Date	End Date			
Traffic	All	12/01/2011	12/31/2011			

Number	Name	Date	Location	Description	Officer	Fine
T-1212776		12/20/11	MORRISH NEAR APPLE CREEK	TINTED WINDOWS/NO WINDSHIELD		
T-1212777		12/20/11	MILLER RD, 5285	EXCEEDED POSTED SPEED LIMIT		
T-1212765		12/21/11	I-69 WB NEAR MORRISH	RECKLESS DRIVING		
T-1184142		12/21/11	MILLER AT ELMS	NO PROOF INSURANCE/POSSESSOR		
T-1212283		12/22/11	MILLER NEAR ELMS	EXCEEDED POSTED SPEED LIMIT		
T-1184143		12/26/11	I-69/WB NEAR MORRISH	DISREGARDED TRAFFIC SIGNAL/VIOLATION		
T-1184144		12/26/11	SEYMOUR AT MILLER	FAIL TO SIGNAL TURN		
T-1184145		12/27/11	MILLER AT BRISTOL	NO PROOF INSURANCE/POSSESSOR		
T-1212729-A		12/28/11	MILLER NEAR MORRISH	NO PROOF INSURANCE/POSSESSOR		
T-1212729-B		12/28/11	MILLER NEAR MORRISH	SUSP/REVOKED/NEVER APPL.		
T-1212729-C		12/28/11	MILLER NEAR MORRISH	NO PROOF INSURANCE/POSSESSOR		
T-1212762		12/29/11	BRISTOL NEAR HERITAGE	FAIL TO SIGNAL TURN		
T-1212763		12/29/11	BRISTOL NEAR CANTERBURY	NO TAIL/BRAKE LIGHTS		
T-1212764		12/29/11	BRISTOL NEAR HERITAGE	EXCEEDED POSTED SPEED LIMIT		
T-1212284-A		12/31/11	MORRISH NEAR I-69	EXCEEDED POSTED SPEED LIMIT		
T-1212284-B		12/31/11	MORRISH NEAR I-69	SUSP/REVOKED/NEVER APPL.		
T-1212766		12/31/11	MILLER NEAR MORRISH	HEADLIGHTS		
T-1212767		12/31/11	MORRISH NEAR I-69	SEAT BELT DRIVER/PASSENGER		
T-1212285		12/31/11	MORRISH NEAR MARY ST	SEAT BELT DRIVER/PASSENGER		
T-1184123		12/31/11	MORRISH AT INGALLS	EXCEEDED POSTED SPEED LIMIT		
Tickets Total: 65		Charges Total: 70		Fines Total:		0.00

Uniform Crime Report

Report Criteria:

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

Class	Description	NOV 2010	DEC 2011	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	1
1100-1	Sexual Penetration Penis/Vagina - CSC 1st Degree	0	0	1
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	1
1100-8	Sexual Contact Forcible - CSC 4th Degree	0	0	0
1200-0	Robbery	0	0	1
1300-1	Non-Aggravated Assault	2	2	37
1300-2	Aggravated/Felonious Assault	0	0	5
1300-3	Intimidation/Stalking	1	0	11
1400-0	Abortion	0	0	0
2000-0	Arson	0	0	0
2100-0	Extortion	0	0	0
2200-1	Burglary - Forced Entry	1	0	21
2200-2	Burglary - Entry Without Force (Intent to Commit)	3	0	2
2200-3	Burglary - Entry Without Authority With or Without Force (No Intent)	0	0	1
2200-4	Possession of Burglary Tools	0	0	0
2300-1	Larceny - Pocketpicking	0	0	0
2300-2	Larceny - Purse Snatching	0	0	2
2300-3	Larceny - Theft from Building	0	0	12
2300-4	Larceny - Theft from Coin-Operated Machine/Device	0	0	0
2300-5	Larceny - Theft from Motor Vehicle	0	2	21
2300-6	Larceny - Theft of Motor Vehicle Parts/Accessories	0	2	5
2300-7	Larceny - Other	1	2	33
2400-1	Motor Vehicle Theft	0	0	5
2400-2	Motor Vehicle as Stolen Property	0	0	0
2400-3	Motor Vehicle Fraud	0	0	0
2500-0	Forgery/Counterfeiting	1	0	3
2600-1	Fraud - False Pretense/Swindle/Confidence Game	2	1	6
2600-2	Fraud - Credit Card/Automatic Teller Machine	1	0	11
2600-3	Fraud - Impersonation	0	0	5
2600-4	Fraud - Welfare Fraud	0	0	0
2600-5	Fraud - Wire Fraud	0	0	1
2600-6	Fraud - Bad Checks	0	0	8
2700-0	Embezzlement	0	0	0
2800-0	Stolen Property	0	0	1

Uniform Crime Report

Report Criteria:

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

Class	Description	NOV 2010	DEC 2011	YR TO DATE
2900-0	Damage to Property	1	1	36
3000-1	Retail Fraud - Misrepresentation	0	0	0
3000-2	Retail Fraud - Theft	0	0	3
3000-3	Retail Fraud - Refund/Exchange	0	0	0
3500-1	Violation of Controlled Substance - Act	2	2	16
3500-2	Narcotic Equipment Violations	0	1	2
3600-1	Sexual Penetration Non-forcible - Blood/Affinity (CSC 1st/3rd Degr	0	0	0
3600-2	Sexual Penetration Non-forcible - Other (CSC 1st and 3rd Degree)	0	0	1
3600-3	Peeping Tom	0	0	0
3600-4	Sex Offense - Other	0	0	1
3700-0	Obscenity	1	0	0
3800-1	Family - Abuse/Neglect Nonviolent	0	0	1
3800-2	Family - Non-Support	0	0	0
3800-3	Family - Other	0	0	0
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	2	0	12
4200-0	Drunkenness - Except OUIL	0	0	0
4800-0	Obstructing Police	2	0	6
4900-0	Escape/Flight	0	0	0
5000-0	Obstructing Justice	0	4	22
5100-0	Bribery	0	0	0
5200-1	Weapons Offense - Concealed	0	0	4
5200-2	Weapons Offense - Explosives	0	0	0
5200-3	Weapons Offense - Other	0	0	0
5300-1	Disorderly Conduct	0	0	2
5300-2	Public Peace - Other	0	0	3
5400-1	Hit & Run Motor Vehicle Accident	2	2	24
5400-2	Operating Under the Influence of Liquor or Drugs (OUIL or OUID)	2	0	19
5400-3	Driving Law Violations	10	4	77
5500-0	Health and Safety	3	0	16
5600-0	Civil Rights	0	0	0
5700-1	Trespass	0	0	0
5700-2	Invasion of Privacy - Other	0	0	0
5800-0	Smuggling	0	0	0
5900-0	Election Laws	0	0	0
6000-0	Antitrust	0	0	0
6100-0	Tax/Revenue	0	0	0
6200-0	Conservation	0	0	2
6300-0	Vagrancy	0	0	0
7000-0	Juvenile Runaway	0	0	4
7300-0	Miscellaneous Criminal Offense	0	0	1

Uniform Crime Report

Report Criteria:

Start File Class	End File Class	Print Zeros?			
0100-0	9900-9	Yes			
Class	Description	NOV 2010	DEC 2011	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	0	
9200-4	ORDER FOR PICKUP AND EXAMINATION	0	0	1	
9200-5	CIVIL INFRACTION - ALCOHOL POSSES.	0	0	0	
9300-1	Property Damage Accident/Personal Injury	16	14	118	
9300-2	NON-TRAFFIC PDA	4	4	52	
9300-3	TRAFFIC VIOLATIONS/CIVIL INFRACTION	0	0	0	
9300-4	TOWED VEHICLE	0	0	10	
9300-5	TRAFFIC HAZARD/ABANDONED VEHICLE	0	0	0	
9300-6	TRAFFIC POLICING	0	0	4	
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	1	
9800-3	PROPERTY INSPECTION	0	0	0	
9800-4	OTHER INSPECTIONS/WEAPONS	1	1	74	
9800-5	ALARMS	0	0	0	
9800-6	CIVIL	0	3	11	
9800-7	SUSPICIOUS SITUATION	0	1	16	
9800-8	LOST AND FOUND PROPERTY	0	5	32	
9800-9	OVERDOSE	0	0	1	
9900-1	SUICIDE	0	0	4	
9900-2	DOA - NATURAL	1	0	13	
9900-3	MISSING PERSON	0	0	1	
9900-7	SAFEKEEPING	0	0	0	
9900-8	DEPARTMENTAL ASSIST	0	0	19	
9900-9	GENERAL - NON CRIMINAL	4	1	33	

Uniform Crime Report

Report Criteria:

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

Class	Description	NOV 2010	DEC 2011	YR TO DATE
Totals:		63	52	836

The firefighters of the Swartz Creek Area Fire Department would like to thank you for allowing us to purchase the skid unit for our grass rig. Improving this essential piece of apparatus will increase our efficiency in serving our community.

The
Firefighters

many
thanks



From the desk of Fire Chief Brent Cole

DATE: January 13, 2012
TO: Fireboard Chairman
SUBJECT: Agenda Deletions, Changes, and/or Additions

Deletions: none

Changes/Updates:

VII. NEW BUSINESS:

- F. POSICHECK ANNUAL SERVICE FEE AND USB UPGRADE (addition 01/13/12 received after distribution of the Fireboard Packet): Attached is a faxed quote for the annual service and upgrade. This is for the annual SCBA pressure flow testing that is recommend by NFPA standards. This was anticipated and budgeted for. The quote does not include shipment to the vendor.

Chief Cole requests permission to proceed with sending the PosiChek SCBA testing equipment to Sperian for an amount of \$1,250.00 plus shipping to the vendor.

Bacou-Dalloz is now



651 South Main Street
Middletown, CT 06457
Phone (800) 711 6776
Fax (860) 344 1068

OFFICIAL QUOTATION

Quote No	2747-011212-13/35	Date	January 12, 2012
Name	Steve Tabit	Expiration	-
Company	Swartz Creek Area Fire Dept.	Delivery ARO	-
Address 1	8100-B Civic Dr.	Completed by	John Cerrato
Address 2		Fax:	810-635-7461
City, St. Zip	Swartz Creek, MI. 48473	Phone:	810-635-2300
		E-mail:	-

Qty	Part No	Description	Unit Price	Total
1	54-21-A10	PosiChek Annual Service Fee with the USB Upgrade (includes calibration, upgrade, new software, return shipment)	\$1,250.00	\$1,250.00

Please Contact Your Local Distributor For Payment Terms

John Cerrato



 Signature

1/12/12

 Date



DATE: JANUARY 16, 2012
TIME: 7:00 PM
LOCATION: STATION 1
SUBJECT: SWARTZ CREEK AREA FIRE AUTHORITY AGENDA



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

- II. APPROVAL OF MINUTES
 - A. DECEMBER 19, 2011 MEETING:

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

- IV. PROFESSIONAL SERVICE REPORTS:
 - A. DECEMBER FINANCIAL REPORT (BEFORE ADJUSTMENTS):
 - B. 2011 BUDGET LINE ITEM TRANSFERS:
 - C. DECEMBER FINANCIAL REPORT (AFTER ADJUSTMENTS):

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

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

 - C. PERSONNEL COMMITTEE: Chairman Ray Thornton, Richard Derby and David Hurt.

 - D. FIRE AGREEMENT COMPLIANCY COMMITTEE: Chairman Dave Hurt, Richard Derby, Ray Thornton and Attorney Bill Cavanaugh.

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

B. GRASS 27 SKID UNIT REPLACEMENT:

1. The unit has been installed and is working. It was utilized for a grass fire at alarm 2.

C. FIRE AGREEMENT: Swartz Creek discussed the agreement at their January 9 meeting. A revised draft will be presented to the City Council at their January 23 meeting. Clayton Township had it on their January 12 agenda, but wasn't available before the agenda was published. Status:

D. TERRORISM INSURANCE COVERAGE:

1. Attached is the Q&A request, with replies, received from Agent Bob Bucko
2. Attached is the Policyholder Disclosure Notice of Terrorism Insurance Coverage

Discussion:

E.

VII. NEW BUSINESS:

A. MEMBERS FOR PLACEMENT ON PROBATION: none

B. MEMBERS ELIGIBLE TO COME OFF PROBATION: none

C. MEMBERS RESIGNING/TERMINATING: none

D. MEMBERS ELIGIBLE FOR REINSTATEMENT: none

E. COPIER SERVICE COMPANY UPDATE: American Output has gone out of business. We were charged 1 cent per copy as the maintenance fee to receive service and free toner. We will be contacting other vendors to pickup the maintenance contract and should have quotes by the next meeting.

F. POSICHECK ANNUAL SERVICE FEE AND USB UPGRADE (addition 01/13/12 received after distribution of the Fireboard Packet): Attached is a faxed quote for the annual service and upgrade. This is for the annual SCBA pressure flow testing that is recommend by NFPA standards. This was anticipated and budgeted for. The quote does not include shipment to the vendor.

Chief Cole requests permission to proceed with sending the PosiChek SCBA testing equipment to Sperian for an amount of \$1,250.00 plus shipping to the vendor.

G.

H.

VIII. GENERAL INFORMATION:

- A. MUNICIPAL BILLINGS for December
- B. DECEMBER BILLS LIST
- C. Flowers fund balance \$35.00
- D. SOG 402 update attached: Attorney Cavanaugh recommended changing Personnel Committee to Pre-employment Panel to prevent confusion.
- E.
- F.
- G.
- H.

IX. OPEN TO THE PUBLIC:

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

DATE: NOVEMBER 21, 2011
TIME: 7:00 PM
LOCATION: STATION 1
SUBJECT: SWARTZ CREEK AREA FIRE AUTHORITY AGENDA



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

- II. APPROVAL OF MINUTES
 - A. OCTOBER 17, 2011 MEETING:

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

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

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

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

 - C. PERSONNEL COMMITTEE: Chairman Ray Thornton, Richard Derby and David Hurt.

 - D. FIRE AGREEMENT COMPLIANCY COMMITTEE: Chairman Dave Hurt, Richard Derby, Ray Thornton and Attorney Bill Cavanaugh.

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

 - B. 2011 PROPOSED BUDGET APPROVAL STATUS:
 - Swartz Creek approved their portion in November 2010.*
 - Clayton Township: Approved their portion at a special Nov 1 meeting.*
 - C. THERMAL IMAGERS: we are waiting on delivery.

D. GRASS 27 SKID UNIT REPLACEMENT:

Clayton Township approved on October 13. Swartz Creek approved on October 24. Unit ordered on October 31, 2011.

Attached is a letter sent to the Genesee County Metropolitan Planning Commission requesting permission to dispose of the old suppression equipment and advisement the replacement skid unit will not be considered a permanent fixture when the chassis is no longer usable.

E. 2012 BUDGET:

Clayton Township approved their portion at a special meeting held on November 1, 2011

Swartz Creek:

F. FIRE AGREEMENT: Clayton Township reviewed the agreement and requested changes be made to it. Chief Cole updated the agreement and sent a final amended copy to the Municipalities for consideration. Copies have also been sent to the Fireboard members.

G.

VII. NEW BUSINESS:

A. MEMBERS FOR PLACEMENT ON PROBATION: none

B. MEMBERS ELIGIBLE TO COME OFF PROBATION: none

C. MEMBERS RESIGNING/TERMINATING:

1. Todd Kimbrue, originally hired on August 21, 2000, submitted his letter of resignation on October 7, 2011. The resignation would be effective December 17, 2011.

Chief Cole recommends accepting Todd Kimbrue's resignation effective December 17, 2011, with regrets.

D. MEMBERS ELIGIBLE FOR REINSTATEMENT: none

E. CO DETECTOR REPLACEMENT: The detector on Engine 21 has a bad circuit board and can't be repaired. Bids to replace it, that are similar to the model on Engine 11 and so it can be calibrated using the equipment we currently have, were solicited from vendors. The replies received are as follows:

Vendor	Amount
Front Line	Can not bid
Apollo	Can not bid

Time Emergency	Can not bid
Sales and Marketing of Michigan (SAMM)	\$769.00
Douglass Safety	\$816.19
JJS Technical Services	\$868.18

Chief Cole requests permission to purchase a replacement CO detector form Sales and Marketing of Michigan in the amount of \$769.00, including shipping.

F. FEMA GRANT MATCHING FUNDING REIMBURSEMENT: The amount of money requested and received from our municipalities was \$4,496.00. Attached are copies of the invoices originally issued.

Chief Cole recommends reimbursing the City of Swartz Creek (\$2,248.00) and the Charter Township of Clayton (\$2,248.00) for a total of \$4,496.00 that was received for the 5% matching funding and overages that was received to purchase the FEMA grant items.

G. INSURANCE QUOTE: The David Chapman Agency, Lansing, MI, presented a quote to the SCAFD for insurance coverage. Currently our insurance is with Stevensons, with pricing for three years (expires 2013). There is not a commitment for exclusive services. The prices are comparable, but the services vary. Discussion:

H. REQUEST FOR BREATHING AIR COMPRESSOR QUOTE: The current 2 year service agreement expired November 2011. Attached is a quote specification for Fireboard approval.

Chief Cole requests permission to obtain quotes for breathing air compressor maintenance and testing for 2012 and 2013.

VIII. GENERAL INFORMATION:

- A. MUNICIPAL BILLINGS for October
- B. OCTOBER BILLS LIST
- C. Flowers fund balance \$35.00
- D. 27th Annual Christmas Parade is scheduled for Saturday, December 3, starting at 6PM. Judges are needed. Those on the Fireboard interested in judging:

- E. The Grass 27 800 portable radio was lost. After an extensive search, it was not found. An insurance claim was filed and a check for \$2,838.00 was received on November 10. The radio was ordered in the amount of \$3,338.00 with an additional \$500.00 (deductible) to be paid out of line item 4976.
- F. Annual Department photos are scheduled for Saturday, December 10, starting at 12 noon. If any Fireboard member would like to update their photo, please attend.
- G. SOG 405 (Probationary Personnel) and SOG 507 (Mayday Declaration and/or Signal). Copies showing with and without the updates are attached.
- H.

IX. OPEN TO THE PUBLIC:

X. COMMENTS OF FIRE DEPARTMENT PERSONNEL (THROUGH THE CHIEF AND/OR HIS DESIGNATE:

XI. CHAIN OF COMMAND APPEAL TO THE FIRE AUTHORITY:

XII. COMMENTS FROM FIRE AUTHORITY MEMBERS:

XIII. MEETING ADJOURNMENT:

REGULAR MEETING

OCTOBER 17, 2011

SWARTZ CREEK AREA FIRE DEPARTMENT

The regular meeting of the Swartz Creek Area Fire Board was held at Station #1, October 17, 2011. Chairman, Mike Messer, called the meeting to order at 7:04p.m.

I. CALL TO ORDER:

A. PLEDGE OF ALLEGIANCE

B. ROLL CALL

Board Members Present:

- Chairman, Mike Messer
- Clayton Representative, Greg Childers
- City Representative, Rick Clolinger
- Clayton Representative, Norvel Johnson
- Clayton Representative, Richard Derby
- City Representative, Dave Hurt
- City Representative, Ray Thornton

Board Members Absent: None

Staff Present:

- Fire Chief, Brent Cole
- Assistant Chief Eric Merriam
- Acct./Clerical, Kim Borse

Staff Absent:

- Attorney, Bill Cavanaugh

Others Present:

- Batt. Chief Jack King,
- Firefighter Tim McKnight
- Austin Bower
- Dena Keith

C. AGENDA: ADDITIONS/CHANGES/DELETIONS:

- **Resolution 101711-01**

Motion by Dave Hurt

Second by Rick Derby

The SCAFD Board does hereby approve the agenda, as presented.

YES: Childers, Clolinger, Derby, Hurt, Johnson, Thornton, Messer

NO: None Motion declared carried

D. SPECIAL PRESENTATION: NONE

II. APPROVAL OF MINUTES

A. SEPTEMBER 19, 2011 BOARD MEETING

- **Resolution 101711-02**

Motion by Dave Hurt

Second by Rick Derby

The SCAFD Board does hereby approve the minutes of the September 19, 2011 board meeting, as presented.

YES: Childers, Clolinger, Derby, Hurt, Johnson, Thornton, Messer

NO: None Motion declared carried

III. CORRESPONDENCE:

A. SEPTEMBER INCIDENT SUMMARY REPORT:

- **Resolution 101711-03**

Motion by Rick Derby

Second by Norvel Johnson

The SCAFD Board does hereby accept the September 2011 Incident Summary, as presented

YES: Childers, Clolinger, Derby, Hurt, Johnson, Thornton, Messer

NO: None Motion declared carried

IV. PROFESSIONAL SERVICE REPORTS:

A. SEPTEMBER FINANCIAL STATEMENT:

- **Resolution 101711-04**

Motion by Ray Thornton

Second by Dave Hurt

The SCAFD Board does hereby approve the September 2011 financial statement, as presented

YES: Childers, Clolinger, Derby, Hurt, Johnson, Thornton, Messer

NO: None Motion declared carried

V. COMMITTEE REPORTS:

- A. BY-LAWS COMMITTEE MEETING: NONE
- B. HEALTH & SAFETY COMMITTEE: NONE
- C. PERSONNEL COMMITTEE:
- D. FIRE AGREEMENT COMPLIANCY COMMITTEE:

VI. OLD BUSINESS

- A. APPARATUS UPDATE:
 - 1. Monthly report from Batt. Chief King
 - 2. Repair of E-21
- B. 2011 BUDGET UPDATE:
 - 1. City: Approved
 - 2. Township: Meeting to be held 11/07/11 at 5:00pm
- C. FEMA GRANT STATUS:
- D. THERMAL IMAGERS:
- E. GRASS 27 SKID UNIT REPLACEMENT:
 - 1. Township: Approved
 - 2. City: No Report
- F. 2012 BUDGET
 - 1. Township: Discussing at 11/07/11 meeting
 - 2. City: No Report
- G. STATION 2 SERGEANT POSITION:

- **Resolution 101711-05**
 Motion by Norvel Johnson
 Second by Rick Clolinger

The SCAFD Board does hereby approve promoting Tim McKnight to the Station 2 Sergeant's position.

YES: Childers, Clolinger, Derby, Hurt, Johnson, Thornton, Messer
NO: None Motion declared carried

VII. NEW BUSINESS

- A. MEMBER(S) TO BE PLACED ON PROBATION: None
- B. MEMBER TO COME OFF PROBATION: None
- C. MEMBERS RESIGNING/TERMINATING: K. Merriam

- **Resolution 101711-06**
 Motion by David Hurt
 Second by Norvel Johnson

The SCAFD Board does hereby accept, the resignation of Karen Merriam, effective 09/30/2011, with regret.

YES: Childers, Clolinger, Derby, Hurt, Johnson, Thornton, Messer
NO: None Motion declared carried

- D. MEMBERS ELIGIBLE FOR REINSTATEMENT: NONE

VIII. GENERAL INFORMATION

- A. MUNICIPAL BILLINGS
- B. SEPTEMBER BILLS LIST
- C. FLOWERS FUND BALANCE IS \$35.00
- D. MONTROSE FIRE DEPT. THANK YOU

IX. OPEN TO THE PUBLIC: NONE

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

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

XII. COMMENTS OF THE FIREBOARD:

- Clolinger: Congratulations to Tim McKnight
- Childers: Congratulations to Tim McKnight
 Sorry to see Karen Merriam leave
- Hurt: Ditto
 Interview process was very good. Impressed with answers to the fire scene questions
- Johnson: Ditto
- Thornton: Echoes sentiments
- Derby: Congratulations to Tim McKnight
- Messer: Echoes sentiments

XIII. ADJOURNMENT OF MEETING:

Meeting adjourned at 7:25 p.m. The next regular meeting will be 11/21/11 at Station 1 at 7:00 pm

MIKE MESSER
CHAIRMAN
SWARTZ CREEK AREA FIRE BOARD

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

SWARTZ CREEK AREA FIRE DEPT, SWARTZ CREEK MICHIGAN 48473

Incident Log for 10/01/2011 through 10/31/2011

Printed: 11/16/2011

Inc. No. - Exp. Location	Date	Disp. Time	Sta. Incident Type	Owner Name	Prop & Cont Value	No. Resp	Disp. to Enrte. Min. Prop & Cont Loss	Officer in Charge	Resp. Min. Savings	Total Hr:Min:Sec
0000109-000 7161 Crosswinds DR MR Shastry	10/05/2011	19:01	2 745 Resident fire alarm-unintentional	MR Shastry	\$0	9	0.00	MERRIAM, ERIC M - ASSISTANT	7.00	0:19:00
0000110-000 Directions I 69; West bound 69 MR Joseph A Raymond	10/06/2011	07:05	1 131 Passenger vehicle fire	MR Joseph A Raymond	\$0	14	0.00	MERRIAM, ERIC M - ASSISTANT	13.00	1:40:00
0000111-000 5499 Whitney CT MR Tyler Hamilton	10/08/2011	16:22	1 143 Grass fire		\$0	12	0.00	VanArsdale, Kevin R - SERGEANT	9.00	0:35:00
0000112-000 237 N Elms RD Kelly R Flood	10/12/2011	14:37	12 111 MA to Flushing, orig veh fire		\$0	8	0.00		18.00	3:08:00
0000113-000 5313 Briar Crest DR	10/14/2011	22:52	12 111 Structure MA to Flint Township		\$0	19	0.00	PLUMB, DAVID J - CAPTAIN/EM	18.00	3:41:00
0000114-000 Directions McKinley north of Calkins	10/15/2011	11:03	2 311 Assist CTPD with body recovery		\$0	6	0.00	MERRIAM, ERIC M - ASSISTANT	5.00	2:12:00
0000115-000 In front of 8079 W Bristol RD MRS Betty Binder	10/15/2011	13:16	1 444 Power line down	MRS Betty Binder	\$0	13	0.00	KING, JACK L - BATT CHIEF	4.00	1:27:00
0000116-000 7070 Miller RD	10/15/2011	13:23	1 651 Smoke Scare (Comm bldg AMA rec'd)		\$0	16	0.00	COLE, BRENT D - CHIEF	6.00	1:00:00
0000117-000 6378 W Pierson RD	10/15/2011	18:28	12 111 MA to MMTFD#2, vac comm struc fire		\$0	17	0.00		12.00	5:22:00
0000118-000 10247 VanVleet RD	10/17/2011	19:04	12 111 AMA to Gaines Twp, Structure/Grass		\$0	21	0.00		26.00	4:16:00
0000119-000 In front of 11365 W Bristol RD	10/18/2011	09:12	1 561 Smoke investigation, no fire		\$0	9	0.00	KING, JACK L - BATT CHIEF	8.00	0:32:00
0000120-000 4315 S Elms RD Bryan Solowczuk	10/19/2011	08:55	1 700 False alarm (water flow)		\$0	5	0.00	KING, JACK L - BATT CHIEF	3.00	0:29:00
0000121-000 8197 Miller RD	10/19/2011	10:23	1 445 Arcing, shorted electrical		\$0	8	0.00	KING, JACK L - BATT CHIEF	6.00	1:27:00

Incident Log for 10/01/2011 through 10/31/2011

Inc. No. - Exp. Location	Date	Disp. Time	Sta.	Incident Type	Prop & Cont Value	No. Resp	Disp. to Enrte. Min.	Resp. Min. Savings	Total Hr:Min:Sec
Involved Name				Owner Name		Prop & Cont Loss	Officer in Charge		
0000122-000 9358 Hilda LN MR Charles Roy	10/20/2011	01:14	2 444	Power line down	\$0	9 \$0	0.00	18.00 \$0	1:16:00
				MR Charles Roy			MERRIAM, ERIC M - ASSISTANT		
0000123-000 9368 Hilda LN MR Gab Pentya	10/20/2011	09:22	2 444	Power line down	\$0	8 \$0	0.00	7.00 \$0	0:15:00
				MR Gab Pentya			MERRIAM, ERIC M - ASSISTANT		
0000124-000 7084 Miller RD	10/20/2011	21:52	1 745	Comm Fire Alarm; Deli dishwasher	\$0	14 \$0	0.00	9.00 \$0	0:42:00
							KING, JACK L - BATT CHIEF		
0000125-000 In front of 1494 S Seymour RD MR John S Jennings	10/30/2011	13:38	2 413	Oil spill	\$0	11 \$0	0.00	1.00 \$0	2:04:00
							MERRIAM, ERIC M - ASSISTANT		
0000126-000 Western and Colorado St.	10/30/2011	19:30	571	Cover assignment, standby, moveup	\$0	7 \$0	0.00	15.00 \$0	8:15:00
							COLE, BRENDT J - LIEUTENANT		
0000127-000 118 S Hazelton ST	10/31/2011	11:32	12 111	Building fire, AMA canceled	\$0	10 \$0	0.00	12.00 \$0	0:15:00

Incidents by Shift Including Exposures

No. Resp.	Total Hr:Min	Prop & Cont Value	Prop & Cont Loss	Savings	0	1	2	3	4
Totals:	216	38:55:00	\$0	\$0	0	10	8	1	0

The total number of incidents, including exposure fires is 19.

The number of exposure fires is 0.

SWARTZ CREEK AREA FIRE DEPARTMENT
Income/Expense Report
For the Ten Months Ending October 31, 2011

	Description	Current Mth	Y-T-D	Budget	Remain.Bud get	% Budget
Revenues						
3582	OPERATING CONTRIBUTIONS	3,299.08	200,825.76	212,562.00	11,736.24	(0.94)
3583	EQUIPMENT CONTRIBUTIONS	0.00	52,312.00	52,312.00	0.00	(1.00)
3628	MISC. INCOME (SUNDRY)	0.00	5,910.00	0.00	(5,910.00)	0.00
3630	GRANT INCOME	0.00	68,954.00	0.00	(68,954.00)	0.00
3664	INVESTMENT INCOME	261.80	347.12	120.00	(227.12)	(2.89)
3673	SALE OF FIXED ASSETS	0.00	0.00	0.00	0.00	0.00
	Total Revenues	3,560.88	328,348.88	264,994.00	(63,354.88)	(1.24)
Expenses						
4703	SOCIAL SECURITY	637.04	11,781.39	10,800.00	(981.39)	1.09
4704	STAFF SALARIES	3,117.18	30,583.91	42,500.00	11,916.09	0.72
4705	MAIN/TRAIN-SALARIES	919.00	8,111.00	10,900.00	2,789.00	0.74
4706	OFFICER SALARIES	1,250.00	10,620.00	15,000.00	4,380.00	0.71
4707	FIREFIGHTERS SALARY	3,041.11	37,621.64	60,000.00	22,378.36	0.63
4708	DEFERRED COMPENSATION	204.50	2,021.50	2,500.00	478.50	0.81
4709	MEDICAL-FIREFIGHTERS	0.00	3,354.84	4,500.00	1,145.16	0.75
4727	OFFICE SUPPLIES	16.66	1,366.21	1,000.00	(366.21)	1.37
4728	BUILDING SUPPLIES	98.46	484.83	700.00	215.17	0.69
4740	OPERATING SUPPLIES	0.00	0.00	0.00	0.00	0.00
4741	EQUIPMENT SUPPLIES	1,000.33	6,236.58	8,000.00	1,763.42	0.78
4801	CONTRACT SERVICES	60.00	4,555.00	5,800.00	1,245.00	0.79
4820	80th Anniversary	0.00	0.00	0.00	0.00	0.00
4850	COMMUNICATIONS	327.25	2,944.72	3,420.00	475.28	0.86
4910	INSURANCE	0.00	19,343.00	26,000.00	6,657.00	0.74
4920	UTILITIES	608.05	10,724.38	17,000.00	6,275.62	0.63
4960	EDUCATION & TRAINING	1,031.24	2,672.94	4,562.00	1,889.06	0.59
4970	OFFICE EQUIPMENT	0.00	160.90	240.00	79.10	0.67
4976	FIRE EQUIPMENT	486.00	64,374.00	25,600.00	(38,774.00)	2.51
4978	FIRE EQUIP.-MAINT/REPAIR	46.97	12,143.11	24,072.00	11,928.89	0.50
4979	FIRE EQUIPMENT-UPGRADES	14,142.00	20,377.00	0.00	(20,377.00)	0.00
4981	APPARATUS	0.00	0.00	0.00	0.00	0.00
4982	Loose Equip. New Apparatus	0.00	0.00	0.00	0.00	0.00
4983	Misc. Upgrades	0.00	0.00	0.00	0.00	0.00
4984	COMPUTER EQUIPMENT	1,200.27	1,812.09	1,800.00	(12.09)	1.01
4988	COMPUTER SOFTWARE/UPGRADES	0.00	492.74	600.00	107.26	0.82
4999	RESERVE	0.00	0.00	0.00	0.00	0.00
	Total Expenses	28,186.06	251,781.78	264,994.00	13,212.22	0.95
	Net Income/<Loss>	(24,625.18)	76,567.10	0.00		
3400	FUND BALANCE-Beginning of Year	0.00	84,126.45	0.00		
	Fund Balance-End of Year	(24,625.18)	160,693.55	0.00		

AS OF: November 16, 2011
 TO: Swartz Creek Area Fire Authority
 RECORDED BY: Fire Chief Brent Cole
 SUBJECT: Current Apparatus Readiness Status

Unit	Type	Assignment	Status
11	98 Pumper	Station 1	In service. Oct. 26: Pump maintenance performed. Oct. 27: Pump testing performed and passed.
12	91 Pumper	Station 1	In service. Oct. 26: Pump maintenance performed. Oct. 27: Pump testing performed and passed.
16	91 Squad	Station 1	In service. Nov. 10: Unit taken to Moe Sales & Service to have generator repaired, since it would not start with the internal switch. For them to work on it, it needed to be removed from the cabinet and taken back for analysis. Nov. 16: Estimate from Moe Sales & Service to repair generator \$325.98.
17	79 Grass Rig	Station 1	In service. Oct. 26: Pump maintenance performed.
21	99 Pumper	Station 2	In service. Oct. 26: Pump maintenance performed. Oct. 27: Pump testing performed and passed.
23	92 Tanker	Station 2	Out of service. Oct. 26: Pump maintenance performed. Oct. 27: Pump testing performed. Lead found in fitting and pressure gauge found to be stuck on 100 PSI. Unit taken out of service. Testing postponed until fitting can be replaced. Gauge replacement being investigated.
26	93 Squad	Station 2	In service.
27	79 Grass Rig	Station 2	In service. Nov. 10: \$2,838.00 check from Midwest Claims was received to replace the lost 800 portable radio. The cost is \$3,338.00. There is a \$500.00 deductible.



Swartz Creek Area Fire Department

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

November 3, 2011

Ms. Katie Bennett
Genesee County Metropolitan Planning Commission
1101 Beach St. Room 223
Flint, Michigan 48502-1470

Dear Ms. Bennett:

Please accept this letter of advisement that the Swartz Creek Area Fire Department, is replacing the suppression equipment portion of the 1979 Dodge Mini Pumper (VIN: W41CT9138438) with another slide-in unit. The parts that are no longer usable only have salvage (scrap) value. It is our intention, with your permission, to take these parts to a local scrap yard. Any money that is received for the parts, minus fuel or wage expenses, will be accounted for, and a check will be sent to your agency for re-distribution to Clayton Township.

Please be advised, the new unit that is being installed on the 1979 Dodge Mini Pumper is NOT a permanent fixture, and will be removed when the chassis is no longer functional and requires disposal.

Thank you for your consideration.

Respectfully,

Brent Cole
Fire Chief

TODD J.KIMBRUE
4197 BIRCH LANE
SWARTZ CREEK, MI 48473

SWARTZ CREEK AREA FIRE DEPARTMENT
ATTN: CHIEF BRENT COLE
8100 CIVIC DR # B
SWARTZ CREEK, MI 48473-1590



October 7, 2011

DEAR CHIEF COLE AND FIREFIGHTERS,

It is much regret that I submit my formal resignation from Swartz Creek Area Fire Department Station 1 effective December 17, 2011. This was not an easy decision, but a necessary one. Because of career advancements and family dedication, I feel that this will prevent me from fulfilling my work duties at Swartz Creek Area Fire Department. This would not only be unfair to the department, but also unfair to my family and career and myself. Therefore, I have made the decision to focus on my family and career.

Being a member of an awesome establishment as the Swartz Creek Area Fire Department has truly been a highlight of my journey in life. Besides all the friendship that I have made, I feel that I have learned a lot, and also gave me the experience and grown professionally.

I hope that, if circumstances change, I will someday return to Swartz Creek Area Fire Department.

Let it be known that I have enjoyed my career with my fellow fighters and value their friendship and professionalism forever.

Sincerely,
41-20

A handwritten signature in black ink, appearing to read "Todd J. Kimbrue".

Todd J. Kimbrue

Request For Breathing Air Compressor Quote
Swartz Creek Area Fire Department (SCAFD)
8100-B Civic Dr.
Swartz Creek MI 48473
810-635-2300
Email: bdcollection@scafd.com

Compressor: Mako, Model 9300E1
S/N: 5405875

Your maintenance and testing shall be based on NFPS 1989.

1. There shall be two (2) breathing air compressor maintenance visits, one within the first quarter and the second within the third quarter of the year. Maintenance shall consist of: filter change, oil change, complete check over, pressure shut down check, leak test, amperage draw test, and clean and drain condensate trap. Air quality testing shall be taken before and after compressor maintenance.
2. There shall be two (2) air quality tests done, one within the second quarter and the second within the fourth quarter of the year. These tests shall be performed by your company, unless a discount will be made available if the SCAFD performs the testing. Amounts to be charged shall be quoted with your company providing testing and with the SCAFD performing the testing.

Billing shall only be done when services are completed. No bill will be allowed in advance. If repairs are needed between visits, this quote will include the labor charge per hour, not including parts. No mileage or trip charges will be charged or included.

Your quote shall be good for two (2) years, expiring at the end of the fourth quarter, 2013.

All quotes are due by mail and/or email on or before December 16, 2011.

SWARTZ CREEK AREA FIRE DEPARTMENT

8100 B CIVIC DRIVE
 SWARTZ CREEK, MI 48473

INVOICE

Invoice Number: 111611
 Invoice Date: Nov 16, 2011
 Page: 1

Duplicate

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

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

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

Customer ID	Customer PO	Payment Terms	
CITY01		Due at end of Month	
Sales Rep ID	Shipping Method	Ship Date	Due Date
	Courier		11/30/11

Quantity	Item	Description	Unit Price	Amount
336.75	FIRE02	FIRE SERVICE 10/2011	12.17	4,096.87

Subtotal	4,096.87
Sales Tax	
Total Invoice Amount	4,096.87
Payment/Credit Applied	
TOTAL	4,096.87

Check/Credit Memo No:

SWARTZ CREEK AREA FIRE DEPARTMENT

8100 B CIVIC DRIVE
 SWARTZ CREEK, MI 48473

INVOICE

Invoice Number: 111612
 Invoice Date: Nov 16, 2011
 Page: 1

Duplicate

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

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

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

Customer ID	Customer PO	Payment Terms	
CLAY01		Due at end of Month	
Sales Rep ID	Shipping Method	Ship Date	Due Date
	Courier		11/30/11

Quantity	Item	Description	Unit Price	Amount
367.00	FIRE02	FIRE SERVICE 10/2011	12.24	4,490.69

Subtotal	4,490.69
Sales Tax	
Total Invoice Amount	4,490.69
Payment/Credit Applied	
TOTAL	4,490.69

Check/Credit Memo No:

**SWARTZ CREEK AREA FIRE DEPARTMENT
BILLS PAID LIST**

					31-Oct-11
DATE:	CHECKS	PAYEE:	AMT	ACCT	TRANSACTION DESCRIPTION
10/3/2011	15849	CHARTER	\$63.68	4850	PHONE-STA2
10/3/2011	15850	DOUGLASS SAFETY	\$46.97	4978	SCBA REPAIR
			\$9.13	4727	SHIPPING
10/3/2011	15851	SCAFA	\$374.00	22024	ASSOC DUES
10/3/2011	15852	FRIEND OF THE COURT	\$35.56	22026	FRIEND OF THE COURT
10/3/2011	15853	ICMA	\$370.22	22023	DF COMP EE PORTION
		(INTERNTL CITY/COUNTY MGT ASSOC.)	\$204.50	4708	DF COMP ER PORTION
10/3/2011	15854	LOWES	\$11.24	4960	TRAINING SUPPLIES
10/3/2011	15855	TRUDY ONORE	\$30.00	4801	CLEANING-STA 1
10/10/2011	15856	CLAYTON TWP	\$40.51	4920	SEWER-STA 2
10/10/2011	15857	GILL ROYS	\$8.80	4741	EQUIPMENT SUPPLIES
			\$14.06	4728	BUILDING SUPPLIES
10/10/2011	15858	STATE OF MICHIGAN	\$252.66	22022	09/11 STATE TAX
10/10/2011	15859	SUBURBAN AUTO	\$29.68	4741	HEAD LAMPS
10/10/2011	15860	VALLEY PETROLEUM	\$115.42	4741	FUEL
10/17/2011	15861	CONSUMERS ENERGY	\$213.49	4920	GAS/ELEC STA 2
10/17/2011	15862	ICMA	\$70.00	22023	DF COMP EE PORTION
10/17/2011	15863	PETTY CASH	\$14.66	4741	EQUIPMENT SUPPLIES
			\$12.00	4728	BUILDING SUPPLIES
			\$24.99	4984	COMPUTER HARDWARE
10/17/2011	15864	VISA	\$1,175.28	4984	COMPUTER HARDWARE
			\$72.40	4728	BUILDING SUPPLIES
			\$28.93	4741	EQUIPMENT SUPPLIES
10/24/2011	15865	BLUMERICHS	\$616.49	4741	BATTERIES
			\$14.00	4727	SHIPPING
10/24/2011	15866	CITY OF SWARTZ CREEK	\$354.05	4920	UTILITIES-STA 1
10/24/2011	15867	COMCAST	\$199.75	4850	PHONE/INTERNET-STA 1
10/24/2011	15868	VALLEY PETROLEUM	\$186.35	4741	FUEL
10/24/2011	15869	BLUMERICHS	\$486.00	4976	SPEAKER MICROPHONES
			\$8.42	4727	SHIPPING
10/24/2011	15870	CHARTER	\$63.82	4850	PHONE-STA2
10/24/2011	15871	DANKO EMERGENCY EQUIP	\$14,142.00	4979	SKID UNIT 41-27
10/24/2011	15872	ICMA	\$70.00	22023	DF COMP EE PORTION
10/24/2011	15873	MICH STATE FIREMENS ASSOC	\$1,020.00	4960	MEMBERSHIP
10/24/2011	15874	TRUDY ONORE	\$30.00	4801	CLEANING-STA 1
			(\$252.66)	22022	09/11 STATE TAX
			\$1,725.63	22021	10/11 SOC SEC
			\$237.44	22022	10/11 STATE TAX PAYABLE
			\$5,084.54	1002	10/05 PAYROLL
			\$1,136.94	1002	10/19 PAYROLL
			(\$140.00)	22023	DF COMP ACCRUED
TOTAL			\$28,200.95		

VOID CHECKS:

GUIDELINE: #405

ADOPTED: October 24, 1993

REVIEWED: 03/15/06

REVISED: 10/01/96, 12/27/96, 08/10/99, 10/07/2002, 04/30/06, **10/23/11**

SUBJECT: PERSONNEL GUIDELINES; FIREFIGHTER I & II CERTIFIED RE-HIRED PERSONNEL
PROBATIONARY PERSONNEL

PURPOSE: To protect the health and safety of former department personnel **and those with prior firefighting experience.**

OBJECTIVE: To provide specific guidelines for Fire Fighter I & II certified re-hired personnel **and those wishing to challenge the state test because of prior experience with a department outside the State of Michigan.**

1. Previous members with the SCAFD who have not been employed by the SCAFD within the last twelve (12) months, shall be placed on a six (6) month probationary period when recommended by the Chief. This will be determined by evaluating the past employment record of the individual. The probationary period may be waived provided the following criteria have been met:
 - A. It has been less than twelve (12) months since the termination date
 - B. the last applicable training percentage was at or above 70%
 - C. all equipment was returned when previously terminated in a timely manner
2. The original seniority date will be used for those re-hired less than twelve (12) months from the date of termination and provided that requirements 1B. and 1C. above were met.
3. Firefighter I & II certified firefighters not previous members of the department shall complete a one-year probationary period.
4. Firefighter I & II certified personnel shall complete:
 - A. Orientation program
 - B. Annual department apparatus driving training course before driving engines, trucks, or tanker.
 - C. Become familiar with all equipment used by SCAFD
5. Upon completion of both 4A. and 4B. requirements above, Firefighter I & II certified re-hired firefighters may respond on initial apparatus and perform all firefighter functions.
6. The Chief shall approve all status changes.
7. PRIOR EXPERIENCE RE-HIRED PERSONNEL:
 - A. Shall be allowed to participate in offensive fire suppression, once trained and familiar with the necessary equipment.
 - B. Shall not be responsible for the department training missed while not employed by the SCAFD
 - C. Shall not drive apparatus other than Squad 26, provided the MFFTC **OFFT** Driver Training Course Certification has been received and the individual has been checked out by a qualified operator.
 - D. All other apparatus shall not be driven until the annual SCAFD Driver Training Course has been completed and passed.
 - E. Temporary Re-Hire Period (maximum of six months): returning employee shall remain on probation during the period specified. All stipulations stated above shall apply.

SOG405

10/11

Page 1/4 2

8. NEW HIRE OF OUT OF STATE APPLICANTS:

- A. For those that apply with documented past training certificates from other states, and wish to challenge the OFFT written and practical test, may be allow to do so if the State of Michigan has scheduled a test OR the applicant is allowed to participate with the Genesee County Academy final exams, and the applicant passes the required physical and back ground check.**
- B. The applicant will sign a Letter of Understanding, Firefighter Challenge Testing, on file with the Fire Chief.**
- C. The Swartz Creek Area Fireboard may approve the applicants request to challenge based on the Letter of Understanding.**
- D. If the applicant passes both the written and practical challenge test, they will be required to attend the associated academy classes (Driver's Training, Incident Command for the Fire Service, Hazardous Materials and Clandestine Lab Awareness) at the next available classes. Attendance of the associated classes shall be completed within one year of the individuals original hire date. In addition, their hire date will remain the original date of Fireboard approval.**
- E. From the date of hire to the challenge testing, the applicant's focus will be on preparation for the test. They will be issued the gear required to participate in the testing process. They will not be issued a pager or respond to alarms. Once notification of test passage is received by the Fire Chief, they will be allowed to respond to alarms and perform those functions associated with probationary status.**
- F. If the applicant fails any part of the challenge testing, they will be placed on inactive status until the regular Fireboard meeting held in May. At that time, if funding is available, the applicant may be reinstated as a probationary firefighter as stipulated in SOG 402 with their start date adjusted to the date of the Fireboard meeting in May.**

SOG405

10/11

Page 4/4 2/2

GUIDELINE: #405

ADOPTED: October 24, 1993

REVIEWED: 03/15/06

REVISED: 10/01/96, 12/27/96, 08/10/99, 10/07/02 , 04/30/06, 10/23/2011

SUBJECT: PERSONNEL GUIDELINES; FIREFIGHTER I & II CERTIFIED PROBATIONARY PERSONNEL

PURPOSE: To protect the health and safety of former department personnel and those with prior firefighting experience.

OBJECTIVE: To provide specific guidelines for Fire Fighter I & II certified re-hired personnel and those wishing to challenge the state test because of prior experience with a department outside the State of Michigan.

1. Previous members with the SCAFD who have not been employed by the SCAFD within the last twelve (12) months, shall be placed on a six (6) month probationary period when recommended by the Chief. This will be determined by evaluating the past employment record of the individual. The probationary period may be waived provided the following criteria have been met:
 - A. It has been less than twelve (12) months since the termination date
 - B. the last applicable training percentage was at or above 70%
 - C. all equipment was returned when previously terminated in a timely manner
2. The original seniority date will be used for those re-hired less than twelve (12) months from the date of termination and provided that requirements 1B. and 1C. above were met.
3. Firefighter I & II certified firefighters not previous members of the department shall complete a one-year probationary period.
4. Firefighter I & II certified personnel shall complete:
 - A. Orientation program
 - B. Annual department apparatus driving training course before driving engines, trucks, or tanker.
 - C. Become familiar with all equipment used by SCAFD
5. Upon completion of both 4A. and 4B. requirements above, Firefighter I & II certified re-hired firefighters may respond on initial apparatus and perform all firefighter functions.
6. The Chief shall approve all status changes.
7. PRIOR EXPERIENCE RE-HIRED PERSONNEL:
 - A. Shall be allowed to participate in offensive fire suppression, once trained and familiar with the necessary equipment.
 - B. Shall not be responsible for the department training missed while not employed by the SCAFD
 - C. Shall not drive apparatus other than Squad 26, provided the MFFTC Driver Training Course Certification has been received and the individual has been checked out by a qualified operator.
 - D. All other apparatus shall not be driven until the annual SCAFD Driver Training Course has been completed and passed.
 - E. Temporary Re-Hire Period (maximum of six months): returning employee shall remain on probation during the period specified. All stipulations stated above shall apply.

SOG405

10/11

Page 1/2

8. NEW HIRE OF OUT OF STATE APPLICANTS:

- A. For those that apply with documented past training certificates from other states, and wish to challenge the OFFT written and practical test, may be allow to do so if the State of Michigan has scheduled a test OR the applicant is allowed to participate with the Genesee County Academy final exams, and the applicant passes the required physical and back ground check.
- B. The applicant will sign a Letter of Understanding, Firefighter Challenge Testing, on file with the Fire Chief.
- C. The Swartz Creek Area Fireboard may approve the applicants request to challenge based on the Letter of Understanding.
- D. If the applicant passes both the written and practical challenge test, they will be required to attend the associated academy classes (Driver's Training, Incident Command for the Fire Service, Hazardous Materials and Clandestine Lab Awareness) at the next available classes. Attendance of the associated classes shall be completed within one year of the individuals original hire date. In addition, their hire date will remain the original date of Fireboard approval.
- E. From the date of hire to the challenge testing, the applicant's focus will be on preparation for the test. They will be issued the gear required to participate in the testing process. They will not be issued a pager or respond to alarms. Once notification of test passage is received by the Fire Chief, they will be allowed to respond to alarms and perform those functions associated with probationary status.
- F. If the applicant fails any part of the challenge testing, they will be placed on inactive status until the regular Fireboard meeting held in May. At that time, if funding is available, the applicant may be reinstated as a probationary firefighter as stipulated in SOG 402 with their start date adjusted to the date of the Fireboard meeting in May.

GUIDELINE #507
ADOPTED: October 24, 1993
REVIEWED: 10/24/2006
REVISED: 02/26/97, 06/04/97, 11/19/2006, 04/07/2009, **10/23/11**

SUBJECT: FIREGROUND GUIDELINES; Mayday **Declaration and/or** Signal
PURPOSE: To provide for the safety of all department personnel on the fire ground when circumstances dictate.
OBJECTIVE: To establish guidelines for ~~an alert tone signal over radio frequencies~~ **declaring a lost, trapped or in imminent danger firefighter and announcement of a Mayday Signal.**

1. Fire ground conditions are constantly changing. As conditions change the Incident Command (IC) and/or operations officer (OPs) must alter any and all fire ground activities, as the incident requires. A universally understood **understanding of when to declare a Mayday and/or activate the** fire ground signal is imperative for safer and more effective fire ground operations. The method of notification must be easily understood and easy to implement.
2. **The following situations will initiate a Mayday call, but not be limited to: trapped, entanglement, cut off by fire, cut off by collapse, through the floor, pinned, SCBA failure, firefighter down, and/or lost/disoriented.**
3. **The Mayday procedure shall be used by personnel as follows:**
 - a. **If able, the emergency signal button on the portable radio will be activated.**
 - b. **The verbal transmission from the person initiating the Mayday should be "Mayday, Mayday, Mayday".**
 - c. **The Operations (or Incident Commander if no Operations Officer has been assigned) shall acknowledge the Mayday transmission, "All on scene personnel hold your radio traffic, go ahead Mayday". The person initiating the Mayday will continue transmitting the verbal transmission until Ops/IC acknowledges.**
 - d. **The Mayday operations shall remain on the talkgroup the Mayday was received on. Fire ground operations activities shall continue but a different talkgroup will be requested by the Ops/IC from Central Dispatch.**
 - e. **Once Ops/IC has acknowledged the Mayday, the person initiating the Mayday will do their best to provide information utilizing the acronym LUNAR by giving their Location, Unit (ID), Name, Air status and Resources available for self rescue.**
 - f. **Personnel who become trapped or disoriented should execute all necessary self-rescue activities to assist in their own rescue (including activation of their PASS device (after radio transmission), tapping noise, flashlight, etc.)**
 - g. **Upon receipt of the Mayday, the Ops/IC shall immediately consult with the RIT (Rapid Intervention Team) leader.**
 - h. **All fire suppression activities shall continue unless ordered to cease by the Ops/IC.**
 - i. **The Ops/IC will call for a Personal Accountability Report (PAR) to account for all personnel, if deemed necessary.**

2. The SCAFD "mayday signal" may consist of any or all activation of the Emergency Fire Ground Tones (by 911), Apparatus Air Horn and/or radio announcements.
EMERGENCY FIRE GROUND TONES: In the event the 911 dispatcher hears radio traffic indicating either a mayday or building evacuation order, the emergency tones will be activated. In the event the tones need to be activated, and the 911 dispatcher does not hear the radio traffic that would automatically trigger activation, the IC and/or OPs person may contact 911 and request activation on the designated Fire Ground ~~Talk Group~~ **Talkgroup**.
AIR HORN: (as recommended by the Genesee County Association of Fire Chiefs Guideline 91-2) The emergency evacuation signal will consist of five (5) three (3) second blasts of the air horn over the radio, followed by ten (10) seconds for a radio announcement. Once activated, all fire ground radio chatter will immediately cease.
RADIO ANNOUNCEMENT: After the "Air Horn" is activated and finished broadcasting, a member of the incident command structure shall make an announcement via radio for example: ("Mayday, Mayday evacuate the building - everybody out"). The IC may request the radio operator to also announce the evacuation.
3. THE "AIR HORN" AND RADIO ANNOUNCEMENTS SHALL BE SOUNDED UNTIL ALL PERSONNEL ARE ACCOUNTED FOR OR UNTIL THE IC ORDERS THEM CEASED.
4. The Emergency Fire Ground Tones, air horn and/or radio announcements may be utilized whenever an impending life-threatening situation arises. Examples:
 - A. backdraft/flashover conditions
 - B. structural collapse is imminent
 - C. missing or unaccounted for personnel
 - D. potential exposures to hazardous materials
 - E. any event or condition the IC, safety officer, or member of the command structure perceives as too hazardous for standard SCAFD tactics
5. Sector/division officers are responsible for accounting for all department personnel operating within their area. Sector/division officers shall notify the IC immediately upon the accountability of all department personnel under their supervision.
6. During the activation of the air horn and radio announcements, all other radio traffic on the fire ground frequency shall cease. All personnel shall listen to the announcement to determine the reason and whether it affects them personally. Those affected will immediately proceed to an area of safe haven and/or follow instructions as announced.

GUIDELINE #507

ADOPTED: October 24, 1993

REVIEWED: 10/24/2006

REVISED: 02/26/97, 06/04/97, 11/19/06, 04/07/09, 10/23/2011

SUBJECT: FIREGROUND GUIDELINES; Mayday Declaration and/or Signal

PURPOSE: To provide for the safety of all department personnel on the fire ground when circumstances dictate.

OBJECTIVE: To establish guidelines for declaring a lost, trapped or in imminent danger firefighter and announcement of a Mayday Signal.

1. Fire ground conditions are constantly changing. As conditions change the Incident Command (IC) and/or operations officer (OPs) must alter any and all fire ground activities, as the incident requires. A universal understanding of when to declare a Mayday and/or activate the fire ground signal is imperative for safer and more effective fire ground operations. The method of notification must be easily understood and easy to implement.
1. The following situations will initiate a Mayday call, but not be limited to: trapped, entanglement, cut off by fire, cut off by collapse, through the floor, pinned, SCBA failure, firefighter down, and/or lost/disoriented.
2. The Mayday procedure shall be used by personnel as follows:
 - A. If able, the emergency signal button on the portable radio will be activated.
 - B. The verbal transmission from the person initiating the Mayday should be "Mayday, Mayday, Mayday".
 - C. The Operations (or Incident Commander if no Operations Officer has been assigned) shall acknowledge the Mayday transmission, "All on scene personnel hold your radio traffic, go ahead Mayday". The person initiating the Mayday will continue transmitting the verbal transmission until Ops/IC acknowledges.
 - D. The Mayday operations shall remain on the talkgroup the Mayday was received on. Fire ground operations activities shall continue but a different talkgroup will be requested by the Ops/IC from Central Dispatch.
 - E. Once Ops/IC has acknowledged the Mayday, the person initiating the Mayday will do their best to provide information utilizing the acronym LUNAR by giving their Location, Unit (ID), Name, Air status and Resources available for self rescue.
 - F. Personnel who become trapped or disoriented should execute all necessary self-rescue activities to assist in their own rescue (including activation of their PASS device (after radio transmission), tapping noise, flashlight, etc.)
 - G. Upon receipt of the Mayday, the Ops/IC shall immediately consult with the RIT (Rapid Intervention Team) leader.
 - H. All fire suppression activities shall continue unless ordered to cease by the Ops/IC.
 - I. The Ops/IC will call for a Personal Accountability Report (PAR) to account for all personnel, if deemed necessary.

3. The "mayday signal" may consist of any or all activation of the Emergency Fire Ground Tones (by 911), Apparatus Air Horn and/or radio announcements.

EMERGENCY FIRE GROUND TONES: In the event the 911 dispatcher hears radio traffic indicating either a mayday or building evacuation order, the emergency tones will be activated. In the event the tones need to be activated, and the 911 dispatcher does not hear the radio traffic that would automatically trigger activation, the IC and/or Ops person may contact 911 and request activation on the designated Fire Ground Talkgroup.

AIR HORN: (as recommended by the Genesee County Association of Fire Chiefs Guideline 91-2) The emergency evacuation signal will consist of five (5) three (3) second blasts of the air horn over the radio, followed by ten (10) seconds for a radio announcement. Once activated, all fire ground radio chatter will immediately cease.

RADIO ANNOUNCEMENT: After the "Air Horn" is activated and finished broadcasting, a member of the incident command structure shall make an announcement via radio for example: ("Mayday, Mayday evacuate the building - everybody out"). The IC may request the radio operator to also announce the evacuation.

5. THE "AIR HORN" AND RADIO ANNOUNCEMENTS SHALL BE SOUNDED UNTIL ALL PERSONNEL ARE ACCOUNTED FOR OR UNTIL THE IC ORDERS THEM CEASED.
6. The Emergency Fire Ground Tones, air horn and/or radio announcement may be utilized whenever an impending life-threatening situation arises. Examples:
 - A. backdraft/flashover conditions
 - B. structural collapse is imminent
 - C. missing or unaccounted for personnel
 - D. potential exposures to hazardous materials
 - E. any event or condition the IC, safety officer, or member of the command structure perceives as too hazardous for standard SCAFD tactics
7. Sector/division officers are responsible for accounting for all department personnel operating within their area. Sector/division officers shall notify the IC immediately upon the accountability of all department personnel under their supervision.
8. During the activation of the air horn and radio announcements, all other radio traffic on the fire ground frequency shall cease. All personnel shall listen to the announcement to determine the reason and whether it affects them personally. Those affected will immediately proceed to an area of safe haven and/or follow instructions as announced.



Adam Zettel, AICP

Zoning Administrator

azettel@cityofswartzcreek.org

December 23, 2011

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

Attention: Swartz Creek Planning Commission

Subject: Meijer Site Plan Amendment Review
58.098 acres located at 4013 Morrish Rd (58-36-100-001); See attached map and site plans dated 12/15/2011-Progressive AE.

Dear Chairman and Commissioners:

City staff has reviewed the above site plan review request of Meijer Inc. to amend the site plan for Meijer Inc. within the North Morrish Road Planned Unit Development. The property is zoned GBD (General Business District) with a PUD overlay, which permits all of the applicable uses as special land uses. The amendment consists of a resizing of the primary retail use from 156,544 square feet to 192,214 feet, a relocation of some of the internal circulation drives, relocated landscaping/lighting, sign changes, alternations to the loading dock area, and a relocation of the pharmacy drive-through. All of these are described in the December 15, 2011 letter from Progressive AE and they are illustrated in site plans dated the same.

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

The Planned Unit Development approval, granted in October of 2008, was valid for a period of three years. Within that time period, the applicant needed to vest itself in the project or another full review would be needed. Because the applicant contributed to the road improvements that are complete and also started site work relating to the drainage and detention areas, before the expiration of the existing development agreement, it is

my opinion that the applicant is vested in the current site plan and could execute this project without further review.

However, the applicant is seeking a resizing of the primary structure by 22%, along with changes to the site to accommodate this change. The ordinance permits a combination of administrative and limited site plan review for these changes. Because of the scale of this project, staff decided to engage the planning commission in a review with limited submission requirements.

Therefore, what follows will not be an exhaustive review such as that which would normally accompany a full site plan submission. Rather, I have completed a review only of those items noted as subject to the requested change. This review is not subject to the high level of scrutiny that was applied during full site plan, nor is it necessary to revisit any waivers, conditions, or special land uses. As stated, these were approved under the existing site plan/development agreement, and the petitioner is vested in these.

APPLICATION SUBMISSION

The application for site plan review was submitted in its entirety by Progressive AE and is complete. The required information, in its latest form, was received on plans dated 12/15/2011.

The proposed project is a 58.098 acre, 192,214 sq. ft., retail center located within the North Morrish Road Planned Unit Development on land that is zoning GBD. The PUD concept plan, approved in August 2008, includes provisions for the retail center, the mini-mart, out lots, utilities, drainage, and transportation as applied for.

What follows shall be comment on the specific provisions of the plan that the petitioner proposes to change.

1. GBD Standards.

Finding: In compliance; no substantial change

The uses on the site plan and the dimensional standards still conform to the zoning ordinance and have not changed except for the building setbacks that have increased due to the desire for a five foot safety zone in the back of the building. This zoning is intended to reduce potential shipping and pedestrian conflicts. There are no issues here.

2. Site Plan and Structures-Generally.

Finding: In compliance

The location of all structures is the same, with changes only to accommodate a larger primary building footprint, an altered garden area, a larger loading dock turn radius, and a front load drive through for the pharmacy (which matches the original proposal from 2006).

Of worthy note, is that the traffic circulation is almost identical to the 2008 plan. Because of the need for more parking, a dedicated 'road' on the north side of the site is not shown. This will be a parking aisle instead. This should not be a problem. The other notable change is the pharmacy drive-through on the front of the building. This may not be as desirable as the side-load rendition, but this should still function just fine. In fact, it is almost identical to a drive-through that was approved for another grocer in the community.

The other dimensional changes to the access drives do not appear to be of consequence. **The only comment I have is that access should be 'stubbed' as illustrated in the 2008 renderings for circulation connections to phase II.** In other words, service drive access should be planned for at this point in time.

3. Landscaping and screening.

Finding: In compliance

Staff reviewed the landscape plan in accordance with the requirements in Section 28.02. Since the development is part of a PUD, additional landscaping beyond that required by the zoning ordinance is suggested where appropriate. The applicant has not been stingy with the landscaping. While numbers were not noted on the plan, an initial count by myself indicates that there is a clear and obvious surplus of plantings on the site and these appear to be well situated.

The revised site plan meets and exceeds all landscaping and buffering requirements. The species and layout appears balanced and appropriate. **My only comment is that some thought should be given to some plantings along the north parking lot/sidewalk line.**

4. Parking and Loading.

Finding: In compliance

The applicant is proposing an additional 137 spaces. If all of the additional square footage was gross leasable area (GLA), 143 additional spaces would be required. Though GLA is not known at this time, it is my opinion that the added parking would be

adequate to accommodate the increase in the retail area since GLA is always less than the total area. **The application should confirm this.**

5. Lighting.

Finding: In compliance; no substantial change

The applicant proposes parking lot lighting, accent lighting, and service drive lighting for the project. All lighting proposed is acceptable based upon the photometric grid and material descriptions as they relate to the previous site plan and waivers.

6. Signs.

Finding: In compliance

The revised site plan retains the exact sign scheme with the exception of the elimination of the pylon sign by the interstate, the addition of a 200 square foot sign on the southern elevation (permitted by ordinance), and some very minor changes to incidental and identification signage. There are no issues here. I suspect the petitioner will do a 'balloon study' to ascertain exactly what the visibility of the interstate corridor is, at which point they may return for sign approvals.

7. Vehicular and Pedestrian Circulation.

Finding: In compliance

Access management appears adequate from all aspects. Pedestrian access is good and appears to meet the conditions of the original site plan. General traffic circulation has not been substantially altered since all major access ways and parking areas retain the same layout. The large concrete pad that served to distinguish the pharmacy drive-through in the previous plan has been removed. This was noted as a negative feature on the 2008 plan.

8. Natural Features

Finding: In compliance; no substantial change

No issues.

Summary and Recommendation

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

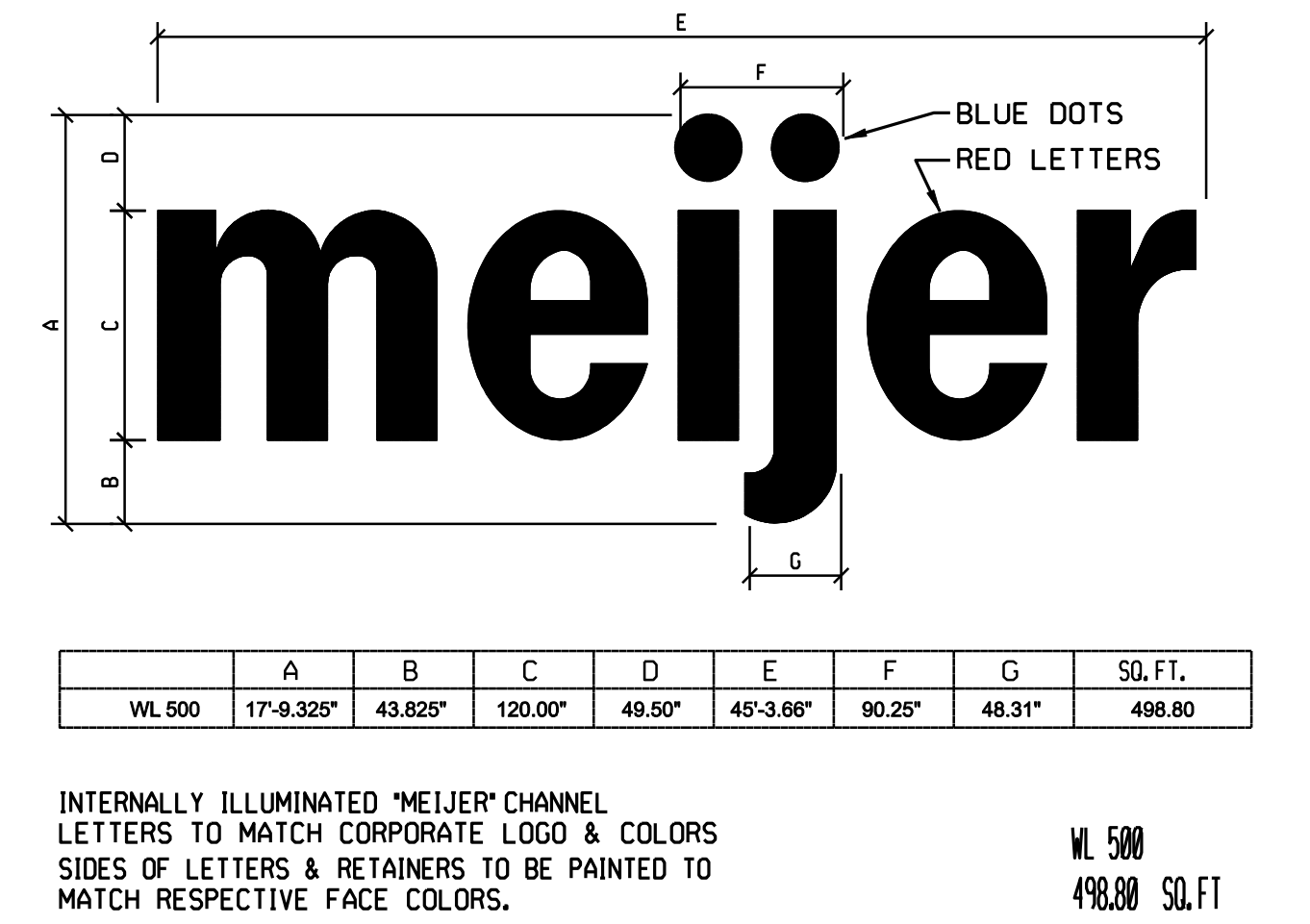
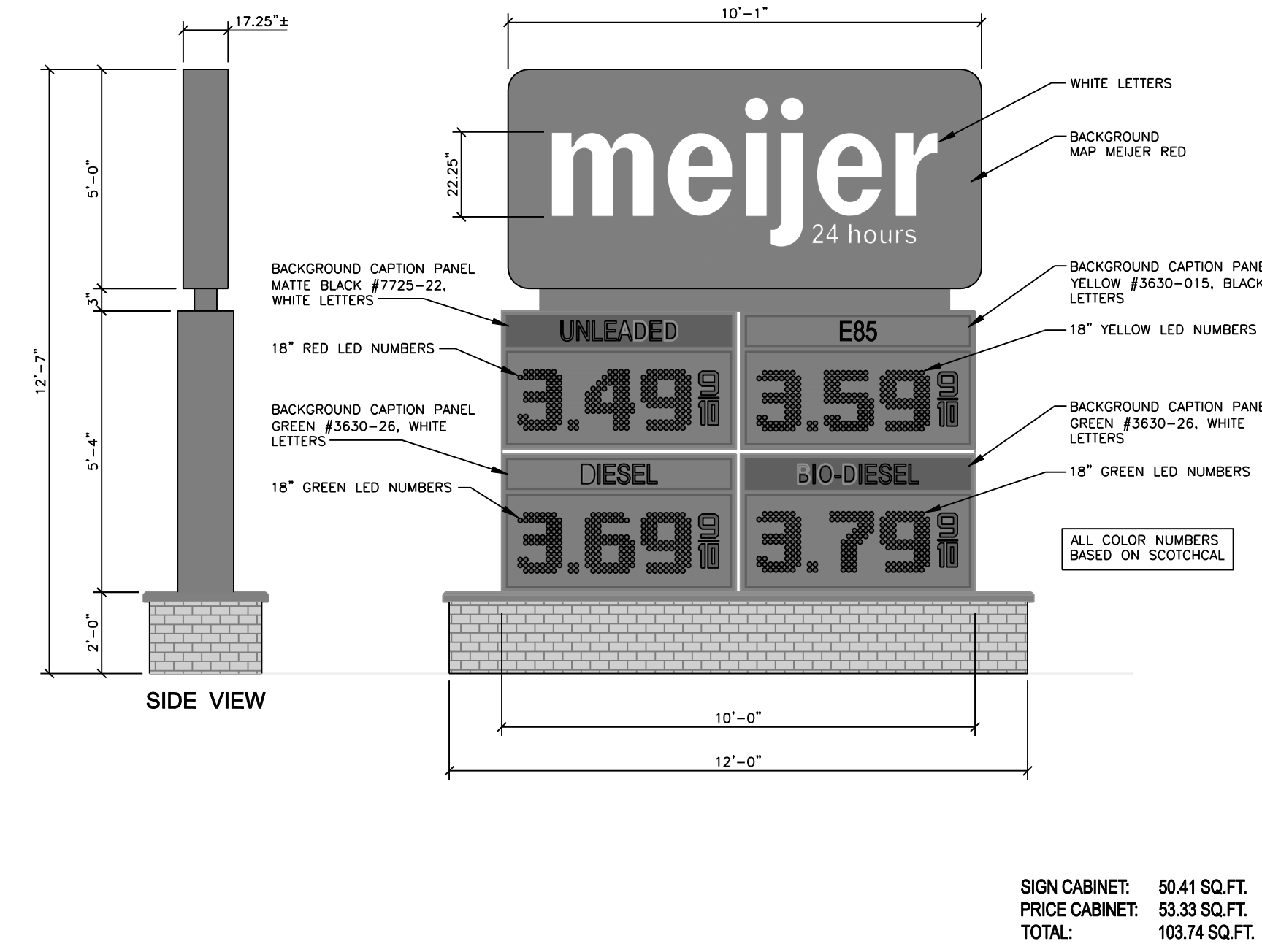
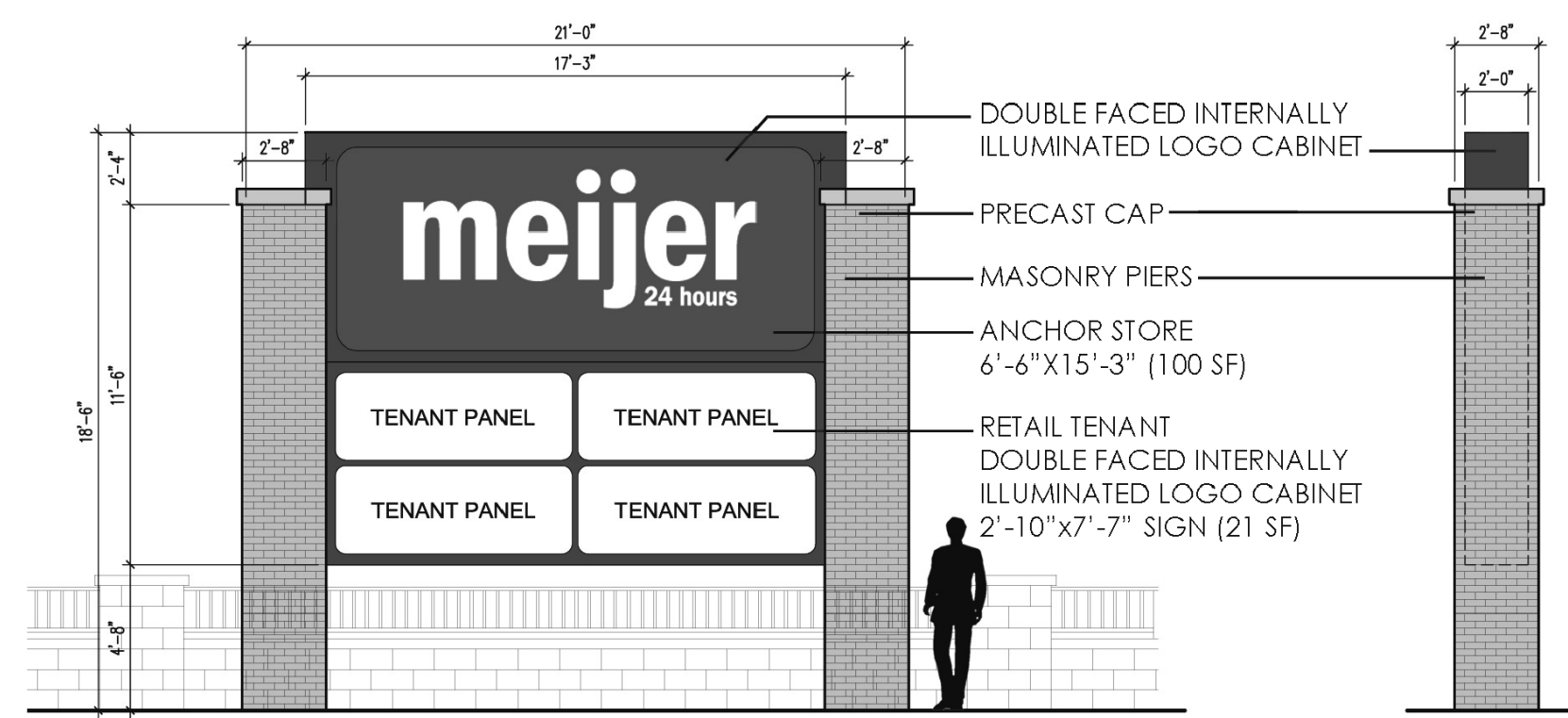
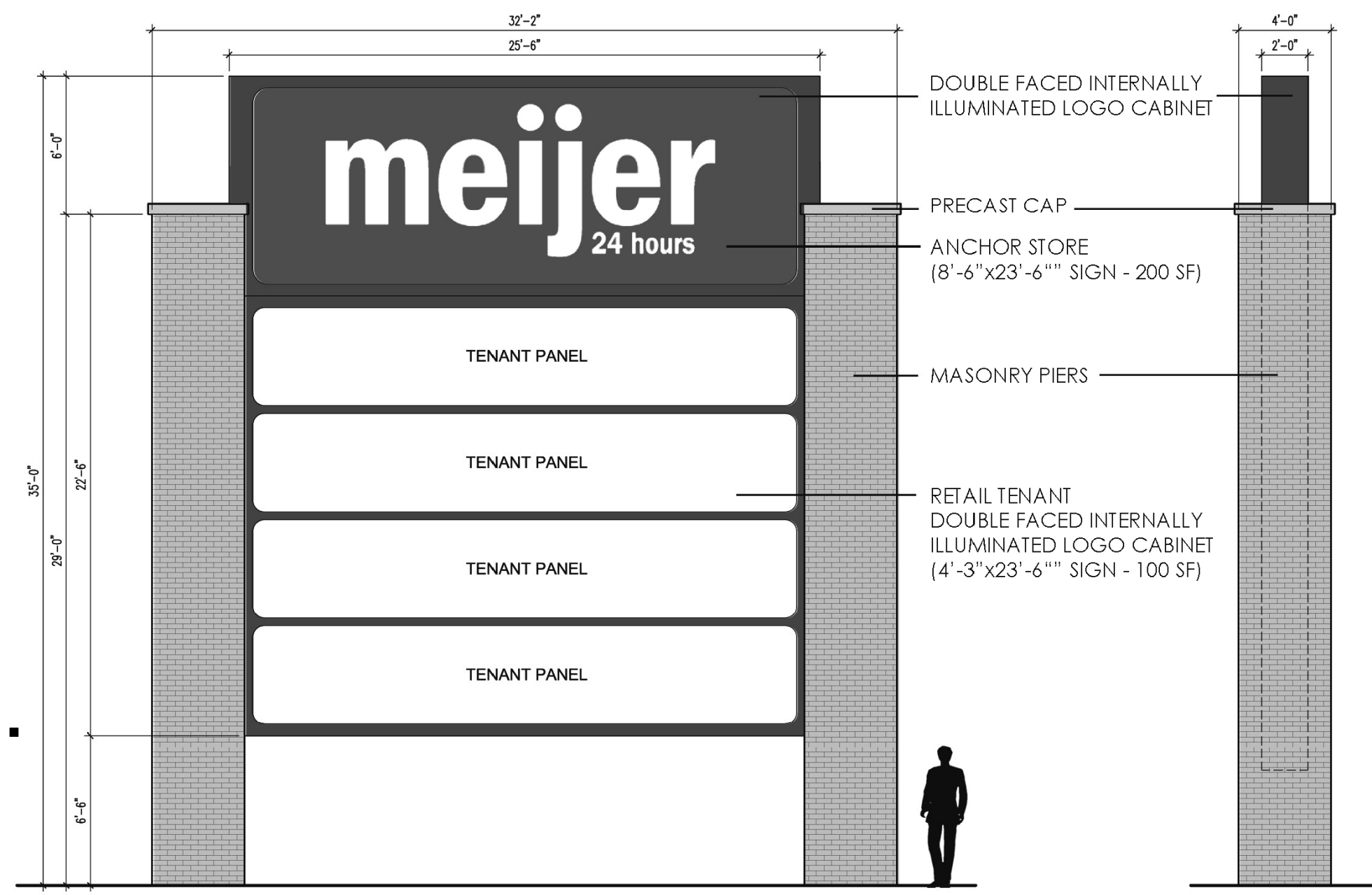
1. Identified waivers in the staff SPR review letter dated August 1, 2008 shall remain in force as incidentally amended herein, as shall special use permits, and other prior conditions not otherwise noted in the revised site plan.
2. Approval by the City Council of a revised planned unit development agreement.
3. Comments by Rowe Engineering and other permitting agencies are addressed.
4. _____

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

Sincerely,



Adam H. Zettel, AICP
Zoning Administrator
City of Swartz Creek
azettel@cityofswartzcreek.org



1A HIGHWAY PYLON SIGN A
NTS C500

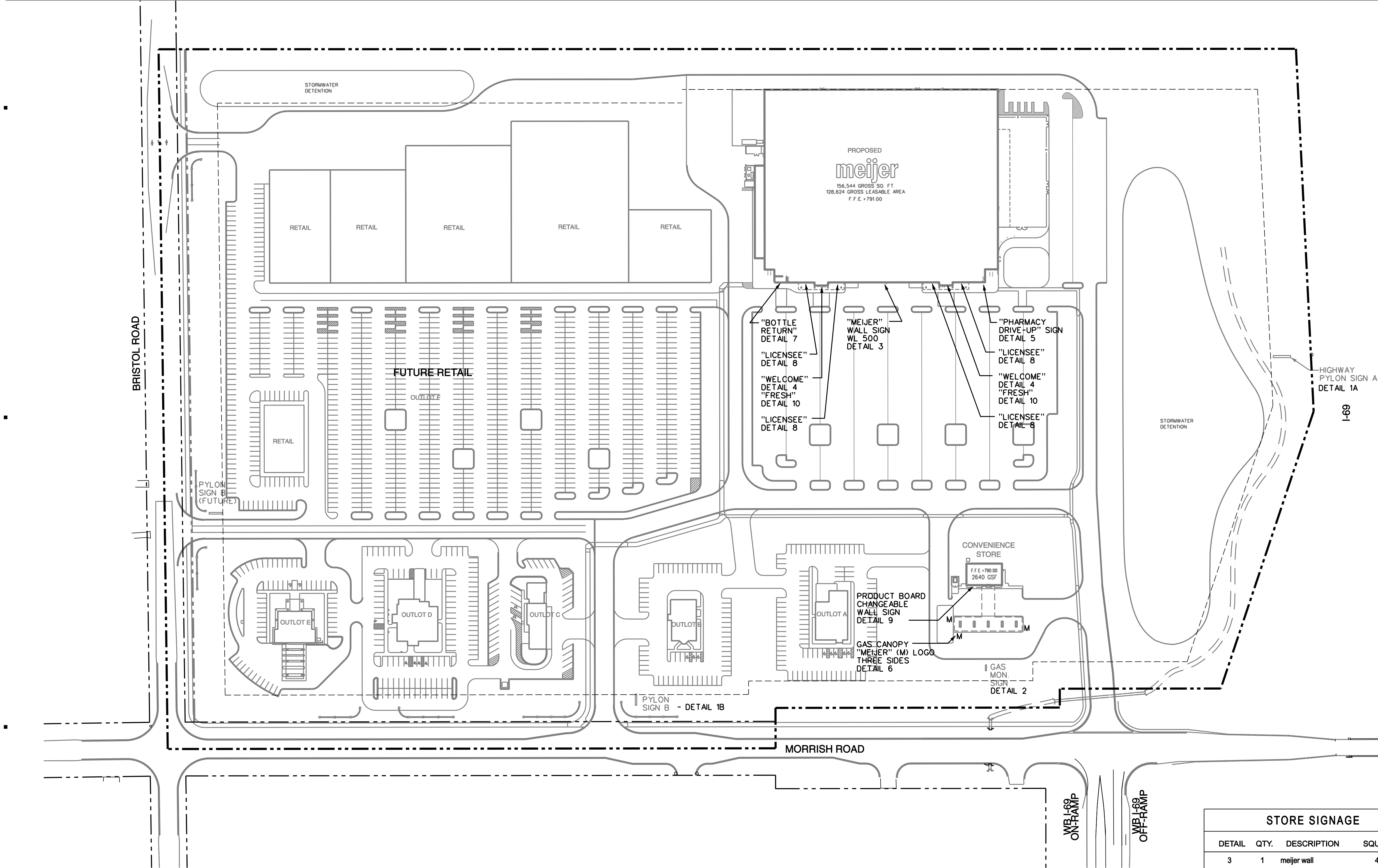
1B PYLON SIGN B
NTS C500

2 GAS MONUMENT SIGN
NTS C500

3 MEIJER WALL LOGO SIGN
NTS C500

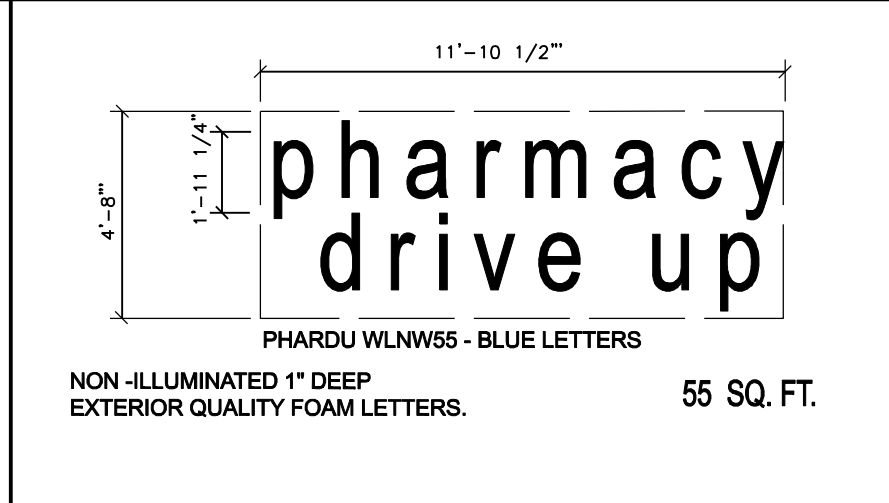
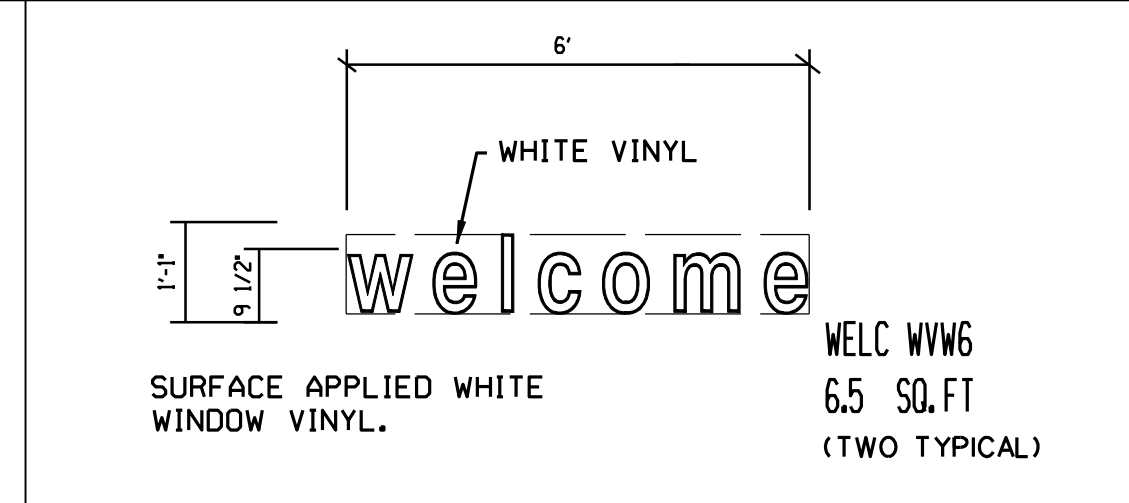
Progressive AE
1811 4 MILE ROAD, NE
GRAND RAPIDS, MI 49505-2442
PHONE: 616.361.1483 FAX: 616.361.1483
WWW.PROGRESSIVEAE.COM

REG. DWG. LEV.
DRAWN BY: CC/ENG BY: PROJECT LDR



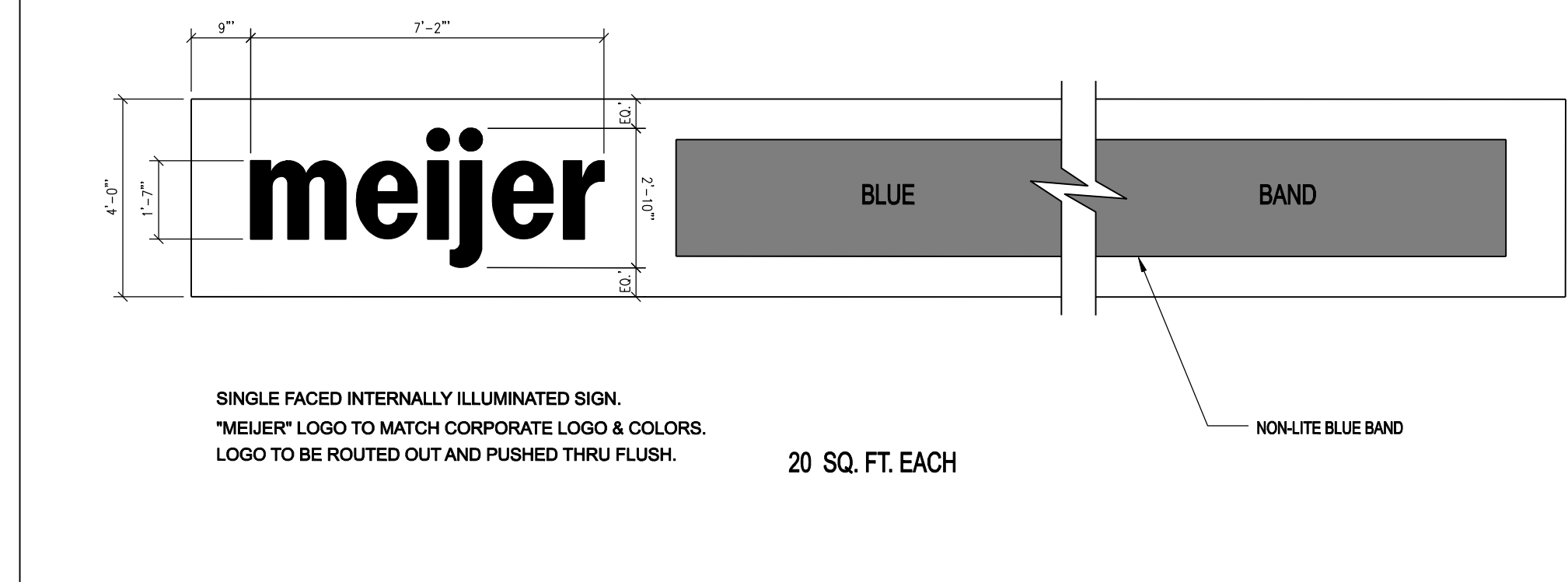
STORE SIGNAGE			
DETAIL	QTY.	DESCRIPTION	SQUARE FEET
3	1	meijer wall	498.80
4	2	welcome	13
5	1	pharmacy	55
7	1	bottle return	10
8	4	Licensee	40
10	1 ea.	fresh / home	106
Total			722.80

NOTES
1. HIGHWAY PYLON SIGN, HEIGHT AND LOCATION IS SUBJECT TO DEVELOPMENT AGREEMENT CONDITIONS.

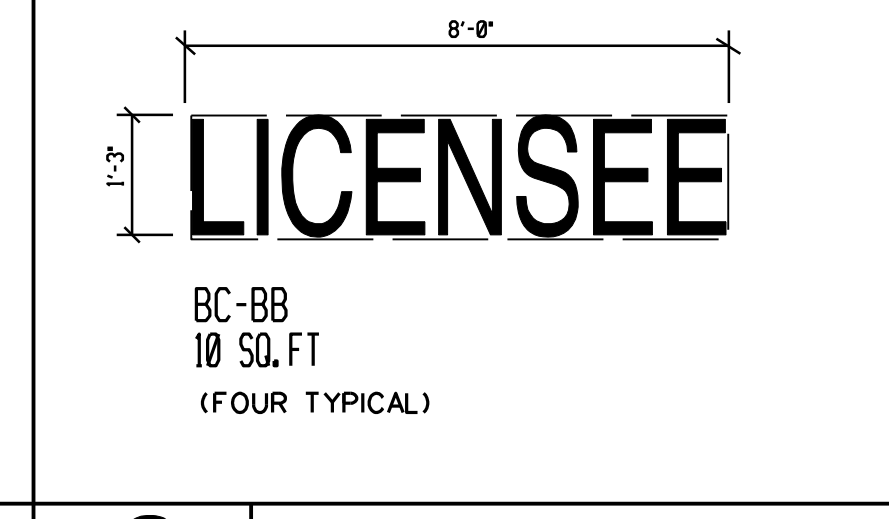
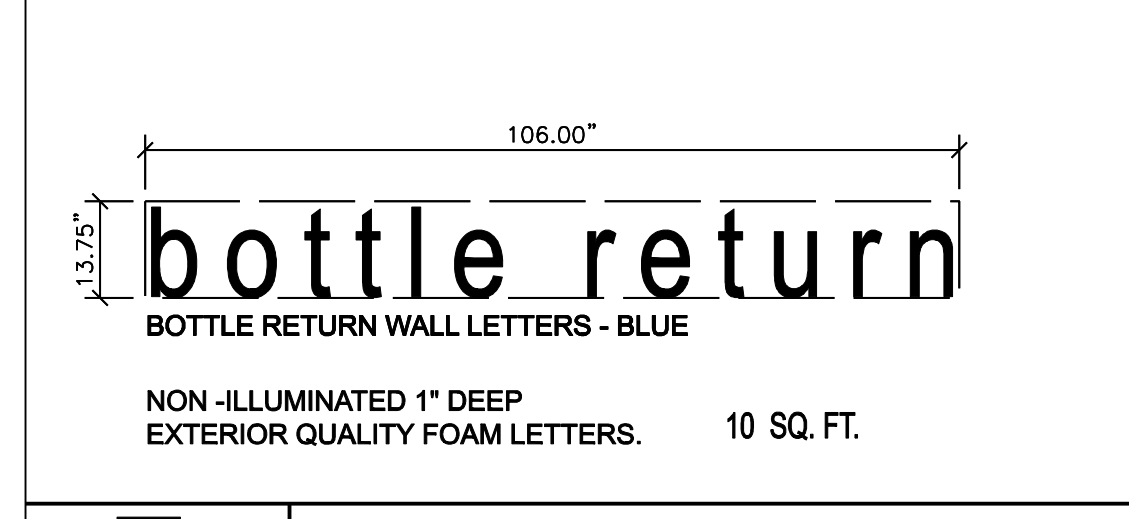


4 WELCOME SIGN
NTS C500

5 PHARMACY DRIVE UP SIGN
NTS C500

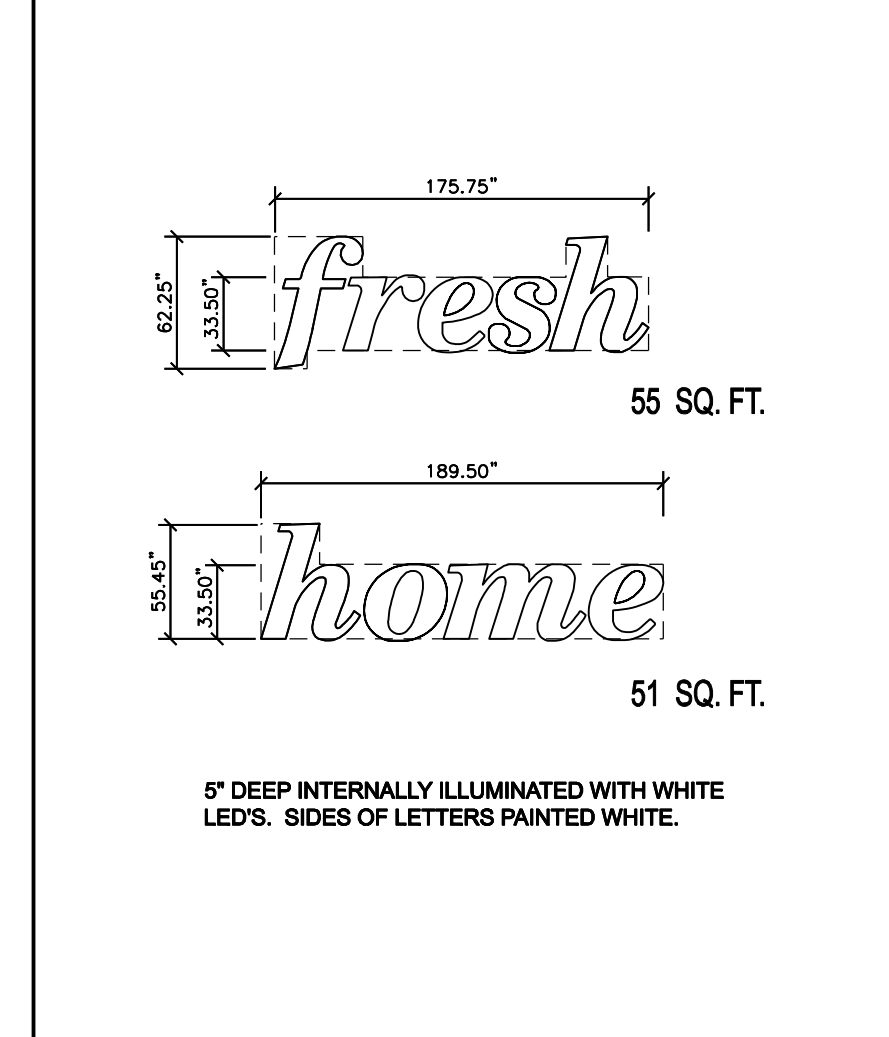
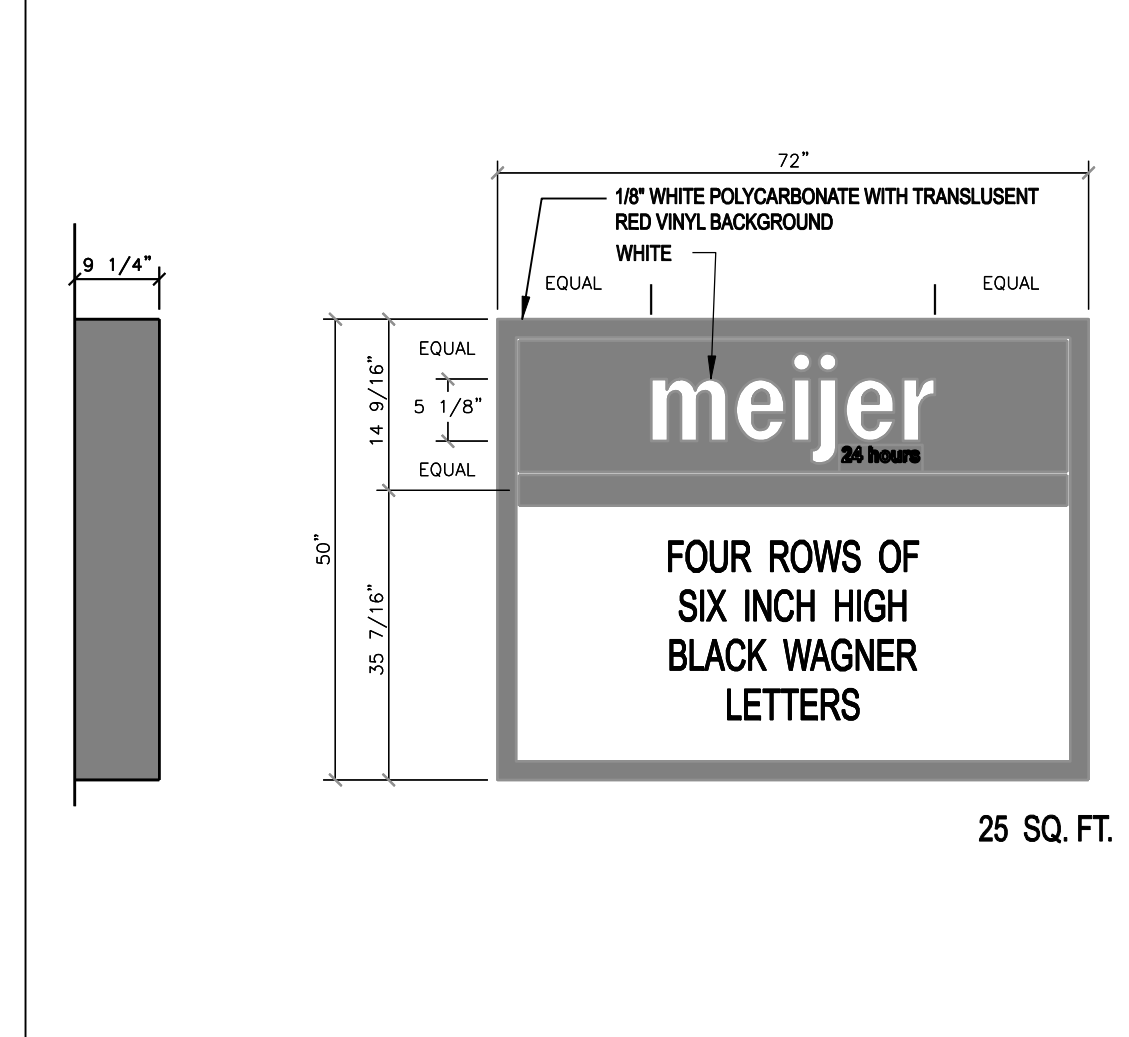


6 GAS CANOPY SIGN (3 SIDES OF CANOPY)
NTS C500



7 BOTTLE RETURN SIGN
NTS C500

8 LICENSEE SIGN
NTS C500



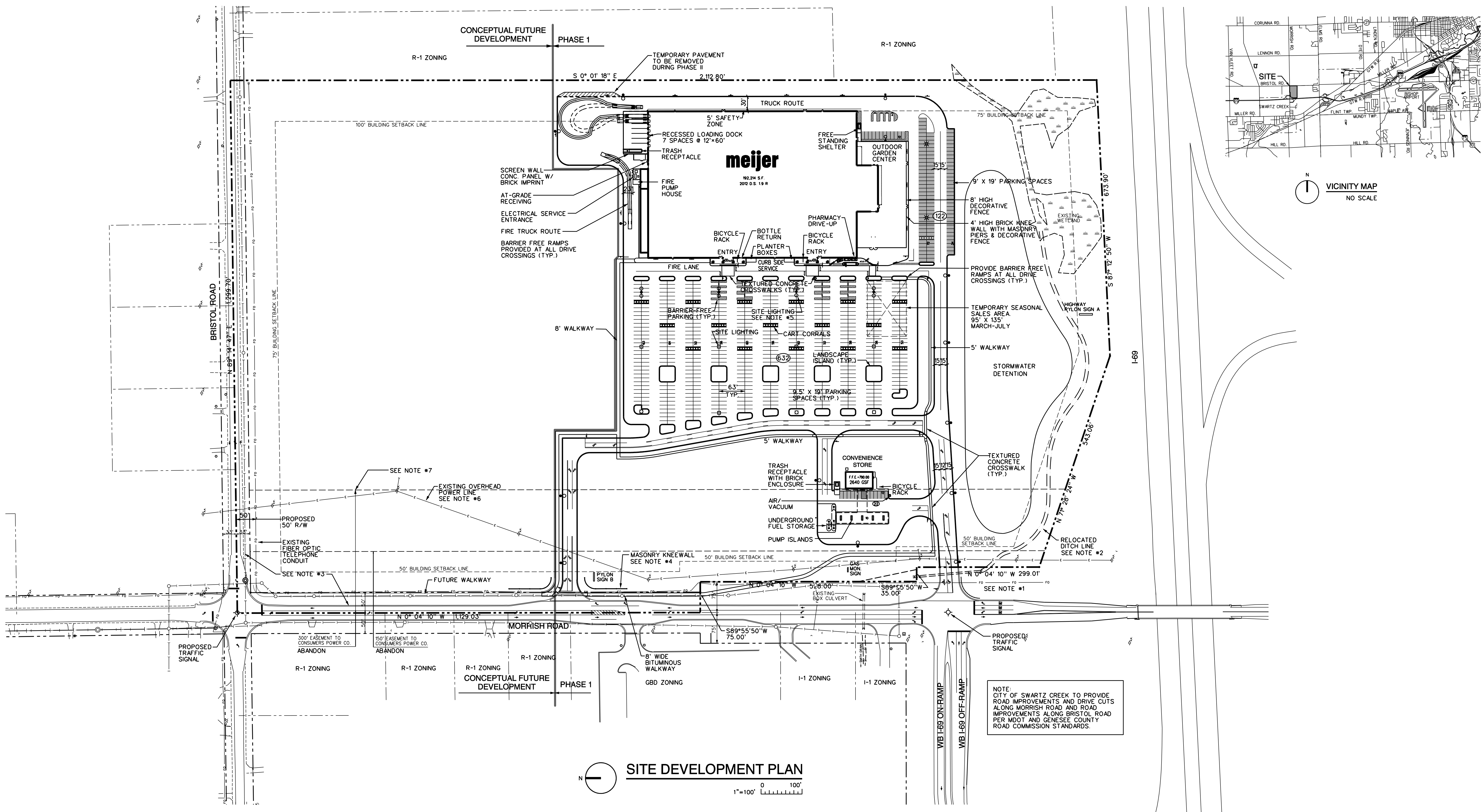
9 CONVENIENCE STORE WALL SIGN
NTS C500

10 FRESH/HOME SIGNS
NTS C500

NEW STORE SWARTZ CREEK CROSSINGS
meijer STORE 259
SWARTZ CREEK, GENESEE COUNTY, MICHIGAN

FILE NO: 04259001
OWNER NO: 0060547259
STORE NO: 259

C501



DCM
 JPM
 LEV
 DRAWN BY
 CHECKED BY
 PROJECT DIR
 THESE DRAWINGS HAVE BEEN PREPARED BY PROGRESSIVE AE AND ARE A INSTRUMENT OF SERVICE, AND PROGRESSIVE AE AND ITS ASSOCIATES ACCEPT NO LIABILITY FOR ANY ERRORS OR OMISSIONS. REVISIONS WILL BE INDICATED BY THE REVISION TABLE.

NEW STORE SWARTZ CREEK CROSSINGS
meijer
 STORE 259
 SWARTZ CREEK, GENESEE COUNTY, MICHIGAN

REVISED
 BUILDING
 OWNER REVIEW

12/05/11
 11/30/11
 11/18/11

FILE NO 04259001
 OWNER NO 060547259
 STORE NO 259
SITE DEVELOPMENT PLAN
DP1

ZONING INFORMATION

PROPOSED ZONING - GBD, GENERAL BUSINESS WITH PLANNED UNIT DEVELOPMENT OVERLAY

PHASE 1 - RETAIL DEVELOPMENT

754 PARKING SPACES SHOWN

PARKING REQUIRED BY ORDINANCE = 628 BASED ON 4 SPACES PER 1,000 S.F. GROSS LEASABLE AREA (GLA) PLUS 20% ADDITIONAL ALLOWABLE=754 SPACES

PARKING PROVIDED = 754 SPACES
 9'X19' (SHADED) = 118
 9.5'X19' = 608
 BARRIER FREE = 28

CONVENIENCE STORE

12 PARKING SPACES SHOWN PLUS 10 SPACES AT PUMP ISLANDS

PARKING REQUIRED BY ORDINANCE = 6 BASED ON 1 SPACE PER 250 S.F. GLA PLUS 10 SPACES AT PUMP ISLANDS

4.17 ACRES IN 2 OUTLOTS

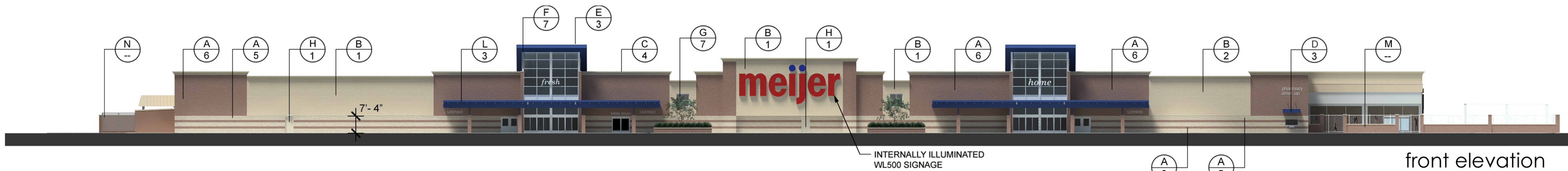
NOTES

- ACCESS DRIVE APPROACHES FROM MORRISH ROAD HAVE BEEN CONSTRUCTED.
- STORMWATER DETENTION POND AND RELOCATION OF EXISTING DITCH UNDER ANOTHER CONTRACT CURRENTLY UNDERWAY.
- THE ROADWAY IMPROVEMENTS SHOWN FOR MORRISH ROAD ON THIS DRAWING HAVE BEEN COMPLETED. PHASE II WILL REQUIRE ADDITIONAL IMPROVEMENTS.
- MASONRY KNEEWALL AND WALKWAY REQUIRED ALONG MORRISH ROAD (PHASE I) AND BRISTOL ROAD (PHASE II).
- SITE LIGHTING SHALL BE METAL HALIDE SHOEBOX TYPE FIXTURES WITH SHIELDING TO LIMIT LIGHT LEVELS AT PROPERTY LINES AS REQUIRED BY CITY OF SWARTZ CREEK ORDINANCE. SEE DWG C800.
- EXISTING OVERHEAD POWER LINE TO BE RELOCATED BY UTILITY COMPANY.
- 150' EASEMENT AND 300' EASEMENT TO CONSUMERS POWER CO. TO BE NEGOTIATED.

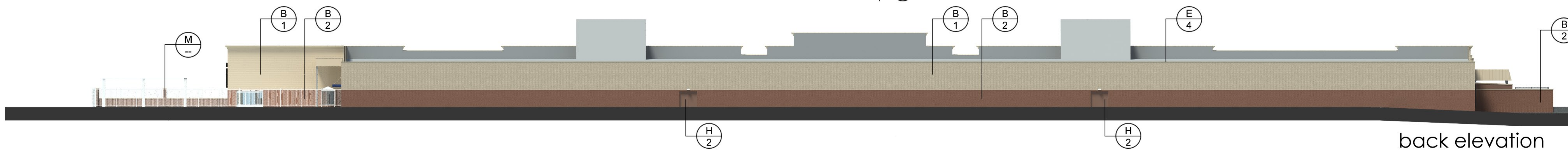
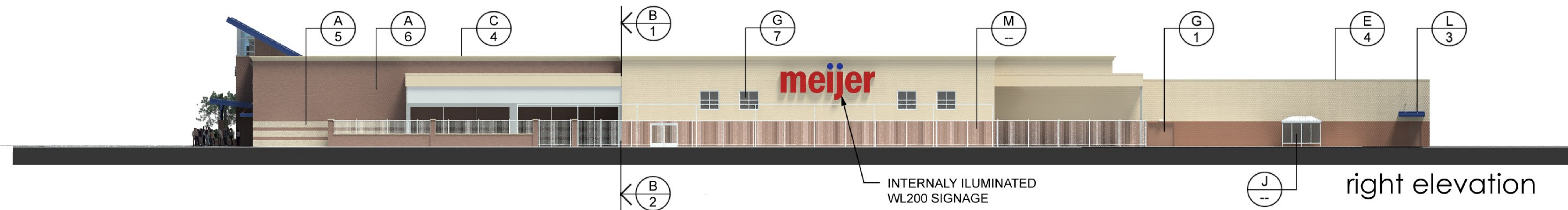
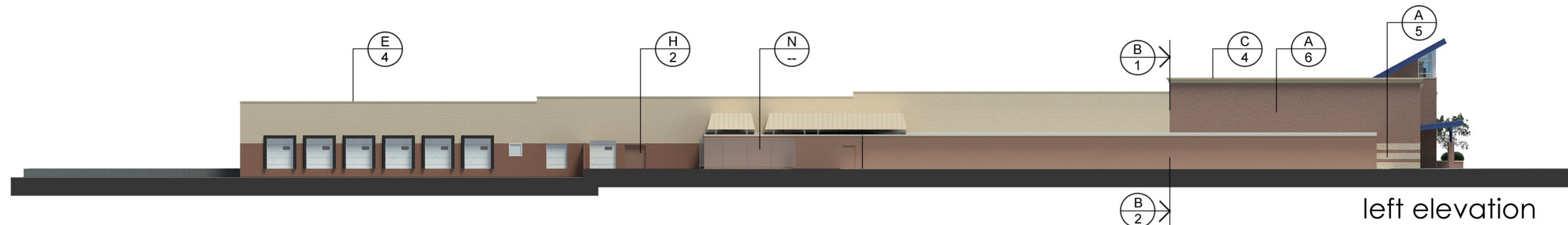
Legal Description:

Land located in the City of Swartz Creek, Genesee County, Michigan described as follows:
 The West 1/2 of the Northwest 1/4 of Section 36, Township 7 North, Range 5 East, Except that part thereof lying South of the North line of Highway M-78 (I-69 Freeway), as set forth in Deed Liber 1355, Page 201 Genesee County Records and further described as: Beginning of the Northwest corner of said Section 36; thence North 89 degrees 14 minutes 47 seconds East, 1299.70 feet along the North line of said Section 36; thence South 00 degrees 01 minute 18 seconds East 2112.80 feet along the occupied West 1/8 line to its intersection with the North right of way of I-69 Freeway; thence South 87 degrees 12 minutes 50 seconds West, 673.90 feet along the North right of way of I-69 Freeway; thence North 71 degrees 28 minutes 24 seconds West, 543.06 feet along the Northerly right of way of I-69 Freeway; thence North 00 degrees 04 minutes 10 seconds West, 239.01 feet; thence South 89 degrees 25 minutes 50 seconds West, 35.00 feet; thence North 00 degrees 04 minutes 10 seconds West, 528.00 feet; thence South 89 degrees 55 minutes 50 seconds West, 75.00 feet to the West line of Section 36; thence North 00 degrees 04 minutes 10 seconds West, 1129.03 feet along the West line of Section 36 to the Point of Beginning.

60.341 ACRES±
 -2.243 ACRES± (R/W)
 58.098 ACRES± (NET)

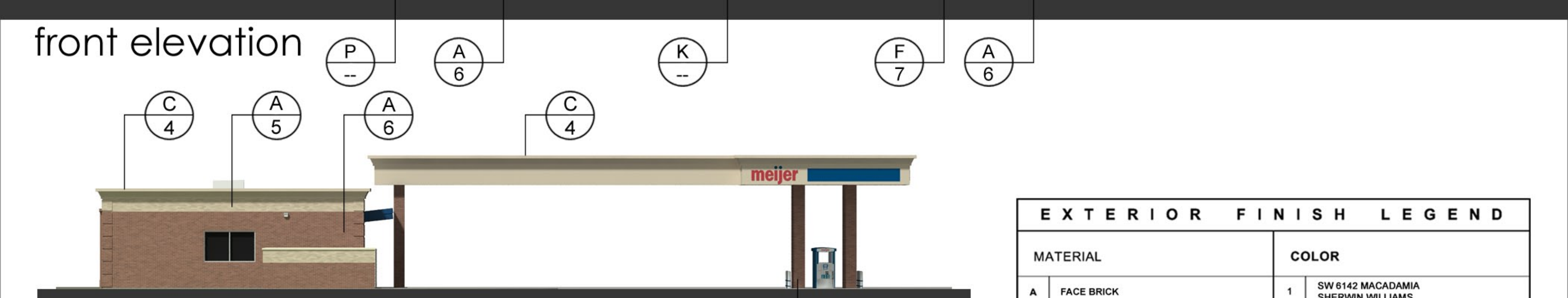


EXTERIOR FINISH LEGEND		
MATERIAL	COLOR	
A	FACE BRICK	1 SW 6142 MACADAMIA SHERWIN WILLIAMS
B	PRECAST CONCRETE WALL PANEL "BRICK IMPRINT"	2 SW 6061 TANBARK SHERWIN WILLIAMS
C	DECORATIVE CORNICE	3 AWARD BLUE PAC-CLAD
D	PRE-FINISHED METAL ROOFING	4 ALMOND PAC-CLAD
E	PRE-FINISHED METAL FASCIA OR COPING	5 DUTCH GRAY VELOUR A BELDEN BRICK
F	ALUMINUM DOORS AND WINDOWS	6 FLASHED MATT GLEN-GERY BRICK
G	SPANDREL GLAZING UNITS	7 CLEAR ANODIZED
H	HOLLOW METAL DOOR AND FRAME	8 WHITE
J	SMOKING SHELTER	9 NOT USED
K	INSULATED GLASS	10 NOT USED
L	DECORATIVE CANOPY (W/ BRICK ENCLOSED STEEL COLUMNS AT FRONT ENTRIES)	11 NOT USED
M	BRICK KNEE-WALL W/ DECORATIVE FENCE	12 NOT USED
N	CHAIN LINK FENCE	13 NOT USED

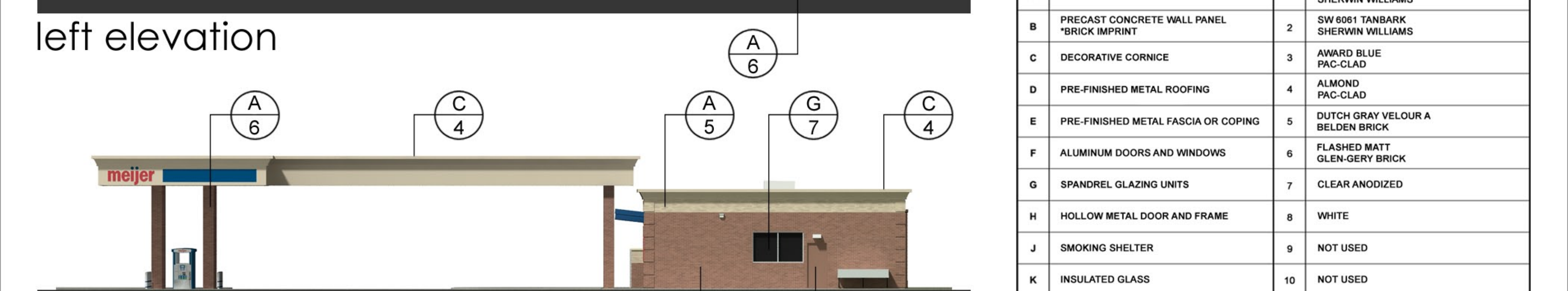




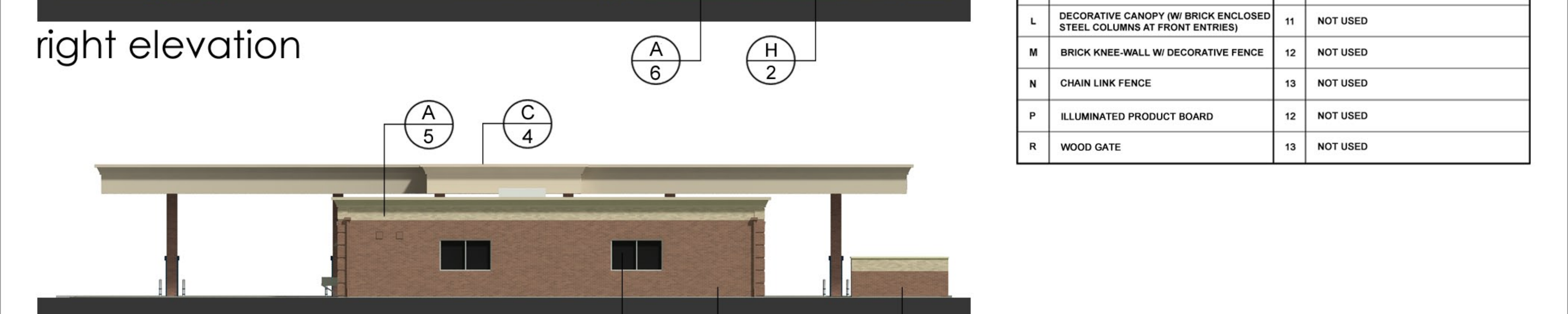
front elevation



left elevation



right elevation



back elevation

EXTERIOR FINISH LEGEND			
MATERIAL		COLOR	
A	FACE BRICK	1	SW 6142 MACADAMIA SHERWIN WILLIAMS
B	PRECAST CONCRETE WALL PANEL *BRICK IMPRINT	2	SW 6061 TANBARK SHERWIN WILLIAMS
C	DECORATIVE CORNICE	3	AWARD BLUE PAC-CLAD
D	PRE-FINISHED METAL ROOFING	4	ALMOND PAC-CLAD
E	PRE-FINISHED METAL FASCIA OR COPING	5	DUTCH GRAY VELOUR A BELDEN BRICK
F	ALUMINUM DOORS AND WINDOWS	6	FLASHED MATT GLEN-GERY BRICK
G	SPANDREL GLAZING UNITS	7	CLEAR ANODIZED
H	HOLLOW METAL DOOR AND FRAME	8	WHITE
J	SMOKING SHELTER	9	NOT USED
K	INSULATED GLASS	10	NOT USED
L	DECORATIVE CANOPY (W/ BRICK ENCLOSED STEEL COLUMNS AT FRONT ENTRIES)	11	NOT USED
M	BRICK KNEE-WALL W/ DECORATIVE FENCE	12	NOT USED
N	CHAIN LINK FENCE	13	NOT USED
P	ILLUMINATED PRODUCT BOARD	12	NOT USED
R	WOOD GATE	13	NOT USED

GL ACTIVITY REPORT FOR CITY OF SWARTZ CREEK
 FROM 202-463.300-583.003-463.300 TO 202-463.300-801.500-463.300
 TRANSACTIONS FROM 07/01/2008 TO 03/31/2011

Date	JNL	Type	Description	Reference #	Debits	Credits	Balance
Fund 202 Major Street Fund							
Revenues							
07/01/2008			202-463.300-583.003-463.300 Contrib - Morrish Rd (Meijers)	BEG. BALANCE			0.00
12/09/2008	MRB	JE	CORRECTING JE 68917 - PROJECT ACCOUNT	00066371		150,000.00	(150,000.00)
04/14/2010	MRB		SUMMARY MRB 04/14/2010			945,000.00	(1,095,000.00)
03/31/2011			202-463.300-583.003-463.300	END BALANCE			(1,095,000.00)
			Cumulative Net Debits and Credits:		0.00	1,095,000.00	(1,095,000.00)
TOTAL Revenues						1,095,000.00	(1,095,000.00)
Expenditures							
07/01/2008			202-463.300-801.000-463.300 Contractual Services	BEG. BALANCE			0.00
11/13/2008	AP	JE	AP Ref 17108 Genesee Co Drain	00066851	250.00		250.00
06/04/2009	AP	INV	N MORRISH RD	00018367	928.00		1,178.00
01/21/2010	AP	INV	TRAFFIC STUDY FOR NORTH MORRISH RD	00019559	976.24		2,154.24
03/04/2010	AP	INV	APP RENEW 09-0024 MRSH I-69/BRSTL SOIL	00019871	500.00		2,654.24
07/15/2010	AP	INV	POLE RELOCATION MORRISH RD PROJECT	06/29/10	2,916.00		5,570.24
03/31/2011			202-463.300-801.000-463.300	END BALANCE			5,570.24
			Cumulative Net Debits and Credits:		5,570.24		5,570.24
07/01/2008			202-463.300-801.400-463.300 Design Engineering	BEG. BALANCE			0.00
10/02/2008	AP	INV	RECONST DESIGN FOR MORRISH RD/RACEWAY TO	00016836	8,249.50		8,249.50
10/30/2008	AP	INV	RECONST DESIGN FOR MORRISH RD/RACEWAY TO	00017021	21,447.00		29,696.50
12/04/2008	AP	INV	RECONST DESIGN FOR MORRISH RD/RACEWAY TO	00017224	23,514.25		53,210.75
01/08/2009	AP	INV	RECONST DESIGN FOR MORRISH RD/RACEWAY TO	00017429	9,708.50		62,919.25
02/05/2009	AP	INV	RECONST DESIGN FOR MORRISH RD/RACEWAY TO	00017622	7,864.75		70,784.00
02/05/2009	GJ	JE	WRONG DEPT USED ON INVOICE 62375-ROWE	00066444	276.00		71,060.00
03/05/2009	AP	INV	RECONST DESIGN FOR MORRISH RD/RACEWAY TO	00017807	2,000.00		73,060.00
04/02/2009	AP	INV	RECONST DESIGN FOR MORRISH RD/RACEWAY TO	00017984	268.00		73,328.00
06/25/2009	AP	INV	MORRISH/BRISTOL REVIEW	00018477	320.04		73,648.04
06/30/2009	AP	INV	MORRISH/BRISTOL REVIEW	00018567	1,783.74		75,431.78
08/20/2009	AP	INV	MORRISH/BRISTOL REVIEW	00018768	416.06		75,847.84
10/15/2009	AP	INV	BRISTOL&MORRISH IMPR/PAVEMENT MARKINGS	00019057	873.50		76,721.34
03/31/2011			202-463.300-801.400-463.300	END BALANCE			0.00
			Cumulative Net Debits and Credits:		76,721.34		76,721.34
07/01/2008			202-463.300-801.450-463.300 Construction Engineering	BEG. BALANCE			0.00
09/02/2010	AP	INV	CONSTRUCTION ENGINEERING ON MORRISH RD N	0065550	44,180.25		44,180.25
09/02/2010	AP	INV	CONSTRUCTION ENGINEERING ON MORRISH RD N	0065153	26,244.75		70,425.00
09/02/2010	AP	INV	CONSTRUCTION ENGINEERING ON MORRISH RD N	0065363	34,622.25		105,047.25
10/28/2010	AP	INV	CONTR ADMIN MORRISH RD I-69 TO BRISTOL	0065941	4,114.75		109,162.00
03/31/2011			202-463.300-801.450-463.300	END BALANCE			109,162.00
			Cumulative Net Debits and Credits:		109,162.00		109,162.00
07/01/2008			202-463.300-801.500-463.300 MDOT Project Pmts	BEG. BALANCE			0.00
07/29/2010	AP	INV	PROGRESS BILLING #1 MORRISH RD NORTH	AP 327529	167,557.88		167,557.88

Date	JNL	Type	Description	Reference #	Debits	Credits	Balance
08/19/2010	AP	INV	LOCAL PROGRESS BILL #2 MORRISH NORTH	MDOT	AP 327990	239,388.44	406,946.32
10/07/2010	AP	INV	LOCAL PROG BILLING #3 MORRISH RD NORTH	MDOT	AP 329159	220,191.75	627,138.07
10/07/2010	AP	INV	LOCAL PROG BILLING #4 MORRISH RD NORTH	MDOT	AP 329768	18,444.40	645,582.47
02/17/2011	AP	INV	LOCAL PROGRESS BILL #5 MORRISH RD NORTH	MDOT	AP 333092	37,137.50	682,719.97
03/17/2011	AP	INV	LOCAL PROGRESS BILLING #6	MDOT	AP 333606	2,084.97	684,804.94
06/30/2011	AP	INV	LOCAL PROGRESS BILLING #7	MDOT	AP 336918	15,521.45	700,326.39
06/30/2011			202-463.300-801.500-463.300	END BALANCE			700,326.39
Cumulative Net Debits and Credits:						700,326.39	700,326.39

Total Road Project Expenditures

891,779.97 **891,779.97**

Fund 202 Major Street Fund Expenditures

Morrish / Bristol Intersection

07/01/2008			202-463.302-801.000-463.302 Contractual Services		BEG. BALANCE		0.00	
02/25/2010	AP	INV	R.O.W. ACQUISITION	James Fortino	00019750	1,500.00	1,500.00	
02/25/2010	AP	INV	R.O.W. ACQUISITION	Larry and Sara Bush	00019751	1,500.00	3,000.00	
03/25/2010	AP	INV	REVW PLANS FOR BID PRICE BRISTOL/MORRISH	Rowe Professional	00020004	198.00	3,198.00	
04/14/2010	AP	INV	MARCH 10 GENERAL/TRAFFIC/ORDIN	Simen,Figura, Parker PLC	153709	525.00	3,723.00	
03/31/2011			202-463.302-801.000-463.302	END BALANCE			3,723.00	
Cumulative Net Debits and Credits:						3,723.00	0.00	3,723.00

07/01/2008			202-463.302-801.400-463.302 Design Engineering		BEG. BALANCE		0.00	
02/25/2010	AP	INV	STAKE EASMNT/GRADNG LMTS BRISTOL/MORRISH	Rowe Professional	00019732	375.00	375.00	
02/25/2010	AP	INV	BRISTOL-MORRISH INTERSECTION	Rowe Professional	00019746	4,000.00	4,375.00	
10/21/2010	AP	INV	BALANCE OF BRISTOL-MORRISH INVOICE	Rowe Professional	64200A	206.00	4,581.00	
03/31/2011			202-463.302-801.400-463.302	END BALANCE			0.00	
Cumulative Net Debits and Credits:						4,581.00	0.00	4,581.00

07/01/2008			202-463.302-801.500-463.302 MDOT Project Pmts		BEG. BALANCE		0.00	
07/01/2010			2010-11 Fiscal Year Begin				0.00	
10/28/2010	AP	INV	MORRISH/BRISTOL INTERSECTION	Zito Construction	10/20/10	149,868.21	149,868.21	
12/22/2010	AP	INV	MORRISH/BRISTOL INTERSECTION	Zito Construction	#2	97,921.26	247,789.47	
03/31/2011			202-463.302-801.500-463.302	END BALANCE			247,789.47	
Cumulative Net Debits and Credits:						247,789.47	0.00	247,789.47

TOTAL Intersection Project Expenditures

256,093.47 **256,093.47**

TOTAL Revenues for Meijers Project
TOTAL Expenditures for Meijers Project
Difference

1,095,000.00
1,147,873.44
52,873.44

POLICY AND PROCEDURES FOR USE OF FORCE

I. PURPOSE

To guide officers in the use of force to overcome the resistance offered; to effect a lawful arrest, and/or accomplish the lawful performance of duty while protecting the public; to provide for officer safety; and to provide for the treatment of any injury or complaint of injury arising from the use of force.

II. DEFINITIONS

- A. *"Control"*: The methods an officer uses to stop the unlawful actions of a subject, or to protect the subject from injuring himself or others.
- B. *"Force"* is the attempt to establish control through physical means, in the presence of resistance. All force is a means of control, however, control can at times be achieved without the use of physical force.
- C. *"Last Resort:"* Situations where certain immediate measures must be undertaken by an officer to protect human life. Force used in these situations may involve the use of techniques or weapons not covered by policy; however, they remain to be measured by "reasonable" and "necessary" use of force standards. .
- D. *"Less Lethal Force"* is any force used by an officer that will not reasonably be expected to, or have the likely potential to cause death.
- E. *"Deadly Force"* is any force used by an officer that has a reasonable probability to cause serious injury or death.
- F. *"Reactionary Gap"* is a safety zone between the officer and subject which affords the officer time to react to aggression.
- G. *"Reasonableness"* means within reason, moderate action suitable to the situation, consistent with department approved training and policies. The final decision as to the reasonableness of a police action will be determined on a case by case basis by those members of the department called upon to review the appropriateness of those tactics or actions, based on what a "reasonable" officer would have done under like circumstances.
- H. *"Resistance"* is the subject's failure to comply with an officer's attempt to establish control.

III. AUTHORIZATION FOR THE USE OF FORCE

Officers are authorized to use department approved control techniques and authorized equipment for resolution of incidents, as follows:

- A. to stop potentially dangerous and/or unlawful behavior;
- B. to protect the officer or another from injury or death;
- C. to protect subjects from injuring themselves;
- D. in the process of effecting a lawful arrest when a subject offers resistance;
- E. to prevent escape from custody.

IV. USE OF FORCE CONSIDERATIONS

- A. Officers will consider the use of force from two (2) perspectives; resistance and control.
- B. Officers should assess the incident to determine the level of control that would be reasonable for the resistance encountered. Officers should attempt to gain control by means of verbal directives or commands.
- C. If verbal directives or commands are ineffective, or not feasible given the circumstances of the situation, the officer may find it necessary to escalate to control methods that involve the use of physical force. If force is necessary, the officer must decide which technique(s) or authorized equipment will bring the incident under control.

V. ESCALATION AND DE-ESCALATION OF FORCE:

- A. Officers may use the level of force that is reasonably necessary to accomplish a lawful objective, based on the level of resistance encountered. As the resistance is overcome, the officer must de-escalate in an appropriate manner.
- B. Escalation of force may be justified when an officer reasonably believes that the level of force being used is insufficient or unsafe to stop or control the resistance.
- C. The officer should consider the following variables when making a decision to escalate or when to de-escalate the level of control:

1. Officer/Subject: size, physical abilities;
2. Environmental Conditions: such as close or confined areas;
3. Nature of contact;
4. Additional Factors: level of threat, number of officers, number of subjects involved, availability of back-up.
5. Reaction Time: the officer must consider that action is faster than reaction.
6. Reactionary gap: safety zone between officer and subject.

VI. DEADLY FORCE PROCEDURES

A. The use of Deadly Force is limited to the following situations:

1. to protect the officer or another from what is reasonably believed to be an imminent threat of death or serious physical injury;
2. to prevent the escape of a subject who is fleeing from an inherently violent felony crime, and the officer has probable cause to believe that the subject poses a threat of death or serious physical injury to the officer or others.

Where feasible, officers shall identify themselves and provide a warning before Deadly Force is applied.

B. Deadly Force may not be used in the following situations, except as a "Last Resort"

1. to shoot at or from a moving vehicle;
2. subject fails to stop for a blockade/roadblock,
3. fails to obey a command to stop their vehicle.

C. Warning shots are prohibited.

VII. MOTOR VEHICLES AS FORCE

- ### A. Intentional collisions, partial or complete roadblocks, "boxing in", rolling roadblocks, or other similar methods, techniques, or actions may constitute the use of force.

- B. The use of any such methods, techniques or actions must be justifiable and in accordance with departmental guidelines.

VIII. MEDICAL CONSIDERATIONS

- A. Officers using force on a subject shall make medical treatment available to that subject when:
 - 1. The subject requests medical treatment;
 - 2. The subject complains of injury or continued pain;
 - 3. Any officer observes or suspects injury to the subject;
 - 4. The subject does not substantially recover from the effects of an Less Lethal Weapon, within the reasonable and expected period of time.
 - 5. Directed by a supervisor or acting supervisor.
- B. When physical force is used upon a subject;
 - 1. An officer should be designated to monitor the subject.
 - 2. The subject should be monitored.
 - 3. Persons exhibiting signs of unusual distress should be transported to a medical facility for treatment.
- C. All medical treatment shall be documented, along with the nature of the injury or complaint of injury, in the incident report and the Use of Force report form. In addition to the written description, documentation may include photograph, video or sketch.
- D. Medical treatment will be provided by a departmentally designated medical provider.
- E. Prior to removing the subject from the medical provider, officers shall receive written authorization from the attending medical authority.
- F. Officers shall notify a supervisor of the incident as soon as practical.

X. REVIEW OF USE OF FORCE

The Chief or designee will review every incident in which an officer uses force according to the department's Post Force Reporting Policy.

XI. COMPLIANCE

Violations of this policy, or portions thereof, may result in disciplinary action.

XII. OFFICERS ASSIGNED TO OTHER AGENCIES

Officers of this department assigned to or assisting other law enforcement agencies will be guided by this policy.

XIII. APPLICATION

This order constitutes department policy, and is not intended to enlarge the employer's or employee's civil or criminal liability in any way. It shall not be construed as the creation of a higher legal standard of safety or care in an evidentiary sense with respect to third party claims insofar as the employer's or employee's legal duty as imposed by law.

Policy History:

Adopted:	1 January	2000
Amended:	1 August	2006
Reviewed	1 March	2008
Amended	1 December	2011
Amended	1 January	2012

POLICY AND PROCEDURES FOR USE OF WEAPONS

I. PURPOSE

To establish procedures for the issue, carry and use of weapons and restraint devices.

II. AUTHORIZED WEAPONS

Officers in performance of law enforcement responsibilities may only carry and use weapons, restraints and ammunition authorized by the department. On-duty and off-duty weapons must be initially inspected and approved by a qualified weapons instructor or armorer.

III. LESS LETHAL WEAPONS

Any authorized weapon, other than a firearm, that is less likely to cause serious or fatal injury.

A. Less Lethal Weapons provide officers with an effective control option when faced with active resistance or aggressive confrontations.

1. Less Lethal Weapons may be deployed:

- a. to effect custody or a lawful arrest of a subject who reacts or threatens to react aggressively.
- b. to defend oneself, another officer, or citizen from attack by a subject or animal.
- c. during detention situations where physical resistance has to be overcome.

2. Less Lethal Weapons shall not be deployed:

- a. to gain compliance from a non-aggressive subject or to threaten or attempt to gain information from a subject.

- b. for demonstration purposes unless authorized by the Chief or designee.
 - c. as a joke, prank or horseplay.
- B. Before they may be carried and deployed, officers shall meet department training requirements for each authorized Less Lethal Weapon.

IV. AEROSOL SUBJECT RESTRAINT (ASR)

- A. An ASR may be used by trained personnel to:
 - 1. Exercise control during arrest or detention of a subject(s) who physically resists and/or threatens to physically resist by assuming an aggressive posture.
 - 2. Defend oneself, another officer or citizen from attacks by a subject or animal.
- B. An ASR, if carried, shall be carried in a manner that provides for adequate security and retention.
- C. In the event an officer is personally threatened with an ASR, the officer may use that degree of force reasonably necessary to defend against the assault.
- D. After Use Procedures
 - 1. After a subject has been exposed to an ASR, the officer should:
 - a. give momentary pause before moving in to establish control to ensure the ASR has begun to produce the expected effect;
 - b. close the gap to establish control and handcuff;
 - c. provide verbal directions and positive reinforcement to reassure the subject that the level of discomfort is only temporary.

2. Persons being exposed to ASRs should be:
 - a. treated with exposure to fresh air (face into wind, fan, etc.) and/or allowed to wash with copious amounts of flowing water.
 - b. monitored by a designated officer for signs of medical distress. If they do not substantially recover within a reasonable time medical treatment should be provided.

V. IMPACT WEAPONS

- A. Impact weapons may be used by trained personnel:
 1. To affect custody during a lawful arrest of a subject who reacts or threatens to react aggressively.
 2. To defend oneself, another officer, or citizen from attack by a subject or animal.
- B. Procedures for impact weapons use:
 1. Impact weapons will be carried in the approved carrier.
 2. The head, neck or clavicles are considered deadly force targets. Intentional striking of these targets should only be done when the use of deadly force is justified.
 3. In situations where the use of an impact weapon is justified, an officer may use a flashlight as an impact weapon when the:
 - a. authorized impact weapon is unavailable for use or not readily accessible, and
 - b. flashlight is utilized in a manner consistent with techniques of the impact weapons training program, and
 - c. flashlight is used in strict compliance with all applicable sections of this policy and the department's Use of Force policy.

- C. Persons struck by an impact weapon should be monitored by a designated officer for signs of medical distress. If medical distress is observed or suspected, medical treatment shall be provided.

VI. ELECTRO MUSCULAR DISRUPTION DEVICE (TASER™)

A TASER™ is not intended to replace firearms, other tools or techniques. The TASER™ provides officers with a control option when faced with active resistance.

A. CARRYING THE TASER™

1. The TASER™ shall be carried by the officer(s)" assigned to road patrol duty. Other TASER™ certified officers may carry a TASER™ while on duty, in accordance with this section. The Chief of Police or his designate may make exceptions to this subsection, when appropriate.
2. Officers shall carry the TASER™ in the issued holster. The holster will be worn on the duty belt opposite the firearm
3. Each unit shall be spark checked prior to carrying. The identification number of the TASER™ issued shall be placed on the officer's daily log and the TASER™ check-out log. Only a properly functioning TASER™ shall be carried on duty.
4. When not in use, the TASER™ and all associated equipment shall be stored in a secured area of the police building, inaccessible to non-police personnel.

B. USE OF THE TASER™

1. It is forbidden to use the TASER™ in a punitive manner and/or outside the scope of the officer's authority. The TASER™ shall not be used on a subject who is not actively resisting or to threaten or attempt to gain information from a subject.
2. Officers may use the TASER™ when they are required to use physical force to take a person into custody that is actively resisting, to protect the officer from physical assault, to protect a subject from injuring themselves or others, and against animals that pose a serious threat towards the officer or others.

3. The TASER™ should not be intentionally aimed at a person's head, neck, or groin area.
4. When practical, preferred TASER™ targeting is to the subject's back or lower center mass. This is especially important if the subject is exhibiting symptoms of distress because of exhaustion from exertion or from what the officer believes is agitated/excited delirium behavior.
5. When practical, prior to the use of the TASER™, the officer should give the subject verbal commands. The officer should inform the subject that if they do not comply they will be tased. Officers should also inform others present of their intent to discharge the TASER™.
6. As soon as it is practical, EMS should be requested when the subjects who are to be taken under control exhibit bizarre behavior accompanied with symptoms of medical distress.
7. The officer should consider other options or tactics if compliance is not gained after each TASER™ application whether by probes or Drive Stun mode. This shall not preclude the officer from multiple reasonable applications of the TASER™ on an individual.
8. Officers should avoid using the TASER™:
 - a. on any obvious or known pregnant female.
 - b. on any subject who is saturated with or in the presence of flammable or combustible liquids or in a Meth Lab.
 - c. in conjunction with an aerosol spray weapon.
 - d. against a subject already handcuffed or otherwise restrained unless physical resistance has to be overcome.
 - e. on a subject who is significantly elevated above the normal surface level.
 - f. on a subject who is holding an infant.
 - g. when another officer is using the TASER™ on the subject.

C RESPONSIBILITIES AFTER USE

1. Medical attention should be provided, as soon as it is practical, to subjects taken under control who suffer from exhaustion or exhibit agitated/excited delirium behavior.
2. The officer should visually examine the area struck to determine if an injury was sustained. Subjects should be monitored by a designated officer for signs of medical distress. If they do not substantially recover within a reasonable time, medical treatment should be provided.
3. Remove the TASER™ probes as soon as it is tactically safe to do so.
4. Officers shall wear department issued protective medical gloves when performing this procedure.
5. **Do not** attempt probe removal when the subject is combative or when the probe(s) have penetrated a sensitive/soft tissue area such as the face, neck, head, female breast or female/male genitalia area. Either a trained medical person shall be called to the scene or the subject shall be transported to a medical facility for removal of the probe in these circumstances.
6. Officers shall provide first aid following the removal of the probes by cleaning and applying an adhesive bandage to the probe sites as needed. Officers shall inspect the probes after removal to ensure the entire probe and barb has been removed. In the event the probe or probe barb has broken off and is still embedded in a subject's skin, a trained medical person shall be called to the scene or the subject shall be transported to a medical facility for removal of the item(s),
7. The TASER™ probes removed from the suspect's body shall be considered a biological hazard and handled accordingly.
8. Officers shall attempt to locate A.F.I.D. tags from the deployed TASER™ cartridge along with the probes, leads and spent cartridge and place them in evidence, using bio-hazard labeling.

D. TASER™ USE REPORTING PROCEDURES

1. Each TASER™ discharge shall be documented prior to the officer going off duty:
 - a. unintentional discharge will be reported using the same departmental procedure for reporting the firearm destruction of animals.
 - b. intentional discharge, drive stun or the use of a spark test to gain compliance from a subject, will be reported via incident report and Subject Resistance/Officer Control Report.
 - c. spark test will be recorded on the TASER™ check out log.
2. When lodging subject in the County Jail, jail personnel shall be informed that the subject resisted and a TASER™ was used to gain control and document the notification in the Subject Resistance/Officer Control Report.

E. MAINTENANCE AND CARE

Only a properly functioning and charged TASER™ shall be carried on duty. An officer shall promptly remove a TASER™ from service if it malfunctions, it is in need of service or the air cartridges are past their expiration date.

VII. FIREARMS

- A. Only authorized firearms and ammunition shall be carried while on or off-duty.
- B. Handguns and ammunition shall be carried in authorized holsters and ammo carriers.
- C. Long guns and ammunition shall be carried in the vehicle in an approved manner.

- D. Use of a firearm is categorized as deadly force as described in the Use of Force policy. A firearm shall be used in strict compliance with the deadly force sections of the Use of Force policy.
 - 1. Officers may use a firearm to destroy an animal that represents a threat to public safety, or as a humanitarian measure when the animal is seriously injured, or;
 - 2. While on the firing range during a recognized firearms training program.

- E. Firearms Off Duty
 - 1. This department does not require the carrying of a firearm by sworn officers while off duty.
 - 2. Officers who carry a firearm off duty shall do so in compliance with department policy.
 - 3. Officers carrying a firearm while in civilian clothing shall ensure the weapon is carried in a secure manner and concealed from public view.
 - 4. Officers shall not transport department owned equipment, weapons or implements or exercise any police powers granted by the City outside the State of Michigan. The Chief or his designee may authorize exceptions for situations where the officer is on duty and on a department assignment.
 - 5. Employees possessing a Concealed Pistol License shall not carry any department owned equipment, weapons or implements while off duty.
 - 6. Any officer possessing a Concealed Pistol License may not carry a weapon under the **City** law enforcement authority. If a weapon is carried off duty, it will be as a private citizen, without police powers and under the regulations of the license.

VIII. RESTRICTIONS

- A. Weapons shall not be exhibited or displayed contrary to section X herein, except when necessary for legitimate law enforcement purpose.

- B. Officers may carry folding pocketknives of legal length and description. Knives are to be routinely utilized as utility tools, rather than as weapons.
 - C. The use of equipment or other objects not designed or designated as weapons, but used as such, requires extreme and urgent circumstances as defined in the "Last Resort" section of the Use of Force policy. Such use will generally be treated as the use of deadly force.
 - D. No officer shall modify, alter or change in any manner the authorized tools, weapons or implements approved for carry without the specific permission of the Chief of Police or his designee.
- X. TRAINING AND PROFICIENCY
- A. Firearms training will be conducted at least two times a year. The training applies to all firearms authorized or approved for law enforcement purposes, including the primary duty, backup and off-duty firearm, shotgun, carbine or rifle, or any other firearm.
 - B. Officers shall demonstrate proficiency with any authorized weapons, prior to their issue or carry. This shall apply to restraint devices, aerosol weapons, impact weapons, TASER™ or other less-lethal-force weapons and any other weapons, which an officer is equipped or is authorized to carry. Refresher training on the use of TASER™ will be conducted annually and other authorized weapons will be held at a minimum of every two years.
 - 1. Continued proficiency in subject control techniques and the use of authorized weapons is recognized as a required job skill, necessary to continue employment as a police officer.
 - 2. Failure to successfully complete the required training at the assigned frequencies, or to demonstrate proficiency in the use of any authorized weapon, may result in one or more administrative actions:
 - a. revocation of authorization to carry or use the weapon in question;
 - b. discipline, up to and including discharge.

- c. the department may take reasonable steps to provide the officer with additional or remedial training.

X. SAFETY AND SECURITY OF WEAPONS

Officers are responsible for the safe and secure storage of all weapons, whether in the workplace, or elsewhere.

A. In the workplace:

1. Weapons shall be safely handled at all times. Safety guidelines for firearms shall be followed.
2. Weapons shall not be left unattended.
 - a. Weapons, and firearms that are loaded with the safety on, may be stored in a secured area, inaccessible by non police personnel.

B. In the home;

1. All weapons should be handled safely. Firearm safety guidelines should be followed.
2. All weapons left unattended in the home, or elsewhere, shall be secured.
3. All weapons shall be kept away from children or other unauthorized persons.

XI. HANDCUFFS AND RESTRAINTS

A. Subjects taken into custody shall be handcuffed behind their back, except:

1. When the subject has an injury that does not permit his/her arms to move behind the back.
2. When the subject's age, physical condition, or physical limitations also indicate a change in procedure is appropriate.
3. Juvenile status offenders, if they are compliant to the officer's directions.

4. When one of the conditions listed above exists, the subject should be restrained in front.

- B. Whenever handcuffs are applied, they shall be double locked. The exception to this rule is when, due to the arrest environment, it is tactically unsafe. Handcuffs shall be double locked as soon as possible after exiting the unsafe environment.
- C. All subjects shall be handcuffed before being searched, provided an exception to the handcuffing requirement does not exist.
- D. When transporting a handcuffed subject, the officer should attempt to assure that unnecessary tightness does not occur.
- E. Except under exigent circumstances, officers should not handcuff a subject to fixed objects or once handcuffed leave them unattended.
- F. If an officer encounters resistance after applying handcuffs, the officer should utilize reasonable control techniques.
- G. Use of alternative restraint devices, such as flexcuffs, leg ties, or hobbles should be limited to situations in which standard departmental restraint devices are unavailable or insufficient to safely secure suspects.
- H. "Hog-tying" and other types of restraint that involve bending a person to connect his hands and feet should be avoided. Officers should avoid restraint and transport techniques that place individuals into positions that restrict breathing.

XII. REPORTING REQUIREMENTS

Whenever an officer uses an authorized weapon as a means of controlling resistive behavior, or uses any other object as a weapon pursuant to the "Last Resort" provisions of the Department's Use of Force policy, said use shall be reported as prescribed in the Post Force Reporting Process.

XIII. COMPLIANCE

Violations of this policy, or portions thereof, may result in disciplinary action.

XIV. OFFICERS ASSIGNED TO OTHER AGENCIES

Officers assigned to or assisting other law enforcement agencies will be guided by this policy.

XV. APPLICATION

This order constitutes department policy and is not intended to enlarge the employer's or employee's civil or criminal liability in any way. It shall not be construed as the creation of a higher legal standard of safety or care in an evidentiary sense with respect to third party claims insofar as the employer's or employee's legal duty as imposed by law.

Policy History:

Adopted:	1 January	2000
Amended:	1 August	2006
Amended	1 March	2008
Amended:	1 January	2012



ROWE PROFESSIONAL SERVICES COMPANY

Large Firm Resources. Personal Attention. sm

January 20, 2012

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

RE: Five Year Community Recreation Plan

Dear Mr. Svrcek:

ROWE Professional Services Company appreciates this opportunity to provide our revised proposal to assist the City of Swartz Creek with its Five Year Community Recreation Plan. The city's current plan expired December 31, 2011. An approved plan is required for communities who wish to pursue funding through the Michigan Department of Natural Resources (DNR) for various grant programs. It also documents public support for projects that may use other funding sources, such as Transportation Enhancement funds.

ROWE Professional Services Company will utilize our experience with the city developing its previous recreation plans, site concepts, recreation plans and grant applications to assist with our process. In developing a Five Year Community Recreation Plan we follow the current "Guidelines for Preparing a Community Recreation Plan" published by the DNR.

I look forward to assisting the new members on your Park and Recreation Advisory Board in developing this new plan. Please contact Lou Fleury or me at (810) 341-7500 with any questions you may have.

Sincerely,
ROWE Professional Services

Doug Schultz, RLA
Director of Landscape Architecture

Having reviewed this proposal, acceptance of this proposal is hereby confirmed. ROWE Professional Services Company is authorized to proceed with the work.

Accepted by: _____
Signature Date

Print Name and Title

R:\sdsk\Proj\PROPOSAL\LANDARCH\Swartz Creek\rec plan 3.doc

Statement of understanding

An approved plan will enable the city to apply for Michigan Department of Natural Resources (MDNR) development grant applications. The plan will also involve the public as well as provide materials and a venue to promote the benefit of having parks and recreation facilities for both residents and non-residents. The public input process will include meetings with the Parks and Recreation Commission and ROWE staff.



Project approach

ROWE will provide a fresh look at Swartz Creek's parks and recreation facilities and programs. We acknowledge that you, city officials, and the community at large are the experts concerning your desires and needs. We will identify those needs and explore efficient ways to meet them. It is understood that Tom Svreck will be the single point of contact and will provide all project direction. Doug Schultz, RLA, will serve as your project manager with input from Lou Fleury, P.E.

Report / meetings (54 hours) this includes research, preparation of a draft and final document, meetings and site visits to report on barrier free accessibility of all park facilities, etc. Narrative will include the efforts of the planning process, public input and the development of specific goals and objectives and action plan to guide park improvements.

BASE SCOPE ITEMS/TIMETABLE

Task	Month					
	J a n	F e b	M a r	A p r	M a y	J u n
Meet with city / park advisory board to review project schedule and gather existing information.						
Update recreation inventory of park facilities / ADA review, with input from staff.						
Update the plan's administrative structure component; will require the city to provide updated recreation budget information.						
Meet with Parks Commission, identify the plan's key issues and priorities. Review and update the mission statement, goals and objectives.						
Provide a draft document to review. Meet to review comments and prioritize action plan. Post for one month public review.						
Update plan based on public input as directed by city. Present the plan at a public hearing with city council and Parks Commission.						
Complete the plan as directed by city. Provide 10 spiral-bound final copies of the plan and one copy of the electronic files.						
Submit to MDNR, regional planning agency and city.						

Mr. Tom Svreck
January 20, 2012
Page 3

Notes:

- + The city will coordinate the advertisement and location of meetings and documentation.
- + Proposal does not include concept site plan or design engineering.
- + City will coordinate resolution and adoption of the final plan and documentation.
- + The scope includes ROWE staff attending a total of five meetings.
- * Plan will include information from previous city documents

FEE

We propose to complete the work as noted above for the lump sum fee of \$5,900

City of Swartz Creek
Park and Recreation Advisory Board
Wednesday, January 18, 2012
Minutes

Meeting was called to order at 6:11pm.

ROLL CALL:

Board members present: Jim Florence, Rod Gardner, Rae Lynn Hicks, Rick Henry, Korene Kelly, Ray Thornton

Absent board members: Dave Plum, Ron Schultz, Mike Shumaker,

Staff present: Director of Public Services, Tom Svrcek
Others present:

AGENDA: Motion by Member Henry, second by Member Gardner, to approve the agenda as presented. Motion carried.

APPROVAL OF MINUTES: Motion by Henry, second by Member Florence to approve the minutes of the January 11, 2012 minutes as submitted. Motion carried.

MEETING OPEN TO THE PUBLIC: No comments.

COMMUNICATION TO THE BOARD:

- A. Letters from Members Plum and Schultz received, read and accepted to place on file.
- B. Copies of letters are attached for your review.

REPORTS: TOM SVRCEK, Just a reminder, this is our first meeting to update the park plan. Mr. Doug Schultz wasn't invited to this meeting since the council hasn't had the opportunity to appropriate the dollars to pay Rowe to do the five year plan update. This should be approved at the next council meeting, scheduled for January 23, 2012.

We are not looking to get any D&R grants in 2012, but will try to set up the park plan for 2013. We are working toward the plan put together by Mr. Zettel, Kiwanis and other organizational groups that are committed to raising funds for the parks.

It is important to remember that whatever we do we can apply the plan to either park. If groups raise funds for a specific park, those funds will go to that park.

Much discussion followed regarding the possibility of increasing the parking areas in both Elms Park, but specifically Winshall Park by looking at possible changes to the layout of the park. We will gain a lot of room over the next few because of all the trees that are dying and will have to be removed.

Winshall Park concerns: Small Playscape, Restroom location, Porte-Jon's (loved by parents and children, but are expensive).

OLD BUSINESS: Brief review of the fund raising efforts up to now. We have several organizations ready and willing to go out and raise money. Our goal is to complete the Five Year Park Plan so we can **provide sound goals** for the individual and groups to work on. Adam is in contact with several groups and will provide progress information to the board as it comes available.

NEW BUSINESS: Review of the Five Year Plan. We should start at the front going back as not much of the information will change as it is sort of like boiler plate information. We need to work on identifying our projects, goals and objectives.

The board has started the steps toward having our public hearing, by holding our group meeting in December and our meeting held last week. After we have our public hearing, we will make a copy of the results available for public review 30 days, then present it to Rowe for completion and approval by City Council.

We won't make the March deadline for submission, but should be able to make the April 2, 2012 deadline. We should then be able to apply for a grant in 2013.

We want to leave the Heritage Park information in the plan, but make sure it isn't listed in our top 10 items needed.

Korene would like to see the walking trail completed in Winshall Park and the exercise course maintained and or improved. Discussion followed: The course hasn't been used very much except for the Track Team using it. Without the large play scape most people want to use Elms park. There is very little parking. More signage is needed to direct people to the parks. Bathrooms too far away from play area. Nice area for smaller kids.

Rod expressed concerns about looking out too far and made a point that some of these goals are not attainable. They are "WAY OUT". Another important point is that not nearly as many trees need to go back in the park as came out.

GOALS:

- Open space (provided by dead tree removal)
- Specific plan as to where we want trees
- Walking trail around both parks (\$50k could make a nice trail)
- Maintenance of the Playscape's
- Support park activity (Community groups as well as individuals)
- Possibly another Pavilion

ONGOING PROJECTS:

- Playscape renovation and maintenance
- Pavilions and Picnic tables by Rotary ?
- Maintenance of walking paths
- Restroom maintenance and possible renovation

Much discussion regarding existing conditions of the parks, bridges, playscape's, trails, trees, wild flower area, available property, school property, trail behind peoples homes, etc.

We can take information from pages 23, 24 and 25 from the 2006 Park Plan and re-prioritize those goals to meet our needs for this year and beyond. Make sure the goals are attainable through Grants, work teams and donations from Civic Groups.

Plan fund raising events with a THERMOMETER theme!

Other business: None

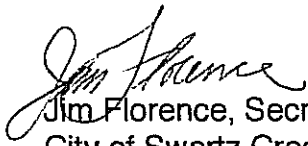
Meeting Open to the Public: No comments

Board Member Comments: None

NEXT MEETING: To be announce after we hear back from Mr. D. Schultz

Meeting adjourned at 7:45pm

Respectfully submitted,


Jim Florence, Secretary
City of Swartz Creek
Park and Recreation Advisory Board



Rae Lynn Hicks <raelynh99@gmail.com>

Parks

1 message

reses57@comcast.net <reses57@comcast.net>
To: raelynh99@gmail.com

Thu, Jan 12, 2012 at 1:59 PM

Hi Pres.

These are my thoughts about the parks 5 year plan.

1 play scape.

2 Bathrooms; I would like to keep both bathrooms the same as they are. Just paint the ceilings and walls. Don't put tile or any expensive items in them people will just wreck them. I would like to have electric air hand dryers instead of paper, also maybe some new lights.

3 Trees and some flowers.

4 Rebuild the kids play area and get some new equipment.

5 Walking path.

6 Croquet.

7 Tables.

Forget the Dog park,Fountain, Skate board,Ice skating,Splash park

New Boy on the park.

Ron Schultz

P.S.

Sorry I will not be there. Birthday Vac.



Rae Lynn Hicks <raelynh99@gmail.com>

Parks Meeting

1 message

David Plumb <scfirecapt@yahoo.com>

Tue, Jan 17, 2012 at 8:11 PM

Reply-To: David Plumb <scfirecapt@yahoo.com>

To: "pbueche@cityofswartzcreek.org" <pbueche@cityofswartzcreek.org>, Tom S <tsvrcek@cityofswartzcreek.org>, Rae Lynn Hicks <raelynh99@gmail.com>

Unfortunately I will not be able to make the meeting due to work.

After reviewing the current plan, I feel we should, for the most part, stay on course. I also feel we need to add some additional information to our current plan to acknowledge its successes of the past 5 years and remove some of the things we know will never happen in the next five years.

We should continue to be in discussions with local and regional community groups to help us attain these goals. With park maintenance, we should look into possibly a "adopt a highway" concept to help us maintain structures in the park. Whether it be cub/boy scout groups, schools groups or community groups such as the Kiwanis helping us update or improving our structures, we should seek them out to see if we can work together to achieve both of our goals. A lot of these groups can seek out and obtain donations for materials. This will help keep the structures nice and allow them to get some recognition/badges ect. in the process.

I know we touched on this for a moment at last weeks meeting, but I have always maintained that we should put a little more effort into Winshal Park. Elms Park has the most exposure and gets the most attention and is more of a "public" park where Winshal is more of a "community" park. Though it is difficult because of the parking issues and location, I would like to see us somehow drive some of the groups coming to us for park usage in that direction.

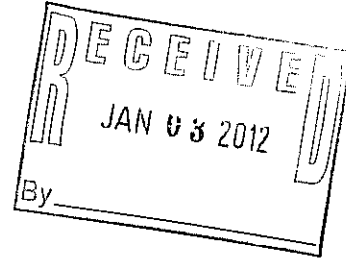
Again I apologize for not being able to make it.

Dave

Kalamazoo Customer Service Center

2500 East Cork Street, Kalamazoo, MI 49001 • (800) 477-5050 • Facsimile (269) 337-2321

December 27, 2011



CITY OF SWARTZ CREEK
8083 CIVIC DR
SWARTZ CREEK MI 48473-1377

Enclosed for approval and signature is the original Authorization for Change and Resolution covering the replacement of streetlight(s). The light(s) on Exhibit A have been changed due to damage, burning out, etc.

Please sign and return the original Authorization for Change and Resolution in the enclosed self-addressed envelope. Upon receiving the contract we will update your monthly bill and our records.

If you have any questions, please contact me at (269)337-2284.

Amanda Elkins
Statewide Street Light Team
(269)337-2284
Kalamazoo Service Center

AUTHORIZATION FOR CHANGE IN STANDARD LIGHTING CONTRACT (COMPANY-OWNED)

Consumers Energy Company is authorized as of 8/13/2011, by the City of Swartz Creek, to make changes, as listed below, in the lighting system(s) covered by the existing Standard Lighting Contract between the Company and the City of Swartz Creek, dated 1/1/1973.

- General Service Unmetered Lighting Rate GUL, Standard High Intensity Discharge as identified in Exhibit A.
- General Unmetered Experimental Lighting Rate GU-XL as identified in Exhibit B.

Notification Number 1012625745

Construction Work Order Number 16400420

Except for the changes in the lighting system(s) as herein authorized, all provisions of the aforesaid Standard Lighting Contract dated 1/1/1973, shall remain in full force and effect.

By: _____
Its _____

This Agreement may be executed and delivered in counterparts, including by a facsimile or an electronic transmission thereof, each of which shall be deemed an original. Any document generated by the parties with respect to this Agreement, including this Agreement, may be imaged and stored electronically and introduced as evidence in any proceeding as if original business records. Neither party will object to the admissibility of such images as evidence in any proceeding on account of having been stored electronically.

RESOLUTION

RESOLVED, that it is hereby deemed advisable to authorize Consumers Energy Company to make changes in the lighting service as provided in the Standard Lighting Contract between the Company and the City Village Township of Swartz Creek, dated 1/1/1973, in accordance with the Authorization for Change in Standard Lighting Contract dated as of 8/13/2011, heretofore submitted to and considered by this Commission Council Board; and

RESOLVED, further, that the _____ Clerk be and are authorized to execute such authorization for change on behalf of the City Village Township.

STATE OF MICHIGAN)
) ss
COUNTY OF Genesee)

I, _____, Clerk of the City Village Township of _____ do hereby certify that the foregoing resolution was duly adopted by the Commission Council Board of said municipality, at the meeting held on _____.

 City Village Township Clerk

Dated:



Springbrook Colony Condo Assn

January 11, 2012

UTILITY TRANSFER AND DEDICATION

In as much as there are no differences in the tax structure between Swartz Creek residence property owners and those of Springbrook Colony Condo Property owners. Springbrook Colony Condo Association desires to enter into an agreement with the City of Swartz Creek whereby the common element sanitary sewer system, water system, utility systems "to include street lighting expense, street maintenance "excluding snow plowing" would be dedicated to the City of Swartz Creek. In so doing the Springbrook Colony Homeowners Association grants the City of Swartz Creek all easements to said property. The City of Swartz Creek would accept responsibility for all damage caused in the maintenance and repair of all streets, curb's and gutter's, drainage structure's, sidewalks, driveways, landscaping and etc in the same way it accepts responsibility for all Swartz Creek tax paying residents.

Cost Model: Heritage Village SAD (115 Units)

revised December 20, 2011

Date	Check #	Heritage Village, Expense	
9/23/2010	34012	\$50.00	
11/18/2010	34214	\$150.00	
12/16/2010	34308	\$312.50	
5/12/2011	34842	\$125.00	
6/16/2011	34962	\$150.00	
7/15/2011	35095	\$137.50	
		Sub Total	\$925.00
Postage	Public Hearing #1 Public Hearing #2		
		Sub Total	\$71.72
Public Notices		105.05 150.15 77.65	
		Sub Total	\$332.85
Heritage Village Construction		\$136,038.38 Ace Asphalt \$1,174.00 C&H	
		Sub Total	\$137,212.38
Design Engineering		\$12,242.00 Rowe 6/16/2011 \$580.00 FSE 6/23/11	
		Sub Total	\$12,822.00
Constr Engineering		\$5,131.00 Rowe 11/3/2011 \$5,989.00 Rowe 11/3/2011	
		Sub Total	\$11,120.00
		Grand Total	\$162,483.95

	Estimated Cost	Final cost of SAD
Total of Project	\$158,069.60	\$162,483.95
Contingency 7% of total project	\$11,064.87	
Project Subtotal	\$169,134.47	
Less funds paid by Developer	(\$15,300.00)	-15300
Total before Interest	\$153,834.47	\$147,183.95
Interest: 0.5% per year / five years	\$3,845.86	\$3,679.60
Grand Total	\$157,680.33	\$150,863.55
Divided by 5 years	\$31,536.07	\$30,172.71
Divided by number of Units: 115	\$274.23	\$262.37
Total per Unit	\$1,371.13	\$1,311.86

Per Unit Principal/Interest Breakdown

Principal 1279.86 Interest 32.00

5 Year Principal/Interest Breakdown

Year 1-4 (2012, 2013, 2014, 2015)

Principal 255.97 Interest 6.40

Year 5 (2016)

Principal 255.98 Interest 6.40

106

Cost Model: Springbrook East SAD (64 Units)

revised December 20, 2011

Date	Check #	Springbrook East Expense		
10/14/2010	34092		\$175.00	
11/18/2010	34214		\$700.00	
12/16/2010	34308		\$187.50	
3/7/2011	34638		\$1,087.50	
4/21/2011	34765		\$225.00	
5/12/2011	34842		\$812.50	
6/16/2011	34962		\$100.00	
7/15/2011	35095		\$312.50	
		Sub Total:		\$3,600.00
Postage	Public Hearing #1 Public Hearing #2			
		Sub Total:		\$35.20
Public Notices				
			\$114.19	
	Public Hearing #1		\$152.46	
	Public Hearing #2		\$77.65	
		Sub Total:		\$344.30
Springbrook East Construction			\$108,541.22	
		Sub Total:		\$108,541.22
Design Engineering			\$977.00 Rowe 6/16/2011	
			\$8,860.75 Rowe 6/16/2011	
			Sub Total	\$9,837.75
Constr Engineering			\$9,032.75 Rowe 11/3/11	
			\$1,947.25 Rowe 11/3/11	
		Sub Total:		\$10,980.00
		Grand Total		\$133,338.47
		Estimated Cost	Final cost of SAD	
Total of Project		\$135,626.70	\$133,338.47	Per Unit Principal/Interest Breakdown
Contingency 7% of total project		\$9,493.87		
Total before Interest		\$145,120.57		Principal 2083.41 Interest 52.09
Interest: 0.5% per year / five years		\$3,628.01	\$3,333.46	
Grand Total		\$148,748.58	\$136,671.93	5 Year Principal/Interest Breakdown
Divided by 5 years		\$29,749.72	\$27,334.39	
Divided by number of Units: 64		\$464.84	\$427.10	Principal 416.68 Interest 10.42
Total per Unit		\$2,324.20	\$2,135.50	



**GENESEE COUNTY CORPORATION
COUNSEL**

1101 BEACH STREET, ROOM 317
FLINT, MICHIGAN 48502-1417
TELEPHONE (810) 257-3050
TELEFAX (810) 257-2715

ASSISTANT
CORPORATION COUNSEL

CELESTE D. BELL
ANDREW C.
THOMPSON

WARD
CHAPMAN
CORPORATION
COUNSEL

December 20, 2011

All Genesee County Commissioners

Re: Genesee County Drain Commissioner, Jeffrey Wright *et.al.* vs. Genesee County *et. al.*

Dear Commissioners:

As you know, Genesee County Drain Commissioner Jeffrey Wright and several others have commenced a civil action in Genesee County Circuit Court against Genesee County and the Genesee County Board of Commissioners. This letter is intended to provide you with an overview of this matter.

Commissioner Wright joins as a Plaintiff in this action in his capacity as the County Agency under the County Public Improvement Act of 1939, MCL 46.171 *et seq.*, commonly known as Act 342. The County's water and sewage systems were established at the direction of the County Board of Supervisors and later the County Board of Commissioners, and were developed and are operated by the County Agency, under Act 342.

The Charter Township of Fenton and 13 individuals have joined the County Agency as Plaintiffs in the action. Plaintiffs are represented by Scott R. Fraim of Henneke, McKone, Fraim and Dawes. The County and the Board of Commissioners are being defended by H. William Reising of Plunkett Cooney.

The County for many years contracted with Blue Cross Blue Shield of Michigan (BCBS) to provide health insurance for County employees, including but not limited to employees at the County Agency and employees at the Genesee County Community Mental Health Agency. The last year for which the County contracted for health insurance for the employees of the County Agency, Community Mental Health and all other County departments and County funded Courts, as a single group, was the year concluding May 31, 2008. During the years the County contracted for this insurance BCBS, usually at least, determined that as of the close of the year a surplus existed in the County's insurance account. BCBS would offer the County the choice to either receive

half of that surplus or allow the half to remain with BCBS, where it would be applied to reduction of the premiums next calculated after the determination. The County usually accepted payment of half of the surplus. Those payments were deposited in the County's General Fund. It is not know whether the Board of County Commissioners ever approved the election to receive these payments or the decision to deposit them in the General Fund. It is clear, however, that the current Board did not approve such an election or decision. I am not suggesting, however, that making such an election or decision was not an appropriate action for administrative staff.

Plaintiffs allege that the County, Community Mental Health, and the County Agency entered into an agreement to purchase as a group the subject health insurance. They further allege that, as a member of the alleged purchasing group, the County Agency was entitled to receive a portion of the portion of each of the partial surplus payments received by the County. No such portions were paid to the County Agency. The Complaint alleges that the total amount which should have been paid to the County Agency, and for which the County Agency requests judgment against Defendants on a breach of contract claim, exceeds \$2,700,000. Plaintiffs also seek interest, costs, and attorney's fees.

County staff has searched for any agreement between the County, Community Mental Health and the County Agency as alleged by Plaintiffs, or even any documentation evidencing such an agreement. We have found none. Apparently Plaintiffs have not found any such agreement or documentation either. If the alleged agreement were in writing, a copy would need to be attached to the Complaint or some explanation would need to be given in the Complaint as to why a copy had not been attached. MCR 2.113(F). No copy was attached to the Complaint and no explanation was provided for the non-attachment.

The Complaint states that the alleged agreement was entered into at "a date unknown to Plaintiffs." The Complaint does not allege any provisions of the asserted agreement. BCBS records, contrary to Plaintiff's assertion that the County, Community Mental Health and the County Agency purchased the insurance as a group, show only Genesee County as the purchaser. Even if there was an agreement among the County, Community Mental Health and the County Agency, furthermore, it would be reasonably possible that, as part of the agreement, it was agreed that the County would not assess to the County Agency any costs for the insurance additional to the original assessment by the County to the County Agency for a given year, even if BCBS imposed an additional assessment on the County as the only party with whom BCBS had a contract, and that the County could retain half of any year end surplus. In other words, the County would bear the risk of an additional assessment from BCBS while having the opportunity to receive some surplus. In essence, the County Agency's alleged contractual entitlement to a share of the partial surplus payments rests upon an alleged agreement which has not yet been established



to have existed and the provisions of which, even if it did exist, are not currently known. County staff, however, is continuing to search for documentation as to any such agreement.

If a relevant contract between the County and the County Agency were somehow to be established, and if under its provisions the County Agency was entitled to receive a portion of the partial surplus payments to the County, the amount which the County Agency would now be entitled to recover for breach of contract would be a small fraction of the amount claimed in the Complaint. The statute of limitations on the contract claim would at least bar claims for breaches more than six years prior to commencement of action. The total payments from surplus received by the County from BCBS within six years before commencement of this action is \$3,600,158. The only reasonably feasible method for allocating a portion of these payments to the County Agency would be based on number of subscribers. I am informed that the County Agency's subscribers, that is, insured employees, during the relevant period constituted approximately 7% of the total subscribers under the County's contract with BCBS. Applying that percentage to the subject payments to the County would produce a recovery for the County Agency, exclusive of interest, costs and attorney's fees, of \$252,011. That recovery would of course be based on County liability, which is being vigorously denied.

The Complaint in this case asserts seven counts: Breach of Contract, Conversion, Claim and Delivery, Fraud, Breach of Fiduciary Duty, Misappropriation of Public Funds and Accounting. Analysis of all these claims is beyond the scope of this overview. It will be difficult to evaluate these claims, furthermore, unless and until it is settled whether the existence of an agreement between the County and the County Agency can be established, and the relevant provisions of any such agreement are known.

There is good reason to believe that the County Agency has solicited most, and possibly all, of the other Plaintiffs to join in this action. There also is good reason to believe that the County Agency is providing the funds to pay Plaintiffs' attorney for representing these 13 other Plaintiffs. *The County Agency is the agent for the County.* MCL 46.173. The County Agency is not the agent for other units of government, such as Charter Township of Fenton. The County Agency is not the agent for individual persons, such as the 12 other Plaintiffs in this case. If the County Agency has been soliciting other parties to sue the County Agency's principal, that is, the County, and if the County Agency has been using or committing County Agency funds to provide attorney services for others to use in litigating against that Agency's principal, it is reasonable to question whether such conduct, adverse to the agent's principal, is legally correct. At the request of Board of Commissioners Chairperson Jamie Curtis, Corporation Counsel is researching that question.

I am hopeful that this overview of the matters involved in the subject civil action is useful. Please contact me or Assistant Corporation Counsel Andrew Thompson if you have any questions regarding them.

Sincerely,

A handwritten signature in cursive script that reads "Ward Chapman". The signature is written in black ink and is positioned above the typed name.

Ward Chapman
Corporation Counsel

Cc: George Martini
Donita Pikes
Martina Royster
Andrew Thompson
H. William Reising



RICK SNYDER
GOVERNOR

STATE OF MICHIGAN
DEPARTMENT OF AGRICULTURE
AND RURAL DEVELOPMENT

KEITH CREAGH
DIRECTOR

December 12, 2011

Mr. Dayne Walling, Chairman
Karegnondi Water Authority
G-4610 Beecher Road
Flint, Michigan 48532

Dear Chairman Walling:

The Michigan Department of Agriculture and Rural Development is in support of the proposed Karegnondi Water Authority (KWA) water pipeline from Lake Huron to the I-69 corridor. Our support for this project is based on the potential economic benefits and long-term cost effectiveness the project will create for the residents of the City of Flint, City of Lapeer, and Genesee, Lapeer, and Sanilac counties.

Fresh water is a critical asset for economic development. Having its own water supply from Lake Huron will help this region and its partners attract future investment and create more jobs. Water dependent companies, such as agriculture processing and manufacturing, have a vested interest in these water resources for its production efficiencies. The Michigan agriculture industry is in an excellent position to market products world-wide, and investing in the KWA pipeline will give this region the infrastructure it needs to address those needs.

In addition to the economic impact the KWA water pipeline will provide to the region, it will also greatly improve the water quality. The new pipeline will remove concerns to the community wells that have high arsenic levels. It will also create a more reliable, uninterrupted supply of water to its customers.

We look forward to providing assistance and expertise to ensure this project meets the needs of Michigan's rural communities.

Regards,

A handwritten signature in black ink, appearing to read "Keith Creagh".

Keith Creagh
Director



Jeffrey Wright
Commissioner

DRAIN COMMISSIONER'S

WATER & WASTE SERVICES' ADVISORY COMMITTEE and SURFACE WATER MANAGEMENT'S ADVISORY COMMITTEE

MINUTES OF MEETING Wednesday, December 21, 2011

MEMBERS PRESENT

Barbara Baker Omerod, Dennis Bow, Robert Cole, Paul Fortino, Steven Fuhr, Larry Green, David Guigear, Dana Horn, Clyde Howd, Shirley Kautman-Jones, Jake LaFurgey, Joe Madore, David Miller, Karyn Miller, Paul Moore, Bill Nelson, Diane Nowak, Bob Palmer, Jakki Sidge, Kurt Soper, Tom Svrcek, and Paula Zelenko.

OTHERS PRESENT

Commissioner Jeff Wright, Warren Vyvyan, Chief Deputy; John O'Brien, Director WWS; Dave Jansen, Assistant Director WWS; Dan Czarnecki, City of Fenton; and Terry Peck, Flushing Township.

Meeting called to order at 9:05. Meeting was called to order and the Pledge of Allegiance was recited. Attendance roll was called. Motion was made and supported to approve minutes from the meeting of November 16, 2011, vote was called and passed unanimously.

Water and Waste Services Advisory Committee

Old Business: None

New Business: 2012 Budget: Mr. O'Brien began by explaining the new format of the 2012 Budget. The new budget was prepared to meet the State's desire to create clarity in the budget. We will now meet compliance with the State's Dashboard requirements. There is no rate increase projected for any of the sewer districts; however, there is an expected increase from Detroit that will become effective in September 2012. Commissioner Wright stated that this is the fourth year that there has been no rate increase from the Division. Mr. O'Brien reiterated: this is the sixth year of the current rate cycle for District 3 and 7, fourth year for water, and the fifth year for the sewer. We are in the process of a rate study to cover the years 2013 through 2018. 2001 was the first time a rate study had been completed using actual data - 1999 volumes of usage were used to set the rates. Now we will use 2010 data to complete the rate study. Subcommittee meetings will be held in June 2012 to discuss the results of the rate study. The meeting was open to questions. The Budget Subcommittees met in early December and voted to move the budget forward to the full Advisory Committee. Following discussion, a motion was made and supported to adopt the 2012 Budget. The vote was called and passed unanimously.

Mr. O'Brien stated that the Budget Subcommittee members approved the salary rate for the Commissioner at \$70,590.84. The Commissioner's salary was set at \$56,554 seven years ago and he has turned down the annual increase each year. The new salary will be set to become effective after the next election cycle: 2013, 2014, and 2015. A motion was made and supported to accept the recommendation to set the Commissioner's salary at \$70,590.84 for the next 4 years starting with 2013. Vote was called and passed unanimously.

Commissioner's Comments

Commissioner Wright stated that a rally was recently held by We Are the People in support of the water project. We Are the People asked Commissioner Wright to give a speech talking about job creation and the effect on the community. Support for the project was voiced by the following community leaders: Norwood Jewel, Senator John Gleason, Jack Minore, Judy Shultz, Zane Walker, many City Council members were in attendance, as well as Township officials. There were over 100 people in attendance. The *Flint Journal* printed an article about the rally and no mention was made about the people who were in attendance.

Commissioner Wright stated that an endorsement of the KWA project was recently received from the Department of Agriculture and Rural Development. Senator Green of Sanilac County also endorsed the project.

Commissioner Wright talked about the City's participation in the water project due to the recent appointment of the Emergency Manager. He stated that there have been two meetings with Mr. Brown but he is unable to take any action without approval from the State. A report from Mr. Brown is due to the State on January 15, 2012 explaining the actions he intends to take for the City's finances.

Commissioner Wright talked about State's push for shared services. It appears that the EMF is also in favor of shared services and is pushing for action for both fire and police services.

Commissioner Wright gave a brief update on the following topics: legislation to disband County Road Commissions, Surface Water and NE Relief Sewer projects. A letter was received from Jamie Curtis concerning the County's policy of rehiring retired employees. Water and Waste Services will be creating its own policy.

Surface Water Advisory Committee

Motion was made and supported to approve minutes from the meeting of November 16, 2011, vote was called and passed unanimously.

Sue announced the upcoming meeting schedule for subcommittees. BMP will be held on January 10, 2012.

The audit was completed and results will be sent out to each community.

Adoption of the ordinance: Waiting on the State to approve. Either we will adopt it the way it's set up or change it and adopt it. Will be discussed at our next meeting.

Next Advisory Committee meeting scheduled for Wednesday, January 18, 2012 at 9:00 a.m.

The meeting was adjourned at 9:55 a.m.

City of Swartz Creek

Department of Police

Chief Rick C. Clolinger

8100-A Civic Drive

Swartz Creek, Michigan 48473

Phone: (810)-635-4401

Fax: (810)-635-3728

18-January-2012

**Ms. Beth Harris, Manager
Wal-Mart Store
4313 Corunna Rd
Flint, MI 48532**

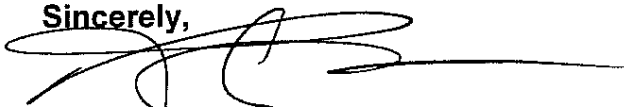
Dear Ms. Harris

On behalf of the Swartz Creek Police Department and the entire Swartz Creek Community, I wish to thank you for partnering with us in making this Christmas season much happier for dozens of children and their families through the "Shop With a Hero" program and the Department's annual bicycle give-a-way. Your assistance and the generosity of the Wal-Mart Corporation provided these children with a Christmas that, for many, was beyond their imagination.

Whether it is through the holiday programs or the Department's child safety programs conducted during the summer months, Wal-Mart has always been there to lend a hand. The Swartz Creek Police Department and our entire Swartz Creek Community look forward to continuing this cooperative partnership.

Again, thank you for your continued support and willingness to help us establish a positive image of Law Enforcement and message of support to our community youth.

Sincerely,



**Rick Clolinger, Chief
Swartz Creek Police Department**

SPECIAL REPORT

TO: Chief Clolinger & Lt. DeShano
FROM: Officer Kenneth Szmansky
DATE: December 14, 2011
RE: **Walmart donation of Bikes for Swartz Creek Bike Give-Away Program**

Sir,

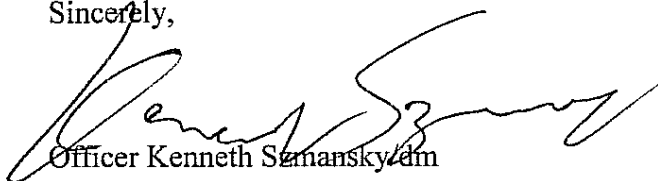
On December 14, 2011 at approximately 10:46 a.m. R/O met with the manager at the Corunna Road Walmart at 4313 Corunna Rd. in Flint MI in regards to a possible donation that Walmart was willing to do for the Swartz Creek Bike Give-Away Program. R/O was given eight bikes described as follows:

- #1 - ST bike, serial #00001697.
- #2 - Mt. bike XXX, serial # 0000700081627.
- #3 - Shark child's bike, serial # 084726800130.
- #4 - Unicorn child's bike, serial #084726800257.
- #5 - Granite Peak dirt bike, serial #003867540478.
- #6 - Huffy Mt. Bike, serial #003867551163.
- #7 - GXR 75 Mt. Bike, serial #003867534758.
- #8 - 20 inch, General Lee dirt bike, serial #002891453081.

R/O was also given eight helmets donated to the Bike Give-away program from Walmart and sixteen bows. Total amount of donation given to Swartz Creek Police Department for the Bike-Give-away from manager Beth Harris was \$1,206.31.

Thanks to Walmart and Beth Harris' generosity, R/O was able to have the annual Bike Give-away Program.

Sincerely,


Officer Kenneth Szmansky

KS/121411 SPECIAL REPORT

KS
12-14-11

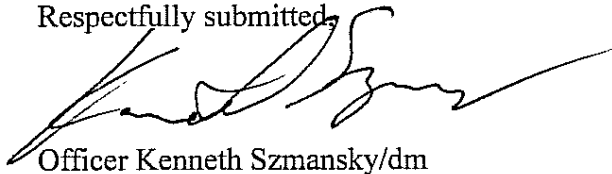
SPECIAL REPORT

TO: Chief Clolinger & Lt. DeShano
FROM: Officer Kenneth Szmansky
DATE: December 21, 2011
RE: Shop with a Hero Program

Sir,

On December 21, 2011 R/O, in collaboration with Walmart and Beth Harris, manager at Walmart conducted a Shop with a Hero Program. Local firefighters, volunteers and police officers were appointed children by the Swartz Creek Schools to shop with a Hero at Walmart. Walmart donated a \$100.00 gift card to each of the 26 students designated. There were 25 participants that showed up to shop. The Subway Shop at Walmart generously donated dinner to the participants and their Heros. The gift cards totaling \$2,500.00 from Walmart and the donation of the dinner by Subway is a great example of local businesses being an intricate part in the programs that we have here at the Swartz Creek Police Department.

Respectfully submitted,



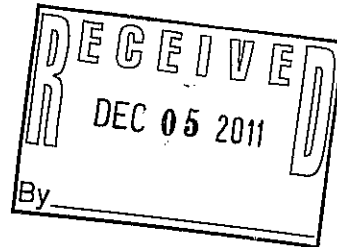
Officer Kenneth Szmansky/dm

KS/122111 SPECIAL REPORT

R/D 18-12



November 30, 2011



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

Dear Mr. Bueche:

As part of Comcast's commitment to keep you informed about important developments that affect our customers in your community, I am writing to notify you of some changes to our prices effective February 1, 2012. Customers are being notified of these changes via bill message.

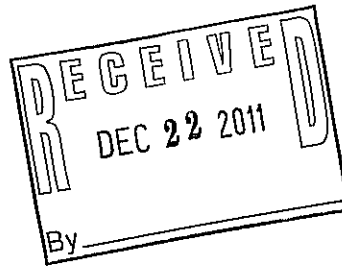
	<u>Current</u>	<u>New</u>
Convenience Fee – Agent	\$5.00	\$5.99
Upgrade/Downgrade of service (no visit required)	\$3.99	\$5.00
Field Collection Charge	\$20.00	\$25.00
Additional Outlet (New) *	\$20.00	\$30.00
Additional Outlet (Prewired) *	\$10.00	\$15.00
Self Install Kit (Single and Multi-Product)	\$0.00	\$10.00

*A Technician Visit Charge of \$30.00 will be added to any installation activity that requires a home visit.

Please direct any customer calls about Comcast products, services and prices to 1-888-COMCAST. Our Customer Account Executives are available 24 hours a day, 7 days a week. As always, feel free to contact me directly at 586-883-7075 with any questions you may have.

Sincerely,

Gerald W. Smith
Government Affairs Manager
Comcast, Heartland Region
36250 Van Dyke Ave.
Sterling Heights, MI 48312



December 20, 2011

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

Dear Mr. Bueche:

As part of Comcast's commitment to keep you informed about important developments that affect our customers in your community, I am writing to notify you of some changes to our channel lineup. Customers are being notified of these changes via bill message.

Effective February 21, 2012, the following channels will no longer be available: Bridges TV ch. 687 on Digital Preferred and TMC Xtra HD ch. 286 on Premium HD.

Effective March 7, 2012, CBET Ch. 99 on Limited Basic will now require Comcast digital equipment to view. CBET HD Ch. 999 will be added to Limited Basic HD and the HD Technology Fee and a HD converter or CableCARD-equipped HD device is required to view this channel.

Also, pursuant to P.A. 480 of 2006, Section 9 (4), Comcast Cable's local operating entity hereby reports that Comcast does not deny access to services to any group of potential residential subscribers because of the race or income of the residents in the local area. A similar report has been filed with the Michigan Public Service Commission.

As always, feel free to contact me directly at 586-883-7075 with any questions you may have.

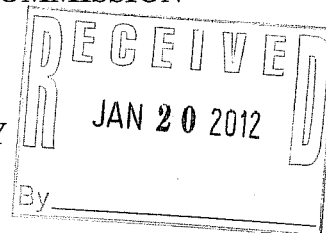
Sincerely,

Gerald W. Smith
Government Affairs Manager
Comcast, Heartland Region
36250 Van Dyke Ave.
Sterling Heights, MI 48312

STATE OF MICHIGAN
BEFORE THE MICHIGAN PUBLIC SERVICE COMMISSION

NOTICE OF HEARING
FOR THE GAS CUSTOMERS OF
CONSUMERS ENERGY COMPANY

CASE NO. U-16924



- Consumers Energy Company proposes to use a base gas cost recovery (GCR) ceiling factor of not less than \$5.4503 per thousand cubic feet (Mcf), plus additional amounts contingent on future events determined using the GCR Factor Ceiling Price Adjustment Mechanism, if the Michigan Public Service Commission approves its request.
- The information below describes how a person may participate in this case.
- You may call or write Consumers Energy Company, One Energy Plaza, Jackson, Michigan 49201, (800) 477-5050 for a free copy of its application. Any person may review the documents at the offices of Consumers Energy Company.
- The first public hearing in this matter will be held:

DATE/TIME: February 1, 2012, at 9:00 a.m.
This hearing will be a prehearing conference to set future hearing dates and decide other procedural matters.

BEFORE: Administrative Law Judge Sharon L. Feldman

LOCATION: Michigan Public Service Commission
6545 Mercantile Way, Suite 7
Lansing, Michigan

The Mercantile Way building sustained flood damage and remains closed until further notice. Please consult the Michigan Public Service Commission website at: www.michigan.gov/mpsc for updates on hearing locations or call 517.241.6060.

PARTICIPATION: Any interested person may attend and participate. The hearing site is accessible, including handicapped parking. Persons needing any accommodation to participate should contact the Commission's Executive Secretary at (517) 241-6160 in advance to request mobility, visual, hearing or other assistance.

The Michigan Public Service Commission (Commission) will hold a public hearing to consider Consumers Energy Company's (Consumers Energy) December 28, 2011 application, which seeks approval of its GCR plan and monthly GCR factors for the 12-month period April

2012 through March 2013. Consumers Energy is requesting authorization of its monthly GCR factors for the period April 2012 through March 2013 consisting of the sum of two parts: (i) a base factor of \$5.4503 per Mcf, plus (ii) additional amounts contingent upon future events, determined using the GCR Factor Ceiling Price Adjustment Mechanism. The Company is also requesting that the Commission review its plans and projections through March 2017 and find its 5-year plan reasonable and prudent.

All documents filed in this case shall be submitted electronically through the Commission's E-Dockets website at: michigan.gov/mpscedockets. Requirements and instructions for filing can be found in the User Manual on the E-Dockets help page. Documents may also be submitted, in Word or PDF format, as an attachment to an email sent to: mpscedockets@michigan.gov. If you require assistance prior to e-filing, contact Commission staff at (517) 241-6180 or by email at: mpscedockets@michigan.gov.

Any person wishing to intervene and become a party to the case shall electronically file a petition to intervene with this Commission by January 25, 2012. (Interested persons may elect to file using the traditional paper format.) The proof of service shall indicate service upon Consumers Energy's Legal Department - Regulatory Group, One Energy Plaza, Jackson, Michigan 49201.

Any person wishing to make a statement of position without becoming a party to the case, may participate by filing an appearance. To file an appearance, the individual must attend the hearing and advise the presiding administrative law judge of his or her wish to make a statement of position. All information submitted to the Commission in this matter will become public information, available on the Michigan Public Service Commission's website, and subject to disclosure.

Requests for adjournment must be made pursuant to the Commission's Rules of Practice and Procedure R 460.17315 and R 460.17335. Requests for further information on adjournment should be directed to (517) 241-6060.

A copy of Consumers Energy's request may be reviewed on the Commission's website at: michigan.gov/mpscedockets, and at the office of Consumers Energy Company, One Energy Plaza, Jackson, MI. For more information on how to participate in a case, you may contact the Commission at the above address or by telephone at (517) 241-6180.

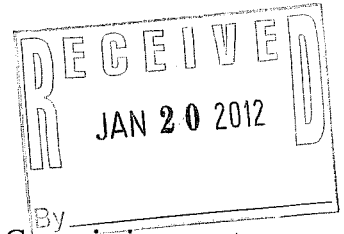
The Utility Consumer Representation Fund has been created for the purpose of aiding in the representation of residential utility customers in 1982 P.A. 304 proceedings. Contact the Chairperson, Utility Consumer Participation Board, Department of Licensing and Regulatory Affairs, P.O. Box 30004, Lansing, Michigan 48909, for more information.

Jurisdiction is pursuant to 1909 PA 300, as amended, MCL 462.2 et seq.; 1919 PA 419, as amended, MCL 460.54 et seq.; 1939 PA 3, as amended, MCL 460.1 et seq.; 1982 PA 304, as amended, MCL 460.6h et seq.; 1969 PA 306, as amended, MCL 24.201 et seq.; and the Commission's Rules of Practice and Procedure, as amended, 1999 AC, R 460.17101 et seq.

January 5, 2012

**STATE OF MICHIGAN
BEFORE THE MICHIGAN PUBLIC SERVICE COMMISSION**

**NOTICE OF HEARING
FOR THE NATURAL GAS CUSTOMERS OF
CONSUMERS ENERGY COMPANY
CASE NO. U-16938**



- Consumers Energy Company requests that the Michigan Public Service Commission grant accounting and ratemaking approval of its proposed depreciation accrual rates for the Company's gas utility plant.
- The information below describes how a person may participate in this case.
- You may call or write Consumers Energy Company, One Energy Plaza, Jackson, Michigan 49201, (800) 477-5050, for a free copy of its application. Any person may review the application at the offices of Consumers Energy Company.
- The first public hearing in this matter will be held:

DATE/TIME: February 1, 2012, at 10:00 a.m.
This hearing will be a prehearing conference to set future hearing dates and decide other procedural matters.

BEFORE: Administrative Law Judge Theresa A. Sheets

LOCATION: Michigan Public Service Commission
6545 Mercantile Way, Suite 7
Lansing, MI

The Mercantile Way building sustained flood damage and remains closed until further notice. Please consult the Michigan Public Service Commission website at: www.michigan.gov/mpsc for updates on hearing locations or call 517.241.6060.

PARTICIPATION: Any interested person may attend and participate. The hearing site is accessible, including handicapped parking. Persons needing any accommodation to participate should contact the Commission's Executive Secretary at (517) 241-6160 in advance to request mobility, visual, hearing or other assistance.

The Michigan Public Service Commission (Commission) will hold a public hearing to consider the December 15, 2011 application of Consumers Energy Company (Consumers Energy), which seeks the Commission's approval of its proposed depreciation accrual rates for its gas utility plant.

Consumers Energy proposes revisions in depreciation rates that would result in a decrease of \$795,000 in annual depreciation expense relative to the depreciation rates currently in effect, based on year-end 2010 plant balances.

All documents filed in this case shall be submitted electronically through the Commission's E-Dockets website at: michigan.gov/mpscedockets. Requirements and instructions for filing can be found in the User Manual on the E-Dockets help page. Documents may also be submitted, in Word or PDF format, as an attachment to an email sent to: mpscedockets@michigan.gov. If you require assistance prior to e-filing, contact Commission staff at (517) 241-6180 or by email at: mpscedockets@michigan.gov.

Any person wishing to intervene and become a party to the case shall electronically file a petition to intervene with this Commission by January 25, 2012. (Interested persons may elect to file using the traditional paper format.) The proof of service shall indicate service upon Consumers Energy's Legal Department - Regulatory Group, One Energy Plaza, Jackson, Michigan 49201.

Any person wishing to make a statement of position without becoming a party to the case may participate by filing an appearance. To file an appearance, the individual must attend the hearing and advise the presiding administrative law judge of his/her wish to make a statement of position. All information submitted to the Commission in this matter will become public information, available on the Michigan Public Service Commission's website, and subject to disclosure.

Requests for adjournment must be made pursuant to the Commission's Rules of Practice and Procedure R 460.17315 and R 460.17335. Requests for further information on adjournment should be directed to (517) 241-6060.

A copy of Consumers Energy's request may be reviewed on the Commission's website at: michigan.gov/mpscedockets, and at the office of Consumers Energy Company, One Energy Plaza, Jackson, MI. For more information on how to participate in a case, you may contact the Commission at the above address or by telephone at (517) 241-6180.

Jurisdiction is pursuant to 1909 PA 300, as amended, MCL 462.2 et seq.; 1919 PA 419, as amended, MCL 460.54 et seq.; 1939 PA 3, as amended, MCL 460.1 et seq.; 1969 PA 306, as amended, MCL 24.201 et seq.; and the Commission's Rules of Practice and Procedure, as amended, 1999 AC, R 460.17101 et seq.

January 5, 2012



michigan municipal league

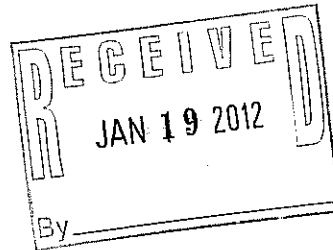
Better Communities.
Better Michigan.

1675 Green Road
Ann Arbor, MI 48105

tel. 734.662.3246 800.653.2483
fax 734.662.8083
web www.mml.org

Jan. 17, 2012

Mr. Paul D. Bueche
Swartz Creek
8083 Civic Dr.
Swartz Creek, MI 48473-1377



Dear Mr. Paul D. Bueche,

The debate over eliminating Michigan's Personal Property Tax (PPT) continues in the state Legislature. Leaders of the House and Senate continue to state publicly that the issue is a policy priority for 2012. As a result, our ongoing advocacy on the issue remains necessary and urgent.

Although lawmakers do not appear to have a clear plan for addressing the issue at this time, meetings continue among all interested parties, including legislators, the Michigan Municipal League, and many other groups opposed to eliminating the PPT without replacing all of the funds with a guaranteed source of revenue. Please know all current proposals would not immediately eliminate the PPT, but instead would phase it out over time. Also please know most legislators appear to favor replacing some or all of the revenues that local governments and schools would lose if the PPT were scrapped.

If the PPT is eliminated and the funds are not replaced, local governments and public schools would lose another \$1.2 billion in funds for essential services such as police and fire protection, classroom education, and much more. Our message to all state lawmakers is clear: If the PPT is eliminated, it must be fully replaced by another guaranteed and stable revenue stream—funds constitutionally guaranteed for local services and protected from raids by the Legislature.

The Michigan Municipal League would like to thank you for your advocacy and leadership on this issue to date. Together, we have worked hard to make sure state lawmakers and the governor clearly understand where we stand, and we have succeeded in winning editorial support for our position from the *Detroit Free Press*, *Grand Rapids Press*, *Lansing State Journal*, *Crain's Detroit Business*, *Bay City Times*, *Mt. Pleasant Morning Sun*, and more newspapers across the state. We will continue to advocate on your behalf for full replacement of any funds lost if the PPT is scrapped, and we will keep you informed of important developments as they occur. In the meantime, you can find more information about this important issue at www.replacedonterase.com.

Feel free to share this letter with your local elected leaders and any other people as you see fit.

Sincerely,

Karen Majewski, Hamtramck Mayor, Michigan Municipal League President

WEDNESDAY, February 1, 2012

Gathering Time: 6:30 p.m.

Dinner Time: 7:00 p.m.

Meeting Time: 7:00 p.m.

Hosted by: Village of Otisville

Location: Forest Township Hall
130 E. Main Street, Otisville 48463

- AGENDA-

1. Call to Order/Introductions
2. Approval of January 4, 2012 minutes
3. Treasurer's Report
4. Unfinished Business
5. New Business
6. Program: **67th District Court Judges John L. Conover & Mark W. Latchana**
7. Community Updates
8. Adjournment

Dinner is being catered - \$15 per person

**RSVP to Andrea at the Village of Otisville (810) 631-4680
by Friday, January 27**

Paul Bueche

From: Genesee County Small Cities and Villages [GCSCV@LISTSERV.MML.ORG] on behalf of City of Clio [clioexec@YAHOO.COM]
Sent: Thursday, January 19, 2012 4:46 PM
To: GCSCV@LISTSERV.MML.ORG
Subject: Small Cities/Villages meeting
Attachments: 2012_Feb_1_Agenda__Host_Village_of_Otisville.doc

The February 1 Small Cities/Villages meeting is being hosted by the Village of Otisville. The meeting will be held at the Forest Township Hall, 130 E. Main Street.

The scheduled speakers are 67th District Court Judges John Conover and Mark Latchana.

The dinner is being catered at \$15 per person. Please **RSVP** to Andrea at the Village of Otisville by Friday, January 27 at (810) 631-4680

Tracy Myers
City of Clio
505 W Vienna St
Clio, MI 48420
(810) 686-5850, ext 201
www.clio.govoffice.com

To unsubscribe from the GCSCV list, click the following link:
<http://listserv.mml.org/SCRIPTS/WA-MML.EXE?SUBED1=GCSCV&A=1>