

**City of Swartz Creek
AGENDA**

**Regular Council Meeting, Monday, August 12, 2019, 7:00 P.M.
Paul D. Bueche Municipal 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. Council Meeting of July 22, 2019 MOTION Pg. 31
5. **APPROVE AGENDA:**
5A. Proposed / Amended Agenda MOTION Pg. 1
6. **REPORTS & COMMUNICATIONS:**
6A. City Manager's Report MOTION Pg. 3
6B. Staff Reports and Park Board Minutes Pg. 52
6C. Elms Park Use Agreements Pg. 74
6D. Traffic Control Order 60, TCO 175, & OHM Recommendation Pg. 89
6E. GIS Mapping Proposal Pg. 98
6F. Sewer Capacity Proposal Pg. 104
6G. Park Waiver Request Pg. 108
6H. Misteguay Creek Assessment and Apportionment of Benefits Pg. 109
6I. Fiscal Year 2019 Budget Adjustments Pg. 110
6J. Metro PD Open House Invite Pg. 120
6K. Biggby Site Plan & Review Materials Pg. 121
7. **MEETING OPENED TO THE PUBLIC:**
7A. General Public Comments
8. **COUNCIL BUSINESS:**
8A. Modular Biggby Site Plan RESO Pg. 21
8B. Elms Park Use Agreement (SCYF) RESO Pg. 23
8C. Elms Park Use Agreement (Lacrosse) RESO Pg. 23
8D. Park Waiver Request RESO Pg. 24
8E. Budget Adjustments RESO Pg. 24
8F. Odor Ordinance RESO Pg. 25
8G. TCO #175 (Fairchild Stop Sign at Cappy Lane) RESO Pg. 27
8H. GIS Mapping and Database Proposal RESO Pg. 28
8I. Sewer Capacity Proposal RESO Pg. 28
8I. Truck Purchase RESO Pg. 29
9. **MEETING OPENED TO THE PUBLIC:**
10. **REMARKS BY COUNCILMEMBERS:**
11. **ADJOURNMENT:** MOTION

Next Month Calendar

Fire Board:	Monday, August 19, 2019, 6:00 p.m., Public Safety Bldg
Zoning Board of Appeals:	Wednesday, August 21, 2019, 6:00 p.m., PDBMB
City Council:	Monday, August 26, 2019, 7:00 p.m., PDBMB
Swartz Creek Chamber:	Tuesday, August 27, 2019, 12:00 p.m., TBD
Metro Police Board:	Wednesday, August 28, 2019, 10:00 a.m., Metro Headquarters
Planning Commission:	Tuesday, September 3, 2019, 7:00 p.m., PDBMB
Park Board:	Wednesday, September 4, 2019, 5:30 p.m., PDBMB

City Council:
Downtown Development Authority:
Zoning Board of Appeals:

Monday, September 9, 2019, 7:00 p.m., PDBMB
Thursday, September 12, 2019, 6:00 p.m., PDBMB
Wednesday, September 18, 2019, 6:00 p.m., PDBMB

City of Swartz Creek Mission Statement

The City shall provide a full range of public services in a professional and competent manner, assuring that the needs of our constituents are met in an effective and fiscally responsible manner, thus promoting a high standard of community life.

City of Swartz Creek Values

The City of Swartz Creek's Mission Statement is guided by a set of values which serve as a common operating basis for all City employees. These values provide a common understanding of responsibilities and expectations that enable the City to achieve its overall mission. The City's values are as follows:

Honesty, Integrity and Fairness

The City expects and values trust, openness, honesty and integrity in the words and actions of its employees. All employees, officials, and elected officials are expected to interact with each other openly and honestly and display ethical behavior while performing his/her job responsibilities. Administrators and department heads shall develop and cultivate a work environment in which employees feel valued and recognize that each individual is an integral component in accomplishing the mission of the City.

Fiscal Responsibility

Budget awareness is to be exercised on a continual basis. All employees are expected to be conscientious of and adhere to mandated budgets and spending plans.

Public Service

The goal of the City is to serve the public. This responsibility includes providing a wide range of services to the community in a timely and cost-effective manner.

Embrace Employee Diversity and Employee Contribution, Development and Safety

The City is an equal opportunity employer and encourages diversity in its work force, recognizing that each employee has unlimited potential to become a productive member of the City's team. Each employee will be treated with the level of respect that will allow that individual to achieve his/her full potential as a contributing member of the City staff. The City also strives to provide a safe and secure work environment that enables employees to function at his/her peak performance level. Professional growth opportunities, as well as teamwork, are promoted through the sharing of ideas and resources. Employees are recognized for his/her dedication and commitment to excellence.

Expect Excellence

The City values and expects excellence from all employees. Just "doing the job" is not enough; rather, it is expected that employees will consistently search for more effective ways of meeting the City's goals.

Respect the Dignity of Others

Employees shall be professional and show respect to each other and to the public.

Promote Protective Thinking and Innovative Suggestions

Employees shall take the responsibility to look for and advocate new ways of continuously improving the services offered by the City. It is expected that employees will perform to the best of his/her abilities and shall be responsible for his/her behavior and for fulfilling the professional commitments they make. Administrators and department heads shall encourage proactive thinking and embrace innovative suggestions from employees.

City of Swartz Creek
CITY MANAGER'S REPORT
Regular Council Meeting of Monday, August 12, 2019 - 7:00 P.M.

TO: *Honorable Mayor, Mayor Pro-Tem & Council Members*
FROM: Adam Zettel, City Manager
DATE: August 8, 2019

ROUTINE BUSINESS – REVISITED ISSUES / PROJECTS

✓ **MICHIGAN TAX TRIBUNAL APPEALS** *(No Change in Status)*

Kroger has appealed again, and it is substantial. Heather is working on seeking a professional cost for an appraisal. This is another example of an appeal that, in our opinion, has no basis in reality other than to reduce costs for the corporation. I don't blame them for trying. I do blame the state MTT environment for building a culture in which these appeals are treated with merit and which place the burden on the municipality year after year to expend costs to defend these baseless claims.

We also have two small claims commercial appeals pending, one is for the medical office building on the east end, commonly known as the VPH Building. The other is for the apartments on Brady Street.

We will keep the council informed regarding appeals and the need for appraisals as we move through summer.

✓ **STREETS** *(See Individual Category)*

✓ **2017-2020 TRAFFIC IMPROVEMENT PROGRAM (TIP)** *(Update)*

Fairchild Street is substantially complete. We have limited restoration and other punch list items. Since this is an MDOT project, end close out will take longer, but the road is open and usable.

The project includes a mill and resurface of the road way. We are also converting overhead street lights to LED and adding two additional LED pedestrian lights. Enhanced crosswalks are included in the project as well. Traffic should remain open throughout the project.

✓ **2020-2023 TRAFFIC IMPROVEMENT PROGRAM (TIP)** *(No Change in Status)*

Morrish Road from Bristol to Miller has been funded. The city has committed the match portion to this project, which is 80-20. It is unclear what year this project will be undertaken, but we want it done subsequent to the USDA water main work. This MAY span two construction seasons. We have put the engineers on notice regarding our desire to widen Paul Fortino to the north so that a left turn lane may be added. This will occur whether or not the townhome project proceeds.

✓ **QUALIFIED BIDDING SELECTION PROCESS** *(No Change in Status)*

This is a new section of the report that will be with us for a while. We are getting closer to engaging in the Qualified Bidding Selection (QBS) process to pre-certify engineering firms to work on federal projects.

The QBS process is something that the city has routinely done to stay compliant and to have a good faith process for ensuring quality and competitive engineering services. This process was last finalized on November 25, 2013. I am going to split this out as a separate business item until it is complete.

This process is also required to undertake federal road projects that include preliminary and construction engineering.

✓ **STREET PROJECT UPDATES** (*Update*)

This is a standing section of the report on the status of streets as it relates to our dedicated levy, 20 year plan, ongoing projects, state funding, and committee work. Information from previous reports can be found in prior city council packets.

Helmsley Drive is having curbs installed as I write this. Driveways and sidewalk will be done next week. The first of the HMA will be next week or the week after. The contractor is Glaeser Dawes. The project includes full depth road reconstruction, new drive approaches, new sidewalk (for areas not included in the previous water main replacement), some forestry, and three new pedestrian LED's.

There have been some issues with sub-base clay and water. This has resulted in additional work to ensure that the road bed is meeting standards. However, there is concern that the soil and hydrology will haunt us for this street and potentially adjacent streets in years to come. This is not something we can obviously change. However, there may be alternate barrier types that can compensate for the wet clay. We may also need to consider limited use of concrete as a street material in other areas of the Village. The engineer will look into this.

The engineering proposal for 2020 local streets with OHM is approved and work is underway. The scope includes a section of Oakview, Chelmsford, and Oxford (including the last small stretch of Winston). Note that it is unlikely we will have a budget to do all of those sections in 2020 since state revenues have not been forthcoming as expected. However, it is work that needs to be completed for the USDA watermain on those streets in the next three years.

Notable issues currently include the proposed layout and ownership (school or city) of the bus lane on Oakview by Syring. We will liaise with the school regarding this and how they wish to proceed with the bond improvements.

✓ **WATER – SEWER ISSUES PENDING** (*See Individual Category*)

✓ **SEWER REHABILITATION PROGRAM** (*Business Item*)

The city had flow meters installed at key collector lines in the city. We need to ascertain what the remaining capacity is before we can enable the progress of new projects (Applecreek, Springbrook East expansion, future Morrish Road users, etc). If the lines are not sized properly, investment may be warranted. This would alter our rehabilitation plan to include capital investment for future users. For this reason, we are not altering rates until the capacity information is available.

To further proceed with analysis, we have a proposal from Rowe to analyze and report on the status of our system as it relates to future capacity. This option is available now that actual readings have been acquired over the past few months. The cost of the service is small, but the information yielded will be essential to ensuring a safe and adequate system in the long run. The proposal and resolution are included in the packet.

Note that the Genesee County Drain Commission MAY be reimbursing the city for some of the work related to water and sewer, since they plan to use it from time to time. I do not have a figure at this time, but I expect it to be half of what is related to sanitary sewer and water line mapping.

As it relates to pipe rehabilitation, this multi-year program is on schedule and budget. Based upon current rates and existing fund balance, staff may recommend expending more in the next year or two on the sewer rehabilitation plan in order to get some higher risk assets completed more quickly. Projects will be before the city council in the fall.

✓ **WATER MAIN REPLACEMENT** *(No Change in Status)*

The USDA agreement was approved by the council and is pending execution. I am including some initial comments regarding the agreement from early in its review. There was not much that was adjustable, but council can get the flavor of the evolution of the document.

In other news, engineering continues. Bond counsel and other team members have been tentatively assembled and await progress.

Prior system report findings follow:

The Genesee County Drain Commission - Water and Waste Services Division Water Master Plan, indicates they are considering a northern loop to provide redundancy and stability to the system. This is good news since Gaines and Clayton Township rely on the overstressed Miller line. There is currently not any cost or participation information available. I will keep the council informed.

The city has been working with the county to abandon the Dye Road water main in the vicinity of the rail line. Note that we are holding this action pending the master plan review. This line is prone to breaks, which can be very costly and dangerous near the rail spur. The intention would be to connect our customers to the other side of the street, onto the county line. It appears the transition cost would be about \$25,000. We will work with the county on this matter and report back on our findings.

Lastly, the city should probably complete full demolition on the "Brown Road" site (the old well head) and sell this property. This is not a high priority, but it is now on our radar.

✓ **HERITAGE VACANT LOTS** *(No Change of Status)*

The last of the lots acquired prior to the special assessment have been approved for sale. The city has two more lots that were acquired through the tax reversion process. If there is no objection, I will look to prepare instruments for the two units acquired in 2017 at new, negotiated pricing if requested by the buyer, JW Morgan, at some point in the future.

✓ **NEWSLETTER** (*No Change of Status*)

The newsletter is out. Topics that were requested to be covered are included, with the exception of solicitation, which was well-covered in the SC View.

✓ **CONSTRUCTION & DEVELOPMENT UPDATE** (*See Individual Category*)

This will be a standing section of the report that provides a consolidated list for a brief status on public and private construction/developmental projects in the city.

1. The **streetscape project on Miller Road** is underway! Holland Square is to be paved and illuminated, with a decorative fence/wall. Miller Road is to have lighting, landscaping, new walkways, knee walls, and pedestrian crossings.
2. The reconstruction of the expanded **Sharp Funeral Home** continues and should be done this month! This is a ~14,000 square foot building in downtown.
3. **(Update)**The **façade grant** is pending for renovations on 5015 Holland. This project may be altered and pushed into 2020. However, renovations at 7530 Miller are underway. All work (public and private) will be in excess of \$250,000.
4. The city hopes to commence construction on **about \$1 million of grant support recreational path in 2020**. The MDOT grant is conditionally awarded and we await word on the DNR grant portion.
5. The Chamber, Women's Club, and other downtown business owners continue to plan and expand **events in downtown**. The Fall Family Fun Day is expanding into the Jeepers Creekers event, which will cover multiple weekends in October of 2019. This will include a zombie walk, city-wide decorating, trunk or treat, separate youth and adult movie nights, and related activities.
6. The **raceway has new ownership**. They intend to use the site for thoroughbred horse racing, but they did not get state approval for live races or simulcasting in 2019. They are open to finding additional users for the site to supplement the racing. They are also communicating well in regards to partnering with community groups such as Hometown Days. I find the new owners to be very astute and capable.
7. A Flint based group has a purchase option for **Mary Crapo**. The intent is to use the building and site for senior housing. This would result in new residents in the downtown and the potential for new construction on part of that site. I expect a site plan for about 50 new units in August.
8. The **school bond** passed and many improvements are expected in 2019 throughout the district. Total investment for this effort will exceed \$50 million over two to three years. Plans have been submitted for work on Syring and Elms School.
9. **Street repair in 2019** is to include Fairchild (with decorative lighting) and Helmsley (full reconstruct). The city also has grants and loans for about **\$5 million in water main work** to occur between 2020 and 2022.

10. The **Applecreek Station** development of 48 townhomes is seeking final review by the county. These units range in size from 1,389 to 1,630 square feet, with garages. Construction will occur on vacant land in the back of the development, by Springbrook Colony. Site engineering plans have just been submitted by the owner. Rents are expected to be about \$1.00 per square foot (~ \$1,600 a month) which matches rents in Winchester Village. If this project occurs in 2019, 2020 DDA revenues will be positively and substantially improved.
11. The **Brewer Condo Project** was given site plan approval and tentative purchase agreement approval. This includes 15 townhome condos off Morrish Road in downtown. They are approximately 1,750 square feet, with two car garages and basements. Parking on the raceway property has been tentatively approved by the owner, and we are working on a plan to level and maintain the surface to replace lost parking on Paul Fortino Drive.
12. The city council approved the use of **state tax incentives** and local utility waivers for redevelopment sites in downtown, rounding out our efforts to be a certified Redevelopment Ready Community.
13. There are **soft inquiries for vacant downtown land** for new buildings/users. However, there has not been any new movement on this issue.
14. **(Update)** The **elevator now has a new tenant** that wishes to engage in auctions. I expect them to apply for a special use permit to be able to conduct outdoor auctions.
15. **(Update)** The next Springbrook East phase is under construction. Sewer and sewer leads are currently being installed. Density testing is being required where the leads cross the road bed.

✓ **HOLLAND SQUARE & STREETSCAPE (Update)**

Green Tech Systems, LLC is working and progress is steady! Traffic should remain open, though lane closures and shifts are expected. The new date to have most of the heavy work done is August 16th. Landscaping will be done in the fall to increase survival rates. As of writing, there are no major issues or project changes to report.

✓ **TRAILS (No Change in Status)**

The second application to the DNR Trust Fund grant has been submitted. We await notification, which should come this fall. In the meantime, I suggest we proceed with engineering. This will ensure that, pending a late award, we will still have time to bid. Bidding early in the year (during the winter months) generally results in better pricing.

The DNR grant is crucial to offset the 35% that the city must cover to match the Enhancement Grant. The MDOT Enhancement Grant is conditionally awarded. We hope this covers 65% of the investment. Work with Consumers Energy and CN Rail is positive for those project components that require their engagement. We are still working with the MTA and GM on some easements and permissions.

Note that the city will still be heavily invested in this, even if both grants are awarded. Count on a general fund outlay of \$200,000 for the local match and additional engineering, construction, and inspection services. Any overages (price changes and change orders) will be locally covered as well.

The project timeline will be revised. At its core, it should still reflect a 2020 construction timeframe. The difference is that we plan to engineer the project sooner than anticipated so we can bid it upon a conditional DNR award in a year's time.

✓ **REDEVELOPMENT READY COMMUNITIES** *(Update)*

The fifth progress report has been submitted. We are near the end of the certification process! The following RRC components are still pending and should be administratively complete this summer:

- Development review flowchart and checklist
- Property marketing packages

✓ **DOG PARK** *(Update)*

Work is underway. The project includes:

1. The enclosure shall be ~16,000 square feet, as mapped, with overall dimensions of 140' x 140' less a 70' x 70' square that creates the "L" shape.
2. The fence will be 4' tall black chain link, with a tension wire and closed loops.
3. Double entrances will be provided for safety.
4. A mowing entrance will also be provided.
5. The project shall be overseen by the Director of Public Works and not commence until the ability to ensure project completion is evidenced.

✓ **DURAND AREA INDUSTRY - PROJECT TIM** *(No Change of Status)*

This project seems cold and quiet. However, it appears there are still valid purchase agreements in place for the development, and there are state and local bureaucrats continuing work on contingency plans for utility and traffic modelling. It is anyone's guess at this point. Please see prior packets for information on the project and its evolution.

✓ **TAX REVERTED PROPERTY USE** *(No Change in Status)*

I expected transactions for the approved sales of vacant land on Wade Street and in Heritage Village before June. I communicated with the buyer for Heritage. There is still interest, but it is dependent on some pending sales. I recommend we let the options continue for the moment. The Wade Street buyer is unlikely to follow-through. I am seeking a release. It is very likely that we will need to rebid the Wade Street property.

✓ **8002 MILLER** *(No Change in Status)*

The contractor is working. A completion timeline has not been set, but the upstairs should be done and ready for inspection any day now. Time is on our side with this since it gives the user more time to establish their new business and contribute more monthly payments to the project.

Because the upstairs is nearly done, the owner of the business is able and willing to occupy the residential space. To enable this, we will look to replace the existing agreement with a lease that includes the commercial space AND the upstairs. I have attached a draft agreement that accomplishes this. As of writing, I have NOT heard

back from the tenant regarding their position on the new terms. I am keeping this on the agenda in case it is ready to go by Monday. Otherwise, we will delay into August.

Note that the proceeds from this lease MUST go to offset the cities investment, effectively counting towards the eventual sale price by the user. This closely resembles a land contract. In fact, the city attorney may recommend we proceed directly to a land contract at this point as a means to recognize the current lease and eventually purchase terms.

✓ **GROUNDWATER WITHDRAWAL ORDINANCE (Update)**

The ordinance has been approved and published. This will be removed from future reports.

✓ **SCHOOL FACILITY PROPOSAL (Update)**

It is expected that elementary security entrances and related work will be the first phase of the investment. There are plans in for Syring, with the expectation that this work will commence in 2019.

Additional bond work shall continue in 2020 and 2021. It will include all facilities, including athletic facilities at the high school. We expect cooperation and benefit in terms of establishing safer connections for walkers, better land grades (e.g. the football field), and more attractive gateways.

✓ **BREWER TOWNHOMES (Update)**

The site plan and sale has been approved. We await transfer of the property pending final approval of the condominium documents by the city attorney. The builder is also still working on final drainage plans with Genesee County. It appears some additional underground investment may be needed. As previously noted, this development is a candidate for water and sewer fee waiver incentives. I will have more information soon.

✓ **SPORTS CREEK RACEWAY & GAMING COMMISSION (No Change of Status)**

I spoke to the owner on June 17th. He is hopeful that 2019 casino bills that are pending will enable thoroughbred racing in Swartz Creek in a sustainable manner.

Parking on the raceway property has been tentatively approved by the owner, and we are working on a plan to level and maintain the surface to replace lost parking on Paul Fortino Drive.

✓ **CDBG (No Change of Status)**

At this point, we are looking to upgrade street name/stop signs in the downtown area using these funds. I will keep the council informed of the timeline.

✓ **SAFE ROUTES TO SCHOOL (Update)**

We anticipate having a presentation from the Safe and Active Communities group that is conducting our Safe Routes to School application at our regular meeting on August 26th. I hope to have the school board in attendance.

✓ **BUILDING AND ZONING SERVICE DELIVERY (Update)**

We are planning to go live on September 3rd. Letters are going out to known contractors next week. A test version has up and running, with staff having initial training on June 5th.

The enhancements will improve our internal work flow/checklists and increase our online abilities by enabling the integration with the existing BS&A platforms. This means that we will be using less paper and relying more on digital submissions of applications, as well as the potential for online payment and permit delivery. Projects, both big and small, will then be coordinated and viewable by all users (Swartz Creek and Mundy) within the software at all times.

This is an enhancement that Mundy staff are already engaged in and will look to apply their knowledge to bring us into the 21st century as well. In fact, combined with other RRC initiatives, this should make us cutting edge among municipalities. I will keep the council informed.

✓ **NON-COMMERCIAL MARIJUANA (MARIHUANA) (Update)**

I am including an odor ordinance that should address many of the issues we have been taking complaints on. This ordinance is something that was developed in consultation with Metro Police and their ability to enforce the odor issues associated with nuisances generally, as well as the newer and more prevalent marijuana related growing and use odors. I recommend approval.

There are still additional concerns, related to state enabled home growing. However, these issues are readily addressed by current building and trade codes which address irrigation, mechanical venting/cooling, and electrical use. The problem is unpermitted improvements, but this is something that is corrected through more vigilance and not more laws.

On the use side, we are considering options for ordinances that might control outdoor consumption. This will almost certainly include publicly owned lands and right-of-ways. There is also consideration for outdoor use on private property as well. At this point, we are not fielding complaints about use.

✓ **CENSUS COMPLETE COUNT COMMITTEE (No Change of Status)**

Mr. Cramer will lead the Swartz Creek Complete Count Committee. I am hopeful that we will have more resources for him to use as we proceed. At this time, there are no meetings or activities planned. The 2020 census count will be vital to the city's ability to understand our service needs and in calculating many state and federal funding streams.

✓ **FIRE AGREEMENT (Update)**

The current fire agreement expires in September. I met with Clayton Township to negotiate terms for its extension. At this point, neither party is opting to change the status quo. Given our history, this is probably a good thing. In the long run, we will be seeking more predictable and use based capital equipment funding mechanisms.

✓ **GIS MAPS (Business Item)**

At this point, we are very comfortable with a proposal from Rowe to move forward with a detailed mapping and information database system. A resolution is included to begin this work. This platform will enable cutting edge infrastructure location abilities AND data storage abilities for our underground infrastructure.

Using such technology will result in a lot of saved time for our DPW in locating underground pipes and valves. The database will create time savings and engineering efficiencies in tabulating and illustrating system information. The editable fields in the database will also enable our DPW to update work orders and maintenance in real time. This will save money, better track deficiencies, and reduce our liabilities.

For example, a current water valve that is buried and not exercised will be tracked down by the engineer using as-built maps and GIS information. Once mapped, the valve will be included in a trackable maintenance program. During maintenance, any deficiencies will be noted and addressed accordingly, noting the date of inspection, condition, and recommended course of action.

The previous report follows:

The city maintains detailed maps of infrastructure. Some of these maps include Global Informational Systems data (satellite delineated geo-spatial data on location of features that includes a data base of related data). For example, we have geo-coded location data on city water hydrants that includes a digital database on valve composition, condition, and maintenance.

We are working with Rowe to expand our capabilities in this arena. We are in the process of geo-locating and providing initial data fields for storm sewer, sanitary sewer, and undocumented water distribution features. As it happens, the Genesee County Drain Commission is engaging in a similar effort. We are working with them to ensure our data matches and can be shared equally and adequately. If the data sets and maps match in their scale, the county should be able to reimburse use for some of the charges resulting from the creation of the maps and data fields.

- ✓ **SERVICE LINE INSURANCE PROPOSAL (Update)**
There is no appetite for this partnership. I will remove this from future reports.
- ✓ **OVERHEAD WIRES ON VACANT LAND (Update)**
There is an easement for the wires on the vacant city-owned property on Fortino Drive between Chase Bank and Gass Becker Insurance. This lot is not currently in use, but any reuse including parking, could be problematic with the wires and poles in their current location. There is no plan to move them. The cost would probably be near \$50,000 to do so. I will likely remove this from future reports unless there is an apparent need or demand to venture into paying for the relocation.
- ✓ **SKILL GAME ORDINANCE (No Change of Status)**
I received an application to allow a 'skill game' at a local retail business in the city. This is not a feature of our ordinance that was clearly defined. One definition of a 'skill game' is:

Game of skill refers to any game, contest, or amusement of any description in which the designating element of the outcome is the judgment, skill, or adroitness of the participant in the contest and not chance. [Wedges/Ledges of California v. City of Phoenix, 24 F.3d 56, 63 (9th Cir. 1994)]

Initially, it appeared that the game could be a minor ancillary use for a retail or hospitality business (e.g. a single Pac-man game at the local pizza parlor). However, upon investigation, it became apparent that this use often provides its own customer base and includes features in line with gambling.

Once again, we are faced with the blurring of lines between a skill game that might return tickets for good play at a kids' arcade, with something that returns currency, credits, or other items of value that is more in line with traditional gambling or the sweepstakes concept that was popular a few years ago.

The pending application was not complete, due to the lack of information on the function of the game units sought. The additional information was not submitted, so the permit cannot be reviewed.

In the meantime, I sought an opinion from the attorney. They believe that such devices would be best defined in the gambling section of our code. I continue to work with them to better define what is an ancillary use, an arcade use, and a gambling use. It is my intention to deliver an ordinance amendment to the council to effect changes that make this use predictable to business owners and the general public.

✓ **DISTRACTED DRIVING** (*No Change of Status*)

There is more movement in the state to implement and enforce distracted driving provisions. Some cities are creating their own ordinances, and there is interest in doing so in Swartz Creek as well. I have reached out to Chief Bade and our city attorney about the matter to see how our police powers could be legally applied and reasonably enforced.

✓ **OTHER COMMUNICATIONS & HAPPENINGS** (*See Individual Category*)

✓ **MONTHLY REPORTS** (*Update*)

There are a number of routine reports included for your information.

✓ **METRO PD OPEN HOUSE** (*Update*)

The annual open house for the police department is Wednesday, August 21st, from 6pm-8pm, at headquarters.

✓ **MISTEQUAY CREEK ASSESSMENT** (*Update*)

The Genesee County Drain Commission has been working on a project to improve the Mistequay Creek for years. This creek flows north of the city, but there are parcels within the city that are within the catchment area (watershed). The GCDC has determined a cost and apportioned the cost to be assessed to the city 'at large' and as applied to parcels.

The result? We have a bill for \$14,160.50. We can pay this by September 1st or we can amortize it for 10 years at a yet-to-be-disclosed interest rate. We suspect this will be over 4%. As such, we intend to make this payment, which will result in a subsequent budget adjustment. If there is an objection to this as it relates to a lump sum payment versus amortized, let me know. There is nothing we can do about the assessment as it impacts the city or individual parcels.

Note that the amount has conditionally been reduced to \$7,265.77, due to a change in the county apportionment. This has not been affirmed in writing.

✓ **BOARDS & COMMISSIONS** (*See Individual Category*)

✓ **PLANNING COMMISSION** (*Update*)

The commission met on August 6th. They reviewed the site plan for a modular Biggby on the Meijer site to be on the agenda. This is covered separately in the packet (below). There was full attendance for the nine member commission. The next meeting is scheduled for September 3rd.

✓ **DOWNTOWN DEVELOPMENT AUTHORITY** (*Update*)

The DDA met on June 13th. They affirmed officers for the next year and approved their budget. Mr. Mardlin resigned, leaving a vacancy on the nine member board that has been filled by veteran commissioner Robert Plumb. The July 11th meeting was cancelled, and the next regular meeting is scheduled for August 8. See the packet for details.

✓ **ZONING BOARD OF APPEALS** (*Update*)

There is a meeting scheduled to consider a non-residential use on a residential parcel. This equates to enabling land grading and fill on the vacant land on Seymour Road by the creek. This use variance matter is scheduled for August 21st.

✓ **PARKS AND RECREATION COMMISSION** (*Update*)

The Park Board met on August 7 at city hall. Minutes are attached. Notable topics include draft guidelines for Holland Square usage by the public and the potential for disc golf for vacant land on Bristol Road by GM.

The next meeting will be on September 4th.

✓ **BOARD OF REVIEW** (*No Change of Status*)

The BoR met at the city offices on Tuesday, July 16th at 10:30 a.m. to hear principle residency exemptions, poverty exemptions, veteran exemptions, and clerical appeals. There were two PRE and three veteran exemptions.

NEW BUSINESS / PROJECTED ISSUES & PROJECTS

✓ **BIGGBY SPECIAL LAND USE – DRIVE THROUGH** (*Business Item*)

There is a special land use application before the city council for a modular Biggby drive through on the Meijer site. I am including the application, staff planning commission letter, consultant review, and plans. Please refer to these for a proper and complete description of the project and the review.

The planning commission has approved the site plan and recommended approval of the special land use to the city council. The council retains final say in the special land use and site plan features related to it. Note that the planning commission approved the site plan with the following conditions:

1. Landscaping to be revised and administratively approved
2. Lighting to be affirmed to be non-glare
3. Building material, color, and roof provisions to be waived
4. Site plan to be updated to affirm dimensions/standard requirements
5. Requirement for curbing to be waived
6. All other engineering standards shall be applied to site development

The planning commission resolved to recommend a waiver of a traffic study requirement as well as the provision of three drive through delivery spaces, which the ordinance requires.

Note that there was much discussion about the provision of curb, which is required by ordinance. The applicant noted that this would be too costly and proposed asphalt without curb. The planning commission deliberated the matter and considered alternates before voting to approve the project (5 yes to 4 no). The planning consultant feels this is an essential requirement that should not be waived. Based upon the deliberation at the meeting, I agree. The city council has the ability to approve the special land use as applied for, with conditions, or to deny it.

✓ **PARK USE AGREEMENTS** (*Business Item*)

For over a decade, Paul Bueche desired to memorialize the use agreement for the youth football storage shed in Elms Park. This building was constructed by donors after the storage facility at Abrams Park burned. The drive to get the structure up was so intense that a use agreement was never devised.

In practice, this has not been an issue. However, there are numerous and obvious reasons why such a use agreement should be in place. These issues came back to the forefront when an additional shed was desired by youth football, as well as one by the lacrosse group.

Park Board has spent much time deliberating the matter with SCYF and SC Lacrosse. There is a general intent to enable uniform, quality, and limited storage for youth groups that use the park. The goal was to be fair in enabling such storage, set standards for location/use, and provide for rights and remedies for all parties.

After much thought about placing two sheds next to the permeant shed, it was decided to place portable sheds on the east end of the elevated fields. The issues we face are drainage, grade, existing facility conflict, proposed trail conflict, limited use of Consumers Energy property, and property line setbacks for private owners. With that said, the upside is that the groups are not proposing to pour a permanent pad if they can get to high and level ground.

At their July meeting, the Park Board approved the placement of the sheds on the elevated terrain at the edge of the maintained area. Because there is not a pad, we can look to relocate these in the future. With the park board recommendation, we are

ready to proceed with agreements for the new sheds, as well as the existing structure. The agreements, aerial images, and resolutions are included.

✓ **PARK FEE WAIVER REQUEST (*Business Item*)**

There is a request for a park fee waiver. The General Federation of Women's Club, Swartz Creek Women's Club is seeking use of Abrams Park pavilion #2 on Sunday, August 18, 2019. The waiver is subject to approval by the city council based upon the following:

Fees may be waived in full if reservations by a non-profit are found to result in a public benefit directly or if proceeds from the reserved event are found to be a benefit to the city. Monies must be paid at the time of reservation. Cancellations must be made two (2) weeks or more prior to event date and all cancellations are subject to a \$20 fee.

The council did approve a waiver for this organization in the past and they are known to directly participate in many civic events, including the donation of funds to city activities and projects. A letter has been written to the council in relation to this matter, and is included in the packet. A resolution is written in the affirmative.

✓ **TRAFFIC CONTROL ORDER 175 (*Business Item*)**

The narrative report for the intersection study at Fairchild and Cappy Lane is included in the packet again. The traffic engineers recommend removing the north-bound stop sign at Cappy and Fairchild. I have vetted this with the school and Metro PD. We have also done some research pertaining to intersection control over parking lot entrances, which the south access point to the intersection is.

We are recommending Traffic Control Order (TCO) 175, an order to remove the traffic control device (stop sign) from the north bound lane of Fairchild, at the intersection of Cappy. The engineering report speaks for itself and follows much scrutiny at this location based upon an injury accident this year involving a pedestrian.

Since the school blocks traffic during peak times already, the suggestion makes a lot of sense. There is also discussion of keeping all pedestrian access on the west side of the bridge and road moving forward. Since this part of the intersection and the bridge is on school property, we will be liaising with them and the Safe Routes to School staff to determine if additional changes are recommended. A resolution to remove the stop sign is included.

✓ **TRUCK PURCHASE (*Business Item*)**

The city has budgeted for a replacement truck at the DPW. The need is for a heavy duty pickup, capable of plowing and housing an extended box cover for wood chipping services. Mr. Svrcek has selected a 2019 Ford F350 Regular Cab 4x4 Pickup. The box and plow package will be purchased separately. The low bid on the 2019 State of Michigan Contract (#071B7700180) is \$38,975. I am including a resolution to purchase the vehicle. This vehicle will replace the "Number 11" utility truck that is currently used for wood chipping.

✓ **BUDGET ADJUSTMENT (*Business Item*)**

Below is a brief description of the major budget adjustment amounts. The accompanying budget adjustment shows the amended budget and year-end budget for the accounts after the budget adjustment is entered. Only accounts requiring an adjustment are shown.

Fund 101 – General Fund

- Revenue from property tax and the public safety millage were lower than expected. Contributing factors were MTT Settlements, adjustments for late MTT Settlements from the prior year that the county deducted at settlement in June and \$2,000 of personal property transferring to the delinquent tax agency fund.
- State reimbursement for personal property tax is calculated after mandatory distributions. The City does not receive the mandatory reimbursement, our distribution share is based on the balance of funds remaining after these mandatory reimbursements. As discussed at the presentation of the current year budget, we estimate these monies and expect the total will fluctuate yearly. This year's amount is \$17,819.37 which was \$2,005.11 lower than budgeted.
- The wireless leases were under estimated but a sub-ledger has been created to better track the payments and be sure they are assigned in the correct budget year.
- The major adjustments for General Fund include increases for most of the building department revenue accounts which is common on a yearly basis due to difficulty in estimating the amount of work to be performed in these areas.
- There was an increase in reimbursements for the public safety building which is directly related to increases in costs and the addition of the pass thru expenditure of a portion of the ERC Program expense.
- Other increases in expenditures included contractual services for attorney fees and for fire runs. Additional increases in building department costs are once again expected as these areas are hard to estimate year to year.
- There were decreases in anticipated lighting costs in General Fund which are now budgeted in major and local street funds.
- Work on the Holland Square Streetscape project has produced costs to date less than engineer estimates and requires appropriations be moved to the next fiscal year.

Fund 202 – Major Street Fund

- Act 51 revenue for road maintenance from the State increased by \$76,789.42 over what the State had estimated at the beginning of the budget year and our conservative estimates.
- A decrease in anticipated revenues for the Fairchild TIP project are being moved to the next fiscal year in the amount of \$51,985.91.
- A decrease in construction engineering expenditures for the Fairchild TIP project are being moved to the next fiscal year in the amount of \$43,434.84.

Fund 203 – Local Street Fund

- The local street millage portion of the LCSA personal property tax reimbursement was recognized directly in the local street fund. The \$15,571.41 was not previously budgeted.
- Act 51 revenue for road maintenance from the State increased by \$46,061.86 over what the State had estimated at the beginning of the budget year and our conservative estimates.
- Repairs and Maintenance included appropriations for additional street maintenance which was not done in this fiscal year.
- Adjustments to the street projects are due to engineer estimates as to the amount of work that would be completed by the fiscal year end. Adjustments will be made to the balance in the next fiscal year.

Fund 204 – Municipal Street Fund

- There were no significant adjustments in this fund.

Fund 226 – Garbage Fund

- The only significant adjustment to this fund was for the personal property tax loss reimbursement amount as discussed for both General Fund and Local Street Fund.

Fund 248 – Downtown Development Authority Fund

- Adjustments to this fund were small routine changes.

Fund 402 – Fire Equipment Replacement Fund

- Equipment expense was less than appropriated. Purchases made in this fiscal year were a new fire truck and an air compressor.

Fund 590 – Water Fund

- Water fees were lower than estimated while metered services increased. This is an area I will continue to review and monitor moving forward. Tap fees showed a decline this year after an increase for the past year's budget.
- Significant expenditure adjustments include a decrease for water main reconstruction costs of \$20,447.62. Also a decrease of \$65,037.91 most of which was originally appropriated for water main construction on Civic Drive that was done by the end of FY18. Remaining significant adjustments were for the USDA Grant projects and reflect the movement of the money between fiscal years.

Fund 591 – Sewer Fund

- Sewer fees and metered services were higher than estimated. This is an area I will continue to review and monitor moving forward.
- Tap fees were lower than budgeted but interest income showed an increase due to greater availability of funds.
- The significant adjustments to sewer expenses were the increase to repairs and maintenance for a six month lease of 4 sanitary sewer meters and the increase to depreciation expense. Other adjustments to the expenditures were small routine changes.

Fund 661 – Motor Pool Fund

- The interest income adjustment to this fund is due to the opportunity to invest funds longer and at a higher interest rate than our conservative estimate for the current budget year.
- Equipment rental income saw a decrease from the projected amount. With fewer projects being done than in the original budget this result would be in line with what I would expect.
- The sale of the 2004 Dodge pickup generated unbudgeted income from the sale of assets of \$6,615.00 for the fiscal year.
- Equipment was originally budgeted for a dump truck plus an additional \$20,000 for small equipment purchases. A pickup truck was purchased instead of the dump truck and no major small equipment purchases were made resulting in the unused \$20,600.

Fund 865 – Sidewalks

- There were no significant adjustments in this fund.

Fund 866 – Weed Fund

- There were no significant adjustments in this fund.

Council Questions, Inquiries, Requests, Comments, and Notes

Library Carpet: The new carpet is indeed awaiting proper baseboard.

Cemetery Gate: The cemetery gate will be closed routinely. Trees are also scheduled to be removed. There is a delay because they are filled with concrete.

Miller Road. There is a bump on east bound Miller Road by Elms. This has been reviewed by staff. The issue is not easily resolvable because it is a seam connecting two separate grades and not a bump. A large taper will be required to remedy this, which is not planned until more extensive repairs are due.

Linden Road Bridge: The county road commission is repairing the bridge on Linden Road between Bristol and Maple. They are directing all traffic to Elms Road. This is very substantial and will result in increased traffic on Elms and Miller for an extended period of time. I learned of this on August 7th from Chad

Young, Mundy Township. The project is slated to occur between August 12th and November 15th.

**City of Swartz Creek
RESOLUTIONS
Regular Council Meeting, Monday, August 12, 2019, 7:00 P.M.**

Resolution No. 190812-4A MINUTES – July 22, 2019

Motion by Councilmember: _____

I Move the Swartz Creek City Council approve the Minutes of the Regular Council Meeting held Monday, July 22, 2019, to be circulated and placed on file.

Second by Councilmember: _____

Voting For: _____

Voting Against: _____

Resolution No. 190812-5A AGENDA APPROVAL

Motion by Councilmember: _____

I Move the Swartz Creek City Council approve the Agenda as presented / printed / amended for the Regular Council Meeting of August 12, 2019, to be circulated and placed on file.

Second by Councilmember: _____

Voting For: _____

Voting Against: _____

Resolution No. 190812-6A CITY MANAGER’S REPORT

Motion by Councilmember: _____

I Move the Swartz Creek City Council accept the City Manager’s Report of August 12, 2019, including reports and communications, to be circulated and placed on file.

Second by Councilmember: _____

Voting For: _____

Voting Against: _____

**Resolution No. 190812-8A RESOLUTION TO APPROVE A SPECIAL LAND USE
FOR A DRIVE THROUGH USE (BIGGBY RESTAURANT
ON MEIJER PROPERTY)**

Motion by Councilmember: _____

WHEREAS, the city received a proposal to construct a drive through use on the Meijer site, identified as parcel 58-36-100-014, said land zoned General Business District (GBD) with a Planned Unit Development overlay zoning classification, and;

WHEREAS, the project is a special land use within the GBD and requires site plan review with an additional approval for the special land use, and;

WHEREAS, the planning commission found that the project, consisting of a drive-through only modular structure, to be an innovative land use that is best classified as an accessory use, and;

WHEREAS, the planning commission, in reviewing the application materials and review criteria in Zoning Ordinance found the proposed site plan of a special land use for drive through to meet the intent of the zoning ordinance, and;

WHEREAS, the planning commission found that the site plan in conjunction with the special land use, met all other general standards applicable for the site plan and special land use, with the following exceptions:

1. Drive spacing is not dimensioned
2. Drives do not contain curb
3. Landscaping plan is incomplete
4. Site plan informational data, while generally sufficient for review, is incomplete
5. Proposed lighting may produce glare
6. Building materials are non-durable

WHEREAS, the planning commission, in further reviewing the ordinance, found that the plan, while not in strict compliance with the specific ordinance requirements for a special land use, found such special land use requirements to be unnecessary or irrelevant in accordance with Zoning Section pertaining to special land uses, including:

1. Requirement for a traffic study
2. Requirement for three drive through delivery spaces

WHEREAS, the engineering reviews are not yet available as it relates to utilities, storm water, materials, and related features; and

WHEREAS, the Planning Commission approved the site plan and recommended approval of the special land use, with conditions, at their regular meeting on August 6, 2019.

NOW, BE IT RESOLVED that the Swartz Creek City Council hereby approves the special land use and related site plan, dated 07/19/2019 and included in the city council packet of August 12, 2019, subject to the following conditions, as well as any recommendations of the city engineers:

1. Landscaping to be revised and administratively approved
2. Lighting to be affirmed to be non-glare
3. Building material, color, and roof provisions to be waived
4. Site plan to be updated to affirm dimensions/standard requirements
5. Requirement for curbing to be waived
6. All other engineering standards shall be applied to site development
7. Waiver of a traffic study
8. Waiver of provision of three drive through delivery spaces

Second by Councilmember: _____

Voting For: _____

Voting Against: _____

Resolution No. 190812-8B

RESOLUTION TO APPROVE A USE AGREEMENT WITH SWARTZ CREEK YOUTH FOOTBALL

Motion by Councilmember: _____

WHEREAS, the City owns certain land (the "Property") in the City of Swartz Creek ("City") which is used for public purposes; and

WHEREAS, the Swartz Creek Youth Football is a charitable organization recognized as such pursuant to Section 501 (c) (3) of the Internal Revenue Code and is engaged in the promotion of youth athletics in the City; and

WHEREAS, the User has constructed at its own expense and with the City's permission certain improvements on the Property which improvements are used for storage and related activities by the User and/or by other public, educational and athletic organizations with the permission of the User; and

WHEREAS, the City finds that the use of the Property by the User and the construction by the User at its own expense of the improvements thereon inures to the benefit of the City and its citizens and helps reduce the burden of government; and

NOW, THEREFORE, the City Council hereby approves the Park Use Agreement Between the City of Swartz Creek and the Swartz Creek Youth Football as included in the August 12, 2019 city council packet and further directs the Mayor and Clerk to execute the agreements on behalf of the city.

Second by Councilmember: _____

Voting For: _____

Voting Against: _____

Resolution No. 190812-8C

RESOLUTION TO APPROVE A USE AGREEMENT WITH DRAGONS LAX

Motion by Councilmember: _____

WHEREAS, the City owns certain land (the "Property") in the City of Swartz Creek ("City") which is used for public purposes; and

WHEREAS, the DRAGONS LAX is a charitable organization recognized as such pursuant to Section 501 (c) (3) of the Internal Revenue Code and is engaged in the promotion of youth athletics in the City; and

WHEREAS, the City finds that the use of the Property by the User and the construction by the User at its own expense of the improvements thereon inures to the benefit of the City and its citizens and helps reduce the burden of government; and

NOW, THEREFORE, the City Council hereby approves the Park Use Agreement Between the City of Swartz Creek and the Dragons Lax as included in the August 12,

2019 city council packet and further directs the Mayor and Clerk to execute the agreements on behalf of the city.

Second by Councilmember: _____

Voting For: _____

Voting Against: _____

Resolution No. 190812-8D RESOLUTION TO APPROVE THE PARK WAIVER REQUEST OF THE GFWC OF SWARTZ CREEK

Motion by Councilmember: _____

WHEREAS, the City of Swartz Creek requires park usage reservations and fees in accordance with adopted rules and regulations; and

WHEREAS, the General Federation of Women’s Clubs, Swartz Creek Women’s Club reserved Pavilion #2 in Abrams Park for Sunday, August 18, 2019 for the purpose of holding an annual meeting; and

WHEREAS, the city park rules and regulations states that “fees may be waived in full if reservations by a non-profit are found to result in a public benefit directly or if proceeds from the reserved event are found to be a benefit to the city.”; and

WHEREAS, the City Council finds the petitioning group to be a qualifying group with a qualifying activity.

NOW, THEREFORE, BE IT RESOLVED, the Swartz Creek City Council hereby waives all fees for the August 18, 2019 reservation in Abrams Park.

Second by Councilmember: _____

Voting For: _____

Voting Against: _____

Resolution No. 190812-8E RESOLUTION TO APPROVE FISCAL YEAR 2019 BUDGET AMENDMENTS AND ADJUSTMENTS

Motion by Councilmember: _____

WHEREAS, Act 621 of P.A. 1978 provides for a uniform budgeting system for local units of government; and

WHEREAS, Act 275 of P.A. of 1980 further prohibits deficit spending by local units of government; and

WHEREAS, the City Council has reviewed the City’s 2018 - 2019 Fiscal Year Budget and comparative year-to-date balance sheet of expenses and revenues, and finds that it is not in deficit; however, certain department activity line items may be in deficit.

WHEREAS, the City Council has received a Budget Amendment Summary; and

WHEREAS, new budget amounts necessitate adjustments to the original adopted budget; and

WHEREAS, said supplemental documentation shows the new proposed revenue and expenditures changes by account number.

THEREFORE BE IT RESOLVED, the Swartz Creek City Council hereby authorizes and directs the city manager or his designee to make all necessary end-year budget adjustment amendments to all city funds in accordance with the supplemental documentation (pages to) attached.

BE IT FURTHER RESOLVED, the Swartz Creek City Council hereby authorizes and directs the City Manager or his designee to make all necessary year-end budget adjustment amendments.

Second by Councilmember: _____

Voting For: _____

Voting Against: _____

Resolution No. 190528-8F

A RESOLUTION TO AMEND CHAPTER 9 OF THE CODE OF ORDINANCES BY ADDING THERETO A NEW SECTION ENTITLED “ODORS”

Motion by Councilmember: _____

WHEREAS, the City of Swartz Creek maintains police power over various activities and performance standards related to maintaining the health, safety, and welfare of the public, and

WHEREAS, the ability to define and regulate odors in the community has been noted as a deficiency in providing for the health, safety and welfare of the public.

NOW, THEREFORE, I MOVE the City of Swartz Creek ordains:

**CITY OF SWARTZ CREEK
ORDINANCE NO. 442**

An ordinance to amend Chapter 9 of the Code of Ordinances by adding thereto a new Section, entitled “Odors.”

THE CITY OF SWARTZ CREEK ORDAINS:

Section 1. Amendment of Chapter 9 of the Code of Ordinances.

The City hereby amends Chapter 2 of the Code of Ordinances of the City of Swartz Creek by adding thereto a new Section, entitled “Odors,” to read as follows:

ARTICLE VIII. MARIJUANA ESTABLISHMENTS.

Sec. 9-5. Odors.

(1) Purpose.

To control odors that are a public nuisance and to provide the residents of the City of Swartz Creek protection from objectionable odor that unreasonably interfere with the health, safety and general welfare of the community.

(2) Definition.

Odor nuisance shall mean the doing of any act or omitting to do any act that causes injury, damage, hurt, danger, inconvenience, annoyance or discomfort of that unreasonably interferes with or adversely impacts a person of normal sensitivities or the normal use and enjoyment of property or that threatens health, safety and general welfare of the public that results from the emission of odor, chemicals, gas, smoke, fumes or other materials or processes across any parcel or property line.

(3) Prohibition.

No person shall cause, permit or fail to prevent the emission of an odor nuisance from any property he or she owns, occupies, leases or controls. In determining whether or not there is a violation the following may be considered in addition to other relevant factors:

- (a) Frequency of occurrence of the odor.
- (b) Intensity and character of the odor.
- (c) Duration of the odor.
- (d) Number and frequency of citizen complaints.
- (e) Availability of technology to control or eliminate the odor.

No violation shall be exempt from complying with this provision because of its existence or of any activity causing an odor nuisance at the time of the effective date of this provision.

Section 2. Effective date.

This Ordinance shall take effect twenty (20) days following publication.

At a regular meeting of the City Council of Swartz Creek held on the _____ day of _____, 2019, Councilmember _____ moved for adoption of the ordinance and Councilmember _____ supported the motion.

The Mayor declared the ordinance adopted.

David Krueger
Mayor

Connie Eskew
Clerk

CERTIFICATION

The foregoing is a true copy of Ordinance No. 442 which was enacted by the Swartz Creek City Council at a regular meeting held on the _____ day of _____, 2019.

Connie Eskew
City Clerk

Resolution No. 190812-8G

RESOLUTION TO APPROVE TRAFFIC CONTROL ORDER NUMBER 175, TO REMOVE THE STOP SIGN ON FAIRCHILD AT CAPPY LANE

Motion by Councilmember: _____

WHEREAS, the city owns and operates a system of major and local streets, including traffic control devices; and

WHEREAS, Chapter 18, Article II of the Swartz Creek City Charter adopts the provisions of the Michigan Manual on Uniform Traffic Control Devices, 2009 Edition; and

WHEREAS, Section 1A.08 of the Michigan Manual on Uniform Traffic Control Devices, 2009 Edition grants local control of the regulation of traffic devices; and

WHEREAS, Public Act 235 of 1969, MCL 257.942, enables municipal control over parking areas, parking access points, and related traffic control devices when requested by the owner or operator of such a site; and

WHEREAS, the city conducted a traffic study that recommends removing the stop sign traffic control device from the south approach to the Cappy and Fairchild intersection, said approach being shared jurisdiction between the city and the parking lot access point for the Swartz Creek Middle School; and

WHEREAS, the Superintendent of the Swartz Creek Community Schools desires to follow the recommendation of the engineering report; and

WHEREAS, the street administrator and staff from the Metro Police Authority of Genesee County recommend removing the stop sign.

NOW, THEREFORE BE IT RESOLVED that the City of Swartz Creek approve Traffic Control Order #175 as a permanent order and direct the staff to remove stop sign in accordance with the MUTCD.

Second by Councilmember: _____

Voting For: _____

Voting Against: _____

Resolution No. 190812-8H

RESOLUTION TO APPROVE GIS MAPPING SERVICES AGREEMENT

Motion by Councilmember: _____

WHEREAS, the city owns, operates, and maintains a system of sewer collection lines, water distribution lines, storm sewer lines, and related valves, manholes, and other appertences; and

WHEREAS, such infrastructure is largely underground and the associated maps that convey location, depth, and related data are inaccurate, missing, or incomplete; and

WHEREAS, the need for documented and efficient maintenance, as well as holistic asset management, make the ability to locate and track ongoing data for such infrastructure essential; and

WHEREAS, technology exists to effectively locate and map such infrastructure using Geographic Information System maps and databases; and

WHEREAS, the Genesee County Drain Commission, Water and Waste Services Division, is also engaging in GIS mapping services, with the intention of reimbursing communities some of the cost associated with water and sewer line mapping services.

NOW, THEREFORE, BE IT RESOLVED the City of Swartz Creek hereby approves the proposal from Rowe Professional Services Company, dated July 30, 2019, in the amount of \$39,850, plus a 10% contingency, funds to be appropriated to the Water 590, Sewer 591, and other applicable funds as determined by the City Treasurer.

Second by Councilmember: _____

Voting For: _____

Voting Against: _____

Resolution No. 190812-8I

RESOLUTION TO APPROVE SEWER CAPACITY ANALYSIS AND REPORT

Motion by Councilmember: _____

WHEREAS, the city owns, operates, and maintains a system of sewer collection lines that transport sewer to the county interceptors located at various locations in and around the community; and

WHEREAS, the current and future capacity, especially as it pertains to wet weather events, must be known in order to ensure proper pipe sizing and related capacity; and

WHEREAS, Rowe Professional Services Company has been working with city staff to get flow data on high priority lines and lines with the potential for new users in order to determine future needs; and

WHEREAS, additional analysis of the current raw data and potential for new users is required to create the need, if any, for capital improvements.

NOW, THEREFORE, BE IT RESOLVED the City of Swartz Creek hereby approves the proposal from Rowe Professional Services Company, dated July 26, 2019, in the amount of \$6,750, plus a 10% contingency, funds to be appropriated to the Sewer 591 fund.

Second by Councilmember: _____

Voting For: _____

Voting Against: _____

Resolution No. 190812-8J

RESOLUTION TO PURCHASE 4X4 TRUCK & TO SELL 1 TON TRUCK

Motion by Councilmember: _____

WHEREAS, the city finds it necessary to replace a 1999 Chevy 1 Ton Pickup Truck with a comparable piece of equipment; and

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

WHEREAS, the Director of Public Services has selected a Ford F350 4x4 from the State of Michigan Vehicle Contract; and

WHEREAS, the 2020 Motor Pool Fund has sufficient funds set aside for this planned equipment replacement.

NOW, THEREFORE, BE IT RESOLVED, the City of Swartz Creek approves the purchase of the 2019 Ford Diesel F350 Regular Cab 4x4 Pickup from Signature Ford in the amount of \$38,975 plus associated fees and expenses, to be apportioned from the Motor Pool Fund (661).

BE IT FURTHER RESOLVED, the City of Swartz Creek, finding the 1999 1 ton truck to be beyond its useful life for the execution of safe and efficient duties, hereby direct and authorize the Director of Public Services to auction this vehicle and related appurtenances (listed below) by means of the Bidcorp.com or related public auctioning service.

1. 1999 Chevy 1 Ton Truck; VIN 1GDKC34J9XF022179

Second by Councilmember: _____

Voting For: _____

Voting Against: _____

**CITY OF SWARTZ CREEK
SWARTZ CREEK, MICHIGAN
MINUTES OF THE REGULAR COUNCIL MEETING
DATE 07/22/2019**

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

Invocation and Pledge of Allegiance.

Councilmembers Present: Cramer, Farmer, Gilbert, Hicks, Krueger, Pinkston.

Councilmembers Absent: Root.

Staff Present: City Manager Adam Zettel, Clerk Connie Eskew.

Others Present: Lania Rocha, Bob Plumb, Steve Shumaker, Betty Binder, Erik Jamison, Steve Long, John Wilson, Nate Henry, Metro PD Chief Bade, Chris Stritmatter, Jason Keene, Brett Jory, Marcia Pavkovich, Mark Miltich, Larry Gawthrop, Julia Assolin, Patricia McLeod.

EXCUSE COUNCILMEMBER ROOT

Resolution No. 190722-01 (Carried)

Motion by Councilmember Cramer
Second by Councilmember Farmer

I Move the Swartz Creek City Council excuse Councilmember Root.

YES: Unanimous Voice Vote.
NO: None. Motion declared carried.

APPROVAL OF MINUTES

Resolution No. 190722-02 (Carried)

Motion by Councilmember Cramer
Second by Councilmember Gilbert

I Move the Swartz Creek City Council approve the Minutes of the Regular Council Meeting held Monday July 8, 2019 to be circulated and placed on file.

YES Gilbert, Hicks, Krueger, Pinkston, Cramer, Farmer.
NO: None. Motion Declared Carried.

APPROVAL OF AGENDA

Resolution No. 190722-03

(Carried)

Motion by Councilmember Farmer
Second by Councilmember Hicks

I Move the Swartz Creek City Council approve the Agenda as, printed for the Regular Council Meeting of July 22, 2019, to be circulated and placed on file.

YES: Hicks, Krueger, Pinkston, Cramer, Farmer, Gilbert.
NO: None. Motion Declared Carried.

CITY MANAGER'S REPORT

Resolution No. 190722-04

(Carried)

Motion by Councilmember Hicks
Second by Councilmember Cramer

I Move the Swartz Creek City Council accept the City Manager's Report of July 22, 2019, including reports and communications to be circulated and placed on file.

YES: Krueger, Pinkston, Cramer, Farmer, Gilbert, Hicks.
NO: None. Motion Declared Carried.

MEETING OPENED TO THE PUBLIC:

Betty Binder, 8079 Bristol Road, requested an updated recycle brochure be made available to residents.

Mark Miltich, 5272 Birchcrest, opposed to the Brewer townhome sale.

Julia Assolin, 6287 W. Maple Ave, opposed to the Brewer townhome sale, loves the green space.

Erik Jamison, 5015 & 5017 Holland, commented on his support for the townhome project.

Steve Shumaker, 7446 Country Meadow, commented on the past meetings on this project. He thinks there is already a lot of condos in the city.

Jason Keen, 5260 Birchcrest, doesn't feel like the condo project is the best use of the space. He feels a commercial space with residential above (mix use) would be a better use for this space.

Charlie Burnett, 6329 Augusta, opposes the condo project. He feels the location of the project will ruin the Veterans Memorial.

COUNCIL BUSINESS:

MOTT COMMUNITY COLLEGE

PRESENTATION

Larry Gawthrop, Chief Financial Officer, updated on the college and reviewed the new strategic plan.

RESOLUTION TO APPROVE A COMMERCIAL LEASE AGREEMENT WITH LASERS FLOWERS AND GIFTS, LLC, LOCATED AT 8002 MILLER ROAD

Resolution No. 190722-05

(Carried)

Motion by Councilmember Gilbert
Second by Councilmember Cramer

WHEREAS, the city has acquired a commercial structure located at 8002 Miller Road, Parcel ID Number 58-35-576-049, that is undergoing repairs and improvement; and

WHEREAS, the structure is occupied by an existing business that leases the bottom floor for retail space; and

WHEREAS, the upper floor will soon be ready for residential occupancy; and

WHEREAS, the retail tenant intends to continue to occupy the retail space, seeks to occupy the residential space, and purchase the property after all improvements are finalized; and

WHEREAS, the city recognizes that investment dollars may be recovered from the sale of this property, but additional proceeds may not be recovered per in-place tax foreclosure regulations.

NOW, BE IT RESOLVED, the Swartz Creek City Council hereby approves and restates the lease agreement with Lasers Flowers and Gifts, LLC, as included in the city council packet of July 22, 2019.

BE IF FURTHER RESOLVED, the City Council directs the Mayor to execute the agreement on behalf of the city and further directs the Treasurer to account for any proceeds from rents collected along with any future sale proceeds of the property.

Discussion Ensued.

YES: Pinkston, Cramer, Farmer, Gilbert, Hicks, Krueger.
NO: None. Motion Declared Carried.

RESOLUTION TO AUTHORIZE BIKES ON THE BRICKS, INC TO MAKE APPLICATION TO THE GENESEE COUNTY ROAD COMMISSION TO USE RIGHT-OF-WAY IN SWARTZ CREEK ON SEPTEMBER 7, 2019

Resolution No. 190722-06

(Carried)

Motion by Mayor Pro Tem Pinkston
Second by Councilmember Cramer

WHEREAS, the City owns, operates, and maintains public streets and the corresponding right-of-ways; and

WHEREAS, the Bikes on the Bricks, Inc group is proposing a police escorted ride through Genesee County, including numerous local municipalities, on September 7, 2019; and

WHEREAS, the Genesee County Road Commission is coordinating the route and permit requirements.

NOW, BE IT RESOLVED, the Bikes on the Bricks, Inc. is hereby authorized to make Application to the Genesee County Road Commission on behalf of the City of Swartz Creek in the county of Genesee, Michigan, for the necessary permits to allow a police escorted ride on Elms Road on September 7, 2019 at approximately 10am to 1pm within the right of way of the City of Swartz Creek City and that the City of Swartz Creek will faithfully fulfill all permit requirements, and will indemnify and save harmless all persons from claims of every kind arising out of operations authorized by such permit(s) as is (are) issued.

BE IF FURTHER RESOLVED, the City Council otherwise permits the Bikes on the Bricks, Inc. group to conduct the police escorted ride as indicated above under the direction of the Chief of Police and Street Administrator.

Discussion Ensued.

YES: Cramer, Farmer, Gilbert, Hicks, Krueger, Pinkston.

NO: None. Motion Declared Carried.

RESOLUTION TO AFFIRM SALE, INCLUDING PURCHASE AND DEVELOPMENT AGREEMENT, FOR PROPERTY OWNED BY THE CITY

Resolution No. 190722-07

(Carried)

Motion by Councilmember Cramer
Second by Councilmember Farmer

WHEREAS, the city owns two lots of the Supervisors Plat located on the northwest corner of Morrish Road and Paul Fortino Drive, PID's 58-35-576-001 & 58-35-576-002; and

WHEREAS, the community has been engaged in finding a preferred option for the permanent use of these parcels; and

WHEREAS, the Downtown Development Authority, in working with the public and other city commissions and staff, finds that downtown housing is a feasible use that would further the vision of a small community & vibrant downtown; and

WHEREAS, the DDA conceived and planned for the use of the site with the help of a professional architect and subsequently invited developers to proceed with partnering in the development of the site; and

WHEREAS, RBF Construction presented themselves as the only local developer with capacity and a desire to meet the expectations of the DDA; and

WHEREAS, the DDA and RBF then jointly proceeded to detail site plan and architectural renderings, eventually recommending approval to the planning commission in early 2019; and

WHEREAS, RBF then submitted a site plan that was approved by the city on June 10, 2019; and

WHEREAS, the city desires to transfer the property to RBF Construction, with conditions, so development of the site may commence; and

WHEREAS, the city has been working with RBF on determining the total project scope, available incentives, and cost as competing terms in finalizing a sale value; and

WHEREAS, the city approved a draft purchase agreement for a warranty deed sale on June 10, 2019; and

WHEREAS, the purchase agreement has been made available for public inspection for over 30 days, in accordance with the City's Land Sale Policy of April 28, 2014.; and

NOW, THEREFORE, BE IT RESOLVED, the City of Swartz Creek City Council affirms the sale of the parcels and directs the Mayor to complete and execute the purchase agreement as included in the July 22, 2019 city council packet.

BE IT FURTHER RESOLVED, the Mayor is authorized to execute any and all other instruments and forms related to the sale as deemed necessary and advisable by the city attorney and closing title company.

Discussion Ensued.

BREAK 8:35-8:49 p.m.

Discussion Ensued.

YES: Cramer, Farmer, Hicks, Krueger, Pinkston.
NO: Gilbert. Motion Declared Carried.

RESOLUTION TO APPROVE AN ORDINANCE # 441 TO AMEND THE CODE OF ORDINANCES OF THE CITY OF SWARTZ CREEK BY ADDING SECTIONS 33 THROUGH 46 TO CHAPTER 19, ARTICLE II OF THE CODE OF ORDINANCES OF THE CITY OF SWARTZ CREEK TO REGULATE AND RESTRICT THE USE OF GROUNDWATER IN CERTAIN AREAS OF THE CITY OF SWARTZ CREEK DUE TO THE PRESENCE OF GROUNDWATER CONTAMINATION RESULTING FROM A RELEASE PURSUANT TO Part 201, ENVIRONMENTAL REMEDIATION, or PART 213, LEAKING UNDERGROUND STORAGE TANKS, OF THE NATURAL RESOURCE AND ENVIRONMENTAL PROTECTION ACT, 1994 PA 451 AS AMENDED.

Resolution No. 190722-08

(Carried)

Motion by Councilmember Farmer
Second by Councilmember Cramer

WHEREAS, the City of Swartz Creek acquired 5012 Holland Drive (“Property”) from Genesee County and subsequently removed the known fuel tanks and above grade structures; and

WHEREAS, ExxonMobil desired to proceed with soil removal and site restoration, making the site available for reuse; and

WHEREAS, the City of Swartz Creek (“City”), ExxonMobil Oil Corporation (“ExxonMobil”), and Groundwater & Environmental Services, Inc. (“Consultant”) entered into a Limited Site License Agreement (“Agreement”) for the purpose of granting a limited license to enter upon certain described property upon the terms and conditions specified in the Agreement on April 10, 2017; and

WHEREAS, the site was substantially remediated as a result of that agreement, with the understanding that other conditions, including a prohibition on area wells, would apply; and

WHEREAS, the Swartz Creek City Council further directed staff to proceed with the preparation of the groundwater restriction ordinance for review by the City Council; and

WHEREAS, ExxonMobil and their consultants further engaged in subsurface exploratory work, well audits, and public outreach, including a public hearing and presentation on April 23, 2019 related to the creation of said ordinance; and

WHEREAS, the ordinance is ready for adoption.

THEREFORE, I MOVE the City of Swartz Creek ordains:

AN ORDINANCE TO AMEND THE CODE OF ORDINANCES OF THE CITY OF SWARTZ CREEK BY ADDING SECTIONS 33 THROUGH 46 TO CHAPTER 19, ARTICLE II OF THE CODE OF ORDINANCES OF THE CITY OF SWARTZ CREEK TO REGULATE AND RESTRICT THE USE OF GROUNDWATER IN CERTAIN AREAS OF THE CITY OF SWARTZ CREEK DUE TO THE PRESENCE OF GROUNDWATER CONTAMINATION RESULTING FROM A RELEASE PURSUANT TO Part 201, ENVIRONMENTAL REMEDIATION, or PART 213, LEAKING UNDERGROUND STORAGE TANKS, OF THE NATURAL RESOURCE AND ENVIRONMENTAL PROTECTION ACT, 1994 PA 451 AS AMENDED.

THE CITY OF SWARTZ CREEK ORDAINS:

SECTION 1. AMENDMENT. The Code of Ordinances of the City of Swartz Creek (City), Michigan is amended by adding Sections 33 through 46 in Chapter 19, Article II, to read as follows:

SECTION 2. FINDINGS. The City Council finds that the use of certain wells and groundwater from such wells for human consumption or other purposes may constitute a threat to groundwater resources or a public health risk and endanger the safety of the residents of the City. The identified public health risk affects premises that are located on or in the vicinity of sites that are the source or location of contaminated groundwater, or where there is a known and identified threat of contaminated groundwater from a release. The City Council has determined that it is in the best interests of the public health, safety and welfare to prohibit certain uses of groundwater from wells at properties located in the vicinity of such contaminated sites in order to minimize the public health and welfare risk and protect the City's residents.

SECTION 3. DEFINITIONS. For the purposes of this Ordinance, the words and phrases listed below shall have the following meanings:

- A. Abandoned Water Well means an abandoned water well as defined by R 325.1601(1) of the Groundwater Quality Control Rules, Mich. Admin. Code R 325.1601 et seq.
- B. Affected Parcel means a parcel of property any part of which is located within a restricted zone.
- C. Applicant means a person who applies for the establishment of a restricted zone and accompanying regulations pursuant to this Chapter.

- D. "Contamination" means groundwater in which there is present concentrations of hazardous substances that exceed the residential drinking water criteria established by the EGLE in operational memoranda or rules promulgated pursuant to Part 201, Environmental Remediation (MCL 324.20101, et seq.), of the Natural Resources and Environmental Protection Act, 1994 PA 451 as amended, MCL 324.101, et seq., and includes "contaminant" as defined by R 325.1602(5) of the Groundwater Quality Control Rules, Mich. Admin. Code R 325.1601 et seq.
- E. Groundwater means underground water within the zone of saturation.
- F. Influential Well means a Well outside or within a Restricted Zone that, based on reliable hydrogeological data, has the potential to affect the horizontal or vertical migration of Contamination within the Restricted Zone. Reliable hydrogeologic data includes, but is not limited to, hydrogeologic evaluations including pump tests, an analysis of the degree of protection from vertical migration of contamination through geologic barriers, and groundwater modeling. EGLE means the Michigan Department of Environment, Great Lakes, and Energy or its successor agency.
- G. Person means any individual, co-partnership, corporation, association, club, joint venture, estate, trust, and any other group or combination acting as a unit, and the individuals constituting such group or unit.
- H. Proof of No Influence means groundwater data or other documentation or evidence demonstrating that a Well in a Restricted Zone does not have the potential to affect the horizontal or vertical migration of Contaminated Groundwater within a Restricted Zone, or is otherwise a threat to groundwater resources. Documentation or evidence necessary to demonstrate Proof of No Influence may include, but is not limited to: hydrogeologic evaluations including pump tests; an analysis of the degree of protection from horizontal or vertical migration of contamination within in aquifer or through geologic barriers; and groundwater modeling.
- I. Release means a " release" as defined in Part 201, Environmental Remediation (MCL 324.20101, et seq.), or Part 213, Leaking Underground Storage Tanks (MCL 324.21301a, et seq.) of the Natural Resources and Environmental Protection Act, as amended (MCL 324.101, et seq.).
- J. Restricted Zone means an area or areas described within (Section 4 and 5) of this Ordinance for which the prohibition of Wells and the restriction on the use of groundwater applies. The Restricted Zone includes parcels of land that are legally described in this Ordinance, either through passage or amendment to this Ordinance, if provided for. The Restricted Zone includes not only the area of known groundwater contamination but also a surrounding buffer zone where contamination may be or migrate to.

- K. Well means an opening in the surface of the earth for the purpose of removing fresh water or a test well, recharge well, waste disposal well, or a well used temporarily for dewatering purposes during construction, as defined in Part 127, MCL 333.12701(d), groundwater monitoring wells or wells used for remediating contaminated groundwater that are approved by the EGLE or United States Environmental Protection Agency (US EPA), and also includes all of the following:
1. "Water Supply Well" means a well that is used to provide potable water for drinking or domestic purposes.
 2. "Irrigation Well" means a well that is used to provide water for plants, livestock, or other agricultural purposes.
 3. "Heat Exchange Well" means a well for the purpose of utilizing the geothermal properties of earth formations for heating or air conditioning.
 4. "Industrial Well" means a well that is used to supply water for industrial purposes, fire protection, or similar nonpotable uses.

SECTION 4. RESTRICTED ZONES.

A. The following described areas in the City shall be Restricted Zones as defined under this Ordinance. The Restricted Zones may be referred to by reference to the names provided in the caption preceding their descriptions:

1. General Name and Description

An area described as commencing from the southeast corner of the Miller Road and Hayes Street intersection, then south along the east right of way line for Hayes Street to Ingalls Street, then easterly along the north right of way line for Ingalls Street to Morrish Road, then northerly along the west right of way line for Morrish Road until Miller Road; and then west along the south right of way line for Miller Road to the point of commencement at Hayes Street.

2. A scaled map illustrating the boundaries of the restricted zone is attached as "Exhibit IA." A listing of the addresses and parcel numbers of each Affected Parcel within the Restricted Zone is contained within the attached "Exhibit IB." For sites regulated under Part 213, the exhibit must also include the legal description for each Affected Parcel within the Restricted Zone.

3. The application and all supporting documentation shall be maintained by the City Clerk.

B. Except as provided in Section 8 of this Ordinance and after the effective date of this Ordinance, no person or legal entity shall install or allow or permit or provide for the installation or utilization of a well on any Affected Parcel on which the person or legal entity has an ownership interest, or lessee or tenant interest, or control within the Water Well Restricted Zone. Affected Parcel within the Restricted Zone shall be serviced only by public water supply as described in Chapter 19, Article II of the Code of Ordinances.

SECTION 5. ADDITION, REPEAL OR AMENDMENT OF RESTRICTED ZONES.

An Applicant, Owner, or an entity involved in performing remedial actions or corrective actions in order to seek approval of a Response Activity Plan or a No Further Action Report under Part 201; a Final Assessment Report or Closure Report under Part 213; or other interested party may request in writing to the City Manager to add affected parcels to or delete affected parcels from a Restricted Zone, establish an additional Restricted Zone or to otherwise amend or repeal a Restricted Zone. The request must describe the justification for the addition, repeal or amendment of the Restricted Zone and include the EGLE's written and specific concurrence with the requested action.

SECTION 6. ADDING NEW RESTRICTIVE ZONES. The City Council may amend this ordinance to add new Restricted Zones in accordance with the following procedure.

A. An Applicant shall first file a request with the City Manager advising the City of the Applicant's interest in establishing a Restricted Zone pursuant to this Ordinance. The notice shall describe the proposed boundaries of the proposed Restricted Zone, the reason for the proposed Restricted Zone, a preliminary map of the proposed Restricted Zone, the proposed time schedule for implementing the proposed Restricted Zone, and the proposed groundwater use restrictions to be applicable within the Restricted Zone. The City Manager will, after notifying the City Council of the notice of intent, respond to the Applicant with a preliminary and non-binding indication of the City's willingness to consider the proposed Restricted Zone. The City Manager or other designated City officer may also be an Applicant for purposes of initiating this procedure.

B. The Applicant shall seek and obtain the EGLE's approval of the proposed Restricted Zone and proposed groundwater use restrictions to be applicable therein prior to filing an application with the City. In order to be considered by the City, the Restricted Zone must minimize or eliminate the need for restrictive covenants on property that is not owned or operated by and is not subject to remediation by a party responsible for the contaminated groundwater. The creation of a Restricted Zone should have the effect of eliminating the need for non-responsible parties to impose environmental restrictive covenants on their properties or otherwise be beneficial to the owners or occupants of property that was not the site of a release.

C. If any Affected Parcels which will be subject to the new Restricted Zone is not already served by City water service, the Applicant shall ensure such service is, if it is possible from an engineering perspective to do so, served with City water service at no cost to the property owners or occupant. The Applicant shall also provide for the abandonment and plugging of conforming, nonconforming or irrigation wells on any Affected Parcel without cost to the owners or occupants of the premises and in compliance with Section 7. In the event an existing irrigation well is abandoned and plugged, at the owner's request, the Applicant shall also bear the cost of connecting the irrigation system to the City water utility and

installing a separate meter and all associated plumbing. Proof of the provision of such service and plugging/abandonment of such wells shall be required or an escrow account shall be established therefor in an amount and form acceptable to the City Council.

D. After the EGLE approves the proposed Restricted Zone as an alternative to restrictive covenants on property on which no release has occurred, an Applicant shall file with the City Manager a formal request to the City including, at a minimum, the following information. The information can be in the form of a proposed remedial action plan, response activity plan, or corrective action plan or other similar document if appropriate cross-references are made for ease of reference.

1. The name, address, telephone number, and e-mail address (Applicant only) of the Applicant, as well as each person having an interest as owner, tenant, easement holder or mortgagee in the real property which is the source or site of the contaminated groundwater, if known.
2. The street address and legal description of the real property which is a source or site of the contaminated groundwater, if known, and the nature of the Applicant's relationship to that property and involvement concerning the contaminated groundwater.
3. The nature and extent of the contaminated groundwater and the contamination causing it, both in summary form in plain English and in detail in technical terms, stating that the release is regulated under Part 201 or Part 213 of the NREPA; the types and concentrations of contaminants; a map or survey showing their current location; a statement of their likely or anticipated impact on groundwater and the nature of the risks presented by the use of the groundwater, as well as the likely or anticipated path of migration if not remediated or corrected and a detailed statement of any plan to remediate, correct, and/or contain the contamination.
4. A detailed map and legal description of the proposed Restricted Zone.
5. The street addresses and general description of all Affected Parcels.
6. The names, addresses (mailing and street), and telephone numbers (if already available) of the Owners of all Affected Parcels.
7. The location, status, and usage characteristics of all existing Groundwater Wells within the proposed Restricted Zone.
8. A detailed statement or description of the proposed regulation or prohibition of the use of existing and future Wells within the Restricted Zone needed to adequately protect the public from the potential health hazards

associated with the contaminated Groundwater, including a description of permissible uses of such Wells, together with the written consent of the EGLE to such uses of Groundwater.

9. A description and time schedule for any actions the Applicant will take to implement any remediation plan, mitigate the adverse impact of the Restricted Zone (e.g., providing substitute water service), and to properly close and abandon any existing Wells subject to the use prohibition within the proposed Restricted Zone.

10. A copy of the information submitted to the EGLE concerning the proposed Restricted Zone, along with a written statement from an EGLE representative with approval authority stating that the proposed Restricted Zone and use regulations have received EGLE approval as part of the response actions for the Groundwater contamination. The EGLE's approval may be contingent upon the City's establishment of the proposed Restricted Zone pursuant to this section.

11. Copies of the notice provided to the Genesee County Health Department concerning the Restricted Zone and accompanying regulations, and the Genesee County Health Department's written acknowledgment that it will not issue permits for prohibited Wells within the Restricted Zone.

12. The Applicant also agrees to pay any additional costs beyond the established application fee necessary to properly evaluate the application. These may include, but are not limited to: the fees of environmental consultants and legal counsel, and any per diem or other amounts paid to public officials for attending any special meetings, etc. The Applicant shall also consent to the placement of a lien on the Applicant's premises if the amounts due under this section are not paid within 30 days of the issuance of an invoice by the City.

E. Along with the application, the Applicant shall pay an application fee and any related costs per the City's fee schedule as adopted by the City Council. Any failure by the Applicant to pay fees and costs as required by this provision may result in the City's discontinuance of its processing of the request to establish a Restricted Zone and can result in the filing of a lien against the premises of the Applicant.

F. Once the City Manager or his or her designee is satisfied that the application is complete, the City Manager shall place the matter on the City Council agenda to set a time, date, and place for a public hearing on the application.

G. Along with the application, the Applicant shall submit to the City Manager a list of the Affected Parcels including the Parcel ID, site address, and the mailing

address for the owner, tenant, easement holder, or mortgagee of any Affected Parcels, if known. The City shall cause a written notice of the hearing to be sent by first class mail to all persons having an interest as owner, tenant, easement holder, or mortgagee in any of the Affected Parcels. The notice shall include a brief statement regarding the application fairly designed to inform the recipients of its main features and potential impact on the recipients in general. The notice shall be mailed at least fifteen (15) days prior to the hearing. The notice of hearing shall also be published in a newspaper of general circulation in the City at least fifteen (15) days before the hearing. Affidavit of Publication shall be obtained by the City. The notice shall also be mailed to the EGLE representative who gave the approval of the proposed restricted zone and use regulations and the EGLE District Supervisor for the EGLE regulatory program with jurisdiction over the contaminated site.

H. Upon the establishment of a new Restricted Zone (i.e., after the second reading and approval of the ordinance amendment), the City Clerk shall publish notice of the amendment to this Chapter in the manner required by law for ordinance amendments. The Applicant shall give notice to the owners and occupants of all property on which wells are known to be located of the need to close and abandon Wells under this Chapter as amended.

SECTION 7. WELLS AFFECTING CONTAMINATED GROUNDWATER.

No Well may be used or installed at any place in the City if the use of the Well will have the effect of causing the migration of contaminated Groundwater or a contaminated Groundwater plume to previously unimpacted Groundwater or adversely impacting any Groundwater treatment system, unless the Well is part of a EGLE or US EPA approved Groundwater monitoring or remediation system.

SECTION 8. NON-CONFORMING WELLS

Any existing Well, the use of which is prohibited by this Ordinance or any Abandoned Water Well, shall be plugged in conformance with the Groundwater Quality Control Rules, Mich. Admin. Code R 325.1601 et seq. and as approved by the Genesee County Health Department or the MDEQ. Any non-conforming well shall be plugged within 30 days following establishment of the restricted zone.

SECTION 9. EXCEPTIONS.

A. Existing Water Supply Wells - Municipal Water Service is Unavailable. Municipal water service is considered unavailable if a water main is more than 500 feet from a property line. For purposes of this exception, a Water Supply Well may be considered safe and suitable for use if the Water Supply Well does not pose a health or safety hazard, or is not a threat to groundwater resources (e.g., causing the migration of contaminated groundwater into uncontaminated portions of an aquifer or improper well construction). The Applicant requesting the creation of

the Restricted Zone as a land or resource use restriction shall comply with the following requirements:

1. If recommended by the EGLE or the Genesee County Health Department to be necessary, provide for sampling of the Water Supply Well on a pre-determined basis by a qualified consultant. The sample shall be analyzed by a EGLE-approved laboratory using approved laboratory methodology with the costs to be borne by the Applicant who requests the establishment of the Restricted Zone;

2. If required under a. above, the Applicant who requests the establishment of the Restricted Zone promptly provides the EGLE and the Genesee County Health Department with the analytical results and certification that the water quality meets applicable Part 201 Residential Drinking Water Criteria; and

3. If, at any time, during the duration of the groundwater use restriction the Water Supply Well is determined to be a health or safety hazard by the EGLE and/or Genesee County Health Department due to the presence of a hazardous or regulated substance at a concentration that exceeds applicable Part 201 Residential Drinking Water Criteria, a threat to the groundwater resources, or is otherwise an Abandoned Water Well, the Water Supply Well must be promptly plugged and an alternate water supply provided by the Applicant who requests the establishment of the Restricted Zone.

B. Construction of de-watering wells. Wells in the Restricted Zone used for construction de-watering are not prohibited by this Ordinance, provided that:

1. The use of the dewatering Well will not result in unacceptable exposure to Contaminated Groundwater, possible cross-contamination between saturated zones, or exacerbation of Contaminated Groundwater, as defined in Part 201 of the NREPA; and

2. The water generated by that activity is properly handled and disposed in compliance with all applicable laws and regulations. Any exacerbation caused by the use of Wells under this exception shall be the responsibility of the Person operating the dewatering Well, as provided in Part 201 of the NREPA.

C. Groundwater monitoring and remediation Wells. Wells used for Groundwater monitoring and/or remediation as part of response activity or corrective action approved by the EGLE or US EPA are not prohibited by this Ordinance.

Wells Not Used As A Water Supply Well. If the owner of a Well not used as a Water Supply Well in a Restricted Zone demonstrates that the use of a Well for non-contact heating, cooling, irrigation, or industrial activities, including discharges incidental to such use, will not cause the future migration of Contamination or Contamination of any other environmental media, the City, upon consultation with and recommendation of the Genesee County Health Department and EGLE, may execute a waiver allowing the use of the Well. The person requesting this exception shall provide the necessary Proof of No Influence.

D. Public Emergencies. A Well may be used in the event of a public emergency. Notice of such use shall be provided to the EGLE within a reasonable time thereafter.

SECTION 10. PENALTY

A. Any Person or legal entity who shall violate any provision of this Ordinance shall be deemed guilty of a misdemeanor offense punishable by imprisonment for not more than 90 days or by fine of not more than \$500 or both such fine and imprisonment.

B. Each act of violation and each day upon which such violation occurs or continues shall constitute a separate offense.

C. In addition, the City Manager may seek an order from a court of appropriate jurisdiction to restrain any person from violating this Ordinance, including the collection of costs and attorney fees associated with such enforcement action. Any Well in violation of this Ordinance shall also be declared and deemed a nuisance, subject to abatement, and shall be immediately taken out of service and lawfully abandoned consistent with all applicable state and local regulations. Any person found to be in violation is subject to being ordered by a court of appropriate jurisdiction to properly and lawfully remove or abandon the Well.

SECTION 11. INFLUENTIAL WELLS.

No Influential Well may be used or installed without approval by the EGLE.

SECTION 12. PROHIBITION ON USING EXISTING RESTRICTED ZONES FOR FUTURE CLOSURES.

When Contaminated Groundwater is attributed to and comingled from different sources of environmental contamination, a Restricted Zones shall be established for each separate source area even when the Restricted Zones overlap. Any proposed Restricted Zone shall be established in accordance with Section 6 of this Ordinance.

SECTION 13. BUILDING OR IMPROVEMENT PERMIT.

No permit for building, alteration or other required permit for a premises or improvement thereon shall be issued by the City for any Affected Parcel found in violation of this Ordinance or where it is proposed to install or use a Well in violation of this Ordinance.

SECTION 14. NOTIFICATION OF INTENT TO AMEND OR REPEAL.

At least thirty (30) days prior to any amendment or repeal in whole or in part of this Ordinance, the City of Swartz Creek shall notify the Michigan Department of Environmental Quality, or its successor agency, of its intent to so act.

SECTION 15. PUBLISHING AND RECORDING.

This Ordinance or an amendment to this Ordinance shall be published or recorded as follows:

A. If the release, for which this Ordinance or amendment to this ordinance is sought, is regulated pursuant to Part 201 of the NREPA, this ordinance shall be published and maintained in the same manner as a zoning ordinance.

B. If the release, for which this Ordinance or amendment to this ordinance is sought, is regulated pursuant to Part 213 of the NREPA, this Ordinance or an amendment to this Ordinance adding a Restricted Zone shall be filed with the Genesee County Register of Deeds as an Ordinance affecting multiple properties.

SECTION 16. SEVERABILITY.

If any article, section, subsection, sentence, clause, phrase or portion of this Ordinance is held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct, and independent provision, and such holding shall not affect the validity of the remaining portions of the Ordinance, it being the intent of the City of Swartz Creek that this Ordinance shall be fully severable. The City of Swartz Creek shall promptly notify the EGLE upon the occurrence of any event described in this section.

SECTION 17. CONFLICT WITH OTHER ORDINANCES

All ordinances or parts of ordinances in conflict with any of the provisions of this Ordinance are hereby repealed.

SECTION 18. EFFECTIVE DATE.

This Ordinance shall be in full force and effect twenty (20) days after its publication as provided by law.

Exhibit 1A - Figure Indicating Water Well Restriction Zone

Exhibit 1A - Figure Indicating Water Well Restriction Zone



Exhibit 1B: List of Properties Included in the Groundwater Ordinance

Steven Moore 8067 Miller Road
Swartz Creek, MI 48473 Parcel Number 58-02-529-021
W 55 FT of LOT 2 BLK 1 AND W 55 FT OF LOT 4 BLK 1 VILLAGE OF SWARTZ CREEK
SEC 2 T6N R5E

Marie Lovegrove Revocable Trust
8057 Miller Road
Swartz Creek, MI 48473 Parcel Number 58-02-529-020
LOT 2 BLK 1 EXCEPT W 55 FT ALSO EXCEPT E 35 FT & LOT 4 BLK 1 EXCEPT W 55
FT ALSO EXCEPT E 35 FT VILLAGE OF SWARTZ CREEK SEC 2 T6N R5E

Marie Lovegrove Revocable Trust
8055 Miller Road
Swartz Creek, MI 48473
same Parcel number as above 58-02-529-020
LOT 2 BLK 1 EXCEPT W 55 FT ALSO EXCEPT E 35 FT & LOT 4 BLK 1 EXCEPT W 55
FT ALSO EXCEPT E 35 FT VILLAGE OF SWARTZ CREEK SEC 2 T6N R5E

Marie Lovegrove Revocable Trust
8053 Miller Road

Swartz Creek, MI 48473 Parcel Number 58-02-529-019
E 35 FT OF LOT 2 BLK 1 & E 35 FT OF LOT 4 BLK 1 VILLAGE OF SWARTZ CREEK
SEC 2 T6N R5E

Marie Lovegrove Revocable Trust 8047 Miller Road
Swartz Creek, MI 48473 Parcel Number 58-02-529-018
W 65 FT OF LOT 1 BLK 1 & W 65 FT OF LOT 3 BLK 1 VILLAGE OF SWARTZ CREEK
SEC 2 T6N R5E

Luea's Properties Plus, LLC / Luea's Pharmacy 8021 Miller Road
Swartz Creek, MI 48473 Parcel Number 58-01-100-047
A PARCEL OF LAND BEG AT NW COR OF SEC TH E 150 FT TH S 130 FT TH S 130
FT TH W 20.88 FT TH N 10 FT TH W to SEC LINE TH N TO PL OF BEG SEC 1 T6N
R5E (08) .42A FR 58-01-100-036/037/038/039

MLPB, LLC
8013 Miller Road Swartz Creek, MI 48473
Parcel Number 58-01-100-040
A PARCEL OF LAND BEG 150 FT E OF NW COR OF SEC TH S 125 FT TH E 50 FT TH
N 125 FT TH W 50 FT TO PLACE OF BEG SEC 01 T6N R5E .14 A

Nemecek and Sweeney, LLC
8011 Miller Road
Swartz Creek, MI 48473 Parcel Number 58-01-100-041
A PARCEL OF LAND BEG 200 FT E OF NW COR OF SEC TH S 120 FT TH E 16 FT TH
N 120 FT TH W 16 FT TO PL OF BEG SEC 01 T6N R5E .04 A

City of Swartz Creek 5012 Holland Drive Swartz Creek, MI 48473
Parcel Number 58-02-529-017
E 17.5 FT OF LOT 1 BLK 1 & E 100 FT OF LOT 3 BLK 1 & SCHOOL LOT VILLAGE OF
SWARTZ CREEK SEC 2 T6N R5E

Dawn Jamison 5015 Holland Drive
Swartz Creek, MI 48473 Parcel Number 58-01-100-035
A PARCEL OF LAND BEG S 0* 44 MIN W 140.92 FROM NW COR OF SEC TH S 88*
38 MIN E 219 FT TH S 0* 44 MIN W 23.78 FT TH N 89* 17 MIN 20 SEC W 218.98 FT
TH N 0* 44 MIN E 26.29 FT TO PLACE OF BEG SEC 1 T6N R5E (76)

Dawn and Erik Jamison
5017 Holland Drive
Swartz Creek, MI 48473 Parcel Number 58-01-100-034
A PARCEL OF LAND BEG S 0* 44 MIN W 167.21 FT FROM NW COR OF SEC TH S
89* 17 MIN 20 SEC E 218.98 FT TH S 38* 25 MIN 37 SEC W 73.58 FT TH S 88* 38 MIN
E 90 FT TH S 14.50 FT TH W 16 RDS TH N 0* 44 MIN E 56.21 FT TO PLACE OF BEG
SEC 1 T6N R5E (76)

5023 Holland House LLC / Hull Stephens & Associates Architects 5023 Holland Drive
Swartz Creek, MI 48473 Parcel Number 58-01-100-032
A PARCEL OF LAND BEG S 0 DEG 44 MIN W 223.42 FT FROM NW COR OF SEC TH
S 0 DEG 44 MIN W 58 FT TH S 88 DEG 38 MIN E 129.55 FT TH N 38 DEG 25 MIN 57
SEC E
72.68 FT TH N 88 DEG 38 MIN W 174 FT TO PL OF BEG SEC 1 T6N R5E (85) FR
5800003212

Marla & Carla Martin 5018 Holland Drive Swartz Creek, MI 48473
Parcel Number 58-02-529-005
LOT 5 BLK 1 VILLAGE OF SWARTZ CREEK SEC 2 T6N R5E

Jason Keene
5026 Holland Drive Swartz Creek, MI 48473
Parcel Number 58-02-529-007
LOT 7 BLK 1 VILLAGE OF SWARTZ CREEK SEC 2 T6N R5E

Daniel and Vesta Meissner
5032 Holland Drive
Swartz Creek, MI 48473 Parcel Number 58-02-529-009
LOT 9 BLK 1 VILLAGE OF SWARTZ CREEK SEC 2 T6N R5E

Terry Coy 5019 Hayes
Swartz Creek, MI 48473 Parcel Number 58-02-529-006
LOT 6 BLK 1 VILLAGE OF SWARTZ CREEK SECT 2 T6N R5E

Thomas & Kassandra Doty 8032 Ingalls Street
Swartz Creek, MI 48473 Parcel Number 58-02-529-008
LOTS 8 & 10 BLK 1 VILLAGE OF SWARTZ CREEK (77)

At a regular meeting of the City Council of Swartz Creek held on the 22nd day of July,
2019, Councilmember Farmer moved for adoption of the ordinance and Councilmember
Cramer supported the motion.

The Mayor declared the ordinance adopted.

David Krueger
Mayor

Connie Eskew
Clerk

CERTIFICATION

The foregoing is a true copy of Ordinance No. 441 which was enacted by the Swartz Creek City Council at a regular meeting held on the 22nd day of July, 2019.

Connie Eskew
City Clerk

Voting For: Farmer, Gilbert, Hicks, Krueger, Pinkston, Cramer
Voting Against: None.

YES: Farmer, Gilbert, Hicks, Krueger, Pinkston, Cramer.
NO: None. Motion Declared Carried.

NLC LINE INSURANCE AGREEMENT

DISCUSSION

Mr. Zettel doesn't feel that we should do this and he feels we should drop this from future discussion if council agrees.

Council agrees to drop this from future discussion.

MEETING OPENED TO THE PUBLIC:

Steve Long, 5356 Worchester Drive, he thinks it was great how everyone worked together last week and got the city back together after the storm. He also is on board with the condo project.

Erik Jamison, 5015 & 5017 Holland Drive, the Elms Park Slip & Slide was a great success. Fire Department opening up the hydrants was a great community event. The streetscape is coming along fantastic.

REMARKS BY COUNCILMEMBERS:

Councilmember Cramer is fully supportive of the Brewer townhome project. He encourages everyone to get involved. It was incredible to see community involvement after the storm and the Slip & Slide was great.

Councilmember Farmer had a blast at the Slip & Slide event.

Councilmember Hicks thanks Mr. Barclay for running the Slip & Slide event. She also thanked the SCFD, Women's Club, Friends of Library and Walt Melen for helping at the event. There were no accidents. United Methodist Church is having a speaker from the Flint River Watershed Coalition on Wednesday, July 31st at 7:00 p.m.

Councilmember Gilbert is disappointed on the sale of the property for the condo project. He would like to see more police presence on Miller Road.

Mayor Pro Tem Pinkston is pleased on how downtown is looking.

Mayor Krueger lots of good things happening in Swartz Creek. Looking forward to fall the event Jeepers Creekers.

ADJOURNMENT

Resolution No. 190722-09

(Carried)

Motion by Councilmember Gilbert
Second by Councilmember Cramer

I Move the Swartz Creek City Council adjourn the regular meeting at 9:45 p.m.

Unanimous Voice Vote.

David A. Krueger, Mayor

Connie Eskew, City Clerk

08/01/2019 CHECK REGISTER FOR CITY OF SWARTZ CREEK
CHECK DATE FROM 07/01/2019 - 07/31/2019

Highlighted amount is total for that vendor

Check Date	Check	Vendor Name	Description	Amount
Bank GEN CONSOLIDATED ACCOUNT				
07/03/2019	46673	ALBABA PROPERTIES	REFUND ESCROW SPRINGBROOK EAST LIGHTING	1,100.00
07/03/2019	46674	APEX SOFTWARE	ANNUAL MAINT. 8/1/19-8/1/20	235.00
07/03/2019	46675	BIO-SERV CORPORATION	PEST CONTROL/PUBLIC SAFETY BLDG	57.00
07/03/2019	46676	BRADYS BUSINESS SYSTEMS	EML/FY19 COPY MACHINE MAINT AGREEMENT	910.97
			FY20 PART ON MONTHLY BILLING	118.91
				1,029.88
07/03/2019	46677	CARLA HALEY	ELMS PARK DEPOSIT REFUND 6/23/19 #4	100.00
07/03/2019	46678	CHASE CARD SERVICES	STATEMENT 5/22/19-6/21/19	552.77
07/03/2019	46679	CITY OF SWARTZ CREEK	3/21-6/20/19 UB 8059 FORTINO	112.97
			3/21-6/20/19 UB 8083 CIVIC DR	440.06
			3/21-6/20/19 UB 5121 MORRISH	201.35
			3/21-6/20/19 UB 5363 WINSHALL	313.90
			3/21-6/20/19 UB 4125 ELMS RD	300.33
			3/21-6/20/19 UB 8095 CIVIC DR	180.88
			3/21-6/20/19 UB 8100 CIVIC DR	761.69
				2,311.18
07/03/2019	46680	COLONY HARDWARE CORPORATION	BLUE PAINT (12)	42.12
07/03/2019	46681	COMCAST BUSINESS	6/26-6/30/19 MONTHLY INVOICE	43.60
			7/1-7/25/19 MONTHLY INVOICE	218.00
				261.60
07/03/2019	46682	CONNIE ESKEW	JUNE 2019 BANK MILEAGE CONNIE	9.05
07/03/2019	46683	CYRENA BRANDON	ELMS PARK DEPOSIT REFUND 6/22/19 #4	100.00
07/03/2019	46684	DEANNA KORTH	JUNE 2019 BANK MILEAGE DEANNA	18.10
07/03/2019	46685	ENERGY REDUCTION COALITION	EXCESS BENEFIT PAYMENT	1,136.79
07/03/2019	46686	FAMILY FARM AND HOME INC	JUNE 2019 INVOICES	141.79
			JULY 1 INVOICES	115.95
				257.74
07/03/2019	46687	GENESEE CTY DRAIN COMMISSIONER	WATER 5/1-5/29/19 1,886,780 CF	124,589.85
07/03/2019	46688	GILL ROYS HARDWARE	JUNE 2019 INVOICES LESS DISCOUNT	358.23
07/03/2019	46689	I T RIGHT INC	PC MID/2 YR SSL CERTIFICATE	880.00
07/03/2019	46690	JACOB DIEHL	UB REFUND FOR 9269 CEDAR CREEK	246.23
07/03/2019	46691	JAMES ARNOLD	ELMS PARK DEPOSIT REFUND 6/30/19 #4	100.00
07/03/2019	46692	JAMS MEDIA LLC	BUDGET HEARING PUBLIC NOTICE 5/16/19	42.30
07/03/2019	46693	JODY KEY	JUNE 2019 BANK MILEAGE JODY	13.57
07/03/2019	46694	JOSE A MIRELES	MOW & TRIM CITY PROPERTIES 6/24/19	820.00
			MOW & TRIM CITY PROPERTIES	1,145.00
				1,965.00
07/03/2019	46695	KNAPHEIDE TRUCK EQUIPMENT	LED WARNING LIGHT	55.79
07/03/2019	46696	KORENE KELLY	REISSUE #44415 JAN-FEB 2017 MEDICAL INS	111.32
			FEB-JUNE 2019 SUPP INS REIMB	597.90
				709.22
07/03/2019	46697	METRO POLICE AUTH OF GENESEE COUNTY	MAY 2019 ORDINANCE FEES 67TH DC-MET/SW C	2,202.45
07/03/2019	46698	MICHAEL BEIHL	UB REFUND 8408 MILLER	196.77
07/03/2019	46699	MICHAEL HUMPHREY	ELMS PARK DEPOSIT REFUND 6/29/19 #2	100.00
07/03/2019	46700	MRWA	MEMB DUES 7/1/19 - 6/30/20	810.00
07/03/2019	46701	OFFICE DEPOT CREDIT PLAN	OFFICE SUPPLIES	207.59

07/03/2019	46702	PAIGE BURGESS	ELMS PARK DEPOSIT REFUND 6/30/19 #2	100.00
07/03/2019	46703	PALENA CHAMBERS	ELMS PARK DEPOSIT REFUND 6/22/19 #3	100.00
07/03/2019	46704	PARAGON LABORATORIES INC	EML/WATER SAMPLES WO SWARTZ CREEK-061719	146.00
07/03/2019	46705	PITNEY BOWES INC.	RED INK CART 1 BOX (3)	254.97
07/03/2019	46706	PITNEY BOWES INC.	CLEANING KIT	36.99
07/03/2019	46707	PPSMG URGENT MEDICAL CARE PLLC	D TABIT DRUG SCREEN/PHYSICAL	20.00
07/03/2019	46708	PURCHASE POWER	POSTAGE METER REFILL/TRANSFER FEE FY19	82.98
			BALANCE LEFT ON POSTAGE METER FOR FY20	26.01
				108.99
07/03/2019	46709	RADIYYAH DAWAN	ELMS PARK DEPOSIT REFUND 6/23/19 #2	100.00
07/03/2019	46710	RANDOLPH TOLBERT	ELMS PARK DEPOSIT REFUND 6/22/19 #1	100.00
07/03/2019	46711	RWS OF MID MICHIGAN	JUNE 2019 FY19 GARBAGE/RECYCLING/YARD WA	23,048.02
07/03/2019	46712	RWS OF MID MICHIGAN	EMPTY WAST CONTAINERS (2)	347.72
07/03/2019	46713	SPARTAN BARRICADING & TRAFFIC CONTR	BARRICADES FOR HOMETOWN DAYS	2,115.00
07/03/2019	46714	STEPHANIE COLE	ELMS PARK DEPOSIT REFUND 6/22/19 #2	100.00
07/03/2019	46715	SUBURBAN AUTO SUPPLY	5W30 T QT/OIL FILTER	23.48
07/03/2019	46716	SUSAN ARVOY	JUNE 2019 BANK MILEAGE SUE	4.52
07/03/2019	46717	THOMAS SVRCEK	REIMB KEROSENE/MARATHON DURAND	34.67
07/03/2019	46718	TOUCH OF NATURE INC	BALANCE OF FLOWERS & DELIVERY	1,520.00
			FLOWERS AND PLANTERS	920.25
				2,440.25
07/03/2019	46719	U. S. POST OFFICE	POSTAGE FOR JULY 2019 NEWSLETTER	690.78
07/03/2019	46720	VERIZON WIRELESS	MONTHLY INVOICE 5/24-6/23/19	300.85
07/03/2019	46721	WHITNEY FRELITZ	ELMS PARK DEPOSIT REFUND 6/30/19 #1	100.00
07/03/2019	46722	WINS ELECTRICAL SUPPLY CO INC	ELECTRICAL SUPPLIES	139.19
07/09/2019	46723	ADS PLUS PRINTING LLC	JULY 2019 NEWSLETTER (2500)	1,272.10
07/09/2019	46724	ALBERT RICO	UB REFUND FOR 144 KINGSLEY	64.45
07/09/2019	46725	BASIL AND CORALENE BLOSS	SUPP MED INS JULY 2018-JUNE 2019	4,236.24
07/09/2019	46726	BEDROCK BUILDING INC	8002 MILLER RD DRAW REQUEST	80,850.00
07/09/2019	46727	C & H CONSTRUCTION CO INC	WATERMAIN REPAIR 7565 MASON	1,443.75
07/09/2019	46728	CITY OF SWARTZ CREEK	SUMMER 2019 TAXES 58-31-300-003	298.76
07/09/2019	46729	CITY OF SWARTZ CREEK	8002 MILLER/SUMMER 2019 TAXES 58-35-576-	2,574.20
07/09/2019	46730	CONSUMERS ENERGY	5015 HOLLAND DR ELECTRIC UNDERGROUND SER	260.00
07/09/2019	46731	CONSUMERS ENERGY	6/1-6/30/19 48473 LED LIGHT RD WORCHESTER	100.60
07/09/2019	46732	CONSUMERS ENERGY	6/1-6/30/19 TRAFFIC LIGHTS 1781	413.37
07/09/2019	46733	CONSUMERS ENERGY	6/1-6/30/19 4524 MORRISH RD	52.74
07/09/2019	46734	CONSUMERS ENERGY	6/1-6/30/19 ELMS PARKING LOT AREA LIGHTS	33.39
07/09/2019	46735	CONSUMERS ENERGY	6/1-6/30/19 SIRENS TRAFFIC LIGHTS 1997	27.36
07/09/2019	46736	CONSUMERS ENERGY	6/1-6/30/19 STREET LIGHTS 1294	9,178.76
07/09/2019	46737	COOKS DIESEL RV & TRUCK REPAIR	REPAIR BRAKES	960.27
07/09/2019	46738	FIDELITY SECURITY LIFE INSUR/EYEMED	JULY 2019 RETIREE VISION (6)	43.44
07/09/2019	46739	FLINT WELDING SUPPLY	FAX/CYLINDER COMPRESSED OXYGEN	5.00
07/09/2019	46740	FORD'S PARTY RENTAL INC	BOUNCE HOUSE BALANCE 6/7/19 & 6/21/19	238.34
			BOUNCE HOUSE 7/5/19-8/16/19	676.66
				915.00
07/09/2019	46741	I T RIGHT INC	ELECTION COMPUTERS (4)	3,060.00
07/09/2019	46742	INTEGRITY BUSINESS SOLUTIONS	TRASH BAGS/TOILET TISSUE	210.44
07/09/2019	46743	JASON MORRIS	UB REFUND FOR 121 ASHLEY CIRCLE	13.71
07/09/2019	46744	KCI	SUMMER 2019 TAX BILLS	322.49
			JULY 2019 UB BILLS/POSTAGE BALANCE	380.51
				703.00
07/09/2019	46745	LEGACY ASSESSING SERVICES INC	JULY 2019 ASSESSING SERVICES OCTOBER 201	2,566.00
07/09/2019	46746	LINDA DAVIS	UB REFUND FOR 160 BROOKFIELD	17.40
07/09/2019	46747	LINDA WILSON	UB REFUND FOR 141 ASHLEY	402.89
07/09/2019	46748	MARY ANNE MCCARTHY	UB REFUND FOR 122 ASHLEY	57.73
07/09/2019	46749	METRO POLICE AUTH OF GENESEE COUNTY	POLICE SERVICES JULY-SEPTEMBER 2019	242,731.75

07/09/2019	46750	MICHIGAN MUNICIPAL LEAGUE	POOL RENEWAL PREMIUM 7/1/19-7/1/20	43,823.00
07/09/2019	46751	MID MICHIGAN MANUFACTURING	JETTED STORM DRAINS (2)	250.00
07/09/2019	46752	SIMEN FIGURA & PARKER PLC	JUNE 2019 MONTHLY INVOICE	1,806.00
07/09/2019	46753	THERESA CORNELIUS	UB REFUND FOR 11 KINGSLEY	201.17
07/09/2019	46754	THOMAS SVRCEK	TARPS FOR SLIP & SLIDE	169.98
07/10/2019	46755	GREEN TECH SYSTEMS LLC	MILLER RD STREETScape 6/3-6/21/19	188,344.80
07/18/2019	46756	ANITA JONES	ELMS PARK DEPOSIT REFUND 7/14/19 #3	100.00
07/18/2019	46757	BETTY BREWER	ELMS PARK DEPOSIT REFUND 7/13/19 #3	100.00
07/18/2019	46758	BETTY SHANNON	2019 MAY CONTRACT REIMB RETIREE & SPOU	265.80
07/18/2019	46759	BIO-SERV CORPORATION	PEST CONTROL/CITY HALL-LIBRARY-SR CTR	110.00
07/18/2019	46760	BLUE CARE NETWORK-EAST MI	AUGUST 2019 RETIREE HEALTH TYLER	645.00
			AUGUST 2019 RETIREE HEALTH CLOLINGER	1,243.63
			AUGUST 2019 COBRA O'BRIEN	614.00
				<u>2,502.63</u>
07/18/2019	46761	CALVARY CHRISTIAN CHURCH	ELMS PARK DEPOSIT REFUND 7/12/19 #1	100.00
07/18/2019	46762	CARRIE BRADISH	UB REFUND FOR 7478 COUNTRY MEADOW	49.81
07/18/2019	46763	CINDY SCHWEIKERT	ELMS PARK DEPOSIT REFUND 7/6/19 #1	100.00
07/18/2019	46764	CISLO TITLE CO	UB REFUND FOR 4484 VIRGINIA CT	6.42
07/18/2019	46765	CISLO TITLE COMPANY	8002 MILLER RD SEARCH INFO TITLE COMMITM	350.00
07/18/2019	46766	CONSUMERS ENERGY	6/5-6/30/19 FY19 A 4510 MORRISH RD	28.91
07/18/2019	46767	CONSUMERS ENERGY	6/5-6/30/19 FY19 8059 FORTINO DR	43.44
07/18/2019	46768	CONSUMERS ENERGY	6/5-6/30/19 FY19 8499 MILLER RD	25.50
07/18/2019	46769	CONSUMERS ENERGY	6/5-6/30/19 FY19 5257 WINSHALL DR	22.02
07/18/2019	46770	CONSUMERS ENERGY	6/5-6/30/19 FY19 5361 WINSHALL DR 8369	23.06
07/18/2019	46771	CONSUMERS ENERGY	6/5-6/30/19 FY19 9099 MILLER RD	26.34
07/18/2019	46772	CONSUMERS ENERGY	6/5-6/30/19 FY19 8095 CIVIC DR	550.94
07/18/2019	46773	CONSUMERS ENERGY	6/5-6/30/19 A FY19 5361 WINSHALL DR #2 R	35.38
07/18/2019	46774	CONSUMERS ENERGY	6/5-6/30/19 FY19 8011 MILLER RD	22.01
07/18/2019	46775	CONSUMERS ENERGY	6/5-6/30/19 FY19 A 5121 MORRISH RD	281.11
07/18/2019	46776	CONSUMERS ENERGY	6/5-6/30/19 FY19 A 8083 CIVIC DR	390.66
07/18/2019	46777	CONSUMERS ENERGY	6/6-6/30/19 FY19 A 8301 CAPPY LN	282.49
07/18/2019	46778	CONSUMERS ENERGY	6/7-6/30/19 FY19 A 4125 ELMS RD 4353	35.09
07/18/2019	46779	CONSUMERS ENERGY	6/7-6/30/19 A 6425 MILLER PARK & RIDE	46.70
07/18/2019	46780	CONSUMERS ENERGY	6/7-7/8/19 FY19 A 4125 ELMS RD PAVILION	25.47
07/18/2019	46781	CONSUMERS ENERGY	6/6-6/30/19 FY19 A 8100 CIVIC DR	907.11
07/18/2019	46782	CONSUMERS ENERGY	7/1-7/4/19 A 4510 MORRISH RD	4.45
07/18/2019	46783	CONSUMERS ENERGY	7/1-7/4/19 A 8059 FORTINO DR	6.68
07/18/2019	46784	CONSUMERS ENERGY	7/1-7/4/19 A 8499 MILLER RD	3.62
07/18/2019	46785	CONSUMERS ENERGY	7/1-7/4/19 A 5257 WINSHALL DR	3.38
07/18/2019	46786	CONSUMERS ENERGY	7/1-7/4/19 S 5361 WINSHALL DR 8369	3.54
07/18/2019	46787	CONSUMERS ENERGY	7/1-7/3/19 A 9099 MILLER RD	3.04
07/18/2019	46788	CONSUMERS ENERGY	7/1-7/4/19 A 8095 CIVIC DR	84.76
07/18/2019	46789	CONSUMERS ENERGY	7/1-7/4/19 A 5361 WINSHALL DR #2 RESTRMS	5.44
07/18/2019	46790	CONSUMERS ENERGY	7/1-7/4/19 A 8011 MILLER RD	3.39
07/18/2019	46791	CONSUMERS ENERGY	7/1-7/4/19 A 5121 MORRISH RD	43.24
07/18/2019	46792	CONSUMERS ENERGY	7/1-7/4/19 A 8083 CIVIC DR	60.10
07/18/2019	46793	CONSUMERS ENERGY	7/1-7/7/19 A 8301 CAPPY LN	79.09
07/18/2019	46794	CONSUMERS ENERGY	7/1-7/8/19 A 4125 ELMS RD 4353	11.69
07/18/2019	46795	CONSUMERS ENERGY	7/1-7/8/19 A 6425 MILLER PARK & RIDE	15.57
07/18/2019	46796	CONSUMERS ENERGY	7/1-7/8/19 A 4125 ELMS RD PAVILION 4437	8.49
07/18/2019	46797	CONSUMERS ENERGY	7/1-7/7/19 A 8100 CIVIC DR	253.99
07/18/2019	46798	CONSUMERS ENERGY	10/1/19-6/30/19 48473 LED LIGHT RD WORCH	1,100.47
07/18/2019	46799	DANIELLE ARMSTRONG	ELMS PARK DEPOSIT REFUND 7/12/19 #2	100.00
07/18/2019	46800	DEAN & FULKERSON PC	LEGAL FEES	177.19
07/18/2019	46801	DEBORAH L HARRIS	ELMS PARK DEPOSIT REFUND 7/14/19 #2	100.00
07/18/2019	46802	DELTA DENTAL PLAN	AUGUST 2019 RETIREE DENTAL (6)	424.98
07/18/2019	46803	GEN CTY ROAD COMMISSION	JUNE 2019 S-MTCE & OPERATIONS	1,889.77
07/18/2019	46804	GENESEE CTY DRAIN COMMISSIONER	SEWER 4/1-6/30/19 5,574,172 CF	155,794.03
07/18/2019	46805	GENESEE CTY DRAIN COMMISSIONER	WATER 5/29-6/26/19 1,904,576 CF	125,613.12
07/18/2019	46806	GLORIA BRUMLEY	ELMS PARK DEPOSIT REFUND 7/13/19 #1	100.00
07/18/2019	46807	INTEGRITY BUSINESS SOLUTIONS	GARBAGE BAGS (2)	122.80

			KITCHEN ROLL TOWELS (2)	73.98
				<u>196.78</u>
07/18/2019	46808	JAMS MEDIA LLC	ORDIN #439, #440/PUBLIC WATER PEPOR	1,114.00
07/18/2019	46809	JOSE A MIRELES	MOW & TRIM CITY PROPERTIES / OTHER (3)	1,395.00
			MOW & TRIM CITY PROPERTIES	1,145.00
				<u>2,540.00</u>
07/18/2019	46810	JOSE MIRELES	ELMS PARK DEPOSIT REFUND 7/14/19 #4	100.00
07/18/2019	46811	KATRINA BRANDT	ELMS PARK DEPOSIT REFUND 7/12/19 #4	100.00
07/18/2019	46812	LIBERTY TITLE AGENCY	UB REFUND FOR 5448 SEYMOUR	128.71
07/18/2019	46813	LIBERTY TITLE AGENCY	UB REFUND FOR 5448 SEYMOUR	100.65
07/18/2019	46814	MARIAH RUIZ	ELMS PARK DEPOSIT REFUND 7/14/19 #1	100.00
07/18/2019	46815	MY-CAN LLC	PORT-A-JON RENTAL FY19	113.45
			PORT A JON RENTAL 7/1-7/26/19	116.55
				<u>230.00</u>
07/18/2019	46816	OHM ADVISORS	ENGINEERING SERVICES HELMSLEY DRIVE	672.75
07/18/2019	46817	OHM ADVISORS	SPRINGBROOK EAST PHASE II CONST SERV	965.75
07/18/2019	46818	OHM ADVISORS	USDA WATER MAIN IMPROVEMENT PROGRAM	18,157.25
07/18/2019	46819	OHM ADVISORS	FAIRCHELD - CE	27,081.73
07/18/2019	46820	OHM ADVISORS	WINCHESTER WOODS DRAINAGE/PLAN SCANNING	2,060.25
07/18/2019	46821	OHM ADVISORS	FAIRCHILD/CAPPY INTERSECTION CNTRL STUDY	1,410.50
07/18/2019	46822	OHM ADVISORS	DESIGN ENG. OAKVIEW/CHELMSFORD/OXFORD/WI	6,946.00
07/18/2019	46823	OHM ADVISORS	STREETSCAPE/PARKING LOT DESIGN AND BIDDI	27,273.00
07/18/2019	46824	PRESTINA STEWART	ELMS PARK DEPOSIT REFUND 7/13/19 #4	100.00
07/18/2019	46825	RE/MAX SELECT ESCROW ACCT	UB REFUND FOR 5414 WINSHALL	69.96
07/18/2019	46826	ROYALTY SERVICES INC	TOPSOIL 22 YD/DELIVERY	458.00
07/18/2019	46827	RWS OF MID MICHIGAN	STREET SWEEPINGS	150.00
07/18/2019	46828	SHERWIN WILLIAMS	HIGHWAY WHITE PAINT 24 GAL	264.48
07/18/2019	46829	SUPER FLITE OIL CO INC	JUNE 2019 FUEL - DPW	1,143.83
07/18/2019	46830	SWARTZ CREEK AREA FIRE DEPT.	MAY 2019 FY19 FIRE BUDGET & MONTHLY RUNS	3,922.83
			JUNE 2019 FY19 FIRE BUDGET & MONTHLY RUN	3,406.26
				<u>7,329.09</u>
07/18/2019	46831	SWARTZ CREEK INVESTMENTS, LLC	UB REFUND FOR 42 SOMERSET	82.75
07/18/2019	46832	THERESA CORNELIUS	UB REFUND FOR 11 KINGSLEY	70.00
07/18/2019	46833	THOMAS SVRCEK	REIMB SLIP & SLIDE SUPPLIES	77.88
07/18/2019	46834	UNUM LIFE INSURANCE	AUGUST 2019 RETIREE LIFE	35.10
07/18/2019	46835	VERMEER OF MICHIGAN	REPAIR CHIPPER	261.48
07/18/2019	46836	XAK ZDUNIC	BLOWER	159.95
07/18/2019	46837	YOLANDA CROSS	ELMS PARK DEPOSIT REFUND 7/13/19 #2	100.00
07/22/2019	46838	CONSUMERS ENERGY	6/5-6/30/19 FY 19 REPLC #46768 8499 MILL	23.50
07/22/2019	46839	FLINT TOWNSHIP	SWR TRANS MAINT CHR 42 UNITS	63.00
07/22/2019	46840	OFFICE DEPOT CREDIT PLAN	OFFICE SUPPLIES 6/25-6/26/19	541.65
07/30/2019	46841	ACFIII HOMES LLC	UB REFUND FOR 42 SOMERSET	3.18
07/30/2019	46842	ADS PLUS PRINTING LLC	NAMEPLATES T FARRELL/T WYATT	20.00
07/30/2019	46843	BIO-SERV CORPORATION	PEST CONTROL/PUBLIC SAFETY BLDG	57.00
07/30/2019	46844	BLESSING COMPANY	OVERPAYMENT 5193 GREENLEAF	5.00
07/30/2019	46845	COLONY HARDWARE CORPORATION	28" CONE (12)	235.92
07/30/2019	46846	COMCAST BUSINESS	7/26-8/25/19 CITY HALL MONTHLY INVOICE	261.60
07/30/2019	46847	COOKS DIESEL RV & TRUCK REPAIR	CHANGED OIL & FILTER	291.95
07/30/2019	46848	FERGUSON WATERWORKS #3386	R900I CF PIT/GSKT/HEX NUT/CAP SCRW	1,836.27
07/30/2019	46849	GLAESER DAWES	WATERMAIN REPAIR MILLER/DYE	4,758.00
07/30/2019	46850	GREEN TECH SYSTEMS LLC	MILLER AND HOLLAND DR	999.00
07/30/2019	46851	I T RIGHT INC	PC MID-RANGE	780.00
07/30/2019	46852	JOSE A MIRELES	MOW & TRIM CITY PROPERTIES/OTHER (1)	1,195.00
			MOW & TRIM CITY PROPERTIES/OTHER (1)	1,215.00
				<u>2,410.00</u>

07/30/2019	46853	KENNEDY INDUSTRIES INC	FIELD SERVICE CAPPY LIFT STATION	826.41
07/30/2019	46854	LAFONDA HAYTER	UB REFUND FOR 9 BROOKFIELD	3.00
07/30/2019	46855	MARLENN ARAMBULA	REPLC #46535/ELMS PARK DEPOSIT REFUND 5/	100.00
07/30/2019	46856	METRO POLICE AUTH OF GENESEE COUNTY	JUNE 2019 ORDINANCE FEES 67TH DC-MET/SW	1,074.50
07/30/2019	46857	MICHIGAN PIPE AND VALVE	HYD EXT/HYDRANT MJ SHOE	4,342.09
07/30/2019	46858	PARAGON LABORATORIES INC	EML/WATER SAMPLES-071119 (355399)	777.00
07/30/2019	46859	PURCHASE POWER	POSTAGE METER REFILL/TRANSFER FEE	3,030.00
07/30/2019	46860	STATE OF MICHIGAN-DEQ WTR	DRINKING WATER LAB TESTING FY19	128.00
			DRINKING WATER LAB TESTING FY20	64.00
				<u>192.00</u>
07/30/2019	46861	SWARTZ CREEK ESTATES LLC	UB REFUND FOR 146 SOMERSET	120.46
			UB REFUND FOR 6 BROOKFIELD	91.22
			UB REFUND FOR 114 ASHLEY	154.68
			UB REFUND FOR 148 SOMERSET	207.46
			UB REFUND FOR 147 SOMERSET	86.25
			UB REFUND FOR 4373 SEYMOUR	10.99
			UB REFUND FOR 137 ASHLEY	168.88
				<u>839.94</u>
GEN TOTALS:				
Total of 189 Checks:				1,152,358.78
Less 1 Void Checks:				25.50
Total of 188 Disbursements:				<u>1,152,333.28</u>

FANG ACTIVITY REPORT

July 2019

07/03 – FANG detectives conducted three separate search warrants. One in Mt. Morris and two in Flint. As a result FANG detectives seized 2 hand guns, 2 long guns, crystal meth, cocaine and approximately \$2,000 in cash.

07/08 – FANG detectives conducted a controlled purchase of crack cocaine from a known dealer. The investigation is ongoing.

07/10 – FANG detectives conducted a search warrant on a known drug house. FANG detectives recovered 1 assault rifle, 1 handgun, 100 oxycodone and 3 grams of crack cocaine.

Also on this date FANG detectives conducted a controlled purchase of a half-ounce of cocaine. One suspect was developed, and the investigation is ongoing.

07/15 – FANG detectives conducted a controlled purchase of crack cocaine. The investigation is ongoing.

07/15 - Fang Detectives initiated an investigation on a suspected cocaine trafficker in the Fenton Twp area who is receiving multiple kilo shipments of cocaine from a southwestern source city.

07/17 - FANG detectives conducted surveillance on a known drug dealer in the Flint area.

07/18 – FANG detectives conducted an undercover buy of heroin from a dealer in the Flint area. The dealer was identified, and the investigation is ongoing.

Also on this date, FANG detectives utilized a confidential informant to conduct a controlled purchase of crack cocaine. The dealer was identified, and the investigation continues.

07/19 – FANG detectives conducted a search warrant on the residence of known drug dealer. As a result, FANG detectives seized 261 grams of cocaine, a small amount of heroin and over \$4,600 in cash.

07/22 – FANG detectives utilized a confidential informant to conduct a controlled purchase of heroin. The suspect was identified, and the investigation is ongoing.

07/23 – FANG detectives assisted Lapeer County Sheriff's Office with the execution of a search warrant in Mt. Morris. Several items of stolen property were recovered.

Also on this date, FANG detectives assisted the FBI with surveillance of an individual suspected in several shootings in Genesee County.

07/24 – FANG detectives conducted a search warrant on the residence of a known drug dealer. FANG detectives seized 2 handguns, 1 rifle, 7 grams of heroin, 1 gram of crack cocaine and approximately \$4,600.

**Public Works
Monthly Work Orders**

08/01/19

Work Order # Work Order Status	Location ID	Customer Name Service Address	Date Read Date Comp	Type
19-000017	RO10-004369-00CB-01	APPLE CREEK STATION 4369 ROUNDHOUSE # CB RD	07/01/19	WATER LEAK
BXRP19-0165 COMPLETED	MO10-004354-0000-01	GREENWAY, SHARON F 4354 MORRISH RD	07/08/19 07/10/19	CURB BOX REPAIR
CKME19-0418 COMPLETED	GR10-005159-0000-05	GRIFFIN, PATRICIA 5159 GREENLEAF DR	07/03/19 07/03/19	CHECK METER
CKME19-0419 COMPLETED	JI10-009275-0000-03	HAMPTON, SHEILA 9275 JILL MARIE LN	07/10/19 07/10/19	CHECK METER
CKME19-0420 COMPLETED	LU10-009151-0000-03	JONES, LYNN L 9151 LUEA LN	07/09/19 07/09/19	CHECK METER
CKME19-0421 COMPLETED	MY10-004384-0000-03	LEWIS, BOBBY 4384 MAYA LN	07/23/19 07/23/19	CHECK METER
CKME19-0422 COMPLETED	BR20-006299-0000-02	REEDY, WILLIAM A 6299 BRISTOL RD	07/24/19 07/24/19	CHECK METER
CKME19-0423 COMPLETED	OX10-005162-0000-01	WEBER, WILLIAM 5162 OXFORD CT	07/24/19 07/24/19	CHECK METER
DRAN19-0071	CH20-008505-0000-01	JERICHOW, ROBERT 8505 CHESTERFIELD DR	07/16/19	STORM DRAINS
FNRD19-1551 COMPLETED	ST10-006293-0000-01	HODGE, MARY 6293 ST CHARLES PASS	07/01/19 07/02/19	FINAL READ
FNRD19-1579 COMPLETED	CO20-007478-0000-02	BRADISH, CARRIE 7478 COUNTRY MEADOW DR	07/01/19 07/01/19	FINAL READ
FNRD19-1580 COMPLETED	WI10-005414-0000-06	ELZERMAN, ANTONY 5414 WINSHALL DR	07/01/19 07/01/19	FINAL READ
FNRD19-1581 COMPLETED	SE20-005448-0000-01	TRCKA, GERALD J 5448 SEYMOUR RD	07/02/19 07/02/19	FINAL READ
FNRD19-1582 COMPLETED	GR10-005192-0000-01	BICE, DIANE 5192 GREENLEAF DR	07/02/19 07/02/19	FINAL READ
FNRD19-1583 COMPLETED	NO10-009138-0000-05	MAY, CURTIS 9138 NORBURY DR	07/09/19 07/09/19	FINAL READ
FNRD19-1584	OA10-005275-0000-02	LABEAU, FRANK 5275 OAKVIEW DR	07/09/19 07/09/19	FINAL READ
FNRD19-1585 COMPLETED	CC10-007391-0000-01	GEJOFF, ELAINE 7391 CROSSCREEK DR	07/09/19 07/10/19	FINAL READ
FNRD19-1586 COMPLETED	MI10-007067-0000-01	ADAMS, SHIRLEY 7067 MILLER RD	07/11/19 07/11/19	FINAL READ
FNRD19-1587 COMPLETED	WO10-005359-0000-03	PARMER, CHERYL 5359 WORCHESTER DR	07/18/19 07/18/19	FINAL READ
FNRD19-1588 COMPLETED	JI10-009224-0000-02	GANE, ROSALIE 9224 JILL MARIE LN	07/18/19 07/18/19	FINAL READ

Work Order #	Location ID	Customer Name	Date Recd	Type
Work Order Status		Service Address	Date Comp	
FNRD19-1589 COMPLETED	.LU10-009063-0000-01	HOLEVAC, GLENN & JULIE 9063 LUEA LN	07/16/19 07/17/19	FINAL READ
FNRD19-1590 COMPLETED	AU10-006371-0000-01	MURPHY, RICHARD 6371 AUGUSTA ST	07/17/19 07/17/19	FINAL READ
FNRD19-1591 COMPLETED	HT10-003270-0000-01	J W MORGAN CONSTRUCTION 3270 HERITAGE BLVD	07/18/19 07/18/19	FINAL READ
FNRD19-1592 COMPLETED	JE10-004036-0000-03	RACOSTA, GREG 4036 JENNIE LN	07/18/19 07/18/19	FINAL READ
FNRD19-1593 COMPLETED	MC10-005086-0000-01	DURISH, ROBERT 5086 MC LAIN ST	07/18/19 07/18/19	FINAL READ
FNRD19-1595 COMPLETED	YA10-007006-0000-01	BRIER, GLEN 7006 YARMY DR	07/22/19 07/22/19	FINAL READ
FNRD19-1596 COMPLETED	JI10-009234-0000-02	HATCHEW, RONALD 9234 JILL MARIE LN	07/22/19 07/22/19	FINAL READ
FNRD19-1597 COMPLETED	DY10-003398-0000-03	RASHMAWI, SALIM 3398 DYE RD	07/23/19 07/24/19	FINAL READ
FNRD19-1598 COMPLETED	FI10-005031-0000-03	JARNIGIN, TONI 5031 FIRST ST	07/26/19 07/26/19	FINAL READ
FNRD19-1599 COMPLETED	.AB10-007087-0000-01	STINSON, JOHN 7087 ABBEY LN	07/26/19 07/26/19	FINAL READ
FNRD19-1600 COMPLETED	CE10-009287-0000-04	STEPHENS, TRISTA 9287 CEDAR CREEK CT	07/29/19 07/30/19	FINAL READ
FNRD19-1601 COMPLETED	DU10-005361-0000-01	PAUL, JUNIOR 5361 DURWOOD DR	07/30/19 07/31/19	FINAL READ
FNRD19-1603 COMPLETED	JE10-004137-0000-03	MCLAIN, JOSEPH 4137 JENNIE LN	07/31/19 07/31/19	FINAL READ
GWO19-0528 COMPLETED	MI10-008021-0000-01	LUEA, MARK G 8021 MILLER RD	07/01/19 07/01/19	GENERIC WORK ORDE
GWO19-0529 COMPLETED	TA10-006412-0000-01	KELLEY, WAYNE 6412 TALLMADGE CT	07/09/19 07/09/19	GENERIC WORK ORDE
GWO19-0530 COMPLETED	CC10-007359-0000-02	METCALFE, REX 7359 CROSSCREEK DR	07/11/19 07/11/19	GENERIC WORK ORDE
GWO19-0531 COMPLETED	CH20-009298-0000-01	HARBURN, LYNN 9298 CHESTERFIELD DR	07/16/19 07/16/19	GENERIC WORK ORDE
GWO19-0532 COMPLETED	CH20-009120-0000-03	LESER, CURT 9120 CHESTERFIELD DR	07/24/19 07/24/19	GENERIC WORK ORDE
INSP19-000028 COMPLETED	.SE20-005345-0000-01	RENO, DENNIS 5345 SEYMOUR RD	07/15/19 07/22/19	TREE INSPECTION
LIMB19-0028 COMPLETED	MI10-008475-0000-06	SMITH, BRYAN 8475 MILLER RD	07/16/19 07/17/19	TREE LIMB DOWN
LIMB19-0029 COMPLETED	MO10-004413-0000-01	ST. MARYS SCHOOL AND CHURCH 4413 MORRISH RD	07/16/19 07/18/19	TREE-TAKE DOWN
LIMB19-0030 COMPLETED	SE20-005337-0000-01	PYLES, DEMITRA	07/17/19	TREE LIMB DOWN

Work Order #	Location ID	Customer Name	Date Recd	Type
Work Order Status		Service Address	Date Comp	
COMPLETED		5337 SEYMOUR RD	07/17/19	
MNT19-0300	CI10-008083-0000-01	CITY OF SWARTZ CREEK	07/02/19	BUILDING MAINTENA
COMPLETED		8083 CIVIC DR	07/02/19	
MTRP19-0570	WA10-007469-0000-01	PORTER, MIKE	07/09/19	METER REPAIR
COMPLETED		7469 WADE ST	07/09/19	
READ19-0699	CH30-007556-0000-02	CARRIER, DIANE	07/02/19	READ METER
COMPLETED		7556 CHURCH ST	07/01/19	
READ19-0700	MI10-008468-0000-02	HOHENSTEIN, JOANN	07/02/19	READ METER
COMPLETED		8468 MILLER RD	07/01/19	
SI-000035	LU10-009162-0000-01	OLSEN, SARAH	07/23/19	SIGNS
COMPLETED		9162 LUEA LN	07/23/19	
STRT19-0097	CI10-008095-000B-01	SENIOR CENTER	07/01/19	STREET REPAIR
COMPLETED		8095 CIVIC DR 000B	07/02/19	
STRT19-0098	CH20-009152-0000-03	PERKINS, JAMIE	07/01/19	STREET REPAIR
COMPLETED		9152 CHESTERFIELD DR	07/17/19	
STRT19-0099	OX10-005141-0000-02	GUMBS, STEVEN	07/29/19	STREET REPAIR
		5141 OXFORD CT		
STRT19-0100	EL10-004311-0000-02	GREAT LAKES TACO, LLC	07/29/19	STREET REPAIR
COMPLETED		4311 ELMS RD	07/30/19	
SWR19-0078	DO10-005362-0000-02	FOOTE, DEBBIE	07/16/19	SEWER DRAIN PROBL
		5362 DON SHENK DR		
SWR19-0079	WO10-005364-0000-02	SZABO, AARON	07/16/19	SEWER DRAIN PROBL
COMPLETED		5364 WORCHESTER DR	07/17/19	
TRDN19-0089	MO10-005239-0000-01	CARLSON, CARL	07/17/19	TREE-TAKE DOWN
COMPLETED		5239 MORRISH RD	07/17/19	
TRIM19-0040	GR10-005200-0000-02	NELSON, KELLY	07/22/19	TREE-TRIM
COMPLETED		5200 GREENLEAF DR	07/22/19	
WMBK19-0095	MI10-005354-0000-07	JONES, MATTHEW	07/05/19	WATER MAIN BREAK
COMPLETED		5354 MILLER RD	07/08/19	
WOFF19-2223	MA40-006246-0000-04	ADAMS, KIM	07/16/19	WATER TURN OFF
CANCELLED		6246 MANSFIELD ST	07/16/19	
WOFF19-2224	MO10-005044-0000-09	RAYNER, MARY	07/29/19	WATER TURN OFF
COMPLETED		5044 MORRISH RD	07/29/19	
WPRESS19-000027	MI10-008196-0000-01	THOMPSON, JAMES	07/12/19	WATER PRESSURE
COMPLETED		8196 MILLER RD	07/12/19	
WTON19-1316	MI10-005286-0000-02	BARLOW, ROBERT P	07/08/19	WATER TURN ON
COMPLETED		5286 MILLER RD	07/08/19	
WTON19-1317	MO10-005044-0000-09	RAYNER, MARY	07/29/19	WATER TURN ON
COMPLETED		5044 MORRISH RD	07/29/19	

Total Records: 61

Work Order #	Location ID	Customer Name	Date Recd	Type
Work Order Status		Service Address	Date Comp	

Report Generated: 8/1/2019 8:52 AM

Report Options: Scheduled From: 7/1/2019 To: 7/31/2019

DPS ACTIVITY

JULY 2019

	<u>REGULAR</u>	<u>HOLIDAY</u>	<u>VACATION</u>	<u>ABSENT</u>	<u>OT</u>	<u>DT</u>
101 GENERAL FUND						
262.0 ELECTIONS						
345.0 P S BLDG	27.54	0.22	1.13	0.25		
781.0 AMPHI-PARK	4.00	0.96	4.29	0.17		
782.0 ABRAMS PARK	14.54	0.47	4.43	0.08		
783.0 ELMS PARK	161.82	8.72	29.60	5.35		
784.0 BICENT. PARK						
790.0 SENIOR CENTER/LIBRARY	38.74	1.06	4.56	0.34		
793.0 CITY HALL	17.08	0.15	2.39	0.22		
794.0 COMM PROMO	65.58	3.39	17.92	2.53		1.00
796.0 CEMETERY	0.05		0.02			
202 MAJOR STREET FUND						
429.0 SAFETY						
441.0 PARK & RIDE	8.07	0.13	0.16	0.51		
463.0 STREET MAIN	49.67	3.33	9.82	0.86		
474.0 TRAFFIC	4.26	0.02	4.15	0.05	1.00	
478.0 SNOW & ICE						
482.0 ADMIN	12.38	0.89	4.57			
203 LOCAL STREET FUND						
429.0 SAFETY						
463.0 STREET MAIN	24.60	1.36	2.13	0.17	8.50	
474.0 TRAFFIC	5.33	0.17	2.30	0.10		
478.0 SNOW & ICE						
482.0 ADMIN	17.58	1.27	6.49			
226 GARBAGE FUND						
528.0 COLLECT	1.84	0.13	0.67			
530.0 WOODCHIPPING	155.84	5.15	18.52	7.85	6.00	
782.0 ABRAMS PARK GARBAGE	22.11	1.18	3.25	0.70	4.00	5.00
783.0 ELMS PARK GARBAGE	25.09	1.19	3.23	0.71	4.00	5.00
793.0 CITY HALL	3.85	0.01	0.44	0.06		
590 WATER						
540.0 WATER SYSTEM	115.85	5.86	20.75	0.75	7.00	
540.0 WATER-ON CALL	2.00					
542.0 READ & BILL	8.42	0.69	1.47	0.01		
793.0 CITY HALL	9.61	0.02	1.10	0.14		
591 SEWER						
536.0 SEWER SYSTEM	33.73	2.07	8.74		1.00	
536.0 SEWER-ON CALL	2.00					
537.0 LIFT STATION	2.57	0.18	0.95			
542.0 READ & BILL	8.42	0.69	1.47	0.01		
793.0 CITY HALL	9.62	0.02	1.10	0.14		
661 MOTOR POOL FUND						
795.0 CITY GARAGE	7.31	0.67	1.35			
DAILY HOURS TOTAL	859.50	40.00	157.00	21.00	31.50	11.00

Nature Of Work	4WD 7-15,3-08 2-08, 09-03	4WD 7-15,3-08 2-08, 09-03a	2WD 5-16	JCB Backhoe 06'00	Backhoe w/breaker 06'00a	Bucket Truck 6-99	Brush Hog 09'02	Dump 11	Dump w/plow 11a	Dump 12'02	Dump w/plow 12'02a	Dump 12-04	Dump w/plow 12-04a
101.262 Elections													
101.450 Forestry													
101.781 Pajtas Amphi													
101.782 Winshall Pk	22		2.84										
101.783 Elms Pk	50		6.41		4					10		2	
101.784 Bicentennial Pk	4												
101.790 Sen Ctr./Lib	30.5		3.61										
101.345 PS Bldg	25.5		4.01										
101.793 City Hall	31.5		3.5										
101.794 Comm Promo	23		1.41										
661.795 City Garage			3.03									2	
101.796 City Cem			0.07										
202.463 Maint Major	16.5		2.95										
202.474 Traffic-Major	5		0.21										
202.478 Snow/Ice-Maj													
202.482 Major-Admin			10.15										
203.463 Maint-Local	9		3.42							1		1	
203.474 Traffic-Local	7		0.56										
203.478 Snow/Ice-Local													
203.482 Local-Admin			29.26										
226.528 Waste Collect	3		2.42										
226.530 Woodchipping	70		2.42					59.5					
590.540 Water System	71		35.32					3		2			
590.542 Water-Read/Bill	6		1.21										
591.536 Sewer System	7		28.58										
591.537 Sewer Lift Stat	2		3.37										
226.782 Winshall Pk Gbg	14												
226.783 Elms Pk Gbg	17		0.04										
591.542 Sewer Read/Bill	6		1.21										
Total	420	0	146	0	4	0	0	62.5	0	13	0	5	0

DPS Equipment Rental
 July 2019
 Page 2

Nature Of Work	Portable Generator	Case Backhoe 17	Sweeper	JD Tractor 19	Chipper	#42 Arrow	Arrow Board	Trailer	Roller	Pressure Washer	Post Hole Digger	01'98	Kubota 5-18
101.262 Elections													
101.450 Forestry													
101.781 Pajitas Amphi				2									
101.782 Winshall Pk				4									4
101.783 Elms Pk		13											
101.784 Bicentennial Pk													
101.790 Sen Ctr./Lib		1											
101.345 PS Bldg													
101.793 City Hall								1					31
101.794 Comm Promo													
661.795 City Garage													
101.796 City Cem													
202.463 Maint. Major			5	3		1							
202.474 Traffic-Major													
202.478 Snow/Ice-Maj													
202.482 Major-Admin													
203.463 Maint-Local		4.5	14	1									
203.474 Traffic-Local		1											
203.478 Snow/Ice-Local													
203.482 Local-Admin													
226.528 Wast Collect													
226.530 Woodchipping					60								
590.540 Water System		9		1									
590.542 Water-Read/Bill													
591.536 Sewer System													
591.537 Sewer Lift Stat													
Total	0	28.5	19	11	60	1	0	1	0	0	0	0	35

July 2019	MILES DRIVEN		GALLONS GAS PURCHASED		GALLONS DIESEL PURCHASED
#5-16 2WD gas	1018.0		75.3		
#7-15 4WD gas	632.0		74.5		
#3-08 P/U 4WD gas	672.0		89.0		
#10-18 P/U diesel	249.0		18.0		
09-03 P/U 4WD diesel					
#2-08 P/U 4WD gas	779.0		53.6		
#6-00 BACKHOE diesel					
#11 DUMP gas	253.0		50.3		
#12-02 DUMP diesel					
#12-04 DUMP diesel	177.0				42.0
#12-99 GENERATOR gas					
#17 CASE BACKHOE diesel					20.0
#19 JD TRACTOR diesel					21.2
#06-99 BUCKET TRUCK gas					
#21 WOOD CHIPPER diesel					57.0
#807 STREET SWEEPER diesel	50.0				30.0
#42 ASPHALT HEATER diesel					
#37 TRAIL ARROW					
#10-15 GEN gas					
#5-18 KUBOTA (Hours)			11.0		
gas can					
TOTAL	3830.0		371.7		170.2

City of Swartz Creek

Building Permit List

2019

Permit No.	Date	Applicant	Phone	Tax ID No.	Value of Const/Permit Fee	Location	Type of Construction	
Building								
PB1900038	07/08/19	Kelly Bishop Inc.	(989) 280 5081	58-02-200-032	\$33,000	\$359.00 5200 MORRISH RD	48473-Industrial New Building	
PB1900048	07/29/19	RUHALA, PAUL & PATRICIA		58-36-300-020	\$14,886	\$355.00 7530 MILLER RD	48473-Com Add/Alter/Repair	
PB1900049	07/15/19	Fitch Builders LLC	(810) 919 6548	58-35-776-129	\$9,800	\$265.00 129 ASHLEY CIR	48473-Res Garage detached	
PB1900050	07/03/19	INDISH, KELVIN		58-02-526-054	\$0	\$135.00 5070 MC LAIN ST	48473-Siding	
PB1900051	07/16/19	EARL, DEBORAH D	(810) 287 4531	58-36-529-020	\$5,086	\$125.00 4177 MOUNTAIN ASH LN	48473-Res Add/Alter/Repair	
PB1900052	07/17/19	FREDELL, ROBIN		58-36-200-020	\$268,178	\$1,299.00 7221 BRISTOL RD	48473 Res Single Family	
Total:		6 Permits	Value: \$330,950		Fee Total: \$2,538.00		Total Number of Dwelling Units	1

Electrical								
PE1900031	07/01/19	Holland Heating & Cooling Inc	(810) 653 4328	58-03-531-151	\$0	\$134.00 9200 YOUNG DR	48473-Electrical	
PE1900032	07/11/19	Shiflett Electric Inc	(810) 516 6591	58-36-552-009	\$0	\$140.00 7556 MILLER RD	48473-Electrical	
PE1900033	07/16/19	Creative Electrical Solutions	(810) 659 7884	58-36-651-170	\$0	\$144.00 7391 CROSSCREEK DR	48473-Electrical	
PE1900034	07/17/19	Craftsmen Electrical Services	(810) 629 6968	58-03-532-017	\$0	\$140.00 5191 HELMSLEY DR	48473-Electrical	
PE1900035	07/18/19	Valley Electric	(989) 297 1248	58-03-527-005	\$0	\$170.00 9063 CHESTERFIELD DR	48473-Electrical	
PE1900036	07/18/19	LJ Electric LLC	(810) 644 7769	58-02-530-013	\$0	\$140.00 8051 MAPLE ST	48473 Electrical	
PE1900037	07/22/19	Bowen Electric, LLC	(810) 407 7205	58-36-651-057	\$0	\$134.00 7515 ELIZABETH CT	48473-Electrical	
Total:		7 Permits	Value: \$0		Fee Total: \$1,002.00		Total Number of Dwelling Units	0

Mechanical							
PM190048	07/01/19	Holland Heating & Cooling	(810) 653 4328	58-03-531-151	\$0	\$135.00 9200 YOUNG DR	48473-Mechanical
PM190049	07/08/19	Goyette Mechanical	(810) 742 8530	58-02-552-016	\$0	\$160.00 5333 DON SHENK DR	48473-Mechanical

City of Swartz Creek

Building Permit List

2019

Permit No.	Date	Applicant	Phone	Tax ID No.	Value of Const/Permit Fee	Location	Type of Construction
PM190050	07/08/19	Capitol Supply & Service	(810) 785 4785	58-35-776-163	\$0 \$160.00	163 BROOKFIELD	48473-Mechanical
PM190051	07/08/19	Capitol Supply & Service	(810) 785 4785	58-35-776-169	\$0 \$160.00	169 BROOKFIELD	48473-Mechanical
PM190052	07/08/19	Capitol Supply & Service	(810) 785 4785	58-35-776-105	\$0 \$160.00	105 ASHLEY CIR	48473-Mechanical
PM190053	07/08/19	Capitol Supply & Service	(810) 785 4785	58-35-776-123	\$0 \$160.00	123 ASHLEY CIR	48473-Mechanical
PM190054	07/08/19	Capitol Supply & Service	(810) 785 4785	58-35-776-125	\$0 \$160.00	125 ASHLEY CIR	48473 Mechanical
PM190055	07/08/19	Capitol Supply & Service	(810) 785 4785	58-35-776-081	\$0 \$160.00	81 HAMILTON ST	48473-Mechanical
PM190056	07/08/19	Capitol Supply & Service	(810) 785 4785	58-35-776-158	\$0 \$160.00	158 BROOKFIELD	48473-Mechanical
PM190057	07/10/19	Curtis Stanke Construction	(810) 234 6565	58-03-533-010	\$0 \$190.00	5225 SEYMOUR RD	48473-Mechanical
PM190058	07/15/19	Adkisson & Sons Htg & Clg Inc	(810) 695 9300	58-36-651-181	\$0 \$160.00	4268 SPRINGBROOK DR	48473-Mechanical
PM190059	07/15/19	DM Burr Mechanical	(810) 213 6727	58-03-626-030	\$0 \$160.00	9080 LUEA LN	48473-Mechanical
PM190060	07/16/19	Thomas Albright & Assoc Inc	(810) 659 7884	58-36-651-170	\$0 \$155.00	7391 CROSSCREEK DR	48473-Mechanical
PM190061	07/18/19	Blessing Co.	(810) 694 4861	58-03-533-080	\$0 \$200.00	5193 GREENLEAF DR	48473-Mechanical
PM190062	07/22/19	SK Heating & Cooling	(810) 407 7205	58-36-651-057	\$0 \$165.00	7515 ELIZABETH CT	48473-Mechanical

Total: 15 Permits Value: \$0 Fee Total: \$2,445.00 Total Number of Dwelling Units 0

Right of Way

PROW-0142	07/10/19	CONSUMERS ENERGY		58-03-528-011	\$0 \$100.00	5131 HELMSLEY DR	48473-Right of way
PROW-0143	07/15/19	CONSUMERS ENERGY COM		58-35-576-057	\$0 \$100.00	8138 MILLER RD	48473-Right of way
PROW-0144	07/15/19	CONSUMERS ENERGY CO		58-01-100-035	\$0 \$100.00	5015 HOLLAND DR	48473-Right of way
PROW-0145	07/12/19	FREDELL, ROBIN		58-36-200-020	\$0 \$0.00	7221 BRISTOL RD	48473 Right of way
PROW-0146	07/29/19	CONSUMERS ENERGY		58-02-100-008	\$0 \$0.00	8339 CAPPY LN	48473 Right of way
PROW-0147	07/30/19	CONSUMERS ENERGY COM		58-01-100-035	\$0 \$100.00	5015 HOLLAND DR	48473-Right of way

Total: 6 Permits Value: \$0 Fee Total: \$400.00 Total Number of Dwelling Units 0

City of Swartz Creek Building Permit List 2019

Permit No.	Date	Applicant	Phone	Tax ID No.	Value of Const/Permit Fee	Location	Type of Construction	
Zoning								
PZ19-0016	07/02/19	FARRELL, THOMAS	(810) 691 6387	58-35-551-002	\$7,000	\$25.00 8406 MILLER RD	48473-Fence	
PZ19-0017	07/08/19	TWA Construction	(989) 288 0821	58-02-503-019	\$3,400	\$25.00 5148 DON SHENK DR	48473-Fence	
Total:		2 Permits	Value: \$10,400		Fee Total:	\$50.00	Total Number of Dwelling Units	0

Permit Total: 36 Value: \$341,350 Fee Total: \$6,435.00

Permit.DateIssued Between 7/1/2019 12:00:00 AM AND 7/31/2019 11:59:59 PM

Inspection List

Address	Parcel Number	Inspection Type	Scheduled	Completed	Result
5285 WORCHESTER DR	58-02-551-013	Status	07/01/2019	07/01/2019	Partially Compliant
3317 ELMS RD	58-30-551-013	Status	07/01/2019	07/01/2019	No Change
8095 CIVIC DR	58-35-576-058	Site Visit	07/01/2019	07/01/2019	Approved
9235 JILL MARIE LN	58-03-534-012	Final Zoning	07/01/2019	07/01/2019	Approved
7317 BRISTOL RD	58-36-100-006	Status	07/02/2019	07/02/2019	Partially Compliant
5098 SCHOOL ST	58-02-526-021	Status	07/02/2019	07/02/2019	Partially Compliant
8033 INGALLS ST	58-02-529-023	Status	07/02/2019	07/02/2019	Complied
3498 ELMS RD	58-25-576-008	Final Zoning-Admin	07/02/2019	07/02/2019	Approved
8012 MAPLE ST	58-02-530-045	Ordinance	07/02/2019		
8343 MILLER RD	58-02-504-005	Final-Admin	07/02/2019	07/02/2019	Approved
9299 JILL MARIE LN	58-03-534-020	Final-Admin	07/02/2019	07/02/2019	Approved
7028 BRISTOL RD	58-25-576-021	Final	07/02/2019	07/02/2019	Approved
4246 ELMS RD	58-36-200-012	Final	07/03/2019	07/03/2019	Approved
5324 WORCHESTER DR	58-03-578-007	Final	07/09/2019	07/09/2019	Approved
7028 BRISTOL RD	58-25-576-021	Final	07/09/2019	07/09/2019	Approved
7028 BRISTOL RD	58-25-576-021	Final	07/09/2019	07/09/2019	Disapproved
8486 CHELMSFORD DR	58-02-501-044	Final	07/09/2019	07/09/2019	Approved
7029 MILLER RD	58-36-577-008	Status	07/10/2019	07/10/2019	No Change
7041 MILLER RD	58-36-577-010	Status	07/10/2019	07/10/2019	No Change
5285 WORCHESTER DR	58-02-551-013	Ordinance	07/10/2019		
5075 BRADY ST 102	58-02-200-015	Follow Up	07/10/2019	07/10/2019	No Violation
5200 MORRISH RD	58-02-200-032	Post Hole	07/10/2019	07/10/2019	Approved
3269 HERITAGE BLVD	58-30-651-096	Right of Way	07/10/2019	07/10/2019	Partially Approved
169 BROOKFIELD	58-35-776-169	Final	07/10/2019	07/10/2019	Disapproved
4470 COLONY CT	58-36-651-010	Final	07/11/2019	07/11/2019	Approved
5324 WORCHESTER DR	58-03-578-007	Final	07/11/2019	07/11/2019	Approved
7028 BRISTOL RD	58-25-576-021	Final-Reinspection	07/11/2019	07/11/2019	Approved
3317 ELMS RD	58-30-551-013	Status	07/15/2019	07/15/2019	Partially Compliant
5285 WORCHESTER DR	58-02-551-013	Status	07/15/2019	07/15/2019	No Change
5063 BRADY ST	58-02-527-020	Final Zoning	07/15/2019	07/15/2019	Approved
7556 MILLER RD	58-36-552-009	Service	07/15/2019	07/15/2019	Approved
8138 MILLER RD	58-35-576-057	Above Ceiling	07/15/2019	07/15/2019	Approved
5387 MILLER RD	58-32-100-006	Status	07/16/2019	07/16/2019	Partially Compliant
5472 MILLER RD	58-29-551-002	Status	07/16/2019	07/16/2019	No Change
7147 BRISTOL RD	58-36-200-024	Status	07/16/2019	07/16/2019	No Change
5019 HAYES ST	58-02-529-006	Status	07/16/2019	07/16/2019	Partially Compliant

Inspection List

Address	Parcel Number	Inspection Type	Scheduled	Completed	Result
5192 WORCHESTER DR	58-02-502-009	Status	07/16/2019	07/16/2019	No Change
5098 SCHOOL ST	58-02-526-021	Status	07/16/2019	07/16/2019	Complied
129 ASHLEY CIR	58-35-776-129	Footing	07/16/2019	07/16/2019	Approved
5131 HELMSLEY DR	58-03-528-011	Service	07/16/2019	07/16/2019	Approved
7028 BRISTOL RD	58-25-576-021	Final	07/16/2019	07/16/2019	Approved
7028 BRISTOL RD	58-25-576-021	Right of Way	07/16/2019	07/16/2019	Approved
4252 LINDSEY DR	58-36-676-073	Right of Way	07/16/2019	07/16/2019	Partially Approv
5354 MILLER RD	58-29-551-014	Initial	07/17/2019	07/17/2019	Locked Out
5191 HELMSLEY DR	58-03-532-017	Service	07/17/2019	07/17/2019	Approved
8408 MILLER RD	58-35-551-003	Site Inspection	07/18/2019		
3340 HERITAGE BLVD	58-30-651-082	Final	07/18/2019	07/18/2019	Approved
9063 CHESTERFIELD DR	58-03-527-005	Final	07/18/2019	07/18/2019	Approved
5285 WORCHESTER DR	58-02-551-013	Status	07/22/2019	07/22/2019	No Change
7489 GROVE ST	58-01-100-010	Ordinance	07/22/2019	07/24/2019	Violation(s)
5043 WINSTON DR	58-02-501-084	Reinspection	07/22/2019	07/22/2019	Complied
4432 MORRISH RD	58-35-576-003	Ordinance	07/22/2019		
5387 MILLER RD	58-32-100-006	Status	07/23/2019	07/24/2019	Partially Complie
5225 SEYMOUR RD	58-03-533-010	Final	07/23/2019	07/23/2019	Canceled
4252 LINDSEY DR	58-36-676-073	Right of Way	07/23/2019	07/24/2019	Approved
7512 GROVE ST	58-01-100-019	Code	07/24/2019		
5360 WINSHALL DR	58-02-553-002	Ordinance	07/25/2019		
5375 SEYMOUR RD	58-03-533-031	Site Inspection	07/25/2019	07/25/2019	No Violation
4459 FORTINO DR	58-35-576-031	Final	07/25/2019	07/25/2019	Approved
4237 ELMS RD	58-31-100-025	Underground	07/25/2019	07/25/2019	Approved
9080 LUEA LN	58-03-626-030	Final	07/25/2019	07/25/2019	Approved
5333 DON SHENK DR	58-02-552-016	Final	07/25/2019	07/25/2019	Approved
158 BROOKFIELD	58-35-776-158	Final	07/25/2019	07/25/2019	Approved
163 BROOKFIELD	58-35-776-163	Final	07/25/2019	07/25/2019	Approved
81 HAMILTON ST	58-35-776-081	Final	07/25/2019	07/25/2019	Approved
169 BROOKFIELD	58-35-776-169	Final	07/25/2019	07/25/2019	Approved
105 ASHLEY CIR	58-35-776-105	Final	07/25/2019	07/25/2019	Approved
123 ASHLEY CIR	58-35-776-123	Final	07/25/2019	07/25/2019	Approved
125 ASHLEY CIR	58-35-776-125	Final	07/25/2019	07/25/2019	Approved
5015 HOLLAND DR	58-01-100-035	Underground-South	07/25/2019	07/25/2019	Approved
3317 ELMS RD	58-30-551-013	Status	07/29/2019	07/30/2019	No Change
5192 WORCHESTER DR	58-02-502-009	Status	07/29/2019	07/30/2019	No Change

Inspection List

Address	Parcel Number	Inspection Type	Scheduled	Completed	Result
5366 WINSHALL DR	58-02-553-001	Ordinance	07/29/2019	07/30/2019	Violation(s)
5079 SCHOOL ST	58-02-526-012	Ordinance	07/29/2019	07/30/2019	Violation(s)
8138 MILLER RD	58-35-576-057	Final	07/29/2019	07/29/2019	Approved
5019 HAYES ST	58-02-529-006	Status	07/30/2019	07/30/2019	No Change
5472 MILLER RD	58-29-551-002	Status	07/30/2019	07/30/2019	No Change
7147 BRISTOL RD	58-36-200-024	Status	07/30/2019	07/30/2019	Locked Out
5387 MILLER RD	58-32-100-006	Status	07/30/2019	07/30/2019	No Change
8109 CRAPO ST	58-02-530-046	Ordinance	07/30/2019		
7391 CROSSCREEK DR	58-36-651-170	Final	07/30/2019	07/30/2019	Approved
7391 CROSSCREEK DR	58-36-651-170	Final	07/30/2019	07/30/2019	Disapproved
4411 SPRINGBROOK DR	58-36-651-082	Final	07/30/2019	07/30/2019	Approved
4252 LINDSEY DR	58-36-676-073	Final	07/30/2019	07/30/2019	Approved
8138 MILLER RD	58-35-576-057	Final	07/31/2019	07/31/2019	Approved
5070 MC LAIN ST	58-02-526-054	Tyvek/Flashing	07/31/2019	07/31/2019	Approved
7221 BRISTOL RD	58-36-200-020	Footing	07/31/2019	07/31/2019	Approved

Inspections: 87

Population: All Records

Inspection.DateTimeScheduled Between 7/1/2019 12:00:00 AM AND 7/31/2019 11:59:59 PM

Enforcements By Category

08/01/19

BLIGHT

Enforcement Number	Address	Status	Filed	Closed
E19-070	7489 GROVE ST	Violation	07/17/19	
E19-075	5366 WINSHALL DR	Violation	07/25/19	
E19-076	5375 SEYMOUR RD	No Violation	07/25/19	07/25/19
			Total Entries: 3	

UNLICENSED VEHICLES

Enforcement Number	Address	Status	Filed	Closed
E19-077	5079 SCHOOL ST	Violation	07/25/19	
			Total Entries: 1	

WEED COMPLAINT

Enforcement Number	Address	Status	Filed	Closed
E19-067	8012 MAPLE ST	Closed	07/02/19	07/11/19
E19-068	5285 WORCHESTER DR	Complete	07/09/19	07/30/19
E19-071	8408 MILLER RD	Inspection Pending	07/18/19	
E19-072	4432 MORRISH RD	Complete	07/22/19	07/30/19
E19-073	7512 GROVE ST		07/23/19	
E19-074	5360 WINSHALL DR	Inspection Pending	07/25/19	
E19-078	8109 CRAPO ST	Inspection Pending	07/30/19	
			Total Entries: 7	

Total Records: 11

Population: All Records

Enforcement.DateFiled Between 7/1/2019 12:00:00 AM AND 7/31/2019 11:59:00 AM

Certificates With Inspections

08/01/2019

Certificate Number	Address	Date Applied	Since	Issued	Last Inspection	Expires	Status
CR190051	6280 CONCORD DR	07/15/2019	07/15/2019	07/15/2019		07/15/2021	Suspended
Initial	KBROWN	Matt Hart	Scheduled				

Population: All Records

Record Count: 1

Certificate.DateIssued Between 7/1/2019 12:00:00 AM
AND 7/31/2019 11:59:59 PM

PARK USE AGREEMENT
Between
THE CITY OF SWARTZ CREEK
And
THE SWARTZ CREEK YOUTH FOOTBALL

THIS AGREEMENT, is made this ____ day of _____, 2019, between the City of Swartz Creek, a Michigan Municipal Corporation, with principal offices at 8083 Civic Drive, Swartz Creek, Michigan 48473 (the “City”), and the Swartz Creek Youth Football, a Michigan non-profit corporation, with principal offices at 7088 Lou Mac Drive, Swartz Creek, Michigan 48473 (the “User”).

WHEREAS, the City owns certain land located near 4150 Elms Road, commonly known as Elms Park (the “Property”) in the City of Swartz Creek (“City”) which is used for public purposes; and

WHEREAS, the User is a charitable organization recognized as such pursuant to Section 501 (c) (3) of the Internal Revenue Code and is engaged in the promotion of youth athletics in the City; and

WHEREAS, the User has constructed at its own expense and with the City’s permission certain improvements on the Property which improvements are used for storage and related activities by the User and/or by other public, educational and athletic organizations with the permission of the User; and

WHEREAS, the City finds that the use of the Property by the User and the construction by the User at its own expense of the improvements thereon inures to the benefit of the City and its citizens and helps reduce the burden of government;

NOW, THEREFORE, the City and the User, acting by and through their duly authorized agents, hereby agree as follows:

1. AGREEMENT

The City does this day enable the User to use and occupy the property for the purpose of storing youth athletic and related equipment and other purposes related thereto and in keeping with its own charitable and the City’s public purposes and for no other purposes or uses whatsoever (the “Approved Use”). The User shall be able to occupy a 20’ x 20’ area for the purpose of locating a portable storage structure, to be placed on turf or gravel as illustrated in Exhibit A.

The City further enables the User for the Approved Used to the following described premises (the "Approved Area") situated in the City of Swartz Creek, County of Genesee and State of Michigan, to-wit:

A 30' x 30' area as approved by the Swartz Creek Park Board as illustrated in Exhibit A and noted as "Existing Permanent Shed".

The Property is to be used and occupied by the User for the purpose of the Approved Use and for no other purposes or uses whatsoever.

The Approved Area, the Property, and any alterations thereto shall be maintained in good interior and exterior condition, including the roof, paint, landscaping, flatwork, doors, and windows. Any alterations shall be subject to review and approval by the Swartz Creek Park Board and the applicable building codes of the City of Swartz Creek.

2. TERM

The term of this Agreement shall be ten (10) years, commencing on September 1, 2019 and ending August 31, 2029, unless sooner terminated as herein provided.

3. ADDITIONAL RENT

As additional rent hereunder, the User shall at its one sole expense maintain the improvements it has constructed on the Property and may, with the advance written permission of the City, construct such other improvements as the City shall deem appropriate for the public functions of the property.

4. REMOVAL OF IMPROVEMENTS

Any improvements constructed by the User, whether constructed prior to the date of the Agreement or at any time thereafter, shall, upon termination of this Agreement for any reason, become the sole property of the City unless removed and by the User. If, prior to the termination of this Agreement for any reason, the City determines that it needs the property, or any portion thereof, for any other public purpose, it may terminate this Agreement and may, at its sole expense remove the improvements from the Property or from that portion of the Property as determined by the City.

5. ASSIGNMENT

The City shall not assign this Agreement, nor permit the same or any part thereof, to be used for any other purpose than as above stipulated, without the written consent of the City.

6. PERSONAL PROPERTY

All personal property placed or moved on the Property, shall be placed or moved there at the risk of the User or owner thereof, and City shall not be liable for any damage to said personal property, or to the User from any act of negligence of any other person whomsoever.

7. COMPLIANCE WITH ALL LAWS

The User at its sole expense shall comply with all laws, orders, and regulations of Federal, State and Municipal authorities, and with any direction of any public officer, pursuant to the law, which shall impose any duty upon the City or the User with respect to the Property. The User, at its sole expense, shall obtain all licenses or permits which may be required for the conduct of its business within the terms of this Agreement, or for the making of repairs, alterations, improvements, or additions, and the City, where necessary, will join the User in applying for all such permits or licenses.

Rules promulgated by the City of Swartz Creek shall apply to the User, including but not limited to hours of use, expanded park use reservations, parking, and use of alcoholic beverages.

8. CITY'S REMEDIES

The prompt payment of the rent for the Property upon the dates named, and the faithful observance of the rules and regulations printed upon this Agreement, and which are hereby made a part of this covenant, are the conditions upon which the Agreement is made and accepted and any failure on the part of the User to comply with the terms of said Agreement, or any of said rules and regulations now in existence, the option of the City, work a forfeiture of this Agreement, and all of the rights of the City hereunder, and the City, his agents or attorneys, shall thereupon have the right to enter said premises, and remove all persons therefrom forcibly or otherwise, and the User thereby expressly waives any and all notice required by laws to terminate tenancy, and also waives any and all legal proceedings to recover possession of said

premises, and expressly agrees that in event, of a violation of any of the terms of this Agreement, or of said rules and regulations, now in existence, or which may hereafter be made, said City, his agent or attorneys may immediately re-enter said premises and dispossess User without legal notice or the institution of any legal proceedings whatsoever.

9. ABANDONMENT OF AGREEMENT

If the User shall abandon or vacate the Property or Approved Area before the end of the term of this Agreement, or shall suffer the rent to be in arrears, the City may, at his option, forthwith cancel this Agreement, and, if the City so requests the User shall, at its sole expenses, remove the improvements or any portion thereof from the Property and Approved Area.

10. UTILITIES

The User agrees that it will pay all charges for gas, electricity, water, sewer or other utilities that might be serviced to the storage premises on the Property.

11. LIABILITY AND INSURANCE

The City shall not be liable for injury or damage to person or property occurring upon the Property, unless caused by or resulting from the negligence of the City or any of the City's agents, servants, or employees in the operation or maintenance of the Property, it being the specific intent of the User to hold the City harmless from any and all claims arising from the User's operation and maintenance of the Property and/or the improvements thereon. To that end, the User shall obtain and at all times maintain in full force and effect a policy of general public liability insurance covering its use of the Property and naming the City as an additional insured thereon. Said policy shall be in such amount as shall be determined by the City, but in no event less than \$1,000,000 (one-million dollars), and further, shall provide that the City will be given ten (10) days written notice of termination of the policy for any reason. The User shall pay all premiums due thereon.

12. INSOLVENCY OF USER

If the User shall become insolvent or if bankruptcy proceeding shall be begun by or against the User, before the end of the term of this Agreement, the City is hereby irrevocably authorized at its options, to forthwith terminate this Agreement, as for a default. City may elect to accept rent from such receiver, trustee, or other judicial officer during the term of their occupancy in their fiduciary capacity on behalf of the

User without affecting City's rights as contained in this Agreement, but no receiver, trustee, or other judicial officer shall never have any right, title or interest in or to the Property by virtue of this Agreement.

13. TIME IS OF THE ESSENCE

It is understood and agreed between the City and the User that time is of the essence of this Agreement.

14. NOTICES

Written notice sent by first class mail or delivered to either party at the address for each party as set forth in the first paragraph of this Agreement shall constitute sufficient notice to such party, in compliance with the terms of this Agreement.

15. CUMULATIVE RIGHTS

The rights of the City under the Agreement shall be cumulative, and failure on the part of the City to exercise promptly any rights given hereunder shall not operate to forfeit any of said rights.

16. SIGNS

Any sign or advertising to be used in connection with the User's use of the Property shall be first submitted to the City for approval before installation of the same.

17. AGREEMENT EXTENSION

The City may extend this Agreement for successive ten (10) year terms if the User requests such extension in writing prior to the expiration of the Agreement term or any ten (10) year extension thereof upon such terms as may be agreed upon.

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

CITY OF SWARTZ CREEK

SWARTZ CREEK YOUTH FOOTBALL

David A. Krueger, Mayor

, President

Connie Eskew, Clerk

, Secretary

Approved as to Form:

Michael Gildner, City Attorney

Dated: _____, 2019

STATE OF MICHIGAN)

)

GENESEE COUNTY)

Before me, a Notary Public in and for the said State and County, personally came David A. Krueger and Connie Eskew to me known to be the persons named in the foregoing Agreement, and they acknowledge that they executed the same for the purpose therein expressed.

IN WITNESS WHEREOF, I have set my hand this _____ day of _____, 2019.

_____, Notary Public
Genesee County, Michigan
My Commission expires: _____

STATE OF MICHIGAN)

)

GENESEE COUNTY)

Elms Storage



PARK USE AGREEMENT
Between
THE CITY OF SWARTZ CREEK
And
THE SWARTZ CREEK YOUTH ATHLETICS

THIS AGREEMENT, is made this ____ day of _____, 2019, between the City of Swartz Creek, a Michigan Municipal Corporation, with principal offices at 8083 Civic Drive, Swartz Creek, Michigan 48473 (the "User"), and the Dragon's Lax, a Michigan non-profit corporation, with principal offices at 8059 Maple Street, Swartz Creek, Michigan 48473 (the "City").

WHEREAS, the City owns certain land located near 4150 Elms Road, commonly known as Elms Park (the "Property") in the City of Swartz Creek ("City") which is used for public purposes; and

WHEREAS, the User is a charitable organization recognized as such pursuant to Section 501 (c) (3) of the Internal Revenue Code and is engaged in the promotion of youth athletics in the City; and

WHEREAS, the City finds that the use of the Property by the User and the construction by the User at its own expense of certain storage facilities thereon inures to the benefit of the City and its citizens and helps reduce the burden of government;

NOW, THEREFORE, the City and the User, acting by and through their duly authorized agents, hereby agree as follows:

1. AGREEMENT

The City does this day enable the User to use and occupy the property for the purpose of storing youth athletic and related equipment and other purposes related thereto and in keeping with its own charitable and the City's public purposes and for no other purposes or uses whatsoever (the "Approved Use"). The User shall be able to occupy a 20' x 20' area for the purpose of locating a portable storage structure, to be placed on turf or gravel as illustrated in Exhibit A.

The structure and any alterations thereto shall be maintained in good interior and exterior condition, including the roof, paint, landscaping, doors, and windows. Any alterations shall be subject to review and approval by the Swartz Creek Park Board and the applicable building codes of the City of Swartz Creek.

2. TERM

The term of this Agreement shall be ten (10) years, commencing on September 1, 2019 and ending August 31, 2029, unless sooner terminated as herein provided.

3. ADDITIONAL RENT

As additional rent hereunder, the User shall at its one sole expense maintain the improvements it has constructed on the Property and may, with the advance written permission of the City, construct such other improvements as the City shall deem appropriate for the public functions of the property.

4. REMOVAL OF IMPROVEMENTS

Any improvements constructed by the User, whether constructed prior to the date of the Agreement or at any time thereafter, shall, upon termination of this Agreement for any reason, become the sole property of the City unless removed and by the User. If, prior to the termination of this Agreement for any reason, the City determines that it needs the property, or any portion thereof, for any other public purpose, it may terminate this Agreement and may, at its sole expense remove the improvements from the Property or from that portion of the Property as determined by the City.

5. ASSIGNMENT

The City shall not assign this Agreement, nor permit the same or any part thereof, to be used for any other purpose than as above stipulated, without the written consent of the City.

6. PERSONAL PROPERTY

All personal property placed or moved on the Property, shall be placed or moved there at the risk of the User or owner thereof, and City shall not be liable for any damage to said personal property, or to the User from any act of negligence of any other person whomsoever.

7. COMPLIANCE WITH ALL LAWS

The User at its sole expense shall comply with all laws, orders, and regulations of Federal, State and Municipal authorities, and with any direction of any public officer, pursuant to the law, which shall impose any duty upon the City or the User with respect to the Property. The User, at its sole expense, shall obtain all licenses or permits which may be required for the conduct of its business within the terms of this Agreement, or for the making of repairs, alterations, improvements, or additions, and the City, where necessary, will join the User in applying for all such permits or licenses.

Rules promulgated by the City of Swartz Creek shall apply to the User, including but not limited to hours of use, expanded park use reservations, parking, and use of alcoholic beverages.

8. CITY'S REMEDIES

The prompt payment of the rent for the Property upon the dates named, and the faithful observance of the rules and regulations printed upon this Agreement, and which are hereby made a part of this covenant, are the conditions upon which the Agreement is made and accepted and any failure on the part of the User to comply with the terms of said Agreement, or any of said rules and regulations now in existence, the option of the City, work a forfeiture of this Agreement, and all of the rights of the City hereunder, and the City, his agents or attorneys, shall thereupon have the right to enter said premises, and remove all persons therefrom forcibly or otherwise, and the User thereby expressly waives any and all notice required by laws to terminate tenancy, and also waives any and all legal proceedings to recover possession of said premises, and expressly agrees that in event, of a violation of any of the terms of this Agreement, or of said rules and regulations, now in existence, or which may hereafter be made, said City, his agent or attorneys may immediately re-enter said premises and dispossess User without legal notice or the institution of any legal proceedings whatsoever.

9. ABANDONMENT OF AGREEMENT

If the User shall abandon or vacate the Property before the end of the term of this Agreement, or shall suffer the rent to be in arrears, the City may, at his option, forthwith cancel this Agreement, and, if the City so requests the User shall, at its sole expenses, remove the improvements or any portion thereof from the Property.

10. UTILITIES

The User agrees that it will pay all charges for gas, electricity, water, sewer or other utilities that might be serviced to the storage premises on the Property.

11. LIABILITY AND INSURANCE

The City shall not be liable for injury or damage to person or property occurring upon the Property, unless caused by or resulting from the negligence of the City or any of the City's agents, servants, or employees in the operation or maintenance of the Property, it being the specific intent of the User to hold the City harmless from any and all claims arising from the User's operation and maintenance of the Property and/or the improvements thereon. To that end, the User shall obtain and at all times maintain in full force and effect a policy of general public liability insurance covering its use of the Property and naming the City as an additional insured thereon. Said policy shall be in such amount as shall be determined by the City, but in no event less than \$1,000,000 (one-million dollars), and further, shall provide that the City will be given ten (10) days written notice of termination of the policy for any reason. The User shall pay all premiums due thereon.

12. INSOLVENCY OF USER

If the User shall become insolvent or if bankruptcy proceeding shall be begun by or against the User, before the end of the term of this Agreement, the City is hereby irrevocably authorized at its options, to forthwith terminate this Agreement, as for a default. City may elect to accept rent from such receiver, trustee, or other judicial officer during the term of their occupancy in their fiduciary capacity on behalf of the User without affecting City's rights as contained in this Agreement, but no receiver, trustee, or other judicial officer shall never have any right, title or interest in or to the Property by virtue of this Agreement.

13. TIME IS OF THE ESSENCE

It is understood and agreed between the City and the User that time is of the essence of this Agreement.

14. NOTICES

Written notice sent by first class mail or delivered to either party at the address for each party as set forth in the first paragraph of this Agreement shall constitute sufficient notice to such party, in compliance with the terms of this Agreement.

15. CUMULATIVE RIGHTS

The rights of the City under the Agreement shall be cumulative, and failure on the part of the City to exercise promptly any rights given hereunder shall not operate to forfeit any of said rights.

16. SIGNS

Any sign or advertising to be used in connection with the User's use of the Property shall be first submitted to the City for approval before installation of the same.

17. AGREEMENT EXTENSION

The City may extend this Agreement for successive ten (10) year terms if the User requests such extension in writing prior to the expiration of the Agreement term or any ten (10) year extension thereof upon such terms as may be agreed upon.

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

CITY OF SWARTZ CREEK

DRAGONS LAX

David A. Krueger, Mayor

, President

Connie Eskew, Clerk

, Secretary

Approved as to Form:

Michael Gildner, City Attorney

Dated: _____, 2019

STATE OF MICHIGAN)

)

GENESEE COUNTY)

Before me, a Notary Public in and for the said State and County, personally came David A. Krueger and Connie Eskew to me known to be the persons named in the foregoing Agreement, and they acknowledge that they executed the same for the purpose therein expressed.

IN WITNESS WHEREOF, I have set my hand this _____ day of _____, 2019.

_____, Notary Public
Genesee County, Michigan
My Commission expires: _____

STATE OF MICHIGAN)

)

GENESEE COUNTY)

Elms Storage



CITY OF SWARTZ CREEK
MICHIGAN

TRAFFIC CONTROL ORDER

60

TEMPORARY ORDER

By authority vested in me by Section 2.53 of the Uniform Traffic Code for Cities, Townships and Villages, the same having been validly adopted by Ordinance #79 of the City of Swartz Creek and presently effective, I ORDER AND DIRECT THAT:

The following streets shall be considered to be through streets or highways and except as otherwise designated by appropriate signing or signals All vehicles being operated upon streets intersecting, commencing or ending at, said through streets or highways shall come to a full stop before entering the intersection thereof. (SEE ATTACHED SHEET.)

This TEMPORARY TRAFFIC CONTROL ORDER shall become effective at 12:01 PM/AM on Dec. 2 1975; and shall continue in effect for 90 days thereafter, unless sooner revoked or suspended; PROVIDED, however, that upon approval by the City Council of the City of Swartz Creek, this order shall become permanent.

Dated 12-1-75

[Signature]
Chief of Police
Traffic Engineer

CERTIFICATE OF CLERK

I certify that the foregoing TRAFFIC CONTROL ORDER was filed in my office on the 1st day of DECEMBER 1975, and under my direction was entered in the TRAFFIC CONTROL ORDER BOOK, according to law.

Dated 12-2-75

[Signature]
City Clerk

PERMANENT ORDER

On the 5 day of April 1976, at a regular meeting of the City Council of the City of Swartz Creek, at which a quorum was present, the foregoing TEMPORARY TRAFFIC CONTROL ORDER was duly approved by the City Council and the same is hereby designated a PERMANENT TRAFFIC CONTROL ORDER.

Dated _____

Mayor

1. Miller Road - West city limits to East city limits except for through traffic at Morrish, Elms and Dye Road.

TO WIT:

a. Seymour Road(North&South)	SHALL STOP BEFORE ENTERING MILLER ROAD
b. Winston Drive	" " " " " "
c. Fairchild Street	" " " " " "
d. McLain Street	" " " " " "
e. School Street	" " " " " "
f. Brady Street	" " " " " "
g. Hays Street	" " " " " "
h. Ford Street	" " " " " "
i. Fortino Drive	" " " " " "
j. Holland Drive	" " " " " "
k. First Street	" " " " " "
l. Second Street	" " " " " "
m. Frederick Street	" " " " " "
n. Third Street	" " " " " "
o. Raubinger Road	" " " " " "
p. Tallmadge Court	" " " " " "
q. I-69 Exit ramps	" " " " " "

2. Morrish Road - from South to North city limits except for through traffic at Miller Road.

TO WIT:

a. Maple Street	SHALL STOP BEFORE ENTERING MORRISH ROAD
b. Grove Street	" " " " " "
c. Wade Street	" " " " " "
d. Ingalls Street	" " " " " "
e. Church Street	" " " " " "
f. Mason Street	" " " " " "
g. Fortino Drive	" " " " " "
h. Mary Street	" " " " " "
i. I-69 Exit Ramp	" " " " " "
j. Bristol Road	" " " " " "

3. Elms Road from North to South city limits except for through traffic at Miller Road.

TO WIT:

a. Bristol Road	SHALL STOP BEFORE ENTERING ELMS ROAD
b. Yarmy Drive	" " " " " "

4. Seymour Road from the South city limits to Miller Road.

Traffic on the following streets shall make a thorough stop before entering Seymour Road.

TO WIT:

a. Norbury Drive	SHALL STOP BEFORE ENTERING SEYMOUR ROAD
b. Hill Road	" " " " " "
c. Calver Drive	" " " " " "

4. Continued

- | | |
|-----------------------|---|
| d. Young Drive | SHALL STOP BEFORE ENTERING SEYMOUR ROAD |
| e. Durwood Drive | " " " " " " |
| f. Chelmsford Drive | " " " " " " |
| g. Chesterfield Drive | " " " " " " |

5. Fairchild Street From Miller Road to the Swartz Creek.

Traffic on the following streets shall make a thorough stop before entering Fairchild Street.

TO WIT:

- | | |
|---|--|
| a. Ingalls Street | SHALL STOP BEFORE ENTERING FAIRCHILD ST. |
| b. Ingalls Extension onto School Property | " " " " " " |
| c. Cappy Lane | " " " " " " |
| d. Exit Drive From Middle School | " " " " " " |

6. School Street from Miller Road to the Swartz Creek.

TO WIT:

- | | |
|-------------------|--|
| a. Ingalls Street | SHALL STOP BEFORE ENTERING SCHOOL STREET |
|-------------------|--|

7. Daval Drive from Winshall Drive to Chesterfield Drive.

Traffic on the following streets shall make a thorough stop before entering Daval Drive.

TO WIT:

- | | |
|-----------------------|--|
| a. Winshall Drive | SHALL STOP BEFORE ENTERING DAVAL DRIVE |
| b. Don Shenk Drive | " " " " " " |
| c. Worchester Drive | " " " " " " |
| d. Oakview Drive | " " " " " " |
| e. Chesterfield Drive | " " " " " " |
| f. Chelmsford Drive | " " " " " " |

8. Oakview Drive from Chelmsford Drive to Seymour Road

Traffic on the following streets shall make a thorough stop before entering Oakview Drive.

TO WIT:

- | | |
|--------------------|--|
| a. Greenleaf Drive | SHALL STOP BEFORE ENTERING OAKVIEW DRIVE |
| b. Durwood Drive | " " " " " " |
| c. Helmsley Drive | " " " " " " |

9. All motor vehicles traveling on Fairchild Street shall stop before entering Ingalls Street.

10. All motor vehicles traveling on Oakview Drive shall make a complete stop before entering Daval Drive.

CITY OF SWARTZ CREEK, MICHIGAN
MINUTES OF REGULAR COUNCIL MEETING - CONTINUED - 7 - APRIL 5, 1976

execute for and in behalf of the City of Swartz Creek a public entity established under the laws of the State of Michigan, this application, and to file it in the appropriate State office for the purpose of obtaining certain Federal financial assistance under the Disaster Relief Act "Public Law 288, 93rd Congress" or otherwise available from the President's Disaster Relief Fund.

That the City of Swartz Creek, a public entity established under the laws of the State of Michigan, hereby authorizes its agent to approve to the State and to the Federal Disaster Assistance Administration "FDAA" Department of Housing and Urban Development "HUD" for all matter pertaining to such Federal Disaster Assistance, the assurance and agreements printed on reverse side of hereof.

YEAS: Golden, Adams, Maybik, Pajtas, Perry, Burleson, Ford.
NAYS: None. Motion declared carried.

Item B:

Motion by Mayor Pro-Tem Maybik, support by Councilman Ford, BE IT RESOLVED, the Swartz Creek City Council hereby renews Temporary Traffic Control Orders No. 59, 60, 62, 63, 64, 65, and 66.

City Manager Hundley commented there has been two changes in the Traffic Control Orders; No. 1 being Morrish Road changed to Holland Drive and No. 2, the corner of Chelmsford and Daval, where there has not been placed two stop signs.

YEAS: Burleson, Ford, Golden, Adams, Maybik, Pajtas, Perry.
NAYS: None. Motion declared carried.

MEETING OPENED TO THE PUBLIC:

Roger Sharp, 8238 Miller Road, inquired to the cost of an election each year.

City Manager Hundley stated an election costs approximately \$1,000.00

County Commissioner John Trecha stated he hopes the Equalization Factor for the City will be available soon.

Mr. Lance Wiselogle, 9209 Oakview Drive, commented he would like to see something done pertaining to the careless use of motorcycles in the Winchester Woods Subdivision.

TRAFFIC CONTROL ORDER

In accordance with Chapter 18, Article II of the Code of Ordinances, and pursuant to the Michigan Manual on Uniform Traffic Control Devices adopted by the City of Swartz Creek, an investigation has been conducted by the traffic control engineer, relative to conditions at:

Cappy Lane and Fairchild Street

And as a result of said investigation, do hereby direct that: **1) The stop sign traffic control device on Fairchild at Cappy, being at the south approach and serving the north bound traffic, be removed per an engineering study conducted by OHM Advisors, dated June 26, 2019.**

This Traffic Control Order shall become effective on the **13th** day of **August, 2019**, at **12:00AM AND upon sign removal.**

The following Traffic Control Order(s) is/are hereby rescinded:

Applicable sections of TCO 60 (December 2, 1975) are rescinded.

This order shall expire ninety (90) days from the date of filing, except that upon approval by the Council for the City of Swartz Creek, it shall remain in effect indefinitely until such time as rescinded temporarily by executive TCO, or permanently by action of the Council.

Chief of Police / Traffic Engineer

Filed with the Office of the City Clerk on _____ of _____, _____

City Clerk

Approved by the City Council, at a meeting held the 12th day of August, 2019, Resolution Number: 190812-__.

City Clerk

June 26, 2019

Adam Zettel, AICP
City Manager
City of Swartz Creek
8083 Civic Drive
Swartz Creek, Michigan 48473

RE: Traffic Control Recommendation for Fairchild Street at Cappy Lane
OHM JN: 4023-19-0050

Dear Mr. Zettel:

As requested, we have reviewed the Fairchild Street at Cappy Lane intersection to review the location for the establishment of all-way stop control and develop a recommendation of reasonable counter measures to improve safety at this location. The subject intersection is a 3-leg T-intersection located in the City of Swartz Creek approximately 1,500 feet south of Miller Road. The intersection is located just north of Swartz Creek Middle School. The speed limit on both streets is 25 mph. The intersection is presently two-way stop controlled, with the northbound Fairchild Street and eastbound Cappy Lane under stop control.

Background on Traffic Control Determination

Based on the Michigan Manual of Uniform Traffic Control Devices (MMUTCD) there are four conditions where **all-way** STOP signs may be warranted:

- A. *Where traffic control signals are justified, the multi-way stop is an interim measure that can be installed quickly to control traffic while arrangements are being made for the installation of the traffic control signal.*
- B. *Five or more reported crashes in a 12-month period that are susceptible to correction by a multi-way stop installation. Such crashes include right-turn and left-turn collisions as well as right-angle collisions.*
- C. *Minimum volumes:*
 1. *The vehicular volume entering the intersection from the major street approaches (total of both approaches) averages at least 300 vehicles per hour for any 8 hours of an average day; and*
 2. *The combined vehicular, pedestrian, and bicycle volume entering the intersection from the minor street approaches (total of both approaches) averages at least 200 units per hour for the same 8 hours, with an average delay to minor-street vehicular traffic of at least 30 seconds per vehicle during the highest hour; but*
 3. *If the 85th-percentile approach speed of the major-street traffic exceeds 40 mph, the minimum vehicular volume warrants are 70 percent of the values provided in Items 1 and 2.*
- D. *Where no single criterion is satisfied, but where Criteria B, C.1, and C.2 are all satisfied to 80 percent of the minimum values. Criterion C.3 is excluded from this condition.*



Based on the Michigan Manual of Uniform Traffic Control Devices (MMUTCD) there are four conditions where STOP signs for minor approaches may be warranted:

- At the intersection of a less important road with a main road where application of the normal right-of-way rule is unduly hazardous
- On a street entering a through highway or street.
- At an unsignalized intersection in a signalized area.
- At other intersections where a combination of high speed, restricted view, or crash records indicate a need for control by the STOP sign.

Many times STOP signs are installed where they may not be warranted. Traffic experts agree that unnecessary STOP signs:

- Cause accidents they are designed to prevent.
- Breed contempt for other necessary STOP signs.
- Waste millions of gallons of gasoline annually.
- Create added noise and air pollution.
- Increase, rather than decrease, speeds between intersections.

The use of a YIELD sign is intended to assign the right-of-way at intersections where it is not usually necessary to stop before proceeding into the intersection. Conversely, the STOP sign is intended for use where it is usually necessary to stop before proceeding into the intersection.

The following conditions should be fully evaluated to determine how the right-of-way should be assigned:

- Traffic Volumes: Normally, the heavier volume of traffic should be given the right-of-way.
- Approach Speeds: The higher speed traffic should normally be given the right-of-way.
- Types of Highways: When a minor highway intersects a major highway, it is usually desirable to control the minor highway.
- Sight Distance: Sight distance across the corners of the intersection is the most important factor and is critical in determining safe approach speeds.

Crash Analysis

Based on information obtained through the Traffic Improvement Association of Michigan, there were two crashes recorded in the past five (5) years at the intersection of Fairchild Street at Cappy Lane. One crash was a single vehicle collision when a driver lost control on snow covered pavement and left the roadway. The other crash occurred when a southbound driver turned right onto Cappy and struck a pedestrian crossing the intersection. No injuries were indicated in the crash.

Types of Roadways & Minimum Volumes

Both Fairchild Street and Cappy Lane are considered local streets. Cappy Lane is currently STOP-controlled and would be considered the minor road at the intersection, while Fairchild Street would be considered the major road as it continues through the intersection. Currently the northbound Fairchild



Street approach is also under STOP-control. The development along both roadways is primarily residential, with Swartz Creek Middle School located just south of the intersection. Further north, Fairchild Street connects to Miller Road.

Traffic counts were collected at Fairchild Street at Cappy Lane on May 23, 2019. A summary of the traffic count is attached. As seen, there were no daily hours which meet the minimum 300 vehicles per hour threshold for an all-way STOP. The warrants allow pedestrian volumes to count toward the thresholds, but they are insufficient to have this location meet the criteria for an all-way STOP.

Approach Speeds

The approach speed limit on both streets is 25 mph. Speed limits alone cannot be used in this case to determine which direction of traffic should be assigned the right-of-way.

Sight Distance

The intersection is free of major potential sight distance obstructions. This factor is evaluated based on guidance from FHWA and other safety organizations. The guidance is that if safe approach speed to an intersection is 10 mph or less, the minor street approach to the intersection, in this case the stem of the tee, should be under STOP control. If the safe approach speed is over 10 to 25 mph, then a YIELD control is appropriate. Beyond 25 mph, no control is required, though many Michigan communities would still consider the use of YIELD controls. The safe approach speed is the speed at which a vehicle can approach an intersection and still stop in time to avoid a collision with a vehicle on the cross street.

For this intersection, the most limiting factor for sight distance is a parking lot located in the northwest quadrant of the intersection. It has the potential to impact sight distance when the corner stalls are occupied. In the southwest quadrant of the intersection, there appears to be no sight distance related reasons that would reduce the safe approach speed. The safe approach speed at this intersection is 11.4 mph based on this restriction. Given this, use of a YIELD control would be appropriate. The safe approach speed calculation spreadsheet is attached for your reference.

School Proximity

The intersection is adjacent to Swartz Creek Middle School, connecting the school property to the adjacent neighborhood. Traffic count data collected at the intersection shows high levels of bus activity (9.1% of vehicular traffic) and pedestrian activity (119 pedestrian crossings). This amount of school related traffic is anticipated given the close proximity to a major school entrance. With the large number of presumed school age pedestrian crossings of Cappy Lane, and the related crash history, maintaining the STOP controlled approach of Cappy Lane is appropriate.

Recommendation

OHM recommends maintaining the Stop sign on the Cappy Lane approach to the intersection. The Stop sign on the northbound Fairchild Street approach should be removed. High emphasis crosswalk markings should be maintained due to the volume of school age pedestrian activity observed at this location. The intersection should continue to be monitored if traffic volumes increase or more crashes occur.



Sincerely,
Orchard, Hiltz & McCliment, Inc.

A handwritten signature in black ink that reads "Taryn E. Juidici". The signature is fluid and cursive.

Taryn E. Juidici, PE, LEED AP
Traffic Project Engineer

A handwritten signature in black ink that reads "Stephen B. Dearing". The signature is bold and cursive.

Stephen B. Dearing, PE, PTOE
Practice Leader for Traffic Engineering



ROWE PROFESSIONAL SERVICES COMPANY

Large Firm Resources. Personal Attention.sm

July 30, 2019

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

RE: GIS Infrastructure Data Proposal

Dear Mr. Zettel:

It is our understanding that the City of Swartz Creek would like to significantly enhance their GIS database and map with more detailed and useful information about their infrastructure. The resultant map and infrastructure data can be a useful tool for the city's asset management plan and capital improvement plan. A pilot study was completed with the Department of Public Works (DPW) staff late last fall/winter using the newly reconstructed Daval Drive as the pilot location.

For the pilot study, ROWE developed a web-based GIS map (using ArcGIS Online), of Daval Drive's water main, sanitary sewer, storm sewer, and street information that could be accessed from the DPW staff's smartphones for use in the field. For instance, the DPW can use their phone to locate water main related items on-site such as the house lead shut-offs, valves, type of pipe, size, etc. They could click on a water valve location and the GIS would provide information on that valve such as the valve number, turning direction, whether it was open or closed, the age, and when it was last exercised. The DPW can make "real-time" changes to the data using their phone when they make the change in the field. The same functionality can be done from a laptop or desktop and also by any employee of the city (Fire, Police, Admin, etc.). After the pilot study of the GIS system, the DPW indicated they liked the ArcGIS Online, and would use it on a regular basis.

With that, we are proposing to complete the GIS mapping and database for the entire city's water, sanitary, storm, and street information. Some of the data is already available from the Genesee County GIS Department and from ROWE's records. For instance, the general mapping of the water and sewer mains is already in the system. ROWE has also previously surveyed the coordinates of the existing water valves and those are easily pulled into the GIS. Attached is a listing of the proposed items for each utility that would be loaded into the GIS. These items are called "features". The list consists of over 7,100 features and each feature has seven to ten "attributes" that will be input as part of this project. This will provide a complete usable database and mapping package for staff to use. It can continually be updated as time goes on and projects are completed. Since the software is web-based, the city will not have to purchase software updates. Although not part of this proposal, the city could also provide a copy on its website for limited use by the public so they know when their street will be paved, the age of their infrastructure, the location of their water or sewer lead, or other information the city would like to share.

The following is a breakdown of the estimated project's hours, our fee, and assumptions for the city to consider:

GIS Data	# Features	B.A. Per Feature	Time (hr)	Cost	A.A. Per Feature	Time (hr)	Cost	DPW Fields	Time (hr)	Cost	Total Hrs	Total Cost
Set-up Time			24	\$ 2,640.00		8	\$ 880.00		24	\$ 2,640.00	56	\$ 6,160.00
Sewer Pipe	648	8	20	\$ 2,200.00	4	12	\$ 1,320.00	1	1	\$ 110.00	33	\$ 3,630.00
Sewer MH	643	6	15	\$ 1,650.00	6	18	\$ 1,980.00	1	1	\$ 110.00	34	\$ 3,740.00
Water Main	311	7	8	\$ 880.00	0	0	\$ -	2	2	\$ 220.00	10	\$ 1,100.00
Valves	369	4	6	\$ 660.00	0	0	\$ -	6	6	\$ 660.00	12	\$ 1,320.00
Hydrant	183	6	5	\$ 550.00	0	0	\$ -	3	3	\$ 330.00	8	\$ 880.00
Water Lead	2,381	4	35	\$ 3,850.00	2	22	\$ 2,420.00	4	4	\$ 440.00	61	\$ 6,710.00
Storm Pipe	1,069	3	12	\$ 1,320.00	4	20	\$ 2,200.00	1	1	\$ 110.00	33	\$ 3,630.00
Storm MH	864	3	10	\$ 1,100.00	5	20	\$ 2,200.00	1	1	\$ 110.00	31	\$ 3,410.00
Roads	324	9	11	\$ 1,210.00	0	0	\$ -	1	1	\$ 110.00	12	\$ 1,320.00
As-Built	324	0	0	\$ -	5	15	\$ 1,650.00	0	0	\$ -	15	\$ 1,650.00
GIS Input Total			146	\$16,060.00		115	\$12,650.00		44	\$4,840.00	305	\$33,550.00
Project Management / Admin / Meetings											45	\$ 6,300.00
											Overall Total Fee	\$39,850.00

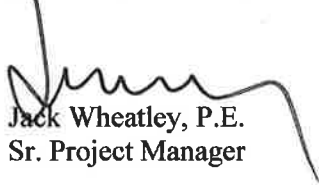
Note:
 B.A. - Basic Attribute, Attributes that will take minimal research.
 A.A. - Advanced Attribute, Attributes that will take significant research (from as-built drawings, discussions with city staff, etc.).
 DPW Fields - Fields that are created for DPW workers and/or city staff to input information.

Our fee to complete the project is estimated at a hourly, not to exceed **\$39,850**. ROWE has not inventoried all of the city's past infrastructure information that is held at our office for input into the GIS. This will be done concurrently with the project. The estimated fee can be reviewed with the city after this information has been gathered and the fee can either be decreased if our estimate is too high based on available information, or increased (with the city's approval prior) if we find more information than what we estimated. We are not anticipating any field work or surveying as part of this fee.

Mr. Adam Zettel, City Manager
July 30, 2019
Page 3

Thank you for the opportunity to assist the City of Swartz Creek with improvements to their sanitary sewer system. If you have any questions, please contact me at (810) 341-7500.

Sincerely,
ROWE Professional Services Company



Jack Wheatley, P.E.
Sr. Project Manager

Attachment

Having reviewed this proposal, including the attached statement of terms and conditions which is a part thereof, 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

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City of Swartz Creek GIS Infrastructure Data Proposal

Infrastructure Features and Attributes for GIS

July 30, 2019

The following is a list of the proposed features (eg. "Sanitary Sewer Pipe") and attributes (eg. "Pipe Size") that ROWE will input into Swartz Creek's GIS mapping system for each type of infrastructure. The attributes are color-coded based on level of input effort and type:

Black = Basic Attributes, Attributes that will take minimal research.

Orange = Advanced Attributes, Attributes that will take significant research (from record drawings, discussions with city staff, etc.).

Red = DPW Fields, Fields that are created for DPW workers and /or city staff to input information.

Sanitary Sewer Pipe (feature):

- Name (attribute)
- Age
- Size
- Material
- Lined? (Color Code)
- Map Length
- District
- TV'd?
- Downstream Invert
- Upstream Invert
- Proposed Improvement Year
- Type of Improvement
- Notes

Sanitary MH:

- MH ID
- Location
- Age
- Diameter
- Material
- Outlet Direction
- Rim Elev
- Depth
- # Inverts
- Rehabbed Year
- Proposed Improvement Year
- Pipe Rating
- Notes

Water Main:

- Pipe ID
- Diameter (Color Code)
- Age
- Length
- Material
- # Breaks
- Proposed Improvement Year
- Private/Public
- Notes

Water Valves:

- Valve #
- In MH?
- Age
- Location Description
- Turning Direction
- Last Turned
- Operable?
- Open?
- Notes
- Number of turns

Hydrants:

- Hydrant #
- Rated Flow (gpm)
- Age
- Location
- Valve Location
- Manufacturer
- Operable?
- Winterized? (Even/Odd)
- Notes

Water Lead:

- Address
- Location
- House/Irrigation
- Size
- Meter Type
- Material from Main to Curb Stop
- Material at Meter
- Material from Curb Stop to House
- Notes
- Attachment

Storm Sewer Pipe:

- Name
- Size
- Material
- Age
- Length
- Upstream Invert
- Downstream Invert
- Notes

Storm MH:

- MH ID
- MH Type
- Diameter
- Material
- Age
- Rim Elev
- Depth
- Outlet Direction
- Notes

Road:

- Name
- Pavement Material
- Average Width (Ft)
- Paser Rating
- Classification
- Last Improvement Year
- Last Improvement Type
- Proposed Improvement Year
- Proposed Improvement Type
- Notes

Record (As-Built) Plans – Scanning record plan sets into GIS:

- Water Main
- Storm
- Sanitary
- Road
- Attachment

TERMS AND CONDITIONS

The Owner will designate a representative with the authority to provide direction, receive and review information, and make decisions regarding the project. Decisions and direction shall be provided in a timely manner, so as to not delay the project.

The Engineer will perform services in a timely manner, consistent with sound professional practice. The Engineer will strive to perform the services within the established schedule, if any. Services are considered to be complete when deliverables have been presented to the Owner.

The Owner will provide the Engineer with all available information pertinent to the site of the project and access to the project site.

The Engineer will assist the Owner in preparing applications and documents to secure approvals and permits. The Owner is responsible for payment of permit application fees and charges.

Services provided by the Engineer shall be performed with the care and skill normally exercised by other members of the profession practicing under similar conditions.

The Owner shall promptly notify the Engineer of defects or suspected defects in the work.

The Engineer's opinions of construction costs will be based upon experience and historical information.

The Engineer will be responsible for the safety precautions and programs of its employees only.

If the Engineer is reviewing work by contractors or others on behalf of the Owner, the Engineer may only recommend to the Owner that work which does not conform to the project requirements be rejected.

Payment for work completed shall be made within thirty days of invoicing. Unless otherwise provided, invoices will be submitted monthly as the work progresses.

In the event additional work is needed because of a change in scope or unforeseen conditions, the Engineer will submit a proposal defining the modified scope of work and any modifications to the schedule and fee for the Owner's approval.

This agreement may be terminated by either party with fourteen days written notice; however, the Engineer shall be paid for work completed prior to the date of termination.

All documents prepared by the Engineer in completing this work are considered the Engineer's property as instruments of service and are not intended for re-use by the Owner or others.

The Engineer is an independent contractor, responsible to the Owner for the results of this undertaking and is not an employee or agent of the Owner.

The Owner agrees to limit ROWE Professional Services Company's total liability to the Owner and any contractors on the project to \$6,750 or the Engineer's fee, whichever is greater.

The Owner and Engineer each bind themselves and any partners, successors, and assigns of the other party to this agreement. Neither party will assign, sublet, or transfer their interest in this agreement without the consent of the other party.

The terms of this agreement shall be governed by the laws of the State of Michigan. In the event a provision of this agreement is rendered unlawful, the remaining terms and provisions shall remain in effect.

In performance of this work, the Engineer will comply with their policies regarding non-discrimination against employees on the basis of race, color, religion, national origin or ancestry, age or sex.

Terms and Conditions Agreed to:

Owner

ROWE Professional Services Company



ROWE PROFESSIONAL SERVICES COMPANY

Large Firm Resources. Personal Attention. sm

July 26, 2019

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

RE: Sanitary Sewer Capacity Evaluation

Dear Mr. Zettel:

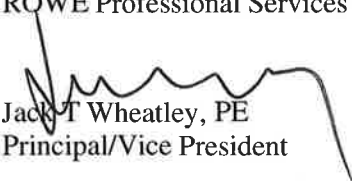
The City of Swartz Creek installed four sanitary sewer flow meters for a period from December 2018 through June 2019 to help determine the remaining sewer capacity in four of the city's 13 sewer districts. Attached is a copy of the Sanitary Sewer Analysis map dated June 21, 2005 for reference. The sewer districts that were metered were districts 1, 2, 3, and 4. These four districts' outlets were indicating limited capacity in the 2005 study, so the meters were installed in these districts due to some changes/growth since 2005. The analysis will indicate the impact the changes have made on the sewer capacity.

ROWE can provide an analysis of those four sewer districts using the new flow data and the nearest rain gage data. We will utilize the same parameters that were used in the 2005 analysis map for each of the four district outlets, which are:

- The existing Residential Equivalent Units (REUs) in the district
- The theoretical existing flow
- The dry weather flow
- The peaked dry weather flow
- The districts' outlet pipe's capacity in gallons per minute (GPM) and REUs
- The 25-year storm induced flow (the EGLE requires that sanitary pipes should be able to pass the 25 year/24-hour storm without backups or overflows)
- The 25-year storm total projected flow (which is the peaked dry weather flow + the 25-year storm induced flow)
- The remaining existing capacity
- The projected build out dry weather flow
- The projected build out peaked dry weather flow
- The projected build out 25-year storm flow
- The projected build out remaining capacity

Our fee to provide the analysis and a brief report will be **\$6,750**. Thank you for the opportunity to assist the City of Swartz Creek. If this proposal is acceptable to the city, please sign the following page and forward a signed copy to me. If you have any questions, please contact me at (810) 341-7500.

Sincerely,
ROWE Professional Services Company


Jack T. Wheatley, PE
Principal/Vice President

Engineering | Surveying | Aerial Photography/Mapping | Landscape Architecture | Planning

Corporate: The ROWE Building, 540 S. Saginaw Street, Ste. 200 • Flint, MI 48502 • O (810) 341-7500 • F (810) 341-7573

With Offices In: Farmington Hills, MI • Grayling, MI • Kentwood, MI • Lapeer, MI • Mt. Pleasant, MI • Myrtle Beach, SC
City Council Packet

104
www.rowepsc.com

August 12, 2019

Mr. Adam Zettel, City Manager
July 26, 2019
Page 2

Having reviewed this proposal, including the attached statement of terms and conditions which is a part thereof, 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:\Projects\18C0276\Docs\Correspondence Out\Sewer Flow Proposal.docx

TERMS AND CONDITIONS

The Owner will designate a representative with the authority to provide direction, receive and review information, and make decisions regarding the project. Decisions and direction shall be provided in a timely manner, so as to not delay the project.

The Engineer will perform services in a timely manner, consistent with sound professional practice. The Engineer will strive to perform the services within the established schedule, if any. Services are considered to be complete when deliverables have been presented to the Owner.

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Services provided by the Engineer shall be performed with the care and skill normally exercised by other members of the profession practicing under similar conditions.

The Owner shall promptly notify the Engineer of defects or suspected defects in the work.

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All documents prepared by the Engineer in completing this work are considered the Engineer's property as instruments of service and are not intended for re-use by the Owner or others.

The Engineer is an independent contractor, responsible to the Owner for the results of this undertaking and is not an employee or agent of the Owner.

The Owner agrees to limit ROWE Professional Services Company's total liability to the Owner and any contractors on the project to \$6,750 or the Engineer's fee, whichever is greater.

The Owner and Engineer each bind themselves and any partners, successors, and assigns of the other party to this agreement. Neither party will assign, sublet, or transfer their interest in this agreement without the consent of the other party.

The terms of this agreement shall be governed by the laws of the State of Michigan. In the event a provision of this agreement is rendered unlawful, the remaining terms and provisions shall remain in effect.

In performance of this work, the Engineer will comply with their policies regarding non-discrimination against employees on the basis of race, color, religion, national origin or ancestry, age or sex.

Terms and Conditions Agreed to:

Owner

ROWE Professional Services Company

SWARTZ CREEK SANITARY SEWER ANALYSIS



METER #1 (DISTRICT 1)
 EXISTING REU = 193
 THEORETICAL FLOW = 42 GPM
 DRY WEATHER FLOW = 0.35 GPM
 8" PIPE CAPACITY = 343 GPM (1568 REU)
 UNABLE TO OBTAIN ACCURATE DATA DURING RAIN EVENTS DUE TO CLOSE PROXIMITY TO VWS INTERCEPTOR, NEGATIVE FLOWS WERE MEASURED.
 (THIS PERTAINS TO 8" SEWER ON SOUTH MORRISH RD ONLY)
 NO ADDITIONAL BUILDOUT ANTICIPATED

METER #4 (DISTRICT 4)
 EXISTING REU = 87
 THEORETICAL FLOW = 14 GPM
 DRY WEATHER FLOW = 38 GPM
 PEAKED DRY WEATHER FLOW = 133 GPM
 10" PIPE CAPACITY = 520 GPM (2378 REU)
 25 YEAR RAIN INDUCED FLOW = 279 GPM
 25 YEAR STORM FLOW = 412 GPM (1863 REU)
 REMAINING CAPACITY = 108 GPM (495 REU'S)
 RATIO = 3.1
 (THIS PERTAINS TO 10" SEWER ON FIRST ST ONLY)
 ESTIMATED BUILD OUT DRY WEATHER FLOW = 385 GPM (1760 REU)
 ESTIMATED BUILD OUT PEAKED DRY WEATHER FLOW = 1348 GPM
 ESTIMATED BUILD OUT 25 YEAR STORM FLOW = 1627 GPM
 NO REMAINING BUILD-OUT CAPACITY

METER #2 (DISTRICT 2)
 EXISTING REU = 267
 THEORETICAL FLOW = 58 GPM
 DRY WEATHER FLOW = 28 GPM
 PEAKED DRY WEATHER FLOW = 88 GPM
 10" PIPE CAPACITY = 520 GPM (2378 REU)
 25 YEAR RAIN INDUCED FLOW = 134 GPM
 25 YEAR STORM FLOW = 232 GPM (1062 REU)
 REMAINING CAPACITY = 288 GPM (1318 REU'S)
 RATIO = 2.4
 (THIS PERTAINS TO 10" SEWER ON S. ELMS RD ONLY)
 ESTIMATED BUILD OUT DRY WEATHER FLOW = 350 GPM (1600 REU)
 ESTIMATED BUILD OUT PEAKED DRY WEATHER FLOW = 1225 GPM
 ESTIMATED BUILD OUT 25 YEAR STORM FLOW = 1359 GPM
 NO REMAINING BUILD-OUT CAPACITY

METER #1 (DISTRICT 1)
 EXISTING REU = 438
 THEORETICAL FLOW = 98 GPM
 DRY WEATHER FLOW = 59 GPM
 PEAKED DRY WEATHER FLOW = 207 GPM
 15" PIPE CAPACITY = 1122 GPM (5130 REU)
 25 YEAR RAIN INDUCED = 845 GPM
 25 YEAR STORM FLOW = 1052 GPM (4808 REU)
 REMAINING CAPACITY = 70 GPM (321 REU'S)
 RATIO = 5.1
 (THIS PERTAINS TO 15" SEWER ON CHURCH EASEMENT ONLY)
 ESTIMATED BUILD OUT DRY WEATHER FLOW = 1090 GPM (4997 REU)
 ESTIMATED BUILD OUT PEAKED DRY WEATHER FLOW = 3815 GPM
 ESTIMATED BUILD OUT 25 YEAR STORM FLOW = 4860 GPM
 NO REMAINING BUILD-OUT CAPACITY

METER #6 (DISTRICT 6A+6B+6C)
 EXISTING REU = 342 (CITY)
 EXISTING REU = 442 (CLAYTON & GAINES TWP)
 THEORETICAL FLOW = 172 GPM
 DRY WEATHER FLOW = 188 GPM
 PEAKED DRY WEATHER FLOW = 658 GPM
 12" PIPE CAPACITY = 750 GPM (3428 REU)
 25 YEAR RAIN INDUCED FLOW = 604 GPM
 25 YEAR STORM FLOW = 1262 GPM (5769 REU)
 NO REMAINING CAPACITY
 RATIO = 1.9
 (THIS PERTAINS TO 12" SEWER ON FAIRCHILD RD ONLY)

PROPOSED GENESEE COUNTY WWS WESTERN TRUNK EXTENSION (WTE)
 POTENTIAL SWARTZ CREEK SERVICE AREA BOUNDARY

METER #5 (DISTRICT 5)
 EXISTING REU = 89
 THEORETICAL FLOW = 22 GPM
 DRY WEATHER FLOW = 10 GPM
 PEAKED DRY WEATHER FLOW = 35 GPM
 8" PIPE CAPACITY = 343 GPM (1568 REU)
 25 YEAR RAIN INDUCED FLOW = 189 GPM
 25 YEAR STORM FLOW = 224 GPM (1024 REU)
 REMAINING CAPACITY = 119 GPM (544 REU'S)
 RATIO = 6.4
 (THIS PERTAINS TO 8" SEWER ON SCHOOL ST ONLY)
 ESTIMATED BUILD OUT DRY WEATHER FLOW = 250 GPM (1142 REU)
 ESTIMATED BUILD OUT PEAKED DRY WEATHER FLOW = 875 GPM
 ESTIMATED BUILD OUT 25 YEAR STORM FLOW = 1084 GPM
 NO REMAINING BUILD-OUT CAPACITY

METER #10 (DISTRICT 10)
 EXISTING REU = 15
 THEORETICAL FLOW = 3 GPM
 DRY WEATHER FLOW = 5 GPM
 PEAKED DRY WEATHER FLOW = 17.5 GPM
 8" PIPE CAPACITY = 343 GPM (1568 REU)
 25 YEAR RAIN INDUCED FLOW = 39.5 GPM
 25 YEAR STORM FLOW = 57 GPM (261 REU)
 REMAINING CAPACITY = 286 (1307 REU)
 RATIO = 3.3
 (THIS PERTAINS TO 8" SEWER ON SECOND ST ONLY)
 NO ADDITIONAL BUILDOUT ANTICIPATED

METER #13 (DISTRICT 13)
 EXISTING REU = 36
 THEORETICAL FLOW = 8 GPM
 DRY WEATHER FLOW = 7 GPM
 PEAKED DRY WEATHER FLOW = 24.5 GPM
 8" PIPE CAPACITY = 343 GPM (1568 REU)
 25 YEAR RAIN INDUCED FLOW = 28.5 GPM
 25 YEAR STORM FLOW = 53 GPM (242 REU)
 REMAINING CAPACITY = 290 GPM (1326 REU'S)
 RATIO = 2.2
 (THIS PERTAINS TO 8" SEWER)
 ANTICIPATED DRY WEATHER FLOW =
 NO ADDITIONAL BUILDOUT ANTICIPATED

METER #8 (DISTRICT 8)
 EXISTING REU = 235
 THEORETICAL FLOW = 51 GPM
 DRY WEATHER FLOW = 28 GPM
 PEAKED DRY WEATHER FLOW = 98 GPM
 12" PIPE CAPACITY = 750 GPM (3428 REU)
 25 YEAR RAIN INDUCED FLOW = 399 GPM
 25 YEAR STORM FLOW = 497 GPM (2272 REU)
 REMAINING CAPACITY = 253 GPM (1157 REU)
 RATIO = 5.1
 (THIS PERTAINS TO 12" SEWER ON MILLER RD ONLY)
 ESTIMATED BUILD OUT DRY WEATHER FLOW = 58 GPM (265 REU)
 ESTIMATED BUILD OUT PEAKED DRY WEATHER FLOW = 203 GPM
 ESTIMATED BUILD OUT 25 YEAR STORM FLOW = 602 GPM
 REMAINING BUILD-OUT CAPACITY = 148 GPM (577 REU)

- MISCELLANEOUS NOTES**
- Theoretical Flow Calculated by using typical flows for residential REU's (315 gpd/REU) for all existing residential areas and actual existing flows for all commercial and industrial facilities per The City of Swartz Creek records.
 - Dry Weather Flow = Metered Average Daily Flow during dry period
 - Peaked Dry Weather Flow = 3.5 * Dry Weather Flow
 - Manhole Capacity = Calculated capacity of cover pipe due to size and slope
 - 25 Year Rain Induced Flow = Metered flow due to 25-year rain event
 - 25 Year Storm Flow = 25 Year Rain Induced Flow + Peaked Dry Weather Flow
 - Remaining Existing Capacity = Manhole Capacity - 25-Year Storm
 - Ratio = 25-Year Storm Per District / Peaked Dry Weather Flow Per District
 - Estimated Build Out Dry Weather Flow = (Theoretical Flow) + (Additional Flow due to developing all vacant land. The additional flow is calculated by using typical flows per REU for all residential areas and typical flows per acre for all commercial and industrial areas. The existing zoning map was used to determine potential developments)
 - Estimated Build Out Peaked Dry Weather Flow = 3.0* Estimated Build Out Dry Weather Flow
 - Estimated Build Out 25-Year Storm = (25 Year Rain Induced Flow) + (Build Out Peaked Dry Weather Flow)
 - Remaining Build-out Capacity = Manhole Capacity - Anticipated 25-Year Storm
- * Assuming that any new built will not affect the 25-Year Rain Induced

INCOMING THEORETICAL FLOW GAINES/CLAYTON TWP = 442 REU
 GENESEE COUNTY METER LOCATION
 PUMP STATION

METER #9 (DISTRICT 9)
 EXISTING REU = 46
 THEORETICAL FLOW = 10 GPM
 DRY WEATHER FLOW = 10 GPM
 PEAKED DRY WEATHER FLOW = 35 GPM
 8" PIPE CAPACITY = 343 GPM (1568 REU)
 25 YEAR RAIN INDUCED FLOW = 61 GPM
 25 YEAR STORM FLOW = 98 GPM (439 REU)
 REMAINING CAPACITY = 247 GPM (1129 REU'S)
 RATIO = 2.7
 (THIS PERTAINS TO 8" SEWER ON THIRD STREET)
 NO ADDITIONAL BUILDOUT ANTICIPATED

METER #3 (DISTRICT 3)
 EXISTING REU = 169
 THEORETICAL FLOW = 37 GPM
 DRY WEATHER FLOW = 18 GPM
 PEAKED DRY WEATHER FLOW = 63 GPM
 8" PIPE CAPACITY = 343 GPM (1568 REU)
 25 YEAR RAIN INDUCED FLOW = 123 GPM
 25 YEAR STORM FLOW = 188 GPM (850 REU)
 REMAINING CAPACITY = 157 GPM (719 REU'S)
 RATIO = 3.0
 (THIS PERTAINS TO 8" SEWER ON RAUBINGER ROAD ONLY)
 ESTIMATED BUILD OUT DRY WEATHER FLOW = 195 GPM (846 REU)
 ESTIMATED BUILD OUT PEAKED DRY WEATHER FLOW = 648 GPM
 ESTIMATED BUILD OUT 25 YEAR STORM FLOW = 771 GPM
 NO REMAINING BUILD-OUT CAPACITY

METER #12 (DISTRICT 12)
 EXISTING REU = 31
 THEORETICAL FLOW = 7 GPM
 DRY WEATHER FLOW = 9 GPM
 PEAKED DRY WEATHER FLOW = 31.5 GPM
 8" PIPE CAPACITY = 343 GPM (1568 REU)
 25 YEAR RAIN INDUCED FLOW = 143.5 GPM
 25 YEAR STORM FLOW = 175 GPM (800 REU)
 REMAINING CAPACITY = 168 GPM (768 REU'S)
 RATIO = 5.6
 (THIS PERTAINS TO 8" SEWER ON MCLAIN RD ONLY)
 NO ADDITIONAL BUILDOUT ANTICIPATED

METER #8 (DISTRICT 8)
 EXISTING REU = 220
 THEORETICAL FLOW = 49 GPM
 DRY WEATHER FLOW = 11 GPM
 PEAKED DRY WEATHER FLOW = 38.5 GPM
 12" PIPE CAPACITY = 750 GPM (3428 REU)
 25 YEAR RAIN INDUCED FLOW = 226.5
 25 YEAR STORM FLOW = 285 GPM (1211 REU)
 REMAINING CAPACITY = 485 GPM (2218 REU)
 RATIO = 6.9
 (THIS PERTAINS TO 12" SEWER ON NORTH MORRISH RD)
 ESTIMATED BUILD OUT DRY WEATHER FLOW = 74 GPM (338 REU)
 ESTIMATED BUILD OUT PEAKED DRY WEATHER FLOW = 259 GPM
 ESTIMATED BUILD OUT 25 YEAR STORM FLOW = 485.5 GPM
 REMAINING BUILD-OUT CAPACITY = 284.5 GPM (1209 REU)

METER #7 (DISTRICT 7)
 EXISTING REU = 798
 THEORETICAL FLOW = 174 GPM
 DRY WEATHER FLOW = 326 GPM
 PEAKED DRY WEATHER FLOW = 1141 GPM
 24" PIPE CAPACITY = 2872 GPM (13128 REU)
 25 YEAR RAIN INDUCED FLOW = 773 GPM
 25 YEAR STORM FLOW = 1814 GPM (8751 REU)
 REMAINING CAPACITY = 958 GPM (4379 REU'S)
 RATIO = 1.7
 (THIS PERTAINS TO 24" SEWER NEAR THE CAPPY LANE PUMP STATION ONLY)
 NO ADDITIONAL BUILDOUT ANTICIPATED

METER #12 (DISTRICT 12)
 EXISTING REU = 31
 THEORETICAL FLOW = 7 GPM
 DRY WEATHER FLOW = 9 GPM
 PEAKED DRY WEATHER FLOW = 31.5 GPM
 8" PIPE CAPACITY = 343 GPM (1568 REU)
 25 YEAR RAIN INDUCED FLOW = 143.5 GPM
 25 YEAR STORM FLOW = 175 GPM (800 REU)
 REMAINING CAPACITY = 168 GPM (768 REU'S)
 RATIO = 5.6
 (THIS PERTAINS TO 8" SEWER ON MCLAIN RD ONLY)
 NO ADDITIONAL BUILDOUT ANTICIPATED

METER #9 (DISTRICT 9)
 EXISTING REU = 46
 THEORETICAL FLOW = 10 GPM
 DRY WEATHER FLOW = 10 GPM
 PEAKED DRY WEATHER FLOW = 35 GPM
 8" PIPE CAPACITY = 343 GPM (1568 REU)
 25 YEAR RAIN INDUCED FLOW = 61 GPM
 25 YEAR STORM FLOW = 98 GPM (439 REU)
 REMAINING CAPACITY = 247 GPM (1129 REU'S)
 RATIO = 2.7
 (THIS PERTAINS TO 8" SEWER ON THIRD STREET)
 NO ADDITIONAL BUILDOUT ANTICIPATED

METER #3 (DISTRICT 3)
 EXISTING REU = 169
 THEORETICAL FLOW = 37 GPM
 DRY WEATHER FLOW = 18 GPM
 PEAKED DRY WEATHER FLOW = 63 GPM
 8" PIPE CAPACITY = 343 GPM (1568 REU)
 25 YEAR RAIN INDUCED FLOW = 123 GPM
 25 YEAR STORM FLOW = 188 GPM (850 REU)
 REMAINING CAPACITY = 157 GPM (719 REU'S)
 RATIO = 3.0
 (THIS PERTAINS TO 8" SEWER ON RAUBINGER ROAD ONLY)
 ESTIMATED BUILD OUT DRY WEATHER FLOW = 195 GPM (846 REU)
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 ESTIMATED BUILD OUT 25 YEAR STORM FLOW = 771 GPM
 NO REMAINING BUILD-OUT CAPACITY

LEGEND

- PUMP STATION
- METER LOCATION (TOTAL OF 7 INSTALLED)
- DISTRICT 1
- DISTRICT 2
- DISTRICT 3
- DISTRICT 4
- DISTRICT 5
- DISTRICT 6A
- DISTRICT 6B
- DISTRICT 6C
- DISTRICT 7
- DISTRICT 8
- DISTRICT 9
- DISTRICT 10
- DISTRICT 11
- DISTRICT 12
- DISTRICT 13
- 6" SANITARY PIPE
- 8" SANITARY PIPE
- 10" SANITARY PIPE
- 12" SANITARY PIPE
- 15" SANITARY PIPE
- 18" SANITARY PIPE
- 24" SANITARY PIPE
- 30" COUNTY INTERCEPTOR

FOR DISTRICTS 1 THROUGH 7 INFORMATION PROVIDED IS BASED ON THE METERED DATA COLLECTED FROM JANUARY 31, 2009 TO SEPTEMBER 13, 2009.
 FOR DISTRICTS 8 AND 9 THROUGH 13 INFORMATION PROVIDED IS BASED ON THE METERED DATA COLLECTED FROM FEBRUARY 1, 2004 TO OCTOBER 25, 2004.
 REVISED JUNE 01, 2009





GENERAL FEDERATION
of WOMEN'S CLUBS

Boots Abrams
GFWC Swartz Creek Women's Club
5352 Greenleaf Drive
Swartz Creek, MI 48473

August 5, 2019

Adam Zettel, City Manager
Honorable David Krueger, City Mayor
City of Swartz Creek
8083 Civic Drive
Swartz Creek, Michigan 48473

Re: Pavilion Reservation - Sunday, August 18, 2019

Dear Representatives of Swartz Creek:

Enclosed with this correspondence is the City of Swartz Creek Proof of Pavilion Reservation requesting the use of Abrams Park, Pavilion #2, for Sunday, August 18, 2019, by GFWC Swartz Creek Women's Club.

GFWC Swartz Creek Women's Club is planning to hold their annual club picnic for their membership, family, and friends. Therefore, our Club is requesting the approval of the Council of Swartz Creek to allow the waiver of any applicable fees for the use of Abrams Park, Pavilion #2, on Sunday, August 18, 2019. With the waiver of fees, this will assist with keeping our expenses to a minimum for the benefit of our club members as an end of the year "hooray" for a job well done with year-round community volunteerism.

Thank you for your consideration.

Sincerely,

GFWC Swartz Creek Women's Club

Boots Abrams, Committee Co-Chair
Annual Club Picnic Committee

Enc. - City of Swartz Creek Proof of Pavilion Reservation Form

TENTATIVE APPORTIONMENT OF BENEFITS
interest costs have not been determined

SPID	Assessment	SPID	Assessment	SPID	Assessment
25-58-36-100-004	300.68	25-58-36-100-005	299.62	25-58-36-100-006	299.60
25-58-36-100-007	314.35	25-58-36-100-008	294.03	25-58-36-100-012	380.64
25-58-36-100-013	369.97	25-58-36-100-014	485.97	25-58-36-100-015	267.04
25-58-36-200-001	307.61	25-58-36-200-002	309.19	25-58-36-200-005	234.73
25-58-36-200-019	182.20	25-58-36-200-020	302.22	25-58-36-200-021	260.40
25-58-36-200-022	247.80	25-58-36-200-023	35.77	25-58-36-200-024	358.60
25-58-36-300-029	823.13	25-58-36-300-030	801.93	25-58-36-400-011	286.82
25-58-36-530-001	11.91	25-58-36-530-002	110.37	25-58-36-530-003	70.77
25-58-36-530-004	65.65	25-58-36-530-005	83.57	25-58-36-530-006	171.82
25-58-36-530-007	206.92	25-58-36-530-008	113.33	25-58-36-530-009	103.02
25-58-36-530-010	110.02	25-58-36-530-011	108.80	25-58-36-530-012	109.66
25-58-36-530-013	156.84	25-58-36-530-014	106.57	25-58-36-530-015	107.89
25-58-36-530-016	17.51				
CITY OF SWARTZ CREEK					
Parcels	27,231.56				
CITY OF SWARTZ CREEK					
At Large	14,160.50				
CITY OF SWARTZ CREEK					
Totals	41,392.06				

YEAR-END BUDGET ADJUSTMENTS
FISCAL YEAR ENDING 06/30/2019

GL NUMBER	DESCRIPTION	2018-19 AMENDED BUDGET	BUDGET ADJUSTMENT	2018-19 YEAR-END BUDGET
Fund 101 - General Fund				
Revenues				
Dept 000.000 - General				
101-000.000-402.000	Current Tax Revenue	716,000.00	(7,833.35)	708,166.65
101-000.000-402.301	Current Tax Revenue P SFTY	678,000.00	(1,886.27)	676,113.73
101-000.000-412.000	Delinquent Tax Revenue	500.00	(33.12)	466.88
101-000.000-433.000	St-Charge in Lieu	1,800.00	(115.95)	1,684.05
101-000.000-434.000	St-Mobile Tax in Lieu	950.00	(26.00)	924.00
101-000.000-441.000	LCSA Share Taxes PA 80 2014/2016 Fwd	19,824.48	(2,005.11)	17,819.37
101-000.000-445.000	Late Payment Interest Revenue	11,000.00	3,420.25	14,420.25
101-000.000-445.100	MR Penalty & Interest	700.00	290.25	990.25
101-000.000-449.000	NSF Fee	525.00	250.00	775.00
101-000.000-451.100	Wireless Leases	45,000.00	15,796.80	60,796.80
101-000.000-608.000	Admin Fee	70,000.00	(1,587.91)	68,412.09
101-000.000-664.000	Interest Income	3,500.00	7,888.72	11,388.72
101-000.000-667.001	Rental Income - Lease of City Property	7,200.00	85.00	7,285.00
101-000.000-675.000	Misc.	250.00	(70.00)	180.00
101-000.000-694.000	Cash Over & Short	4.00	(2.92)	1.08
101-215.000-627.000	Charges for Services	75.00	(26.40)	48.60
101-253.000-627.100	Notary Services	1,000.00	(880.00)	120.00
101-301.000-543.000	State Liquor Returns	4,060.10	55.00	4,115.10
101-301.000-656.000	Parking Fees	1,250.00	(270.00)	980.00
101-301.000-668.000	Police Cost Recovery	450.00	(450.00)	0.00
101-345.000-627.000	Charges for Services	14,000.00	12,870.52	26,870.52
101-345.000-677.000	Reimbursements	4,200.00	(825.77)	3,374.23
101-410.000-477.000	Building Permits	23,900.00	6,055.00	29,955.00
101-410.000-477.005	Plumbing Inspection Revenue	6,550.00	1,201.00	7,751.00
101-410.000-477.006	Mechanical Inspection Revenue	10,000.00	5,771.50	15,771.50
101-410.000-477.007	Electrical Inspection Revenue	9,150.00	5,411.00	14,561.00
101-410.000-478.000	Other Permits	3,500.00	2,365.00	5,865.00
101-410.000-479.000	Rental Inspection Revenue	4,400.00	1,490.00	5,890.00
101-410.000-608.100	Site Plan Review Fees	800.00	(460.00)	340.00
101-410.000-627.000	Charges for Services	905.00	665.00	1,570.00
101-410.000-677.000	Reimbursements	0.00	8,085.75	8,085.75
101-448.000-589.000	Condo Lighting	6,574.00	0.56	6,574.56
101-448.000-589.100	Clayton-Bristol Rd St Lighting	1,270.00	144.20	1,414.20
101-448.000-589.200	Carriage Commons Lighting Reim	1,146.00	0.96	1,146.96
101-782.000-651.000	Use and Admission Fee	195.00	15.00	210.00
101-783.000-651.000	Use and Admission Fee	7,600.00	470.00	8,070.00
101-783.000-674.783	Contributions & Donations Elms Road Pa	0.00	1,315.32	1,315.32
101-790.000-627.000	Charges for Services	8,200.00	(291.12)	7,908.88
101-794.000-677.000	Reimbursements	0.00	504.19	504.19
TOTAL REVENUES		1,664,478.58	57,387.10	1,721,865.68

GL NUMBER	DESCRIPTION	2018-19 AMENDED BUDGET	BUDGET ADJUSTMENT	2018-19 YEAR-END BUDGET
Expenditures				
101-101.000-706.000	Life Insurance - ER cost	21.00	0.11	21.11
101-101.000-707.000	Retirement Contributions-ER	295.60	7.53	303.13
101-101.000-707.100	Health Care Savings Plan - ER	65.80	5.50	71.30
101-172.000-706.000	Life Insurance - ER cost	166.00	0.33	166.33
101-172.000-707.000	Retirement Contributions-ER	45,779.60	876.35	46,655.95
101-172.000-707.100	Health Care Savings Plan - ER	778.45	57.17	835.62
101-172.000-801.000	Contractual Services	1,232.44	489.80	1,722.24
101-201.000-706.000	Life Insurance - ER cost	101.00	0.29	101.29
101-201.000-707.000	Retirement Contributions-ER	1,713.60	(12.08)	1,701.52
101-201.000-707.100	Health Care Savings Plan - ER	83.80	6.48	90.28
101-201.000-801.000	Contractual Services	16,241.21	364.39	16,605.60
101-215.000-706.000	Life Insurance - ER cost	93.00	0.01	93.01
101-215.000-707.000	Retirement Contributions-ER	1,517.36	(269.26)	1,248.10
101-215.000-707.100	Health Care Savings Plan - ER	263.08	27.66	290.74
101-215.000-801.000	Contractual Services	1,758.10	8.99	1,767.09
101-228.000-801.000	Contractual Services	12,652.42	(2,022.86)	10,629.56
101-253.000-706.000	Life Insurance - ER cost	132.00	(0.49)	131.51
101-253.000-707.000	Retirement Contributions-ER	2,248.20	2.86	2,251.06
101-253.000-707.100	Health Care Savings Plan - ER	133.60	7.77	141.37
101-253.000-801.000	Contractual Services	475.00	(135.00)	340.00
101-257.000-706.000	Life Insurance - ER cost	16.00	(0.11)	15.89
101-257.000-707.000	Retirement Contributions-ER	230.04	11.83	241.87
101-257.000-707.100	Health Care Savings Plan - ER	51.12	4.09	55.21
101-257.000-801.000	Contractual Services	32,000.00	(1,057.45)	30,942.55
101-262.000-706.000	Life Insurance - ER cost	58.00	0.33	58.33
101-262.000-707.000	Retirement Contributions-ER	844.10	127.26	971.36
101-262.000-707.100	Health Care Savings Plan - ER	175.80	17.18	192.98
101-262.000-801.000	Contractual Services	3,000.00	(900.00)	2,100.00
101-266.000-801.000	Contractual Services	16,449.22	3,766.00	20,215.22
101-336.000-801.000	Contractual Services	33,000.00	5,390.20	38,390.20
101-410.000-705.000	Medical Insurance - ER	1,613.00	(7.14)	1,605.86
101-410.000-705.100	Vision Benefits	25.80	(2.20)	23.60
101-410.000-705.200	Dental Benefits	267.00	22.01	289.01
101-410.000-706.000	Life Insurance - ER cost	69.00	(0.29)	68.71
101-410.000-707.000	Retirement Contributions-ER	1,491.80	(19.75)	1,472.05
101-410.000-707.100	Health Care Savings Plan - ER	315.64	22.06	337.70
101-410.000-726.000	Supplies	100.00	(76.00)	24.00
101-410.000-801.000	Contractual Services	35,000.00	4,603.83	39,603.83
101-410.000-801.005	Plumbing Inspection Expenditure	4,200.00	2,002.70	6,202.70
101-410.000-801.006	Mechanical Inspection Expenditure	7,000.00	4,519.68	11,519.68
101-410.000-801.007	Electrical Inspection Expenditure	6,100.00	4,754.70	10,854.70
101-410.000-801.008	Building Permit Expenditure	15,000.00	4,806.00	19,806.00
101-410.000-801.009	Zoning Permit Expenditure	425.00	103.25	528.25
101-410.000-801.010	Rental Inspection Expense	3,500.00	4,181.94	7,681.94
101-410.000-900.000	Printing and Publishing	2,132.55	709.04	2,841.59
101-410.000-940.000	Vehicle and Travel Expense	650.00	147.25	797.25
101-410.000-960.000	Education and Training	3,500.00	(54.73)	3,445.27
101-448.000-801.000	Contractual Services	40,000.00	(40,000.00)	0.00

GL NUMBER	DESCRIPTION	2018-19	2018-19	
		AMENDED	BUDGET	YEAR-END
		BUDGET	ADJUSTMENT	BUDGET
101-448.000-920.000	Utilities	98,600.00	10,401.48	109,001.48
101-728.005-801.400	Design Engineering	20,000.00	4,007.00	24,007.00
101-728.005-801.450	Construction Engineering	462,770.00	(228,518.09)	234,251.91
101-781.000-705.000	Medical Insurance - ER	87.00	(46.54)	40.46
101-781.000-705.100	Vision Benefits	1.68	(0.38)	1.30
101-781.000-705.200	Dental Benefits	23.00	(6.02)	16.98
101-781.000-706.000	Life Insurance - ER cost	3.00	(1.28)	1.72
101-781.000-707.000	Retirement Contributions-ER	51.00	(23.80)	27.20
101-781.000-707.100	Health Care Savings Plan - ER	11.40	(3.74)	7.66
101-781.000-941.000	Equipment Rental	210.00	(47.26)	162.74
101-782.000-705.000	Medical Insurance - ER	1,423.00	(139.24)	1,283.76
101-782.000-705.100	Vision Benefits	14.00	(1.21)	12.79
101-782.000-705.200	Dental Benefits	163.00	(30.53)	132.47
101-782.000-706.000	Life Insurance - ER cost	30.00	(3.53)	26.47
101-782.000-707.000	Retirement Contributions-ER	500.40	(16.22)	484.18
101-782.000-707.100	Health Care Savings Plan - ER	99.00	(39.24)	59.76
101-782.000-708.000	Sick & Accident Premiums-ER	186.00	(44.61)	141.39
101-782.000-726.000	Supplies	1,200.00	865.34	2,065.34
101-782.000-801.000	Contractual Services	520.00	130.00	650.00
101-782.000-920.000	Utilities	2,000.00	174.32	2,174.32
101-782.000-941.000	Equipment Rental	3,141.20	881.17	4,022.37
101-783.000-705.000	Medical Insurance - ER	2,292.00	288.98	2,580.98
101-783.000-705.100	Vision Benefits	22.00	1.96	23.96
101-783.000-705.200	Dental Benefits	248.00	(9.02)	238.98
101-783.000-706.000	Life Insurance - ER cost	48.00	3.51	51.51
101-783.000-707.000	Retirement Contributions-ER	561.40	265.23	826.63
101-783.000-707.100	Health Care Savings Plan - ER	147.00	(78.50)	68.50
101-783.000-708.000	Sick & Accident Premiums-ER	301.00	(23.76)	277.24
101-783.000-726.000	Supplies	2,000.00	154.57	2,154.57
101-783.000-801.000	Contractual Services	2,550.00	(563.10)	1,986.90
101-783.000-920.000	Utilities	2,500.00	(36.63)	2,463.37
101-783.000-941.000	Equipment Rental	8,500.00	(1,251.05)	7,248.95
101-784.000-707.000	Retirement Contributions-ER	15.40	0.62	16.02
101-784.000-726.000	Supplies	50.00	(50.00)	0.00
101-784.000-801.000	Contractual Services	100.00	(100.00)	0.00
101-784.000-941.000	Equipment Rental	175.00	(25.48)	149.52
101-787.000-726.000	Supplies	100.00	152.00	252.00
101-787.000-920.000	Utilities	2,352.60	(944.25)	1,408.35
101-790.000-705.000	Medical Insurance - ER	489.00	(16.02)	472.98
101-790.000-705.100	Vision Benefits	4.07	0.05	4.12
101-790.000-705.200	Dental Benefits	44.52	0.79	45.31
101-790.000-706.000	Life Insurance - ER cost	11.73	(0.07)	11.66
101-790.000-707.000	Retirement Contributions-ER	169.38	3.89	173.27
101-790.000-726.000	Supplies	500.00	(160.18)	339.82
101-790.000-920.000	Utilities	13,000.00	(1,866.52)	11,133.48
101-790.000-941.000	Equipment Rental	4,260.00	956.16	5,216.16
101-793.000-705.000	Medical Insurance - ER	385.00	(57.88)	327.12
101-793.000-705.200	Dental Benefits	32.00	1.58	33.58
101-793.000-706.000	Life Insurance - ER cost	10.00	(1.38)	8.62

GL NUMBER	DESCRIPTION	2018-19	BUDGET	2018-19
		AMENDED	ADJUSTMENT	YEAR-END
		BUDGET		BUDGET
101-793.000-707.000	Retirement Contributions-ER	110.00	2.48	112.48
101-793.000-726.000	Supplies	800.00	157.69	957.69
101-793.000-920.000	Utilities	4,100.00	(323.57)	3,776.43
101-793.000-941.000	Equipment Rental	1,900.00	316.84	2,216.84
101-794.000-705.000	Medical Insurance - ER	2,051.40	387.45	2,438.85
101-794.000-705.100	Vision Benefits	33.07	7.43	40.50
101-794.000-705.200	Dental Benefits	352.30	92.84	445.14
101-794.000-706.000	Life Insurance - ER cost	49.64	8.79	58.43
101-794.000-707.000	Retirement Contributions-ER	784.79	74.72	859.51
101-794.000-707.100	Health Care Savings Plan - ER	119.40	20.69	140.09
101-794.000-708.000	Sick & Accident Premiums-ER	309.33	59.05	368.38
101-794.000-726.000	Supplies	3,800.00	2,832.69	6,632.69
101-794.000-801.000	Contractual Services	1,970.50	(1,570.50)	400.00
101-794.000-920.000	Utilities	450.00	(45.05)	404.95
101-794.000-941.000	Equipment Rental	4,200.00	895.43	5,095.43
101-796.000-705.000	Medical Insurance - ER	1,621.00	(14.89)	1,606.11
101-796.000-705.100	Vision Benefits	26.60	(0.16)	26.44
101-796.000-705.200	Dental Benefits	258.90	(0.99)	257.91
101-796.000-706.000	Life Insurance - ER cost	39.00	(0.13)	38.87
101-796.000-707.000	Retirement Contributions-ER	26.30	(1.08)	25.22
101-796.000-707.100	Health Care Savings Plan - ER	150.00	0.27	150.27
101-796.000-726.000	Supplies	150.00	(121.00)	29.00
101-796.000-801.000	Contractual Services	100.00	(100.00)	0.00
101-796.000-941.000	Equipment Rental	363.13	138.66	501.79
101-797.000-726.000	Supplies	300.00	(300.00)	0.00
101-797.000-801.000	Contractual Services	100.00	(100.00)	0.00
101-797.000-920.000	Utilities	1,350.00	(19.82)	1,330.18
101-797.000-930.000	Repairs and Maintenance	10,550.00	3,641.35	14,191.35
TOTAL EXPENDITURES		960,932.47	(217,290.46)	743,642.01

Fund 202 - Major Street Fund

Revenues

Dept 000.000 - General

202-000.000-569.000	Act 51 Revenues	419,000.00	76,789.42	495,789.42
202-000.000-664.000	Interest Income	300.00	282.30	582.30
202-441.000-677.000	Reimbursements	5,200.00	1,130.02	6,330.02
202-453.105-677.000-453.105	Reimbursements	75,663.00	(51,985.91)	23,677.09
202-474.000-677.000	Reimbursements	0.00	4,805.75	4,805.75
202-478.000-677.000	Reimbursements	2,350.00	1,270.04	3,620.04
TOTAL REVENUES		502,513.00	32,291.62	534,804.62

Expenditures

Dept 228.000 - Information Technology

202-228.000-801.000	Contractual Services	700.00	368.56	1,068.56
202-228.000-976.000	Equipment	100.00	36.50	136.50
202-448.000-801.000	Contractual Services		90,547.00	90,547.00
202-453.105-801.400-453.105	Design Engineering	14,330.71	(275.12)	14,055.59

GL NUMBER	DESCRIPTION	2018-19	2018-19	
		AMENDED	BUDGET	YEAR-END
		BUDGET	ADJUSTMENT	BUDGET
202-453.105-801.450-453.105	Construction Engineering	78,000.00	(43,434.84)	34,565.16
202-463.000-705.100	Vision Benefits	28.00	8.99	36.99
202-463.307-801.400-463.307	Design Engineering	22,500.00	1,303.00	23,803.00
202-463.308-801.400-463.308	Design Engineering	5,000.00	(3,241.50)	1,758.50
202-474.000-920.000	Utilities	4,800.00	530.24	5,330.24
202-478.000-705.100	Vision Benefits	19.00	6.69	25.69
TOTAL EXPENDITURES		125,477.71	45,849.52	171,327.23

Fund 203 - Local Street Fund

Revenues

Dept 000.000 - General

203-000.000-441.000	LCSA Share Taxes PA 80 2014/2016 Fwd	0.00	15,571.41	15,571.41
203-000.000-569.000	Act 51 Revenues	133,000.00	46,061.86	179,061.86
203-000.000-664.000	Interest Income	125.00	70.23	195.23
203-449.000-546.000	Right of Way Telecomm	15,000.00	4,950.37	19,950.37
203-478.000-677.000	Reimbursements	1,600.00	866.76	2,466.76
TOTAL REVENUES		149,725.00	67,520.63	217,245.63

Expenditures

Dept 228.000 - Information Technology

203-228.000-801.000	Contractual Services	700.00	660.85	1,360.85
203-228.000-976.000	Equipment	100.00	36.50	136.50
203-448.000-801.000	Contractual Services		9,021.00	9,021.00
203-449.500-801.000	Contractual Services	800.00	372.75	1,172.75
203-449.500-930.000	Repairs and Maintenance	14,758.84	9,477.25	24,236.09
203-463.000-702.000	Wages	21,593.00	4,149.98	25,742.98
203-463.000-704.100	FICA - Employer's Share	1,151.00	476.60	1,627.60
203-463.000-704.200	Medicare - Employer's Share	328.00	52.62	380.62
203-463.000-705.000	Medical Insurance - ER	3,429.00	(282.36)	3,146.64
203-463.000-910.500	Workers Comp Insurance	2,037.37	(1,131.24)	906.13
203-463.000-930.000	Repairs and Maintenance	222,022.50	(6,163.86)	215,858.64
203-463.106-801.400-463.106	Design Engineering	16,260.00	154.25	16,414.25
203-463.106-801.450-463.106	Construction Engineering	47,375.00	(40,753.25)	6,621.75
203-463.107-801.400-463.107	Design Engineering	19,790.00	3,443.50	23,233.50
203-463.108-801.400-463.108	Design Engineering	10,000.00	(7,265.25)	2,734.75
203-474.000-705.000	Medical Insurance - ER	445.86	303.35	749.21
203-474.000-706.000	Life Insurance - ER cost	22.11	7.51	29.62
203-474.000-726.000	Supplies	6,032.32	3,233.82	9,266.14
203-474.000-941.000	Equipment Rental	1,793.43	897.54	2,690.97
203-478.000-702.000	Wages	9,864.54	(1,612.79)	8,251.75
203-478.000-705.000	Medical Insurance - ER	1,797.00	1,217.07	3,014.07
203-478.000-705.100	Vision Benefits	8.96	27.22	36.18
203-478.000-705.200	Dental Benefits	65.28	569.48	634.76
203-478.000-801.000	Contractual Services	250.00	2,032.50	2,282.50
TOTAL EXPENDITURES		380,624.21	(21,074.96)	359,549.25

GL NUMBER	DESCRIPTION	2018-19 AMENDED BUDGET	BUDGET ADJUSTMENT	2018-19 YEAR-END BUDGET
Revenues				
Dept 000.000 - General				
204-000.000-402.204	Current Tax Revenue Local St Millage	626,000.00	2,213.91	628,213.91
204-000.000-412.000	Delinquent Tax Revenue	150.00	258.04	408.04
204-000.000-433.000	St-Charge in Lieu	1,490.00	(18.30)	1,471.70
204-000.000-664.000	Interest Income	650.00	(608.68)	41.32
TOTAL REVENUES		628,290.00	1,844.97	630,134.97

Expenditures

204-905.000-996.354	GO Tax Bond 2017 Agent Fees	650.00	(265.00)	385.00
TOTAL EXPENDITURES		650.00	(265.00)	385.00

Fund 226 - Garbage Fund

Revenues

Dept 000.000 - General				
226-000.000-402.000	Current Tax Revenue	389,000.00	(3,779.66)	385,220.34
226-000.000-412.000	Delinquent Tax Revenue	225.00	28.97	253.97
226-000.000-433.000	St-Charge in Lieu	915.00	1.15	916.15
226-000.000-441.000	LCSA Share Taxes PA 80 2014/2016 Fwd	0.00	9,693.82	9,693.82
226-000.000-445.000	Late Payment Interest Revenue	2,800.00	(365.15)	2,434.85
226-000.000-664.000	Interest Income	500.00	483.02	983.02
226-000.000-675.000	Misc.	25.00	(25.00)	0.00
TOTAL REVENUES		393,465.00	6,037.15	399,502.15

Expenditures

226-172.000-707.100	Health Care Savings Plan - ER	94.50	4.18	98.68
226-201.000-707.000	Retirement Contributions-ER	134.00	10.36	144.36
226-201.000-707.100	Health Care Savings Plan - ER	30.00	1.25	31.25
226-215.000-706.000	Life Insurance - ER cost	15.00	0.10	15.10
226-215.000-707.000	Retirement Contributions-ER	188.60	9.93	198.53
226-215.000-707.100	Health Care Savings Plan - ER	41.80	4.72	46.52
226-253.000-706.000	Life Insurance - ER cost	23.00	0.39	23.39
226-253.000-707.000	Retirement Contributions-ER	388.40	0.01	388.41
226-253.000-707.100	Health Care Savings Plan - ER	28.20	2.03	30.23
226-530.000-705.100	Vision Benefits	25.72	1.20	26.92
226-530.000-705.200	Dental Benefits	288.65	20.03	308.68
226-530.000-707.000	Retirement Contributions-ER	2,568.29	177.45	2,745.74
226-530.000-941.000	Equipment Rental	11,200.00	952.15	12,152.15
226-782.000-705.000	Medical Insurance - ER	491.00	150.29	641.29
226-782.000-705.100	Vision Benefits	4.75	2.38	7.13
226-782.000-705.200	Dental Benefits	46.25	31.34	77.59
226-782.000-706.000	Life Insurance - ER cost	8.70	3.01	11.71
226-782.000-707.000	Retirement Contributions-ER	111.00	78.56	189.56
226-783.000-705.000	Medical Insurance - ER	543.00	238.43	781.43
226-783.000-705.100	Vision Benefits	5.78	2.98	8.76
226-783.000-705.200	Dental Benefits	57.30	37.89	95.19
226-783.000-707.000	Retirement Contributions-ER	184.71	41.72	226.43

GL NUMBER	DESCRIPTION	2018-19	2018-19	
		AMENDED BUDGET	BUDGET ADJUSTMENT	YEAR-END BUDGET
226-783.000-941.000	Equipment Rental	1,293.69	580.52	1,874.21
226-793.000-705.200	Dental Benefits	6.00	0.89	6.89
226-793.000-707.000	Retirement Contributions-ER	15.00	6.96	21.96
TOTAL EXPENDITURES		17,793.34	2,358.77	20,152.11

Fund 248 - Downtown Development Fund

Revenues

Dept 000.000 - General

248-000.000-664.000	Interest Income	50.00	(16.18)	33.82
248-728.004-597.000	Grants from Private Entities	1,000.00	1,000.00	2,000.00
TOTAL REVENUES		1,050.00	983.82	2,033.82

Fund 350 - City Hall Debt Fund

Revenues

Dept 000.000 - General

350-000.000-664.000	Interest Income	14.50	1.84	16.34
TOTAL REVENUES		14.50	1.84	16.34

Fund 402 - Fire Equip Replacement Fund

Expenditures

Dept 336.000 - Fire Department

402-336.000-976.000	Equipment	250,000.00	(36,817.02)	213,182.98
TOTAL EXPENDITURES		250,000.00	(36,817.02)	213,182.98

Fund 590 - Water Supply Fund

Revenues

Dept 000.000 - General

590-000.000-664.000	Interest Income	1,000.00	5,301.90	6,301.90
590-540.000-600.000	Water Fees	600,000.00	(23,940.58)	576,059.42
590-540.000-601.000	Metered Services	1,530,000.00	79,492.22	1,609,492.22
590-540.000-603.000	Service Fees	4,800.00	(579.00)	4,221.00
590-540.000-607.000	Tap Fees	14,450.00	(3,200.00)	11,250.00
590-540.000-627.000	Charges for Services	20.00	32.80	52.80
590-540.000-658.000	Penalty - Late Fee	14,350.00	(949.02)	13,400.98
590-540.000-677.000	Reimbursements	0.00	1,172.43	1,172.43
TOTAL REVENUES		2,163,620.00	52,028.85	2,215,648.85

Expenditures

Dept 172.000 - Executive

590-172.000-704.100	FICA - Employer's Share	1,142.00	49.11	1,191.11
590-172.000-704.200	Medicare - Employer's Share	267.00	11.63	278.63
590-172.000-707.100	Health Care Savings Plan - ER	368.32	26.20	394.52
590-201.000-704.100	FICA - Employer's Share	503.00	9.79	512.79

GL NUMBER	DESCRIPTION	2018-19	2018-19	
		AMENDED BUDGET	BUDGET ADJUSTMENT	YEAR-END BUDGET
590-201.000-704.200	Medicare - Employer's Share	118.00	1.84	119.84
590-201.000-707.100	Health Care Savings Plan - ER	30.00	1.25	31.25
590-215.000-702.000	Wages	9,991.00	516.21	10,507.21
590-215.000-704.100	FICA - Employer's Share	619.24	32.18	651.42
590-215.000-704.200	Medicare - Employer's Share	144.79	7.63	152.42
590-215.000-707.100	Health Care Savings Plan - ER	178.40	19.22	197.62
590-253.000-702.000	Wages	21,655.00	108.77	21,763.77
590-253.000-704.100	FICA - Employer's Share	1,342.44	28.33	1,370.77
590-253.000-704.200	Medicare - Employer's Share	313.74	6.96	320.70
590-253.000-707.100	Health Care Savings Plan - ER	108.40	5.67	114.07
590-540.000-707.000	Retirement Contributions-ER	13,136.00	(7,147.80)	5,988.20
590-540.000-801.150	Watermain Construction	20,447.62	(20,447.62)	0.00
590-540.000-930.000	Repairs and Maintenance	125,406.08	(65,037.91)	60,368.17
590-540.000-968.000	Depreciation Expense	189,500.00	42,500.00	232,000.00
590-542.000-707.000	Retirement Contributions-ER	1,675.00	(918.95)	756.05
590-543.230-801.000-543.230	Contractual Services	24,048.00	1,868.25	25,916.25
590-543.230-801.000-543.231	Contractual Services	13,618.79	60.00	13,678.79
590-543.230-801.000-543.232	Contractual Services	16,971.81	920.00	17,891.81
590-543.230-801.000-543.233	Contractual Services	11,505.22	8,009.00	19,514.22
590-543.230-801.000-543.234	Contractual Services	9,109.18	7,634.50	16,743.68
590-543.230-801.400-543.231	Design Engineering	42,000.00	(16,322.94)	25,677.06
590-543.230-801.400-543.232	Design Engineering	18,470.00	19,171.72	37,641.72
590-543.230-801.400-543.233	Design Engineering	54,000.00	14,609.21	68,609.21
590-543.230-801.400-543.234	Design Engineering	29,400.00	(5,794.99)	23,605.01
590-905.000-996.354	GO Tax Bond 2017 Agent Fees	190.00	(75.00)	115.00
TOTAL EXPENDITURES		569,477.70	(20,972.53)	548,505.17

Fund 591 - Sanitary Sewer Fund

Revenues

Dept 000.000 - General

591-000.000-664.000	Interest Income	1,000.00	11,590.09	12,590.09
591-536.000-601.000	Metered Services	465,000.00	9,329.43	474,329.43
591-536.000-605.000	Sewer Fees	803,500.00	4,550.04	808,050.04
591-536.000-606.000	Sewer Inspection Fees	385.00	(280.00)	105.00
591-536.000-607.000	Tap Fees	10,000.00	(5,400.00)	4,600.00
591-536.000-658.000	Penalty - Late Fee	8,000.00	893.45	8,893.45
591-536.000-677.000	Reimbursements	600.00	572.42	1,172.42
TOTAL REVENUES		1,288,485.00	21,255.43	1,309,740.43

Expenditures

Dept 172.000 - Executive

591-172.000-704.100	FICA - Employer's Share	1,142.00	49.06	1,191.06
591-172.000-704.200	Medicare - Employer's Share	267.00	11.57	278.57
591-172.000-707.100	Health Care Savings Plan - ER	368.32	26.15	394.47
591-172.000-801.000	Contractual Services	198.70	(11.38)	187.32
591-201.000-704.100	FICA - Employer's Share	503.00	9.61	512.61
591-201.000-704.200	Medicare - Employer's Share	118.00	1.80	119.80
591-201.000-707.100	Health Care Savings Plan - ER	30.00	1.25	31.25

GL NUMBER	DESCRIPTION	2018-19	2018-19	
		AMENDED BUDGET	BUDGET ADJUSTMENT	YEAR-END BUDGET
591-201.000-801.000	Contractual Services	10,192.75	227.75	10,420.50
591-215.000-702.000	Wages	9,991.00	516.33	10,507.33
591-215.000-704.100	FICA - Employer's Share	619.24	32.33	651.57
591-215.000-704.200	Medicare - Employer's Share	144.79	7.43	152.22
591-215.000-707.100	Health Care Savings Plan - ER	178.40	19.29	197.69
591-215.000-801.000	Contractual Services	750.00	316.94	1,066.94
591-228.000-801.000	Contractual Services	5,000.00	(724.64)	4,275.36
591-253.000-702.000	Wages	21,655.00	108.92	21,763.92
591-253.000-704.100	FICA - Employer's Share	1,342.44	28.61	1,371.05
591-253.000-704.200	Medicare - Employer's Share	312.00	8.73	320.73
591-253.000-707.100	Health Care Savings Plan - ER	106.00	8.07	114.07
591-536.000-702.000	Wages	17,627.00	2,312.36	19,939.36
591-536.000-707.000	Retirement Contributions-ER	1,160.00	(630.62)	529.38
591-536.000-930.000	Repairs and Maintenance	10,500.00	26,447.09	36,947.09
591-536.000-968.000	Depreciation Expense	255,503.00	8,000.00	263,503.00
591-537.000-702.000	Wages	2,642.00	716.47	3,358.47
591-537.000-704.100	FICA - Employer's Share	166.00	45.99	211.99
591-537.000-704.200	Medicare - Employer's Share	39.00	10.48	49.48
591-537.000-707.000	Retirement Contributions-ER	237.00	(112.34)	124.66
591-542.000-704.100	FICA - Employer's Share	1,704.00	63.41	1,767.41
591-542.000-704.200	Medicare - Employer's Share	399.00	14.23	413.23
591-542.000-707.000	Retirement Contributions-ER	12,167.84	427.45	12,595.29
591-793.000-702.000	Wages	2,199.00	32.74	2,231.74
591-793.000-704.100	FICA - Employer's Share	136.00	5.20	141.20
591-793.000-704.200	Medicare - Employer's Share	32.00	1.17	33.17
591-793.000-707.000	Retirement Contributions-ER	51.37	0.91	52.28
TOTAL EXPENDITURES		357,481.85	37,972.36	395,454.21

Fund 661 - Motor Pool Fund

Revenues

Dept 000.000 - General

661-000.000-664.000	Interest Income	300.00	3,474.90	3,774.90
661-000.000-667.000	Equipment Rental Income	157,300.00	(9,433.35)	147,866.65
661-000.000-673.000	Sale of Assets	0.00	6,615.00	6,615.00
661-000.000-675.000	Misc.	600.00	(457.00)	143.00
TOTAL REVENUES		158,200.00	199.55	158,399.55

Expenditures

Dept 795.000 - Facilities - City Garage

661-795.000-976.000	Equipment	68,050.00	(20,600.02)	47,449.98
TOTAL EXPENDITURES		68,050.00	(20,600.02)	47,449.98

Fund 865 - Sidewalks

Revenues

Dept 478.000 - Snow & Ice Removal

865-478.000-418.478	Snow Removal Revenue	1,400.00	315.00	1,715.00
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GL NUMBER	DESCRIPTION	2018-19 AMENDED BUDGET	BUDGET ADJUSTMENT	2018-19 YEAR-END BUDGET
Expenditures				
Dept 478.000 - Snow & Ice Removal				
865-478.000-801.478	Contractual Services - Snow Removal	1,950.00	395.00	2,345.00
Fund 866 - Weed Fund				
Expenditures				
Dept 000.000 - General				
866-000.000-801.000	Contractual Services	1,125.00	310.00	1,435.00



**Join Us For Our
OPEN HOUSE
August 21, 2019
6:00 p.m. – 8:00 p.m.**



APPLICATION FOR SITE PLAN REVIEW

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

Date: 7, 2, 19

File No: _____

Fee Received: _____ Receipt No: _____

NOTICE TO APPLICANT:

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

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

TO THE PLANNING COMMISSION:

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

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

The property is located and described, as follows:

Assessment Roll Description No. 58-36 - 100 - 014,

Address: 4141 Morrish Road, Swartz Creek, MI 48473

Other description: Meijer Swartz Creek Location

It has a frontage of: _____ feet and a depth of: _____ feet. Total acreage is: _____

PRESENT ZONING: GBD - General Business & PUDD -Planned Unit Development District

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

Assessment Roll Description No. 58- _____ - _____ - _____,

SITE PLAN APPLICANT INFORMATION:

Name: Atkinson 583 LLC

Address: 12011 Miller Road, Lennon, MI 48449

Phone Number: (517) 897-4294 Email Address: matkinson@biggby.com

SUBJECT PROPERTY IS OWNED BY:

Name: Meijer

Address: 2929 Walker Ave. NW Grand Rapids, MI 49544

Phone Number: 616 - 791 -3909 (Matt Levitt)

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

Modular Biggby Coffee (Drivethru only) to be built off of the parking lot

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

One Modular B Cubed (unit comprised of three main parts), totalling 267.75 sq. ft.

Signature of Applicant: Meghan Atkinson Phone Number: (517) 897-4294

Email Address: matkinson@biggby.com

Signature of Owner: Matt Levitt Phone Number: 616 - 791 - 3909

Real Estate Manager



Where Friendships Last Forever

APPLICATION FOR SPECIAL USE APPROVAL

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

To: City Clerk Date: 07 / 02 / 19 Paid: _____ Receipt No: _____

NOTICE TO APPLICANT:

Regular meetings of the Swartz Creek Planning Commission are held on the 1st Tuesday of each month at 7:00 PM, at the City Hall, 8083 Civic Dr. Application for Special Use shall be filed at least thirty (30) days before the scheduled meeting date.

TO THE PLANNING COMMISSION

I, (We), the undersigned do hereby respectfully make application and petition the Planning Commission to call a special hearing to determine whether there are objections for the use of said property as follows:

Bigby Coffee BCUBED drive-thru coffee shop to
be placed in the grass lot to the southeast
of the Meijer Gas Station.

1. The property sought to be used as a "Special Use" is located and described, as follows: Assessment Roll Description No. 58-____-____-____,

The grass lot directly to the southeast of the Meijer
Gas Station.

2. The property sought for "Special Use" is owned by:

Name: Meijer

Address: 4141 Meccish Rd, Swartz Creek, MI 48473

3. Requirements:

4. It is desired and requested that the foregoing described property be given a "Special Use" permit for:

A drive-thru in our Biggby Coffee RCUBED.

5. We attach a statement hereto indicating why we request the "Special Use" of this property so stated, and why such will not be detrimental to the public welfare, nor the property of other persons in the vicinity thereof.

6. Submit plot plan.


Signature of Applicant

12011 Miller Rd, Lenoir, ME 48449
Address

Phone Number: (517) 897-4294 Email Address: matkinson@biggby.com

A. Action Taken by the Planning Commission:

1. Date of first appearance of applicant: / /
2. Date of Public Hearing: / /
3. Findings of Planning Commission:

B. Determination:



July 26, 2019

Planning Commission
City of Swartz Creek
8083 Civic Drive Pontiac Trail
Swartz Creek, MI 48473

Subject: B Cubed
Type of Review: *Special Land Use and Site Plan Review*
Date of Application: 5/20/2019
Location: 4141 Morrish Road
Size of Site: not provided
Zoning: GB General Business with a PUD Planned Unit Development Overlay
Applicant: B Cubed

Dear Commissioners:

At your request, we have completed our review of the above special land use request for a drive-through coffee shop for B Cubed at 4141 Morrish Road. The subject area is located in the southwest portion of the approved Meijer Planned Unit Development. The property is zoned GB, General Business District with a PUD, Planned United Development Overlay. Drive-through facilities in the General Business District are considered special land uses.

The opinions in this report are based on a review of the special land use application submitted by the applicant and conformance to City plans and ordinance standards. Please note that the applicant and their design professionals shall be responsible for the accuracy and validity of information presented with the application. In reaching a decision on the application, the Planning Commission should consider our comments along with those from other staff and consultants, additional information provided by the applicant, input provided during the public hearing, and your own findings based on ordinance standards as part of your deliberation.

SPECIAL LAND USE REQUEST

The applicant is proposing to install a pre-manufactured drive-through coffee shop on a vacant area in the south west corner of the Meijer PUD, immediately south of the gas station facility. The proposed building is approximately 333 square feet and is exclusively for drive-up and walk-up customers. Customers will not have access inside the building. A pedestrian walkway connecting the Meijer parking lot and gas station are proposed for walk-up customer access.

SPECIAL LAND USE - GENERAL CONDITIONS

The applicant must demonstrate in writing that the proposed use or activity shall meet the general standards of *Section 30.02* of the Zoning Ordinance as follows:

Prior to approving a special land use application, the planning commission and city council shall require the following general standards be satisfied for the use at the proposed location and use:

a. *The special land use will be consistent with the goals, objectives and future land use plan described in the City of Swartz Creek Master Plan.*

The City of Swartz Creek Master Plan designates the subject site as Mixed-Use. Mixed Use development is intended for a variety of uses, ideally developed through a Planned Unit Development (PUD) that are easily accessible by both vehicles and pedestrians. The proposed use is consistent with other uses.

The proposed use is supported by the City's Master Plan goals and objectives as it:

1. "promotes the development of large parcels of land for a mix of compatible uses;"
2. "provides expanded areas for a mixture of commercial development, while supporting the success and improvement of existing businesses;"
3. provides a variety of retail/services near I-69 and Morrish Road; and
4. "is designated as a priority area for future development as a result of the PUD and existing infrastructure."

Finding: *In compliance.*

b. *The special land use will be consistent with the stated intent of the zoning district.*

The General Business District is intended to accommodate commercial establishments that serve community-wide shopping and service needs, including motorists using I-69. These districts are intended to create cohesive commercial areas that provide convenient vehicular and pedestrian access between business in attractive settings, thereby ensuring safety, and discouraging undesirable strip commercial development.

Additionally, as a PUD overlay district, the intent is to:

1. Permit flexibility in the regulation of land development allowing for higher quality of design through innovation in land use, variety in design, layout, and type of structures constructed.
2. Ensure various land uses and building bulk will relate to each other and to adjoining existing and planned uses in such a way that they will be compatible, with no material adverse impact of one use on another.
3. Protect and preserve natural resources, natural features, open space, and historical or significant architectural features.
4. Minimize adverse traffic impacts.
5. Provide convenient vehicular access throughout the development and minimizing adverse traffic impacts.
6. Provide complete non-motorized circulation to, from, and within developments.

7. Encourage development of convenient recreational facilities as an integral part of residential developments.
8. Eliminate or reduce the degree of non-conforming uses or structures.
9. Promote efficient provision of public services and utilities.

Finding: *In compliance.*

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

The subject site is located in a commercial area that is an approved PUD. The proposed use will not alter the character of the general area, conditioned upon the granting of applicable waivers by the Planning Commission, along with administrative review and approval of a revised site plan submission.

Finding: *Potentially in compliance.*

- d. The special land use will not significantly impact the natural environment.**

The proposed use and location will not have a significant natural environment. The subject site location is currently pavement; therefore, no additional impervious surface will be added.

Finding: *In compliance.*

- e. The special land use can be served adequately by public facilities and services such as police and fire protection, drainage structures, water and sewage facilities, refuse disposal and schools.**

As the proposed use is within an approved and partially developed PUD, the infrastructure is already in place and will not require any additional public facilities or services than currently provided to Meijer.

Finding: *In compliance.*

- f. The proposed use shall be of a nature that will make vehicular and pedestrian traffic no more hazardous than is normal for the district involved, taking into consideration the following:**

1. Vehicular turning movements;
2. Proximity and relationship to intersections;
3. Adequacy of sight distances;
4. Location and access of off-street parking;
5. Provisions for pedestrian traffic.

The proposed use and location are within an approved PUD. A curb cut and exit drive is proposed east of the existing gas station entrance. The distance between the two (2) curb cuts is not dimensioned. Dimensions should be submitted to verify the curb cuts meet access management standards.

Finding: *Incomplete.*

- g. The proposed use shall be such that the location and height of buildings or structures, and the location, nature and height of walls, fences, and landscaping will not interfere with or discourage the appropriate development and use of adjacent land and buildings or unreasonably affect their value.**

The proposed location and height of the structure will not interfere or discourage the development of adjacent land and buildings.

Finding: *In compliance.*

- h. The proposed use shall be designed, located, planned, and operated to protect the public health, safety, and welfare.**

Finding: *In compliance.*

SPECIAL LAND USE - SPECIFIC CONDITIONS

In addition to the general standards above, the applicant also must demonstrate in writing that the proposed use or activity shall meet the *specific standards of Section 30.09(38) Restaurants with drive-in or drive-through facilities* of the Zoning Ordinance as follows:

- a. Principal and accessory buildings shall be setback at least 75 feet from any adjacent public right-of-way line or property line. Location shall be along a regional arterial or arterial, as classified in the city master plan.**

The applicant has not provided the dimensions on the site plan, but it appears that the setback is at least 75 feet. A revised plan, with labeled setbacks, should be submitted for administrative review and confirmation.

Finding: *Compliance will be verified with a revised site plan submission for administrative approval.*

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

Access to the proposed use is gained from inside the Planned Development. Access to a regional or arterial road is via the Meijer entrance and drive.

Finding: *In compliance.*

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

Direct vehicular access is proposed.

Finding: *In compliance.*

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

Not applicable as the proposed use is within an approved PD.

Finding: *In compliance.*

- e. A minimum ten-foot wide bypass lane shall be provided around the stacking spaces.**
A ten-foot lane is provided.

Finding: *In compliance.*

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

A traffic impact assessment nor information for projected traffic generation has been submitted.

Finding: *Not in compliance.*

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

Finding: The applicant states that this requirement is not relevant to the nature of this business.

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

The proposed canopy meets the requirements.

Finding: *In compliance.*

- i. Outdoor speakers for the drive-through facility shall be located in a way that minimizes sound transmission toward neighboring property and uses.**

The applicant has stated that the speakers will be oriented in a way to minimize transmission to neighboring properties.

Finding: *In compliance.*

PLANNED UNIT DEVELOPMENT AMENDMENT

Section 11.14.2. - Amendments and Deviations from Approved Final PUD Site Plan allows a deviation or minor amendment from the approved final PUD site plan by the Zoning Administrator if a non-residential building is decreased; or increased by up to five percent or 10,000 square feet, whichever is smaller. The approved Planned Unit Development identified this area as a drive-through bank /ATM. B Cubed is similar in nature as it is a drive-through only establishment and the increase in size is minimal. The approved final Planned Unit Development will be modified to reflect this use, should the Planning Commission approve the Special Land Use and Site Plan Review request.

SITE PLAN REVIEW

The applicant has provided a basic site plan to accompany the Special Land Use application. Site plan details and informational information is missing, however, the concept, layout, and design of B Cubed is amply conveyed on the plans before you. The information that is still needed for a “complete” site plan may be submitted in a revised submission that can be administratively reviewed and approved.

1. Informational Data: The applicant is missing some informational and site plan data that should be included on a revised site plan, for administrative review and approval:
 - a. Scale
 - b. Applicant’s name and address
 - c. Location map drawn to scale
 - d. Legal and common property description
 - e. Lot and property lines, showing abutting properties
 - f. Schedule of the project completion
 - g. Identification of architect/engineer and sealed of preparer
 - h. Written description of the proposed use
 - i. Zoning classification of parcel and abutting properties
 - j. Front, side, and rear yard setbacks
 - k. Topography
 - l. Lane Widths
 - m. Curb cut information
 - n. Circulation details
 - o. Exterior lighting photometric plan
 - p. Parking calculations
 - q. Drive-through stacking information
 - r. Lawn and landscape area
 - s. Designation of fire lanes
 - t. Loading and unloading area
 - u. Building dimensions
 - v. Building façade dimensions and percentage of materials
 - w. Mechanical equipment screening

2. **Dimensional Requirements:** The Morrish Road PUD Overlay is an overlay of the GBD, General Business District. Maximum density, minimum floor area and maximum height shall comply with the dimensional standards of the underlying zoning district, but the lot area, setback and width requirements may be reduced by up to 20 percent upon a determination that the building contributes to an attractive entranceway into Swartz Creek, preferably with an emphasis on the well-being of downtown. The height, bulk, density, and area requirements are as follows:

GBD Standard	Required	Provided	Comment
Minimum Lot Area	0	0	<i>It appears that the proposed plan meets the requirements, however the exact dimensions are not labeled. This information must be verified on a revised submission.</i>
Minimum Lot Width	0	0	
Minimum Front Yard Setback	5 feet	5 feet plus	
Minimum Side Yard Setback	5 feet	5 feet plus	
Minimum Rear Yard Setback	20 feet	20 feet plus	
Maximum Lot Coverage	0%		
Maximum Height	30 feet, 2 stories	unknown	

3. **Circulation:** The applicant is proposing one-way circulation, with an entrance from the northeast of the site, cueing and stacking of cars headed south and exiting south. The entrance, exit, maneuvering lanes, and required car stacking appear to meet ordinance standards, but must be shown on a revised plan for verification. The adequate distance between the existing curb cuts and proposed curb cut on the south property line (the I-69 service drive) will be verified on the revised submission as well.

Additional information on the internal site circulation must be provided. The drive through lanes must be paved with curb and gutter.

4. **Dumpster:** The location of the dumpster in front of the Meijer gas station is not ideal from a circulation or aesthetic perspective. The applicant should explore a different location for the dumpster. The details for a dumpster meet ordinance requirements.
5. **Parking Space Requirements:** The applicant has indicated that the employees will be utilizing the existing Meijer parking lot. To confirm that ample parking exists, the applicant should show the parking requirements and calculations for Meijer on a revised site plan.
6. **Landscaping and Screening:** The applicant has indicated that landscaping will be provided, however, a full landscape plan with details should be provided. Given the small size of the “development area,” the landscape plan may be reviewed administratively.
7. **Lighting:** The applicant is proposing flood lights. Flood lights are not a permitted light style. The applicant should select shoe box style cut-off metal halide lighting. The revised lighting selection and photometric plan must be provided for administrative review.
8. **Building Elevations:** The applicant has submitted elevations for the development. Ordinance requires that a new structure be constructed of 75% or more earth-toned brick, native stone, and

or glass. The applicant is proposing Edurawall cement board product to cover the building walls and this material is permitted as accent only. As this material does not meet the ordinance requirements it will require a Planning Commission waiver should the Planning Commission believe the material contributes to the overall architecture and design of the building.

A flat metal rood is proposed and permitted by the ordinance if it is compatible with the architecture of the building. The Ordinance requires that “low reflective, subtle, earth tone, neutral colors” be used on buildings. The applicant is proposing a gray scheme with “Biggby corporate orange” as an accent color. The Planning Commission should address this orange color and grant a waiver if it is deemed that the color is appropriate in this application. The applicant should bring sample material selections for Planning Commission review and approval.

9. **Sidewalks:** An internal sidewalk is proposed connecting B-Cubed to the existing sidewalk network. The sidewalks should be dimensioned.
10. **Other Department and Agency Review:** Site plan approval must be conditioned upon review and approval from other applicable consultants, departments, and agencies.

RECOMMENDATION

Based upon the above review, we recommend that the special land use and site plan approval for **B Cubed** be approved subject to the following:

1. An updated site plan including missing informational and site data as listed in items 1-9 above be submitted for administrative approval;
2. Waiver for building façade materials
3. Waiver for color selections; and
4. Review and approval of other departments, consultants and agencies.

If you have any further questions, please contact us at 810-734-0000.

Sincerely,

CIB PLANNING



Kelly McIntyre