

**City of Swartz Creek
AGENDA**

**Regular Council Meeting, Monday February 10, 2014 7:00 P.M.
City Hall Building, 8083 Civic Drive Swartz Creek, Michigan 48473**

1. **CALL TO ORDER:**
2. **INVOCATION AND PLEDGE OF ALLEGIANCE:**
3. **ROLL CALL:**
4. **MOTION TO APPROVE MINUTES:**
4A. Regular Council Meeting of January 27, 2014 MOTION Pg.17
5. **APPROVE AGENDA**
5A. Proposed / Amended Agenda MOTION Pg.1
6. **REPORTS & COMMUNICATIONS:**
6A. City Manager's Report (Agenda Item) MOTION Pg.2
6B. CDBG Public Notice Pg.29
6C. Bridge Inspection Proposal Pg.30
6D. Bristol Road Maintenance Costs & Map Pg.32
6E. OHM Engineering Proposals Pg.34
6F. Planning Commission Annual Report Pg.55
6G. Mundy Township Cooperation Letter Pg.59
6H. Council Election Petition and Filing Documents Pg.60
6I. Comcast Channel Addition Notice Pg.74
6J. Planning Commission Minutes-12/10/2013 Pg.75
6K. DPW Monthly Report Pg.78
6L. January Check Register Pg.82
6L. Solid Waste Plan (Electronic Version Only) Electronic
7. **MEETING OPENED TO THE PUBLIC:**
7A. General Public Comments
8. **COUNCIL BUSINESS:**
8A. CDBG Public Hearing RESO. Pg.14
8B. Bridge Inspections MOTION Pg.14
8C. Bristol Road Maintenance Proposal MOTION Pg.14
8D. OHM Miller Road Design Engineering RESO Pg.15
8E. Topvalco Inc. (Kroger Site) Appeal MOTION Pg.16
8F. Solid Waste Plan RESO Pg.16
8G. Rental Registration & Inspections DISC
8H. Newsletter DISC
8I. Planning Commission Appointment DISC
9. **MEETING OPENED TO THE PUBLIC:**
10. **REMARKS BY COUNCILMEMBERS:**
11. **ADJOURNMENT:** MOTION

City of Swartz Creek
CITY MANAGER'S REPORT
Regular Council Meeting of Monday February 10, 2014 - 7:00 P.M.

TO: *Honorable Mayor, Mayor Pro-Tem & Council Members*
FROM: Adam Zettel, City Manager
DATE: February 3, 2014

OLD / ROUTINE BUSINESS – REVISITED ISSUES / PROJECTS

- ✓ **MAJOR STREET FUND, TRAFFIC IMPROVEMENTS** *(See Individual Category)*
- ☐ **MORRISH ROAD BRIDGE PROJECT** *(No Change of Status)*

Cost estimates are as follows:

Morrish Road Bridge Deck Project (Summer, 2013)

Constr Total	Constr City Match	P.E.	C.E.	Total City Match	Project Total
\$425,453	\$36,957*	\$29,589	\$70,931	\$137,477	\$525,973

*Includes Enhancements & Walk-Way / Does Not Include Lighting (Estimated to be \$10,000)

The bridge is complete, along with the decorative lighting. We continue to hold back proportioned payments related to the masonry sides until all matters are resolved, however, the contractor does not appear to be cooperating with MDOT. We'll continue to work with the state to determine what, if any, costs are to be paid for this work item. This dispute continues, but the city does not have much skin in the game to be honest. A letter that sheds some light on things is attached.

In related news, the contract has been modified through work changes orders to be reduced by \$5,395.85. This was executed administratively since it was a reduction in the anticipated costs and is within the parameters of the budget and other approvals.

- ☐ **MILLER ROAD RESURFACING PROJECT** *(Update)*

Miller Road is in bad shape east of Morrish. The county Traffic Improvement Program (TIP) has scheduled funding to assist with these repairs for the summer of 2015 (we may do this over two years to better fund the project). The repairs would include milling of asphalt and resurfacing. No reconstruction is proposed.

The section from Morrish to Elms would be redone as it is currently configured. The section from Tallmadge Court to Dye Road is proposed to be done as three lanes with bike lanes, to match what is done elsewhere on Miller. This configuration could pose some issues, but there may be opportunities here as well.

The road is extremely wide east of Tallmadge Court. This section has shoulders and ditching heading east until the Heritage Plaza area, where the road is curbed. The road width for these distances exceeds 70 feet in some areas, and only 48 feet are needed for the three land concept. This poses some obvious questions.

One possible solution is to perform a road diet in which the curb (likely the south side only) is brought in a lane width or two to meet modern needs. The reasons this may be a good idea include:

1. Traffic counts are much lower now with SPO operations and the extra lanes are simply not required.
2. Some yards on the south side of Miller are virtually non-existent. An extra 20 feet of yard could add much use value to the homes and future potential commercial.
3. Shrinking the road will shrink on-going maintenance costs and future repair costs substantially.
4. Shrinking the road would also lower speeds to match what is observed to the east in Flint Township and to the west.
5. A realigned curb would allow for an off-street path that would connect Swartz Creek to the Genesee Valley Trail (I am looking into grant funding for this).

Another option is to provide fewer lanes on the road and use hatch marks to eliminate travel near the shoulders. This is not recommended. It would not provide the benefits listed above, and it would look downright stupid.

The last option is to mark the road to match the current configuration. The benefits noted above would not present themselves, but the status quo would be maintained.

Cost estimates are as follows:

Morrish to Elms			
	Federal Funds	Local Match	Total Cost
Preliminary Engineering	\$71,553.00	\$17,888.00	\$89,441.00
Construction Engineering			\$0.00
Construction	\$814,272.00	\$203,568.00	\$1,017,840.00
Total Project Cost	\$885,825.00	\$221,456.00	\$1,107,281.00
Tallmadge to Dye			
	Federal Funds	Local Match	Total Cost
Preliminary Engineering	\$71,865.00	\$17,966.00	\$89,831.00
Construction Engineering			\$0.00
Construction	\$817,825.00	\$204,456.00	\$1,022,281.00
Total Project Cost	\$889,690.00	\$222,422.00	\$1,112,112.00

Note: Construction engineering is included in the construction cost total, equating to about \$130,000 per project.

✓ **2013-2014 FY BUDGET, LONG-TERM PUBLIC SAFETY FUNDING** *(No Change of Status)*

The special assessment district has been approved and will be implemented for the fiscal year beginning on July 1, 2014. Staff will be incorporating these revenues in the preparation of the FY 2015 budget draft. Until this is done, a complete picture of the

general fund and overall services levels will not be possible. As you are aware, much of the SAD will go to offset a general fund deficit.

We intend to have two full time police officer positions filled at or around the beginning of the fiscal year. Staff will also be analyzing options to fill the finance director position. This could include a full time position, a contracted service, a part time position, a realignment of existing staff duties, or any combination of such options.

We will be incorporating the projected contract terms for building services, potential code enforcement services, and a possible fourth position at the department of public works. If time permits, we may have a proposal for rental registration and inspection as well (likely on a contracted basis). Note that these are just ideas. We are assuming nothing, and any changes to the budget that reflect such concepts will all be subject to review and approval by the city council.

- ✓ **MI-DEQ SCRAP TIRE GRANT PROJECT #1, PARKING LOTS** *(No Change of Status)*
We've received a notice of award for \$136,904 from the MI-DEQ Scrap Tire Grant Program. We applied for a couple of our parking lots, being Public Safety Building and the north alley lot behind Hank & Don's.

The estimated total project costs have changed, along with some of the revenues. The changes include the water main addition, the alley hardscape, and the Meijer sidewalk. The breakdown on fund allocation is listed. The current budget includes approximately \$170,000 of general fund money for this purpose. The additional funds are not yet budgeted. We will look to bring this up for the FY 2015 budget. The new estimates are as follows:

Project Costs

Public Safety/Civic Drive	\$190,000
Sidewalk	\$30,000
Downtown Alley/Parking	\$65,000
Alley Enhancement (includes lighting, landscaping, retaining wall, railing, and colored concrete)	\$65,000
Water main Loop (for ductile iron water main)	\$80,000
Design/Construction Engineering	\$71,350
Total Project Cost	\$501,350

Fund Sources

Scrap Tire Grant	\$136,000
Meijer Contribution	\$10,000
Local Match	\$354,446

Fund Impact

Total Cost	\$501,350
Scrap Tire Grant	\$136,904
Meijer	\$10,000
CDBG (Pending)	\$29,000

Water Fund	\$103,158
General Fund	\$222,288

✓ **WINCHESTER STREETS (Update)**

The streets in the village could be the next 'big thing' for the community. There will be a number of options here, but it will take some time to research these. I hope to bring this up during the budget and begin engaging the city council and/or public after the new fiscal year starts.

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

❑ **REHABILITATION PROGRAM (Update)**

We will begin work on the approved lining and inspection projects as soon as possible. A plan for the next five years will be forthcoming.

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

WWS advises that now that we have cleared the sanitary sewer concerns as it relates to the main that crosses the creek at the bridge, they'll begin preparing agreements for transfer of the main to the County. As soon as I get a draft of the agreement, I'll set the matter up for discussion on the terms.

❑ **KWA (No Change of Status)**

The city enacted a pass-along increase beginning after the first of the year for the first phase of the debt retirement for the KWA. Costs for future service are very uncertain and will undoubtedly rise much. Despite that, I believe that we need to look at local increases to support a local capital improvement program for aging infrastructure. This may not amount to much, but we need to start somewhere. If we simply pass along increase from the other authorities, we will not even be able to keep up with inflationary increases for operating.

On the bright side, those continuing to purchase Detroit water may find rates tripling! This could encourage Oakland County to join the KWA or make rates in Genesee County even more competitive. I have attached an interesting Free Press Article on the matter.

✓ **PERSONNEL: POLICIES & PROCEDURES (No Change of Status)**

I expect to make some changes here. There is not an existing set of policies outside of the police department and union contracts. I may enact a very skeleton set of policies, and begin the process of adding to it. I may also have a couple separate policies enabled in the near future based on need, such as a technology use policy or other flex/compensation time policies.

✓ **CITY PROPERTY, 4438 MORRISH ROAD (No Change of Status)**

I have a couple community development ideas for the property that the planning commission and city council should consider. I will revisit the demolition potential with Mr. Svrcek soon since the building's days are certainly numbered. This is something we may look at this summer.

✓ **LABOR CONTRACTS, SHARED SERVICES, BUILDING DEPARTMENT (Update)**

We are still in the process of finalizing and integration with Mundy Township for shared services. However, we are up and running in a limited capacity. I will report back to the council on how this is working as things progress.

Mundy has also sent a letter indicating a willingness to work together in other ways. I have attached the letter. I will meet with Mr. Guigear to see what he has in mind. I suspect we will bring the shared services committee back together at some point to explore other options for shared services.

- ✓ **FIRE DEPARTMENT: COST RECOVERY & APPARATUS** *(No Change of Status)*
Pending

- ✓ **SPRINGBROOK EAST & HERITAGE S.A.D. – VACANT LOTS** *(Update)*
Following are issues pending for the three Associations:

SPRINGBROOK COLONY	SPRINGBROOK EAST	HERITAGE VILLAGE
<i>Transfer Water, Sanitary Sewer, Storm Sewer to City.</i>	<i>Seek Solution for 12 Vacant Lots Owned by City.</i>	<i>Transfer Water, Sanitary Sewer, Storm Sewer, Streets to City. Seek Solution for 5 Vacant Lots Owned by City.</i>

We are live with maintenance of utilities in Springbrook.

The fate of the lots in Springbrook East is pending. I think we should hold off on any sales until we have a land sale policy.

Heritage Village utility and street transfers will need to occur at some point, but I need to reinvent the wheel here and start over. I will keep the council posted.

- ✓ **MEIJER COMMUNITY DONATION** *(Status)*
Regarding the Meijer Community Donation, we are still looking at several options for consideration, one of which is a sidewalk segment that would accompany the parking lot tire grant work we are looking to do. The costs for this may be a burden. I will be looking at options with Mr. Svrcek and bouncing those off the council and Meijer.

- ✓ **EVIP COMPETITIVE GRANT ASSISTANCE PROGRAM** *(Update)*
The EVIP Category II report was submitted and received by the State of Michigan. Other reports will follow.

Last year, the city was are looking at a grant source for the development of the Bristol Road property into a sports complex, with the schools. Lou has advised Rowe can do the application for \$1,200. We're going to proceed forward on the outside chance that funds may be available. I'll keep the Council posted on developments.

- ✓ **PARK RESERVATION REQUEST, ART GUILD** *(No Change of Status)*
The Swartz Creek Art Guild, represented by Mr. Chuck Jackson, has requested to reserve all of Elms Park on Saturday September 13th and Sunday September 14th 2014, to hold a fundraiser arts & crafts show for the guild. The matter was reviewed by the Park Board and the staff. However, the request has been withdrawn according to Mr. Svrcek. The park board may be working on a general policy this calendar year to be better prepared for such requests in the future.

- ✓ **MDOT CALL FOR SAFETY PROJECTS** *(Status)*

We've re-submitted the Morrish – Fortino Intersection reconstruction for consideration. Chances are slim the project will qualify as it lacks accident data statistics. The application is pending MDOT review. I'll keep the Council posted on results.

✓ **WINCHESTER WOODS LOTS** (*Update*)

I suggest we delay any sales or negotiations until and land sale policy is adopted. Prior to the last meeting, staff notified the interested parties that a sale will not be forthcoming anytime soon. They do not appear to be in a hurry and will await the council's decision.

I want to take a harder look at the development of this area. Previously, the city considered an assessment that would provide drainage, curbs, gutters, road construction, street lights and sidewalks. The price per lot was absurd. I think the goal should be to make these lots buildable for quality homes. The city could probably achieve this with less intensive ditching and surfacing of the roads, sans the underground drainage system, lights, curbs, and sidewalks. This would drastically reduce the scope of the project.

A sale of lots to an adjacent property owner could compromise the success of any special assessment for improvements and the ability to use this lots for single family homes.

✓ **ANNUAL TAX FORECLOSED REVERTED PROPERTY** (*No Change in Status*)

The city has notified the county that it is willing to vacant land on Cardigan and Young Streets, as well as 5017 Third Street. We will notify the council when these transfers occur.

✓ **SIDEWALKS** (*Update*)

It is understood that the current sidewalk ordinance is difficult to enforce and is not producing the results that are desire by council. A past council was advised to eliminate the ordinance and eliminate any perceived liability to the public. That is still an option.

Another option is to create an ordinance that stresses compliances and can be reasonably enforced. Mike Gildner and I will be looking at more options. It may be that the Property Maintenance Cold provides such conditions. If not, we will offer some models or suggestions. In the meantime, I don't think that we will be able to compel enforcement of the current ordinance this year due to circumstance. We are still encouraging compliance and stressing that the law does require it.

✓ **SOCIAL MEDIA** (*Update*)

According to an electronic report, the city was able to reach over 6,000 people in the first week. That is pretty good.

NEW BUSINESS / PROJECTED ISSUES & PROJECTS

✓ **COMMUNITY DEVELOPMENT BLOCK GRANT-PUBLIC HEARING** (*Resolution*)

The city receives federal CDBG funds directly from Genesee County on a three year cycle. These funds support improvements and/or services in low to moderate income

neighborhoods. Historically, the city allocates 15% of the allocated total (~46,000) to the senior center and then uses the rest to fund street lighting activities. Prior awards have been used to do the streetscape for the Elms Park frontage, the lighting on Fortino Drive, and additional Miller Road lighting.

There remains \$29,101 that must be spent by the spring of 2015 on such improvements. In order to become eligible, such improvements must be in a qualifying area and be recommended for funding at a public hearing of the governing body. Our plan for the remaining funds needs to go through such a process.

Staff has a couple ideas for the funds use, but one need stands out among the rest. That need is the parking lot and alley off of Morrish Road. The improvements here are being done to make the parking lot more accessible to disabled populations and to make the area more attractive. These activities are exactly what the funds are intended for. The financial need is obvious, and staff recommends allocating CDBG funds to make these improvements possible. Without such funds, the general fund would be put under even more unnecessary pressure.

✓ **BRIDGE INSPECTIONS** (*Resolution*)

Rowe has a proposal for the city council for routine bridge inspections. This is an important and required process for the Morrish Road bridge and the Elms Road bridge. They are both very new and should not have any issues. Rowe is very familiar with these bridges and the price is nominal. I recommend approval.

✓ **BRISTOL ROAD MAINTENANCE PROPOSAL** (*Resolution*)

This is a somewhat unique request by Clayton Township. The Genesee County Road Commission (GCRC) is working with the township to perform chip seal/fog seal work on Bristol Road between Morrish Road and the city limits (approximately 1290 feet east of Elms Road). The township supervisor has asked the city to participate to complete the entire mile at the same time.

This request is not without precedent. About a decade ago, the city reconstructed much of Elms Road. Most of this project was in the city, but there is a stretch of Elms Road north of the city limits for which the road is a county road with city residents on one side. The city approached the county and township to participate to redo this section at the same time so that the road could be redone all the way to the elementary school. The arrangement worked. The result was that the city spent additional funds on a road under another jurisdiction with the intent to make improvements that had a benefit for city residents.

The situation on Bristol is the same. A small section of road is the city's but more than ¾ is under county jurisdiction. The funding of the road, from state sources, is likewise proportion between the city and county. However, there are city residents on the south side for the entire mile.

The breakdown of the request is as follows. The road maintenance cost for the mile is \$44,803. The county and Clayton are willing to pay 75% of this and are requesting the city to participate in an amount of \$11,201. Based upon the square feet of area to be treated, this is nearly proportionate with the city's ownership of Bristol Road.

Mr. Svrcek believes the cost is worth it, given the economies of scale (traffic control, engineering, mobilization). To bid our section separate could actually cost more given the nature of the process. For my part, I fully support the cooperative effort and willingness to work together with Clayton for a number of practical reasons, including EVIP reporting, improvements to benefit city residents, and general good will. The big question is whether the city section is in need of such maintenance at this time and if the city can justify its prioritization given the condition of the rest of the road network.

Mr. Svrcek and I met with GCRC staff to learn more about the project. We both feel the project has value. Ultimately, there simply does not appear to be enough money in the local street fund to cover it. We are already projecting a \$56,000 deficit, and the snow and ice expenses continue to stack up.

Despite the potential value of this project and the benefit of cooperating with Clayton Township, I recommend we keep local street expenses to a minimum for now and elect not to participate.

✓ **MILLER ROAD DESIGN ENGINEERING - OHM** (*Resolution*)

As noted at the beginning of the manager's report, Miller Road is due for capital maintenance. Though the final concept has not been affirmed, we need to allocate funds for the survey and design engineering. Once the survey is completed, we will have a better understanding of what is possible and what the costs will be. The council will then have the ability to make a decision at that point in time regarding lane counts, trail improvements, and bike lanes.

For now, the city should move along with selecting a professional service provider for the engineering. Current mandates make it impossible for the city to use Rowe Professional Services Company because they were the ones that submitted the project to the county TIP. A new state regulation considers this some sort of conflict.

As such, there are other pre-qualified firms that the city can choose from based upon the qualified bidding selection process that occurred last fall. Tom and Paul had been working with OHM for this project, and I see no reason not to select them. They have prepared a proposal for the city that is very reasonable (less than 10% of construction costs for design). Mr. Warren has also done much work for the city in the past and has done a good job. I recommend the council approve the proposal so we can move ahead with the survey and preliminary design work.

✓ **KROGER SITE - TOPVALCO** (*Resolution*)

I have been working on estimates to carry out an appraisal and the related legal filings to contest the appeal filed for the Kroger site. As of writing, I do not have any such estimates from our assessor or our legal counsel. Since time is of the essence, I have prepared a resolution allocating \$12,000 for this purpose. I choose this figure because our assessor initially gave me a hip-shot figure of \$10,000 for an appraisal, and I am estimating that we will require a couple days' worth of legal resources. If this figure needs to be amended up or down, I will bring it back for city council review.

The verbatim report on this issue from the last report follows in italics:

The owners of the Kroger site are in for another appeal. This is extremely bad news. This property was assessed at approximately \$8,000,000 a few years ago. An appeal that was settled last year cut this in half. They are requesting to half their assessment yet again. It is my opinion that the businesses in the community will continue to take such appeals to the Michigan Tax Tribunal as long as the city continues to settle such appeals instead of fighting them. The long term consequences are catastrophic.

The immediate result from this appeal would be a loss of approximately \$13,000 in property taxes/assessments that the city would expect from the Kroger site. If this were successful, the city would be short nearly \$40,000 in taxes and assessments compared to the pre-appeal values for this site alone. This is bad. What is worse is that the appeal values are used to combat other appeals in the area. I can think of a few commercial establishments that would benefit from values that might be settled at 25% of prior value.

The bottom line is that our city is known to settle and this has endorsed a culture of unreasonable appeals that set low values for the entire tax base. To make matters worse, the equalization process performed at the county level requires that the entire commercial tax base reduces each year at predetermined amounts (~4% a year for the last five years). If big appeals are gained by big businesses, the reductions to the community tax base need to be offset by maintaining (or increasing!) values on other commercial properties. In plain English, this means that if the Kroger property losses \$6,000,000 in value, the assessor cannot collectively lower other taxable values in the city by that amount even if year-over-year reductions merit it. This results in effective tax decreases for other businesses of about 8% total over the last half decade while successful MTT petitioners are cut in half (or more).

There is a solution. Values are rebounding. The sale of land alone for the Taco Bell site was approximately \$175,000 per acre. This is enough to make the Kroger site worth the \$2,000,000 in value that they are requesting in land alone. If the site is collecting rents of about \$12 per square foot, they may be generating enough income to capitalize the site at 2-3x what they are claiming in value. Based on these market conditions, I suggest the city council order an appraisal and fight this. The city cannot afford to lose any more revenue, we cannot afford to allow settlements to encourage extreme value reductions and waster our time, and the smaller commercial outfits cannot endure the inequitable distribution of the tax burden that is resulting from deeper pockets filing more appeals.

This case is on the docket for May. An appraisal should be ordered in February to prepare our case. Heather estimates that the cost would be \$10,000. I would like comment from the council on whether or not to proceed with a resolution and allocation to see this through.

✓ **SOLID WASTE PLAN** (*Resolution*)

Genesee County desires that we support the proposed solid waste plan. This is provided in the digital packet only due to its extreme length. Since the city offers a high level of waste collection services, recycling, yard waste recovery, and hazardous waste support, this is not requiring anything new of our community. There are no financial or

policy commitments required. The benefits include cooperation on community awareness and events, such as this year's hazardous waste collection day.

By the way, this year's hazardous waste collection day is very tentatively set for Saturday, June 7, 2014 at the Swartz Creek High School. This is the week after Hometown Days.

I recommend approval.

✓ **RENTAL REGISTRATOIN AND INSPECTIONS** (*Discussion*)

I believe the council showed a strong interest in such a program. It will not be a quick and easy process, and we have to start somewhere. Some light discussion may ensue.

✓ **NEWSLETTER** (*Discussion*)

The city distributed a newsletter for the first time in nearly a decade last fall. I believe this was well received and should continue. We certainly have the ability to do so, but there are publication costs associated with it. I believe the costs for the last one were \$1,800. I will look into what these are expected to be and look for some feedback from the council.

✓ **PLANNING COMMISSION APPOINTMENT** (*Discussion*)

Paul has been serving on the planning commission and desires to continue. However, Sec. 13-23. - Composition, terms of office, compensation of planning, states that:

- (a) The planning commission shall be composed of the mayor, a member of the council chosen annually by the council, an administrative officer of the city, and six registered electors of the city. The administrative officer of the city and the six electors shall be appointed by the mayor, subject to confirmation by the council.

Such officers are defined in the charter as: a City Manager, a City Attorney, a Clerk, a Treasurer, a Finance Officer, if there be one, an Assessor, a Health Officer, a Chief of Police, a Fire Chief, a City Engineer, a Building Inspector and a Constable.

So, we have a very knowledgeable member of the commission that wants to stay on as a member of the electorate, and I don't want to serve as his replacement since I function as the city planner in an official capacity. Our options appear to be:

1. Replace a commissioner with one of the officers as defined above
2. Alter the ordinance to provide for the mayor, council member, and the city manager OR his/her designee (as required by the planning enabling act).

I recommend option two and have run this by the city attorney. Thoughts?

Council Questions, Inquiries, Requests and Comments

- *Additional Lighting, Miller – Fairchild Intersection.* We are back trying to get a review by Consumers Energy.

- *Parkridge Parkway “No Parking Signs”*. They are missing in the back phase near Hickory Lane. We are working to replace them, but it will likely be when the ground thaws.
- *Chief Clolinger*. What does RP stand for? It stands for Rick the Policeman. That’s what.

**City of Swartz Creek
RESOLUTIONS
Regular Council Meeting, Monday February 10, 2014 7:00 P.M.**

Resolution No. 140210-4A MINUTES – JANUARY 27, 2014

Motion by Councilmember: _____

I Move the Swartz Creek City Council approve the Minutes of the Regular Council Meeting held Monday January 27, 2014, to be circulated and placed on file.

Second by Councilmember: _____

Voting For: _____

Voting Against: _____

Resolution No. 140210-5A 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 February 10, 2014, to be circulated and placed on file.

Second by Councilmember: _____

Voting For: _____

Voting Against: _____

Resolution No. 140210-6A CITY MANAGER’S REPORT

Motion by Councilmember: _____

I Move the Swartz Creek City Council approve the City Manager’s Report of February 10, 2014, to be circulated and placed on file.

Second by Councilmember: _____

Voting For: _____

Voting Against: _____

Resolution No. 140210-8A CDBG ALLOCATION

Motion by Councilmember: _____

WHEREAS, the City of Swartz Creek City Council receives an allocation of Community Development Block Grant Funds from Genesee County on a three year cycle; and

WHEREAS, the such funds must be used in eligible low to moderate areas of the city for approved and eligible purposes; and,

WHEREAS, funds are still available, through spring of 2015, for use by the city for such purposes; and,

WHEREAS, the city council held a public hearing on February 10, 2014 to hear public comment related to the use of such funds, and;

NOW, THEREFORE, BE IT RESOLVED THAT the Swartz Creek City Council accept amend the three year Community Development Block Grant Distribution to allocated the remainder of the current cycle funds, estimated to be \$29,101, to support accessibility, lighting, and decorative enhancements to the public parking and alley located on Morrish Road in downtown Swartz Creek..

Second by Councilmember: _____

Voting For: _____

Voting Against: _____

Resolution No. 1402010-8B BRIDGE INSPECTIONS

Motion by Councilmember: _____

I Move the City of Swartz Creek approve the proposal for routine bridge inspections in the amount of \$800.00 to Rowe Professional Services Company.

Second by Councilmember: _____

Voting For: _____

Voting Against: _____

Resolution No. 140210-8C BRISTOL ROAD MAINTENANCE PROPOSAL

Motion by Councilmember: _____

I Move the City of Swartz Creek approve an allocation of \$11, 201 from the local street fund for the purpose of contributing to the Genesee County Road Commission sealing project on Bristol Road between Morrish and Elms Roads.

Second by Councilmember: _____

Voting For: _____
 Voting Against: _____

Resolution No. 140210-8D OHM MILLER ROAD DESIGN ENGINEERING

Motion by Councilmember: _____

WHEREAS, the city submitted resurfacing projects for Miller Road, including a segment from Morrish to Elms and a segment from Tallmadge to Dye, to the Genesee County Metropolitan Planning Commission for approval in the Traffic Improvement Program; and

WHEREAS, the projects were approved for construction during the 2015 season, with allocations of funds and cost sharing as outlined herein; and

Morrish to Elms			
	Federal Funds	Local Match	Total Cost
Preliminary Engineering	\$71,553.00	\$17,888.00	\$89,441.00
Construction Engineering			\$0.00
Construction	\$814,272.00	\$203,568.00	\$1,017,840.00
Total Project Cost	\$885,825.00	\$221,456.00	\$1,107,281.00
Tallmadge to Dye			
	Federal Funds	Local Match	Total Cost
Preliminary Engineering	\$71,865.00	\$17,966.00	\$89,831.00
Construction Engineering			\$0.00
Construction	\$817,825.00	\$204,456.00	\$1,022,281.00
Total Project Cost	\$889,690.00	\$222,422.00	\$1,112,112.00

WHEREAS, the city needs to select a professional engineer to perform preliminary engineering design work for these segments and

WHEREAS, the city can choose from its list of pre-qualified companies, excluding Rowe Professional Services Company due to current mandates; and

WHEREAS, OHM Advisors is one such firm that the city has been working with to provide this service and has received a not-to-exceed cost estimate for both segments.

NOW, THEREFORE, BE IT RESOLVED the City of Swartz Creek approve the design engineering proposals by OHM Advisors for amounts not to exceed \$84,114 for Miller Road between Tallmadge Court and Dye Road and \$83,140 for Miller Road from Morrish to Elms Road.

BE IT FURTHER RESOLVED, that the City Council directs the Mayor and staff to prepare and execute third party MDOT contracts as needed to begin preliminary

design work, and that the budget be amended to reflect contributions and revenues as reflected above within the major street fund.

Second by Councilmember: _____

Voting For: _____

Voting Against: _____

Resolution No. 140210-8E TOPVALCO INC. APPEAL

Motion by Councilmember: _____

I Move the City of Swartz Creek amend the budget to allocate \$12,000 of general fund balance to the assessing department for the purpose of contesting the tax appeal by Topvalco Inc., for real property located at 7084 Miller Road, costs to include an appraisal, legal services, and other related expenses.

Second by Councilmember: _____

Voting For: _____

Voting Against: _____

Resolution No. 140210-8F SOLID WASTE PLAN

Motion by Councilmember: _____

WHEREAS, the plan was prepared pursuant to the Natural Resources and Environmental Protection Act, 1994 PA 451, as amended, Part 115, Solid Waste Management, and its Administrative Rules by the Solid Waste Management Committee and the staff of the Genesee County Metropolitan Planning Commission; and

WHEREAS, The proposed amendment to the Genesee County Solid Waste Management Plan has been approved by the Solid Waste Management Committee and the Genesee County Board of Commissioners; and

WHEREAS, the members of the Board have had an opportunity to review the Plan amendment and have determined that the proposed Plan amendment is acceptable; and

NOW, THEREFORE, BE IT RESOLVED, the City of Swartz Creek, of the County of Genesee, Michigan, find the proposed Amendment to the Genesee County Solid Waste Management Plan to be an acceptable Amendment to the current Plan, and hereby approve said amendment.

Second by Councilmember: _____

Voting For: _____

Voting Against: _____

**CITY OF SWARTZ CREEK
SWARTZ CREEK, MICHIGAN
MINUTES OF THE COUNCIL MEETING
DATE 1/27/2014**

The meeting was called to order at 7:02 p.m. by Mayor Krueger in the Swartz Creek City Council Chambers, 8083 Civic Drive.

Invocation and Pledge of Allegiance to the Flag.

Councilmembers Present: Abrams, Gilbert, Hurt, Krueger, Porath, Shumaker.

Councilmembers Absent: Hicks

Staff Present: City Manager Adam Zettel, Public Services Director Tom Svrcek, City Clerk Juanita Aguilar, Lt. Matthew Bade, City Attorney Mike Gildner.

Others Present: Tommy Butler, Jim Florence, Sharon Shumaker, Jenye Keeley, Shirley Oliver, Chris Yager, Sean Kennedy, Bob Plumb, Richard Mattson.

Resolution No. 140127-01

(Carried)

Motion by Councilmember Hurt
Second by Councilmember Shumaker

I Move the Swartz Creek City Council excuse the absence of Councilmember Hicks due to her being ill.

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

APPROVAL OF MINUTES

Resolution No. 140127-02

(Carried)

Motion Councilmember Porath
Second by Councilmember Hurt

I Move the Swartz Creek City Council hereby approve the Minutes of the Regular Council Meeting, held Monday, January 13, 2014 to be circulated and placed on file.

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

APPROVAL OF AGENDA

Resolution No. 140127-03

(Carried)

Motion by Mayor Pro-Tem Abrams
Second by Councilmember Hurt

I Move the Swartz Creek City Council approve the Agenda as presented, for the Regular Council Meeting of January 13, 2014, to be circulated and placed on file.

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

REPORTS AND COMMUNICATIONS:

City Manager's Report

Resolution No. 140127-04

(Carried)

Motion by Councilmember Shumaker
Second by Mayor Pro-Tem Abrams

I Move the Swartz Creek City Council approve the City Manager's Report of January 27, 2014, to be circulated and placed on file.

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

Discussion Ensued.

MEETING OPENED TO THE PUBLIC

Pastor Chris Yager, 4187 Silver Maple, mentioned one of his church member been talking to one of the councilmembers and they would like to get involved with the community this year and see what they can do to reach out to the community. He asked the council if they had suggestions on things the church could help with. Councilmember Shumaker said he may want to come to the next Park Board Meeting. Public Service Director Tom Svrcek invited him to come. Mayor Krueger asked him to encourage his members to attend the city council meetings.

COUNCIL BUSINESS

RESCINDING OF LOT SALE RESOLUTIONS

Resolution No. 140127-05A

(Amended Below)

Motion by Councilmember Gilbert
Second by Councilmember Hurt

WHEREAS, the City of Swartz Creek City Council passed resolution 131014-09 to offer certain properties in Springbrook East and Heritage Village condominiums for sale to specific interests, based upon certain contingencies, and;

WHEREAS, the council subsequently passed resolution 131028-07 to sell five lots in Heritage Village condominium to three buyers, and;

WHEREAS, City Charter Section 13.3(b)(2) requires a land sale resolution to be passed in its final form and placed on file for 30 days for public inspection before any sale can be executed, and;

WHEREAS, the city attorney believes the process taken may be subject to disputes over validity.

NOW THEREFORE, I Move the City of Swartz Creek rescind resolutions 131014-09 and 131028-07 and direct the city clerk to make adjustments to the records to reflect such changes.

BE IT FURTHER RESOLVED, that the city council directs staff to renegotiate the proposed sales in Heritage Village and bring back a resolution that satisfies the charter requirements.

Resolution No. 140127-5B
Motion Amended

(Carried)

Motion by Councilmember Hurt
Second by Shumaker

I Move the City of Swartz Creek Council to amend to state as

BE IT FURTHER RESOLVED, that the city council directs staff to generate a sales instrument reflecting conditions previously agreed on last fall and satisfies charter requirements.

YES: Shumaker, Abrams, Gilbert, Hurt, Krueger.
NO: Porath. Motion Declared Carried

Resolution No. 140127-05C
Motion as Amended

(Carried)

Motion by Councilmember Gilbert
Second by Councilmember Hurt

WHEREAS, the City of Swartz Creek City Council passed resolution 131014-09 to offer certain properties in Springbrook East and Heritage Village condominiums for sale to specific interests, based upon certain contingencies, and;

WHEREAS, the council subsequently passed resolution 131028-07 to sell five lots in Heritage Village condominium to three buyers, and;

WHEREAS, City Charter Section13.3(b)(2) requires a land sale resolution to be passed in its final form and placed on file for 30 days for public inspection before any sale can be executed, and;

WHEREAS, the city attorney believes the process taken may be subject to disputes over validity.

NOW THEREFORE, I Move the City of Swartz Creek rescind resolutions 131014-09 and 131028-07 and direct the city clerk to make adjustments to the records to reflect such changes.

BE IT FURTHER RESOLVED, that the city council directs staff to generate a sales instrument reflecting conditions previously agreed on last fall and satisfies charter requirements.

YES: Shumaker, Abrams, Gilbert, Hurt, Krueger, Porath.
NO: Porath. Motion Declared Carried

HAZARDOUS WASTE REQUEST

Resolution No. 140127-06

(Carried)

Motion by Councilmember Hurt
Second by Councilmember Porath

I Move the City of Swartz Creek approve payment in the amount of \$750.00 to Keep Genesee County Beautiful for the purpose of supporting the 2014 hazardous household waste collection program, such funds to be allocated from the contractual service account of the city's waste services fund.

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

MUNDY TOWNSHIP BUILDING SERVICES AGREEMENT

Resolution No. 140127-07

(Carried)

Motion by Councilmember Porath
Second by Councilmember Hurt

WHEREAS, the city operates a building services department that performs permitting, reviews, and inspections for building and trade occupations within the city limits ; and

WHEREAS, this is a fundamental service that is fundamental to the health and safety of the community; and

WHEREAS, Public Act 63 of 2011, introduced the Economic Vitality Incentive Program, requires municipalities receiving over \$4,500 in revenue sharing to engage in numerous activities, including service consolidation; and

WHEREAS, the city is currently without a building official; and

WHEREAS, a study commissioned by the city recommended that the city cooperate with the Township of Mundy to perform building services.

NOW, THEREFORE, I Move the City of Swartz Creek hereby approves the agreement for joint services with Mundy Township as attached and directs staff to integrate the terms of the agreement into the official minutes of record and to establish and set procedures, policies, and duties as necessary to implement and carry out building services as outlined in the agreement.

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

NO: None. Motion Declared Carried

SPRINGBROOK COLONY UTILITY TRANSFER

Resolution No. 140127-08

(Carried)

Motion by Mayor Pro Tem Abrams
Second by Councilmember Hurt

WHEREAS, Springbrook Colony Condominium (“Springbrook”), a site condominium project, was established in 1986 and work on the development of same commenced in 1986; and

WHEREAS, the Master Deed for Springbrook was initially recorded with the Genesee County Register of Deeds on September 18, 1986, at Liber 1551 Pages 3661-3699 (Genesee County Condominium Subdivision Plan #60); and

WHEREAS, the Master Deed provided for the establishment of the Association and the Association’s Bylaws (the Master Deed, the Association’s Bylaws, and their amendments, are collectively referred to herein as the “Condominium Documents”); and

WHEREAS, the Association is the owner of certain sanitary sewer and water lines that run through Springbrook; and

WHEREAS, the Association desires to transfer the ownership of said sanitary sewer system and water system, including sewer drains (“the Utility Systems”) to the City; and

WHEREAS, the City is willing to take over the ownership and operation of the Utility Systems under the terms and conditions set forth in this agreement, the primary reason being the repeated demands for such ownership received from the Michigan Department of Environmental Quality (DEQ).

NOW, THEREFORE, it is hereby agreed by and through the City and the Association, acting through their duly authorized representatives, as follows:

1. Composition of the Utility Systems.

The Utility Systems consist of that sanitary sewer system and water system currently existing in Springbrook (excluding the leads to individual units) as more particularly described and depicted in Exhibit “A” hereto.

2. Transfer, Dedication and Acceptance of the Utility Systems.

The Association hereby conveys, transfers and grants to the City and dedicates to the public the Utility Systems up to the point of their connection to the water and sewer leads at each unit in Springbrook as depicted on Exhibit “A”; and the City agrees to accept said grant of dedication and conveyance and to assume ownership and operation of the Utility Systems as described in Exhibit “A;” provided, however, that if such dedication requires an amendment to the condominium master deed to be effective, the City shall be under no obligation to accept such dedication unless it is provided with evidence that such amendment has been completed. Otherwise, the dedication by the Association shall be accomplished in the manner required by law and shall be in a form approved by the City’s legal counsel. The City’s acceptance of the dedication by the Association shall be by city council resolution.

3. Repairs and Indemnification of City.

The City shall be responsible for the cost of maintenance and repairs to the Utility Systems. Any other damage caused by maintenance and repairs, including, but not limited to streets, curbs, gutters, drainage structures, sidewalks, driveways, lawns, gardens, etc., shall be the responsibility of the Association. The Association agrees to hold the City harmless for any damage related to the repair and maintenance of the Utility Systems. Following any work performed by the City or its contractors, the City shall, pursuant to its standard procedures, restore the work area to grade, seed where appropriate and re-gravel streets or sidewalks as necessary. In that regard, the Association shall assign to the City the easements it may have, if any, for the maintenance, repair and/or replacement of the Utility Systems or any component thereof and shall, as may be necessary, grant to the City easements for maintenance, repair and/or replacement of the Utility Systems. The easement shall have a width of ten (10) feet for the water lines and shall extend five (5) feet on either side of the center of said water lines. The easement shall have a width of twenty (20) feet for the sewer lines and shall extend ten (10) feet on either side of the center of said sewer lines.

4. Term.

The transfer of the water and sewer system from the Association to the City, and the terms of this agreement, are in perpetuity.

5. Notices.

Whenever it is necessary or required by law or by this agreement that notice be given by one party to this agreement to the other party, unless otherwise specifically authorized in writing, such notice shall be personally delivered or sent by first class mail, postage prepaid, to the following:

To the City:

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

With a copy to:

Richard J. Figura, Esq.
SIMEN, FIGURA & PARKER, P.L.C.
5206 Gateway Centre
Flint, MI 48507

To the Association:

Larry Carter
Resident Agent
5454 gateway Center, Suite A
Flint, Michigan 48507

With a copy to:

Jeremy R.M. Piper, Attorney
503 S. Saginaw Street, Ste. 1426
Flint, Michigan 48502

6. Resident agent and officers of the Association.

The Association shall advise the City annually by January 15 of the names and addresses of its resident agent and its officers.

7. Entire Agreement.

This agreement constitutes the entire agreement between the parties and shall be deemed to supersede and cancel any other agreements between them relating to the transactions herein contemplated. None of the prior and contemporaneous negotiations, preliminary drafts, or prior versions of this contract leading up to its execution and not set forth herein shall be used by any of the parties to construe or affect the validity of this contract.

8. Amendments.

This agreement may be amended or modified only by a document in writing executed by both the City and the Association.

9. Assignment.

Any assignment of this agreement by either party to another person or entity shall not be effective against the other party unless such other party approves such assignment in writing.

10. Applicable Law.

This Agreement shall be governed by, interpreted, construed, and enforced pursuant to and in accordance with the laws of the State of Michigan.

11. Severability.

If any provision of this Agreement is held to be unenforceable for any reason, the unenforceability thereof shall not affect the remainder of this Agreement which shall remain in full force and effect and enforceable in accordance with its terms.

YES: Hurt, Krueger, Porath, Abrams.

NO: Shumaker, Gilbert. Motion Declared Carried

PARK FEE WAIVER REQUEST – GFWC SWARTZ CREEK WOMENS CLUB

Resolution No. 140127-09

(Carried)

Motion by Councilmember Shumaker
Second by Councilmember Hurt

I Move the City of Swartz Creek grant a waiver of fees and approve the use of Elms Road Park Pavilion #2 on Sunday, September 7, 2014, 12:00 noon to 6:00pm, for the Swartz Creek branch of the GFWC Women’s Club.

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

NO: None. Motion Declared Carried

PARK FEE WIAVER REQUEST – GIRL SCOUTS OF AMERICA

Resolution No. 140127-10

(Carried)

Motion by Councilmember Gilbert
Second by Councilmember Hurt

I Move the City of Swartz Creek grant a waiver of fees and approve the use of Elms Road Park Pavilion #2 on Sunday, September 21, 2014, 12:00 noon to 6:00pm, for the Swartz Creek branch of the Girl Scouts of America Reunion.

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

SEWER LINING AND INSPECTION SERVICES

Resolution No. 140127-11

(Carried)

Motion by Councilmember Hurt
Second by Mayor Pro Tem Abrams

WHEREAS, the city selected Liqui-Force Services Inc., to perform certain sewer inspections and repairs in December 2008; and

WHEREAS, Liqui-Force Services Inc., was selected based upon a competitive request-for-proposal process that included fixed unit costs for services; and

WHEREAS, the scope of work was to span four years and terminate in December 2012, but circumstances resulted in the delay of specific work items; and

WHEREAS, Liqui-Force has agreed to extend their unit costs through June of 2014 for the purpose of completing work on the sanitary sewer system.

NOW, THEREFORE, I Move the City of Swartz Creek hereby approves the proposal to perform inspections and repair on the sanitary sewer system as outlined on the updated proposal dated April 15, 2013, in the amount of \$148,429, and hereby amends the fiscal year 2014 city budget to allocate such amount to the 591 fund.

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

FANG DUES & BUDGET ADJUSTMENT

Resolution No. 140127-12

(Carried)

Motion by Councilmember Porath
Second by Councilmember Shumaker

I Move the City of Swartz Creek City Council approve the payment of \$7,850.60 to the Flint Area Narcotics Group (FANG) for annual dues, and direct staff to amend

the budget to reflect a transfer from Fund 101 unencumbered unreserved fund balance, to the appropriate account within the police department.

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

NO: None. Motion Declared Carried

BLOOD DRAW CONTRACT (OWI)

Resolution No. 140127-13

(Carried)

Motion by Mayor Pro Tem Abrams
Second by Councilmember Hurt

WHEREAS, the city has contracted with MEDLAW for blood draws performed on behalf of the police department in carrying out enforcement related to alcohol and drug related offenses ; and

WHEREAS, charges incurred for this service were recoverable; and

WHEREAS, MEDLAW is no longer in business and a new service provided is needed..

NOW, THEREFORE, I Move the City of Swartz Creek hereby approves the contract with GLC-LAB, L.L.C. and direct Chief Clonger to execute and file all required documentation to formalize the agreement.

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

NO: None. Motion Declared Carried

ADOPT ORDINANCE #411, SECTION 10-143, RETAIL FRAUD

Resolution No. 140127-14

(Carried)

Motion by Councilmember Shumaker
Second by Councilmember Hurt

I Move the City of Swartz Creek ordain:

CITY OF SWARTZ CREEK

ORDINANCE NO. 411

AN ORDINANCE TO AMEND SECTION 10-143 OF THE CODE OF ORDINANCES OF THE CITY OF SWARTZ CREEK TO INCREASE THE POSSIBLE TERM OF IMPRISONMENT FROM 90 DAYS TO 93 DAYS.

THE CITY OF SWARTZ CREEK ORDAINS:

Section 1. Amendment of Section 10-143 of the Code of Ordinances of the City of Swartz Creek.

Section 10-143 of the Code of Ordinances of the City of Swartz Creek, Michigan, is hereby amended to read as follows:

Sec. 10-143.- Retail fraud.

It shall be unlawful for any person to commit the following in a store or in its immediate vicinity:

- (1) While a store is open to the public, alter, transfer, remove and replace, conceal, or otherwise misrepresent the price at which property is offered for sale, with the intent not to pay for the property or to pay less than the price at which the property is offered for sale.*
- (2) While a store is open to the public, steal property of the store that is offered for sale.*
- (3) With intent to defraud, obtain or attempt to obtain money or property from the store as a refund or exchange for property that was not paid for and belongs to the store.*
- (4) A person who violates this section shall be guilty of a misdemeanor punishable by imprisonment for not more than 93 days or a fine of \$500.00 or both.*

Section 2. Effective Date.

This ordinance shall be effective on the 1st day of March, 2014.

At a regular meeting of the City Council of the City of Swartz Creek held on January 27, 2014, adoption of the foregoing ordinance was moved by Councilmember Shumaker and supported by Councilmember Hurt.

Voting for:

Voting against:

The Mayor declared the ordinance adopted.

*David A. Krueger
Mayor*

CERTIFICATION

The foregoing is a true copy of Ordinance No. 411, which was enacted by the City Council of the City of Swartz Creek at a regular meeting held on January 27, 2014.

Juanita Aguilar, City Clerk

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

Kroger Tax Appeal

Discussion

City Manager Adam Zettel, thinks the City should fight the Kroger appeal. He proceeded to answer any questions from the council and explain why. Attorney Mike Gildner explained to the council that additional funds would be needed to acquire the information needed to fight the appeal.

MEETING OPEN TO PUBLIC:

None.

REMARKS BY COUNCILMEMBERS:

Councilmember Gilbert commented he is waiting for spring.

Councilmember Shumaker commented on some properties that are being snow plowed and they are leaving large piles of snow on the sidewalks.

Councilmember Porath wanted clarification on the time schedule for the sewer lining and inspection services. City Manager Adam Zettel explained it initially started off as a four year plan, and if problems are found in the lines inspected this year, they will be worked on the following year. We will look at a new capital improvement plan this summer.

Mayor Pro Tem Abrams commented on the weather.

Mayor Krueger wanted to let council know about the pictures Councilmember Porath took of the Mayor.

Adjournment

Resolution No. 140127-15

(Carried)

Motion by Councilmember Shumaker
Second by Councilmember Gilbert

I Move the City of Swartz Creek adjourn the Regular Session of the City Council meeting at 9:37 p.m.

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

David A. Krueger, Mayor

Juanita Aguilar, City Clerk

NOTICE OF PUBLIC HEARING
CITY OF SWARTZ CREEK
CITY COUNCIL

Swartz Creek City will hold a Community Development Citizen Needs Hearing on Monday, February 10th, 2014 at 7:00pm in the City Council Chambers at 8083 Civic Drive, Swartz Creek, MI 48473.

The purpose of the hearing is to obtain citizen needs and project proposals concerning use of the federal Community Development Block Grant (CDBG) funds for the 2013 program cycle, ending in February of 2015. Citizens are also encouraged to comment on past CDBG projects.

The City of Swartz Creek expects to receive approximately \$46,000 CDBG funds for this cycle. The funds are provided by the Genesee County Community Development Program from an annual entitlement grant received from the U.S. Department of Housing and Urban Development (HUD).

The funds are intended primarily for physical development projects in low and moderate income neighborhoods.

Juanita Aguilar, City Clerk
City of Swartz Creek, Michigan

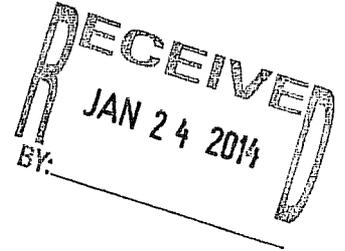
“An Equal Opportunity Employer”



ROWE PROFESSIONAL SERVICES COMPANY

Large Firm Resources. Personal Attention. sm

January 22, 2014



Mr. Thomas Svrcek, Public Works Director
City of Swartz Creek, Department of Public Works
8083 Civic Drive
Swartz Creek, MI 48473

RE: 2014/2015 Biennial Bridge Inspections

Dear Mr. Svrcek:

The Federal Highway Administration requires that all bridges within the county over 20 feet in length be inspected every 24 months. Our records show that ROWE Professional Services Company last inspected your bridges in 2012 and 2013.

To perform this inspection a Qualified Team Leader (QTL) will visit the bridge, update the structure inventory and analysis sheet for each bridge and submit it to the Michigan Bridge Inspection System (MBIS). After the inspection the QTL will make maintenance and repair recommendations if necessary.

ROWE is proposing to perform the 2014 and 2015 bridge inspections for a fee of \$400 per bridge for a total of \$800. Included in this fee are the bridge inspection, documentation, and two stream cross sections. Stream cross sections are required every two inspection cycles, for most bridges this is every four years.

If you find this proposal acceptable please sign the acceptance section below and return to our corporate office. Do not hesitate to contact me at (810) 341-7500 if you should have any questions relative to the bridge inspections.

Sincerely,
ROWE Professional Services Company


Louis P. Fleury, PE
Project Manager

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\Structures\Proposals\2014 Bridge Inspections\BI Swartz Creek 2014 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.

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 \$1,000 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

Bristol Rd - Morrish Rd to Elms Rd

Item	Estimate	Est w/10% Contingency
Chip Seal Cost	\$ 20,122.67	\$ 22,134.94
Fog Seal Cost	\$ 4,139.52	\$ 4,553.47
Crack Seal Cost	\$ 1,448.83	\$ 1,593.71
Pavmt Repair Cost	\$ 13,079.73	\$ 14,387.70
Eng. & Insp.	\$ 1,939.54	\$ 2,133.49
Total Project Cost	\$ 40,730.29	\$ 44,803.32

Maximum GCRC Participation \$ 22,401.66

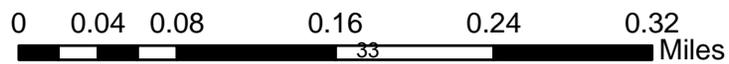
Cost Sharing

GCRC Eng. & Insp.	\$ 2,133.49	
GCRC Pavmt Repair	\$ 11,067.47	
GCRC Allocation	\$ 9,200.70	For Clayton TWP
Subtotal GCRC	\$ 22,401.66	
Clayton TWP	\$ 22,401.66	
Total	\$ 44,803.32	

Clayton TWP Allocation \$ 42,400.00
City of Swartz Creek Allocation \$11,200.83



City of Swartz Creek Council Packet Bristol Road



November 25, 2013

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

RE: Miller Road from Tallmadge Court to S. Dye Road

Dear Mr. Svrcek:

Orchard, Hiltz & McCliment, Inc. (OHM Advisors) is pleased to submit this proposal for engineering services for roadway design on Miller Road from Tallmadge Court to S. Dye Road for the City of Swartz Creek.

Project Understanding

Our understanding is that the intent of this project is to resurface Miller Road, perform pavement repairs and joint repairs where budget allows, improve the railroad crossing, evaluate the existing signal timing, upgrade ADA ramps and establish bike lanes. The geometric layout will consist of two travel lanes, a center turn lane and two bike lanes along the existing curb.

The center twenty four (24) feet of Miller Road consists of a composite section of concrete pavement with an asphalt overlay. The remainder of the pavement width in the outside lanes consists of full depth asphalt. The project will consist of milling the entire pavement width and performing pavement/joint repairs where necessary. The entire roadway will be resurfaced with a 2" HMA pavement. We understand there is a programmed amount of \$891,495 for construction, through your MPO along with \$133,724.25 to use for construction engineering.

Scope of Service

The scope of service that we will provide includes:

- ▶ Conduct a topographic survey of Miller Road from Tallmadge Court to the intersection of Dye Road.
- ▶ Obtain up to 7 soil borings to be utilized for pavement design.
- ▶ Prepare design plans and special provisions for a mill and resurface of Miller Road, including measures for improving side street approaches and establishing a three lane concept with exterior bike lanes.
- ▶ Submit plans, special provisions, estimates, notices to bidder and programming application for GI and final turn in to MDOT.

Fee Schedule

We propose to provide the above outlined professional services in accordance with the following fee schedule. Services for design will be performed on a cost plus fixed fee, not to exceed basis.

The following budget is presented for your consideration:

Design & Survey:	\$81,614
Soil Borings (sub-consultant):	\$2,500
Total:	\$84,114



Schedule

We are prepared to begin the project upon receiving a signed authorization and will work with the City to meet a schedule that works within their timeframe. It is anticipated that plans will be prepared to meet MDOT bid letting in winter or early spring 2015 (January-March), for construction in the summer of 2015.

Basis of Payment

OHM Advisors will invoice the City of Swartz Creek monthly for services completed.

If you have any questions or require additional information, please contact me at (989) 393-4200. Thank you for giving us the opportunity to propose on this project.

Sincerely,
OHM Advisors

Steve Warren, P.E.
Managing Director

November 25, 2013

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

RE: Miller Road from Morrish Road to Elms Road

Dear Mr. Svrcek:

Orchard, Hiltz & McCliment, Inc. (OHM Advisors) is pleased to submit this proposal for design engineering services for roadway design on Miller Road from Morrish Road to Elms Road for the City of Swartz Creek.

Project Understanding

Our understanding is that the intent of this project is to resurface Miller Road, perform pavement repairs and joint repairs where budget allows, improve several driveways with high slope, evaluate the existing signal timing, upgrade ADA ramps and re-establish the bike lanes.

The center twenty four (24) feet of Miller Road consists of a composite section of concrete pavement with an asphalt overlay. The remainder of the pavement width in the outside lanes/bike lanes consists of full depth asphalt. The project will consist of milling the entire pavement width and performing pavement/joint repairs where necessary. The entire roadway will be resurfaced with a 2" HMA pavement. We understand there is a programmed amount of \$887,623 of STP funds for construction, through your MPO along with \$133,143.45 to use for construction engineering.

Scope of Service

The scope of service that we will provide includes:

- ▶ Conduct a topographic survey of Miller Road from just west of Morrish Road through the intersection at Elms Road.
- ▶ Obtain up to 7 soil borings to be utilized for pavement design.
- ▶ Evaluate the existing signal operation (timing permit) for possible improvement for both pedestrian and vehicular traffic.
- ▶ Prepare design plans and special provisions for a mill and resurface of Miller Road, including measures for improving high-sloped driveways, side street approaches and re-establishing a 3 lane concept with exterior bike lanes.
- ▶ Submit plans, special provisions, estimates, notices to bidder and programming application for GI and final turn in to MDOT.



Fee Schedule

We propose to provide the above outlined professional services in accordance with the following fee schedule. Services for design will be performed on a cost plus fixed fee, not to exceed basis.

The following budget is presented for your consideration:

Design & Survey:	\$80,240
Soil Borings (sub-consultant):	\$2,900
Total:	\$83,140

Schedule

We are prepared to begin the project upon receiving a signed authorization and will work with the City to meet a schedule that works within their timeframe. It is anticipated that plans will be prepared to meet MDOT bid letting in winter or early spring 2015 (January-March), for construction in the summer of 2015.

Basis of Payment

OHM Advisors will invoice the City of Swartz Creek monthly for services completed.

If you have any questions or require additional information, please contact me at (989) 393-4200. Thank you for giving us the opportunity to propose on this project.

Sincerely,
OHM Advisors

Steve Warren, P.E.
Managing Director

Preservation/Reconstruction Application

Genesee County Metropolitan Alliance

FY 2014-2017

Transportation Improvement Program



Preservation/Reconstruction Project Application
Please Complete and Attach as a Front Cover to your Application

TO: Terry Thomas, Associate Planner
Genesee County Metropolitan Planning Commission

Please indicate application type:

- Preservation Application (73% of funds in this category are reserved for preservation projects)
 Reconstruction Application (27% of funds in this category are reserved for reconstruction projects)

Application Agency: City of Swartz Creek

Contact Person: Paul Bueche, City Manager

Phone/E-Mail: (810) 635-4464/pbueche@cityofswartzcreek.org

Proposed Project Information

(Please attach commitment from local funding agency in the form of a Resolution of Support. This is required for eligibility)

Road Name	<u>Miller Road</u>
Point of Beginning	<u>Tallmadge CT</u>
Point of End	<u>Dye Road</u>
Project length in Miles	<u>1.2 Miles</u>
Current Number of Lanes	<u>4 Lanes</u>
Number of Lane Feet in Project	<u>25,344 Feet</u>
Current Pavement Width	<u>50 Feet</u>
Current ADT	<u>13,844</u>

MDOT Project Description: (Please refer to list provided)

Resurface

NOTE: Please provide a narrative describing the details of the project on the following page. Please be specific and feel free to attach additional pages.

Detailed Project Description

Miller Road is proposed to be a mill and resurface project from Tallmadge Ct to Dye Road. The proposed mill and resurface will also include concrete ADA sidewalk ramp upgrades throughout the entire project. The existing road surface has numerous cracks and delaminations that need to be repaired. The Miller Road project will consist of the following work:

Full width cold milling of the existing HMA pavement, pavement repairs, HMA joint repairs, subgrade undercutting, and curb and gutter repairs. The road will be converted from a four lane roadway to a 3 lane roadway with bike lanes on each side. The existing ADA sidewalk ramps will be upgraded and installed to meet current standards. The existing railroad crossing will be upgraded. Following adjustments of existing manholes, HMA pavement will be placed over the milled surface. Lastly, pavement markings and permanent signage will be placed.

Please provide a list of any alternatives to the proposed improvement and a brief explanation as to their shortcomings.

Alt #1 Do nothing – The road will continue to deteriorate. This will cause further, more expensive repairs in the future. The City has noted a significant increase in the deterioration of the roadway since the last call for TIP Applications in 2009. The short term condition of the road may cause damage to vehicles and cause an eyesore for the residents and businesses on Miller Road.

Alt #2 Reconstruct – The existing road has deteriorated in such a way that milling and resurfacing with joint repairs will be sufficient. To reconstruct this section of roadway at this time would not be cost effective. However, if no preservation work is completed on this section of roadway in the next three years it could deteriorate beyond the point of preservation.

Diagrams of the existing segment, intersection, or area drawn at an appropriate scale and in sufficient detail to describe the existing situation and proposed improvement.

See Attached.

Estimated Project Cost

Item	Total Cost	Federal Funds Requested	Local Match	Other Source of Funds	Funds Type & Amount
R.O.W	\$0	\$0	(100%)	(N)	
Preliminary Engineering	\$89,149.50	(80%)Max \$71,319.60	(20%) Min \$17,829.90	(N)	
Construction Engineering	\$133,724.25	(80%)Max \$106,979.40	(20%) Min \$26,744.85	(N)	
Construction	\$891,495.00	(80%) Max \$713,196.00	(20%) Min \$178,299.00	(N)	
Total Project cost	\$1,114,368.75	\$891,495.00	\$222,873.75	(N)	

NOTE: The PE and CE must be identified above to be eligible for funding.

Please provide an Engineers estimate to support identified costs

Proposed Implementation Schedule

(Indicate beginning month / year and ending month/year for each activity)

Circle as many as needed Preferred Fiscal Year =1 Second Preferred year = 2	2014 1	2015 2	2016	2017
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Item	Oct 2013	Nov 2013	Dec 2013	Jan 2014	Feb 2014	Mar 2014	Apr 2014	May 2014	June 2014	July 2014	Aug 2014	Sept 2014
R.O.W Acquisition												
Preliminary Engineering												
Construction Engineering												
Grade Inspection												
Bid Letting												
Construction												

PAVEMENT CONDITION (65 Points Available)

2012 PASER Rating: 3
(From GCMPC 2012 PASER Map)

PASER RATING	POINTS
1	65
2	65
3	55
4	45
5	25
6	10
7-10	0

AVERAGE DAILY TRAFFIC (15 Points Available)

What is the ADT for this road segment? 13844 (3461 Per Thru Lane)

Per Thru Lane ADT	Points
7000 and Above	15
6,999 to 6,000	13
5,999 to 5000	10
4,900 to 2,000	5
1,999 or less	3

SUSTAINABILITY PRINCIPLES (20 Points Available)

1. COMPLETE STREETS (5 Points Available)

Which of the complete streets design elements are planned as part of this project? (ie: bike lanes, sidewalks, ADA accessible crosswalks, ped crossings, etc.) If none, please explain.
ADA ramps will be upgraded throughout the project. The new plastic ADA inserts will be placed to create a permanent detectable warning surface in the sidewalk ramps. The ADA upgrades will increase the ease of access to the Elms Park Recreation Area from Miller Rd. There are traffic signals along this section of Miller road that will be analyzed to ensure that pedestrians have enough time to cross the existing streets. The pavement markings will be upgraded at the crosswalks. A pedestrian crossing will be added across the rail road tracks to allow pedestrians with disabilities to cross the tracks. The existing lane configuration will be changed from four thru lanes to two thru lanes and a two way center left turn lane. Bike lanes will be added to both sides of the road.

2. SAFETY - (5 Points Available)

Points will be given to projects that implement safety improvements in conjunction with normal roadway improvements. Safety improvements such as 4 to 3 lane conversions, signage and/or signal upgrades, lane re-striping, turn lane additions, etc. all qualify. Please describe below the safety improvements proposed for this project.

This segment of roadway will be converted from a 4 lane concept to a 3 lane concept with bike lanes. The three lane concept will add a two way center turn lane. Permanent signing will be upgraded as necessary as a part of this project. The existing pavement markings are deteriorating and are difficult to see. The pavement markings will be updated and restriped as a part of this project. The existing signals will be analyzed to ensure they are properly timed for both motorized and non-motorized traffic. The existing railroad crossing will be upgraded for both motorized and non-motorized traffic which will make crossing the tracks safer for both.

3. ACCESS MANAGEMENT – (5 Points Available)

Points will be given to projects that employ access management techniques.

Does this project address access management? If yes how? If not, why not?

Please be specific in identifying access management strategies used such that help reduce traffic congestion, preserve the flow of traffic, improve traffic safety, and prevent crashes.

The 4 lane to 3 lane conversion will improve traffic flow and safety in the area as well as reduce the average daily traffic with the addition of the bike lanes. With the proposed pavement repairs, traffic will be able to flow through the project area smoothly. This will create less congestion in the area. Also, the signal timing will be analyzed to make sure that the signal is working as efficiently as possible. The existing pavement markings will be upgraded so they are more visible creating less confusion in the area and allowing traffic to flow smoothly through the area. Also, there are currently some existing drives that are in excess of 10%. These drives will be reconstructed to a grade less than 10% as a part of this project. This will make it easier for vehicles to access and exit Miller Rd causing less congestion along this section of Miller Rd. The upgrades to the railroad tracks will help reduce congestion and increase safety in this area.

4. AREAWIDE IMPACT - (5 Points Available)

Agency judgment shall be considered for but is not limited to certain important and significant criteria which do not fit any of the above categories but which, nevertheless, should be included in establishing priorities. This criteria includes the following:

1. Is this project located in an Environmental Justice (EJ) Zone identified in the Flint-Genesee County 2035 Long Range Transportation Plan? If so, what are the effects of the project, both positive and negative, and how do you plan to mitigate the negative effects?

No, this Miller Road project is not located in the Environmental Justice Zone identified in the Flint-Genesee County 2030 Long Range Transportation Plan.

2. Are other transportation related improvements taking place in the area? Y / N, If yes, what/where?

Yes, The City of Swartz Creek has recently done a number of projects in the area to improve this entire area of the city. Some of these projects include Morrish Road Resurfacing from the south city limits to I-69, Morrish Road reconstruction from I-69 to Bristol Road, Elms Road Resurfacing and widening from Miller Road to the northern City limits, Bristol Road from Elms road to Miller Road, Miller Rd and Elms Road Intersection Improvements, Miller Road and Fairchild Rd Intersection improvements, Miller Road and Elms Road Intersection reconstruction, and Seymour Road Improvements from Miller Road to Hill Road. They also have plans in place for upgrades to Elms Road Recreation Park, a new pathway from Bristol Road to Miller Road and from ITT technical institute to Elms Road. The City is also submitting various other projects to be included in the 2014-2017 TIP.

Preservation/Reconstruction Application

Genesee County Metropolitan Alliance

FY 2014-2017

Transportation Improvement Program



Preservation/Reconstruction Project Application
Please Complete and Attach as a Front Cover to your Application

TO: Terry Thomas, Associate Planner
Genesee County Metropolitan Planning Commission

Please indicate application type:

- Preservation Application (73% of funds in this category are reserved for preservation projects)
 Reconstruction Application (27% of funds in this category are reserved for reconstruction projects)

Application Agency: City of Swartz Creek

Contact Person: Paul Bueche, City Manager

Phone/E-Mail: (810) 635-4464/pbueche@cityofswartzcreek.org

Proposed Project Information

(Please attach commitment from local funding agency in the form of a Resolution of Support. This is required for eligibility)

Road Name	<u>Miller Road</u>
Point of Beginning	<u>Morrish Road</u>
Point of End	<u>Elms Road</u>
Project length in Miles	<u>1.2 Miles</u>
Current Number of Lanes	<u>3 Lanes (2 Thru Lanes)</u>
Number of Lane Feet in Project	<u>19,008 Feet</u>
Current Pavement Width	<u>49 Feet</u>
Current ADT	<u>13,884</u>

MDOT Project Description: (Please refer to list provided)

Resurface

NOTE: Please provide a narrative describing the details of the project on the following page. Please be specific and feel free to attach additional pages.

Detailed Project Description

Miller Road is proposed to be a mill and resurface project from Morrish Road to Elms Road. The proposed 2" mill and resurface will also include the two existing bike lanes and concrete sidewalk and ADA ramp upgrades throughout the entire project. The existing road surface has numerous cracks and areas that need to be repaired. The Miller Road project will consist of the following work:

Full width cold milling of the existing HMA pavement, pavement repairs, subgrade undercutting, drainage improvements and curb and gutter repairs. The existing sidewalk and ADA ramps will be upgraded and installed to meet current standards. Following adjustments of existing manholes, HMA pavement will be placed over the milled surface. Lastly, pavement markings and permanent signage will be placed.

Please provide a list of any alternatives to the proposed improvement and a brief explanation as to their shortcomings.

Alt #1 Do nothing – The road will continue to deteriorate. This will cause further, more expensive repairs in the future. The City has noted a significant increase in the deterioration of the roadway since the last call for TIP Applications in 2009. The short term condition of the road may cause damage to vehicles and cause an eyesore for the residents and businesses on Miller Road.

Alt #2 Reconstruct – The existing road has deteriorated in such a way that milling and resurfacing with joint repairs will be sufficient. To reconstruct this section of roadway at this time would not be cost effective. However, if no preservation work is completed on this section of roadway in the next three years it could deteriorate beyond the point of preservation.

Diagrams of the existing segment, intersection, or area drawn at an appropriate scale and in sufficient detail to describe the existing situation and proposed improvement.

See Attached.

Estimated Project Cost

Item	Total Cost	Federal Funds Requested	Local Match	Other Source of Funds	Funds Type & Amount
R.O.W	\$0	0	(100%)	(N)	
Preliminary Engineering	\$88,762.30	(80%)Max \$71,009.84	(20%) Min \$17,752.46	(N)	
Construction Engineering	\$133,143.45	(80%)Max \$106,514.76	(20%) Min \$26,628.69	(N)	
Construction	\$887,623.00	(80%) Max \$710,098.40	(20%) Min \$177,524.60	(N)	
Total Project cost	\$1,109,528.75	\$887,623.00	\$221,905.75	(N)	

NOTE: The PE and CE must be identified above to be eligible for funding.

Please provide an Engineers estimate to support identified costs

Proposed Implementation Schedule

(Indicate beginning month / year and ending month/year for each activity)

Circle as many as needed Preferred Fiscal Year =1 Second Preferred year = 2	2014	2015 2	2016 1	2017
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Item	Oct 2015	Nov 2015	Dec 2015	Jan 2016	Feb 2016	Mar 2016	Apr 2016	May 2016	June 2016	July 2016	Aug 2016	Sept 2016
R.O.W Acquisition												
Preliminary Engineering												
Construction Engineering												
Grade Inspection												
Bid Letting												
Construction												

PAVEMENT CONDITION (65 Points Available)

2012 PASER Rating: 3
(From GCMPC 2012 PASER Map)

PASER RATING	POINTS
1	65
2	65
3	55
4	45
5	25
6	10
7-10	0

AVERAGE DAILY TRAFFIC (15 Points Available)

What is the ADT for this road segment? 13,884 (6942 Per Thru Lane)

Per Thru Lane ADT	Points
7000 and Above	15
6,999 to 6,000	13
5,999 to 5000	10
4,900 to 2,000	5
1,999 or less	3

SUSTAINABILITY PRINCIPLES (20 Points Available)

1. COMPLETE STREETS (5 Points Available)

Which of the complete streets design elements are planned as part of this project? (ie: bike lanes, sidewalks, ADA accessible crosswalks, ped crossings, etc.) If none, please explain.
ADA ramps will be upgraded throughout the project. The new plastic ADA inserts will be placed to create a permanent detectable warning surface in the sidewalk ramps. The ADA upgrades will increase the ease of access to the Elms Park Recreation Area from Miller Rd. The existing bike lane will be upgraded to meet current ADA standards and MDOT guidelines. These improvements will make it easier for non-motorized traffic to commute along Miller Road. There are numerous signals along this section of Miller road that will be analyzed to ensure that pedestrians have enough time to cross the existing streets. The pavement markings will be upgraded at the crosswalks and the bike lane.

2. SAFETY - (5 Points Available)

Points will be given to projects that implement safety improvements in conjunction with normal roadway improvements. Safety improvements such as 4 to 3 lane conversions, signage and/or signal upgrades, lane re-striping, turn lane additions, etc. all qualify. Please describe below the safety improvements proposed for this project.

Permanent signing will be upgraded as necessary as a part of this project. The existing pavement markings are deteriorating and are difficult to see. The pavement markings will be updated as a part of this project. The existing signals will be analyzed to ensure they are properly timed for both motorized and non-motorized traffic. The existing bike lane will be upgraded to meet current ADA standards and MDOT specifications which will make this section of Miller Road safer for non-motorized traffic.

3. ACCESS MANAGEMENT – (5 Points Available)

Points will be given to projects that employ access management techniques.

Does this project address access management? If yes how? If not, why not?

Please be specific in identifying access management strategies used such that help reduce traffic congestion, preserve the flow of traffic, improve traffic safety, and prevent crashes.

With the proposed pavement repairs, traffic will be able to flow through the project area smoothly. This will create less congestion in the area. Also, the signal timing will be analyzed to make sure that the signal is working as efficiently as possible. The existing pavement markings will be upgraded so they are more visible creating less confusion in the area and allowing traffic to flow smoothly through the area. Also, there are currently some existing drives that are in excess of 10%. These drives will be reconstructed to a grade less than 10% as a part of this project. This will make it easier for vehicles to access and exit Miller Rd causing less congestion along this section of Miller Rd.

4. AREAWIDE IMPACT - (5 Points Available)

Agency judgment shall be considered for but is not limited to certain important and significant criteria which do not fit any of the above categories but which, nevertheless, should be included in establishing priorities. This criteria includes the following:

1. Is this project located in an Environmental Justice (EJ) Zone identified in the Flint-Genesee County 2035 Long Range Transportation Plan? If so, what are the effects of the project, both positive and negative, and how do you plan to mitigate the negative effects?

Yes, the project is located within the Environmental Justice Zone identified in the Genesee County 2030 Long Range Transportation Plan. This project will not cause any populations to be relocated or redistributed. Also economic conditions will not be adversely impacted, businesses will not be relocated and jobs will not be affected with this project. During the short term (the construction process) the project may impact the mobility and access for residents of the area to local businesses, public services and other facilities in the area. This short-term negative impact will be negated by the positive impact because the local residents will have improved mobility and better access to the local businesses, public services and other facilities in the area once the project is completed.

2. Are other transportation related improvements taking place in the area? Y / N, If yes, what/where?

Yes, The City of Swartz Creek has recently done a number of projects in the area to improve this entire area of the city. Some of these projects include Morrish Road Resurfacing from the south city limits to I-69, Morrish Road reconstruction from I-69 to Bristol Road, Elms Road Resurfacing and widening from Miller Road to the northern City limits, Bristol Road from Elms road to Miller Road, Miller Rd and Elms Road Intersection Improvements, Miller Road and Fairchild Rd

Intersection improvements, Miller Road and Elms Road Intersection reconstruction, and Seymour Road Improvements from Miller Road to Hill Road. They also have plans in place for upgrades to Elms Road Recreation Park, a new pathway from Bristol Road to Miller Road and from ITT technical institute to Elms Road. The City is also submitting various other projects to be included in the 2014-2017 TIP.

CITY OF SWARTZ CREEK
**SWARTZ CREEK, MICHIGAN
PLANNING COMMISSION
ZONING BOARD OF APPEALS
2013 ANNUAL REPORT**

To: The Honorable David Krueger & Swartz Creek City Council
From: The Swartz Creek Planning Commission
Subject: 2013 Annual Report

Greetings,

Introduction

In addition to the Planning Commission minutes that are delivered monthly to the city council, this document serves as a summary report of the activities of the planning commission and zoning board of appeals for the calendar year of 2013. This report is not to be confused with the monthly building report. This document is intended to summarize the general status and open-meeting decisions made by the planning commission (PC) and zoning board of appeals (ZBA).

Summary Findings

The PC and ZBA both had relatively busy years. Participation remains high, and all plans, procedures, and policies are up to date. The planning commission met seven times in 2013 compared to four times in 2012, and the ZBA met three times in 2013 compared to two times in 2012. Training and memberships in professional organizations have not been available due to limited resources.

Concerning membership, both boards have retained their existing membership through reappointments. The ZBA has an alternate position that has been vacant for some time and will need to be filled. Attendance with the planning commission and zoning board of appeals is still very good. Current commissioners appear to be active and take a strong interest in their respective fields.

In addition to the projects listed below for both groups, the planning commission worked on two zoning ordinance amendments this year. Both were approved by the city council and included the removal of the pylon sign amortization and an alteration to the design standards of the ordinance.

Facts & Figures on Projects

Below is an exhaustive list of projects that were reviewed by the Planning Commission and Zoning Board of Appeals.

Project	Venue	Review	Location	Size or Units	Value	Month	Approval	Status
Agricultural use in R-1	ZBA	Interpretation	Heritage Village	Vacant acreage	N/A	February	Farming permitted based on circumstance	On-going
BP Station	PC	Informal - Concept	4378 Morrish Rd	N/A	N/A	March	N/A	Inactive
Taco Bell	PC	Site plan review; SLU	Miller & Elms	2,028 sq. ft.; Drive Thru	~\$2M	May	Yes	95% Complete
Elms – Miller PUD	PC	Site plan amendment	Miller & Elms	2.9 Acres	N/A	May	Yes	Complete
Taco Bell sign	ZBA	Variance	Miller & Elms PUD	1 Pylon	N/A	June	Yes	Complete
Mini Storage Expansion	PC	Conceptual	4140 Morrish Rd	1 storage unit	N/A	July	Amended approval	Approved
NBD Zoning	PC	R-1 to NBD zoning	5387 Miller Rd	0.12 Acres	N/A	September	PC-Yes; Council-No	Inactive
Insurance Office	PC	Office use in existing structure	5387 Miller Rd	0.12 Acres	N/A	September	PC-Yes; Council-N/A	Inactive
Office demo; parking alterations	PC	Demolition of SPO office; parking improvements	6060 W Bristol Rd	~200,000 sq. ft.; 90 parking spaces	N/A	December	Yes	Approved
Child care	PC	SLU; 6-12 children in R-1 zone	4162 Hickory Ln	6-12 Children	N/A	December	Yes	Temporary occupancy

Boardmembers & Commissioners

Below is the current list of the PC and ZBA membership.

PLANNING COMMISSION	Term end date	Address
Robert Florine	6/30/15	5914 Cross Creek
James Florence	6/30/15	4296 Springbrook
Kathy Ridley	6/30/16	3414 Elms
Carl Conner	6/30/14	4061 Elms
Douglas Stephens, Chairperson	6/30/14	5250 Birchcrest
Bud Grimes	6/30/16	5171 Oakview Drive
C. David Hurt, Vice Chairperson	11/10/14	9214 Chesterfield
Paul Bueche, Secretary*	11/10/14	8083 Civic Dr
David Krueger	Per council term	7399 Miller Rd

ZONING BOARD OF APPEALS	Term end date	Address
Douglas Stephens	6/30/14	5250 Birchcrest
Ronald Smith, Secretary	6/30/14	9194 Chesterfield
Curt Porath Council Rep	11/10/14	4485 Frederick St.
Ronald Schultz, Chairperson	11/05/15	4279 Springbrook
James Packer, Vice Chairperson	11/05/15	7216 Miller Rd.
Bradley Stiff (Alternate)	6/30/14	9040 Chesterfield Dr.
Vacant (Alternate)		

*City Ordinance Section 13.23 requires that “the planning commission shall be composed of the mayor, a member of the council chosen annually by the council, **an administrative officer of the city**, and six registered electors of the city.” Mr. Bueche serves as the administrative officer at this time. Due to my dual role as the city planner, it is unlikely that an appointment to the commission would make practical sense. **The city council may need to consider another administrative office appointment or a change to the ordinance.** Administrative officers include the City Manager, a City Attorney, a Clerk, a Treasurer, a Finance Officer, if there be one, an Assessor, a Health Officer, a Chief of Police, a Fire Chief, a City Engineer, a Building Inspector and a Constable.

Conclusions - Looking Forward

2013 was a good year for these commissions. There was not a ton of activity, but there were not any issues or anomalies with the commissions that demand attention. The only potential concern may be with 5387 Miller Road zoning petition denial. It is unclear what the owner plans with this property given the R-1 zoning designation. For the time being,

the city itself is not in any risk since the zoning decision has not been appealed to the ZBA. It is possible that such an appeal is forthcoming.

The outlook for 2014 is uncertain, but there are indications that market conditions will result in some activity on the planning side of things. Residential values are climbing and there is new pressure to build homes in the area. Since the city owns over 20 lots in the city, there will be a desire to make these available for speculation or immediate home sites. However, the lots in Winchester Woods are not yet buildable, and this may require a new plan by the city to determine what to do with them.

The city also will be accepting a tax foreclosed property on Third Street that will require an action plan to determine its most desirable use and method to realize that use. At the discretion of the city council, the planning commission and DDA could also begin actively planning for the use and/or disposal of city owned properties on Fortino Drive and Morrish Road. Lastly, there may yet be more activity in the commercial realm near the interchanges off Miller and Morrish. We shall see.

Please contact me directly if you have any comments or inquiries on the matter.

Sincerely,

A handwritten signature in blue ink that reads "Adam Zettel". The signature is fluid and cursive, with the first name "Adam" and the last name "Zettel" clearly distinguishable.

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

SUPERVISOR
DAVID L. GUIGEAR

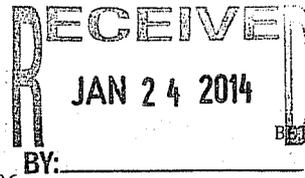
CLERK
TONYA KETZLER

TREASURER
JOE OSKEY



Charter Township of Mundy

3478 MUNDY AVENUE
SWARTZ CREEK, MICHIGAN 48473-8836
TELEPHONE 810 655-4631 FAX 810 655-6621 www.mundytwp-mi.gov



TRUSTEES
KAY DOERR
BETTY I. HARRISON
BILL MOREY
DENNIS B. OWENS

January 23, 2014

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

Re: Regional Services

Dear Mr. Zettel:

I am writing to you and your Board of Trustees to urge or solicit your involvement in considering a regional approach to delivering services to our respective communities.

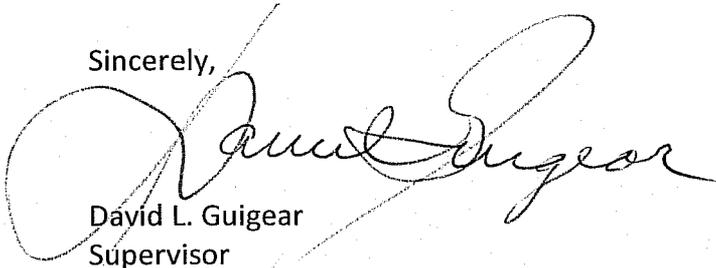
The weak economy in our area reflects in budgets that have dwindled over the past years. Local governments need to consider shared services to avoid duplication or redundancies. The possibilities are endless. Efficiency in the operation and potential savings are a must.

A few of the areas that may accommodate a shared initiative would be Police Protection, Janitorial Services, Code Enforcement, and Building Department Services. One or all of these may represent considerable untapped potential.

Looking at the region, I am of the opinion the time is right for us to explore and implement shared service initiatives. A trial period may be implemented to test the waters and to identify if a successful long term relationship can be the end result.

Please feel free to contact me if you have any questions or interest in moving on the outlined initiatives.

Sincerely,



David L. Guigear
Supervisor

DLG/bkm
c: Police Chief Dan Atkinson
Building Inspector Marty Johnson

SUMMARY CALENDAR FOR CANDIDATE AND PROPOSAL DEADLINES

August 5, 2014 Primary and November 4, 2014 General Election

Important Dates and Filing Deadlines

Refer to Michigan compiled law for cited provisions (www.michiganlegislature.org.) Dates are subject to change through legislative action. If any errors are found, it is the law, itself, which must be followed.

Election Dates

August 5, 2014	State Primary
November 4, 2014	State General Election

Registration Deadlines

July 7, 2014	Last day to register for August primary. (168.497)
Oct. 6, 2014	Last day to register for November general election. (168.497)

Filing Deadlines: Candidates

By 5:00 p.m., March 24, 2014	Incumbent Appeals Court, Circuit Court, District Court and Probate Court judges file Affidavit of Candidacy and Affidavit of Identity for the August primary. Withdrawal deadline elapses at 5:00 p.m. on March 27. (168.409b, 413a, 414, 433a, 434, 467c and 467d)
By 4:00 p.m., April 22, 2014	Candidates seeking Appeals Court, Circuit Court, District Court or Probate Court judgeships file nominating petitions, Affidavit of Identity and Affidavit of Constitutional Qualification for the August primary. Withdrawal deadline elapses at 4:00 p.m. on April 25. (168.409b, 409c, 413, 414, 433, 434, 467b and 467d)
By 4:00 p.m., April 22, 2014	Partisan and nonpartisan candidates (other than judicial candidates) file nominating petitions (or fees if applicable) and Affidavit of Identity for the August primary. Withdrawal deadline elapses at 4:00 p.m. on April 25. (168.53, 93, 133 and 163 for federal and state-level offices; assorted other statutes for local offices)
By 4:00 p.m., May 6, 2014	Candidates for county convention delegate (precinct delegate) file an Affidavit of Identity for the August primary. Filing submitted to the clerk of the county in which candidate resides. Withdrawal deadline elapses at 4:00 p.m. on May 9. (168.624, 624a)

- By 4:00 p.m.,
May 13, 2014** Candidates seeking a Wayne County Community College Trustee position file an Affidavit of Identity and a nonpartisan nominating petition. Withdrawal deadline elapses at 4:00 p.m. on May 16. (389.83)
- By 5:00 p.m.,
July 7, 2014** Incumbent Supreme Court Justices file Affidavit of Identity and Affidavit of Candidacy forms for the November general election. (168.392a and 558)
- By 4:00 p.m.,
July 17, 2014** District Library Board candidates who wish to seek office at the November general election file an Affidavit of Identity and a nonpartisan nominating petition. (A \$100.00 nonrefundable fee may be filed in lieu of a petition.) (Special note: If district library includes a school district, District Library Board candidates file by 4:00 p.m. on August 12, 2014) (397.181)
- By 4:00 p.m.,
July 17, 2014** Candidates without political party affiliation file qualifying petitions and Affidavit of Identity for the November general election. Withdrawal deadline elapses at 4:00 p.m. on July 21. (168.590c)
- By 4:00 p.m.,
July 22, 2014** Local School Board candidates and Community College Trustee candidates who wish to seek office at the November general election file an Affidavit of Identity and a nonpartisan nominating petition. (A \$100.00 nonrefundable fee may be filed in lieu of a petition.) Withdrawal deadline elapses at 4:00 p.m. on July 25. Candidates seeking a Wayne County Community College Trustee position file by 4:00 p.m. on May 13. (168.303; 389.83, 152)
- By 4:00 p.m.,
July 22, 2014** Village candidates who wish to seek office at the November general election file an Affidavit of Identity and a nonpartisan nominating petition. Withdrawal deadline elapses at 4:00 p.m. on July 25. (168.381)
- By 4:00 p.m.,
July 25, 2014** Write-in candidates other than write-in candidates who seek precinct delegate positions file Declaration of Intent forms for the August primary. (168.737a)
- By 4:00 p.m.,
August 1, 2014** Write-in candidates who seek precinct delegate positions file Declaration of Intent forms with the city or township clerk for the August primary. (As an alternative, candidates for precinct delegate may file the Declaration of Intent form with appropriate precinct board on election day before the close of the polls.) (168.737a)
- August 5, 2014** **STATE PRIMARY ELECTION**
- By 4:00 p.m.,
August 12, 2014** District Library Board candidates (library in districts that include a school district) who wish to seek office at the November general election file an Affidavit of Identity and a nominating petition. (A \$100.00 nonrefundable fee may be filed in lieu of a petition.) Withdrawal deadline elapses at 4:00 p.m. on August 15. (Special note: If district library does not include a school district, District Library Board candidates file by 4:00 p.m. on July 17.) (397.181)

**By 4:00 p.m.,
Oct. 24, 2014**

Write-in candidates file Declaration of Intent forms for the November general election. (168.737a)

November 4, 2014

STATE GENERAL ELECTION

Filing Deadlines: New Parties and State Ballot Proposals

**By 5:00 p.m.,
May 28, 2014**

Petitions to place a legislative initiative proposal on the November general election ballot filed with the Secretary of State (258,088 valid signatures required). (168.471)

**By 5:00 p.m.,
July 7, 2014**

Petitions to place a proposed constitutional amendment on the November general election ballot filed with the Secretary of State (322,609 valid signatures required). (168.471)

**By 4:00 p.m.,
July 17, 2014**

New political parties file petitions to qualify for November general election ballot (32,261 valid signatures required). (168.685)

Filing Deadlines: County and Local Proposals

By April 29, 2014

Petitions to place county and local questions on the August primary ballot filed with county and local clerks. (If governing law sets an earlier petition filing deadline, earlier deadline must be observed.) (168.646a)

By May 13, 2014

Ballot wording of county and local proposals to be presented at the August primary certified to county and local clerks; local clerks receiving ballot wording forward to county clerk within two days. (168.646a)

By July 29, 2014

Petitions to place county and local questions on the November general election ballot filed with county and local clerks. (If governing law sets an earlier petition filing deadline, earlier deadline must be observed.) (168.646a)

By Aug. 12, 2014

Ballot wording of county and local proposals to be presented at the November general election certified to county and local clerks; local clerks receiving ballot wording forward to county clerk within two days. (168.646a)

Candidate Filings and Financial Disclosure Requirements

Candidates Who Seek a Non-Partisan Office: A candidate who seeks a non-partisan office must file a *non-partisan nominating petition* which bears the requisite number of valid signatures (50). Upon the filing official's determination that the petition is sufficient, the candidate's name is placed on the primary ballot if a primary is held for the office involved. If a primary is not held for the office involved, the candidate's name is placed on the general election ballot. Fill in both primary and general election dates.

Additional Filing Requirements

Affidavit of Identity: All candidates must submit two copies of the Affidavit of Identity when filing for office. *A Candidates who fails to file Affidavits of Identity as required is ineligible to appear on the ballot (MCL 168.558 as amended under PA 163 of 2002).* Michigan election law requires any candidate filing an Affidavit of Identity to state on the form that at the date the affidavit was executed, "all statements, reports, late filing fees and fines required of the candidate or any candidate committee organized to support the candidate's election under the Michigan Campaign Finance Act ... have been filed or paid. Refer to section E of Affidavit of Identity and Receipt of Filing. Contact the Genesee County Clerk's office for Michigan Campaign Finance Act Information/Requirements. The County Clerk's office telephone number is 257-3282.

Petition Forms

All petitions used by candidates must be in the form required under Michigan election law. In accordance with the City of Swartz Creek charter (Section 12-6) a person desiring to qualify as a candidate for any elective office shall file with the Clerk on an official nominating petition. Official blank nominating petitions are available from the local clerk.

- Nominating petitions are due in the clerk's office by 4:00 p.m. April 22, 2014
- Withdraw deadline is 4:00 p.m. April 25, 2014.
- Write-In candidates filing deadline is 4:00 p.m. July 25, 2014.

Preparation of Petition Sheets

All Offices: The heading of each petition sheet must show the candidate's name, address, the office sought, the precinct/ward served by the office (or at-large) and any other required information.

Petition Circulators: Petition circulators must be registered to vote in Michigan.

Petition Circulation

Before circulating a city petition sheet, the circulator must enter the county and the city of circulation in the space provided at the top of the sheet if the information has not already been completed by the Clerk. The signers of the sheet must reside within the listed city. If the petition is for a precinct/ward the signers of the sheet must reside within the precinct/ward.

The circulator must complete and date the certificate at the bottom of the sheet after gathering the last signature he or she intends to collect on the sheet. Signatures on a petition sheet which are dated after the date of the circulator's certificate are invalid. A petition sheet cannot be circulated by more than one person. For additional information can be found at www.Michigan.gov/sos, once there select Elections in Michigan and then select Information for Candidates.



**CIRCULATING CITY/TOWNSHIP
NOMINATING AND QUALIFYING PETITION FORMS**

Michigan Department of State
Bureau of Elections
March 2012

www.Michigan.gov/elections

ED-106

(03/2012)

CIRCULATING CITY/TOWNSHIP PETITION FORMS

The following is a summary of the laws, court rulings and Attorney General opinions which govern the validity of signatures on city/township nominating and qualifying petition forms.

GENERAL INFORMATION

- A signature is acceptable if it includes the signer's name (cursive and printed); the signer's street address or rural route number; the signer's Zip Code; and a proper date.
- Each signer must affix his or her signature to a petition sheet which bears -- in the heading of the sheet -- the name of the city or township and county in which the signer is registered to vote. The heading of the petition sheet may not list more than one city or township.
- A signature is invalid if the signer is (1) not registered to vote in Michigan or (2) registered to vote in the state but not in the city or township listed in the heading of the petition sheet.
- Certain irregularities are accepted. For further information, see "Acceptable Sheet Irregularities" and "Acceptable Signature Irregularities" on the following pages.

PETITION SHEET VALIDITY

HEADING

A petition sheet is invalid if it contains one or more of the following irregularities in the heading of the sheet:

- City or township where circulated not listed.
- Village or "unincorporated place" listed instead of township of circulation when village or "unincorporated place" is not contained within a single township.
- Required information concerning candidate or office sought omitted.

CIRCULATOR'S CERTIFICATE

A petition sheet is invalid if it contains one or more of the following irregularities in the circulator's certificate:

- Not signed by circulator.
- Signed by more than one circulator.
- Not dated or incompletely dated.
- Dated before all signature dates.
- City or township of registration not listed.
- No street address or rural route number listed.

ACCEPTABLE SHEET VARIATIONS

The following variations do not affect the validity of petition sheets:

- No mark to indicate whether the jurisdiction of registration is a "city" or a "township." (Note: sheet is acceptable regardless of whether (1) there is only one city or township by that name in the county listed in the heading or (2) there is both a city and a township by that name in the county listed in the heading.)

- Both the “city” box and the “township” box are marked.
(Note: sheet is acceptable regardless of whether (1) there is only one city or township by that name in the county listed in the heading or (2) there is both a city and a township by that name in the county listed in the heading.)
- Village or “unincorporated place” listed instead of township when village or “unincorporated place” is contained within a single township.
- Illegible circulator signature.
- Any of the following: circulator prints name in entry provided for signature; circulator fails to print name in entry provided for printed name; circulator enters his or her cursive signature in entry provided for printed name. (Note: A circulator’s signature is not acceptable if circulator prints name in entry provided for printed name and fails to enter his or her signature in the signature entry.)
- Circulator fails to enter his or her Zip Code or enters an incorrect Zip Code.
- Circulator lists village or “unincorporated place” instead of township of registration when village or “unincorporated place” is contained within a single township.

PETITION SIGNATURE VALIDITY

A signature is not acceptable if it contains one or more of the irregularities or omissions listed below. The codes used to mark irregularities and omissions on petition sheets are shown to the left of the descriptions.

- CO Signature crossed out prior to filing.
- OC Address outside of city or township listed in heading.
- ND Signature not dated or incompletely dated.
- ED Signature dated before first date permitted under law.

SDC Signature dated after circulator dated sheet.

NA No street address or rural route number listed.

IN Signature appears as follows: Mrs. Smith, Mr. Smith, John, Jane.

MC Miscellaneous identification problem.

ACCEPTABLE SIGNATURE VARIATIONS

The following variations do not affect the validity of petition signatures:

- Signature appears as follows: J. Smith; J.B. Smith; Mrs. J. Brown; Mrs. J.B. Brown; Mrs. John Brown.
- Illegible signature.
- Any of the following: signer prints name in entry provided for signature; signer fails to print name in entry provided for printed name; signer enters his or her cursive signature in entry provided for printed name. (Note: A signature is not acceptable if signer prints name in entry provided for printed name -- and fails to enter his or her signature in the signature entry.)
- Signer fails to enter his or her Zip Code or enters an incorrect Zip Code.
- Ditto marks.

ATTENTION TO DETAIL ADVISED

Michigan contains 83 counties, 277 cities, 1,240 townships and 256 villages. Contained within Michigan's townships are

numerous “unincorporated places” which bear separate, unique names. Additionally, all of the state is served by post offices with names that in many cases do not correspond to the names of the cities, townships and villages they serve. Circulators using the “city/township” petition form are advised of the following:

CITIES AND TOWNSHIPS: All registered voters in Michigan are registered in a single city or township within the state. Because many cities and townships share the same name, it is important that the place of registration listed in the heading of the petition sheet be clearly identified as a “city” or a “township.” For example, in Shiawassee County there is a City of Owosso and a Township of Owosso.

It is emphasized that if a registered voter signs a petition sheet that lists -- in its heading -- the wrong community of registration, the signature is invalid. For example, if a voter registered in the City of Owosso signs a sheet which lists the Township of Owosso in its heading, the signature is invalid.

A number of cities in the state overlap county boundary lines. (No townships overlap county boundaries.) When obtaining a signature from a voter who is registered in a city that crosses county boundaries, make sure that the voter signs a sheet which properly identifies the voter’s city and county of registration.

VILLAGES: Villages are Michigan’s smallest units of government. Some villages are wholly contained within a single township; others cross township boundaries. (Villages are not contained within nor do they cross into cities.)

A village resident who signs a “city/township” petition form must sign a sheet which bears – in its heading – the name of the village resident’s township of registration. Further, the signer must be registered to vote in the township. A signature affixed to the petition by a village resident will be found invalid if the person is not registered at the township level.

If an error is made and the name of a village is listed in the

heading of a petition sheet, the sheet will be accepted if the village is wholly contained within a single township. As noted above, the signers of the sheet must hold registrations at the township level. A petition sheet will be found invalid if it lists – in its heading – the name of a village that crosses township boundaries.

UNINCORPORATED PLACES: Michigan contains a number of unincorporated places that do not qualify as units of government as do cities, townships and villages. Some unincorporated places are wholly contained within a single township; others cross township boundaries. (Unincorporated places are not contained within nor do they cross into cities. Exceptions may be found.) Michigan residents who live in unincorporated places register to vote with their township clerk.

A resident of an unincorporated place who wishes to sign a “city/township” petition form must sign a sheet which bears – in its heading – the name of the person’s township of registration. If an error is made and the name of an unincorporated place is listed in the heading of a petition sheet, the sheet will be accepted if the unincorporated place is wholly contained within a single township. A petition sheet will be found invalid if it lists – in its heading -- the name of an unincorporated place that crosses township boundaries.

POST OFFICES AND ZIP CODES: All post offices are referred to by name and serve delivery areas of varying sizes. Each delivery area is assigned a Zip Code. In some cases, the name of a person’s post office will correspond to the name of the person’s city or township of residence. In other cases, especially in sparsely populated areas, the name of the person’s post office will not correspond to the name of the person’s city or township of residence. Thus, a person’s mailing address may or may not correspond to the name of the city or township where the person is registered to vote. For example, East Lansing residents are registered to vote in the City of East Lansing and have an East Lansing mailing address. However, persons registered to vote in Genesee Township, Richfield

Township and Vienna Township in Genesee County have a Mt. Morris mailing address.

When circulating a "city/township" petition form – especially in sparsely populated areas – make sure that potential signers of the petition correctly identify the city or township in which they are registered to vote and sign a petition sheet which bears the name of that city or township. For example, if a voter registered in Genesee Township, Genesee County signs a sheet which lists Mt. Morris (the name of the voter's post office), the signature is invalid.

IMPORTANT

The information provided above is offered as a summary of the provisions which govern the validity of petition signatures; it is not a complete interpretation of the governing laws. Questions may be addressed to:

Michigan Department of State
Bureau of Elections
P.O. Box 20126
Lansing, Michigan 48901-0726
Telephone: (517) 373-2540
Fax: (517) 373-0941



Authority granted under PA 116 of 1954
ED-106 (03/2012)
15,000 printed; \$2,612.46/\$.17 ea.

AFFIDAVIT OF IDENTITY

All candidates seeking elective office in Michigan must submit an Affidavit of Identity (two copies) when filing. A candidate who fails to file Affidavits of Identity as required is ineligible to appear on the ballot (MCL 168.558 as amended under PA 163 of 2002).

A. CHANGE OF NAME

Michigan election law, MCL 168.558, stipulates that a candidate who is "not using a name, whether a given name, a surname, or otherwise, that is not a name that he or she was given at birth" must indicate his or her full former name on the Affidavit of Identity. The requirement to indicate a name change on the Affidavit of Identity does *not* apply if:

- The candidate's name was formally changed 10 or more years ago.
- The candidate's name was changed in a Certificate of Naturalization issued by a federal district court 10 or more years ago.
- The candidate's name was changed because of marriage.
- The candidate's name was changed through divorce to a "legal name by which the individual was previously known."

Michigan election law provides that a candidate required to indicate a name change on the Affidavit of Identity must be listed on the ballot "with his or her current name and former name as prescribed by the Secretary of State." (MCL 168.560b)

B. APPEARANCE OF NAME ON BALLOT

Michigan election law provides the following stipulations regarding the manner in which a candidate can have his or her name printed on the ballot:

- A candidate "may specify that both his or her given name and middle name, or only a middle name, shall appear on the ballot."
- A candidate "may specify that either an initial or a recognized diminutive for the candidate's given name or middle name, or for both, shall appear on the ballot."
- A candidate may *not* use a "nickname that is not a recognized diminutive of the candidate's given name or middle name" on the ballot.
- A married person may *not* use his or her spouse's given name, middle name or a diminutive of his or her spouse's given name or middle name on the ballot.
- A candidate may specify a name that constitutes a common law name in accordance with Michigan Department of State Guidelines.

C. MAILING ADDRESS

A candidate who wishes to receive communications from the Michigan Department of State's Bureau of Elections at an address other than his or her residential address should enter a "mailing address" where indicated. (Note: A candidate may list a P.O. Box for his or her "mailing address"; a candidate may *not* list a P.O. Box for his or her residential address.)

If a "mailing address" is listed, it will be shown on the candidate listings prepared and distributed by the Bureau. If a "mailing address" is *not* listed, the candidate's residential address will be shown on the candidate listings prepared and distributed by the Bureau. All candidate listings prepared by the Bureau are posted on the Bureau's website for public access.

D. JUDICIAL CANDIDATES

Place a check in the box before "Incumbent Position" if the candidate is seeking a judicial office for which the incumbent is seeking reelection. Place a check in the box before "Non-Incumbent Position" if the candidate is seeking a judicial office for which the incumbent is *not* seeking reelection. Place a check in the box before "New Judgeship" if the candidate is seeking a newly created judicial seat.

E. CAMPAIGN FINANCE ACT COMPLIANCE STATEMENT

Do not sign or submit this affidavit unless you are able to agree with the facts set forth in the "Campaign Finance Compliance Statement" which appears under Section IV on the reverse side of this form. If you need information on your current compliance status under the Michigan Campaign Finance Act, contact the Michigan Department of State's Bureau of Elections and/or the appropriate county clerks as necessary.

Candidates who are exempt from Michigan's Campaign Finance Act are limited to those individuals who seek 1) the office of U.S. Senator or U.S. Representative in Congress 2) a precinct delegate position and 3) a school board position in a district with a pupil count of 2,400 or less. (School board position exemption does not apply if candidate spends or receives over \$1,000.00 for election.)

For information concerning your campaign finance filing obligations, the following resources are provided:

- Candidates running for a federal position should contact the Federal Election Commission, 999 E Street, NW, Washington, DC 20463. Toll free line: 800.424.9530. Website: www.fec.gov
- Candidates running for a state or judicial position should contact the Michigan Department of State's Bureau of Elections, PO Box 20126, Lansing, Michigan 48901-0726. Phone (517)373-2540. Website: www.michigan.gov/elections
- Candidates running for a local position should contact their local County Clerk's office.

F. WITHDRAWAL OF FILING

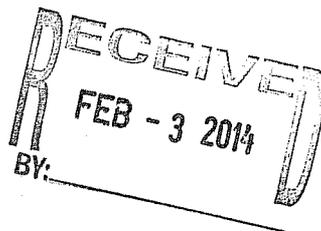
Candidates who wish to withdraw a filing submitted for an elective office must submit a written withdrawal statement to their filing official no later than the third day after the applicable filing deadline.

For more information regarding filing for office, visit the Michigan Department of State – Bureau of Elections website at www.michigan.gov/elections and click on Information for Candidates or use the QR code to the right.





January 28, 2014



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

Dear Mr. Bueche:

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

Effective on or about March 5, 2014, Sportsman (channel 739) and Sportsman HD (channels 990/1631) will be available as part of the Digital Preferred and Sports Entertainment packages.

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

Sincerely,

A handwritten signature in black ink, appearing to read "Gerald W. Smith".

Gerald W. Smith
Senior Manager, Government Affairs
Comcast, Heartland Region
27800 Franklin Rd.
Southfield, MI 48034

**CITY OF SWARTZ CREEK
SWARTZ CREEK, MICHIGAN
MINUTES OF PLANNING COMMISSION MEETING
December 10, 2013**

Meeting called to order at 7:08 p.m. by Commissioner Stephens.

Pledge of Allegiance.

ROLL CALL:

Commissioners present: Krueger, Stephens, Conner, Florence, Grimes, Hurt, Ridley.

Commissioners absent: Bueche, Florine.

Staff present: Adam Zettel, Zoning Administrator

Others present: Kelly Floria, Mark Floria, Teresa VanArsdale.

APPROVAL OF AGENDA:

Resolution No. 131210-01

(Carried)

Motion by Commissioner Hurt support by Commissioner Florence, the Swartz Creek Planning Commission approves the agenda for the December 10, 2013 Planning Commission meeting as printed.

Unanimous Voice Vote
Motion declared carried.

APPROVAL OF MINUTES:

Resolution No. 131210-02

(Carried)

Motion by Commissioner Krueger support by Commissioner Ridley the Swartz Creek Planning Commission approves the minutes for the December 3, 2013 Planning Commission meeting as amended.

Unanimous Voice Vote
Motion declared carried.

MEETING OPENED TO THE PUBLIC:

None.

NEW BUSINESS:

Public Hearing Open

No Public

Public Hearing Closed.

Kelly Floria, 4162 Hickory, made a brief presentation explaining her request for special land use.

Resolution No. 131210-03

(Carried)

Motion by Commissioner Krueger, support by Commissioner Hurt, the Swartz Creek Planning Commission hereby recommends approval of the special land use for a group day care to be located at 4162 Hickory Lane, parcel number 58-36-530-011, conditioned upon the following:

1. Construction of a fence on the premises as required in Appendix A Zoning.

YES: Stephens, Krueger, Conner, Florence, Grimes, Hurt, Ridley.

NO: Motion declared carried.

MEETING OPENED TO THE PUBLIC:

None.

REMARKS BY PLANNING COMMISSION MEMBERS:

Kathy Ridley congratulated Mr. Zettel. Ms. Ridley stated that she thought the Taco Bell sign was awfully large. Mr. Zettel stated that it is supposed to be a plaza sign with all three business names on it. Ms. Ridley asked if the Carwiles are happy with the new fence between their house and Taco Bell/Family Farm & Home.

Commissioner Conner stated that it would be nice if both sides of the fence were attractive. Mr. Conner stated that he has received comments about the sign as well.

ADJOURNMENT:

Resolution No. 131210-04

(Carried)

Motion by Commissioner Conner, support by Commissioner Grimes, the Swartz Creek Planning Commission adjourns the December 10, 2013 Planning Commission meeting.

Unanimous voice vote.

Motion declared carried.

Meeting adjourned at 7:30 p.m.

Paul Bueche,
Secretary

DPS ACTIVITY JANUARY 2014

	<u>REGULAR</u>	<u>HOLIDAY</u>	<u>VACATION</u>	<u>ABSENT</u>	<u>OT</u>	<u>DT</u>
101 GENERAL FUND						
262.0 ELECTIONS						
781.0 AMPHI-PARK						
782.0 WINSHALL PARK	3.00	0.70	0.13	0.17		
783.0 ELMS PARK	5.00	0.97	0.13	0.33		
784.0 BICENT. PARK						
790.0 SENIOR CENTER/LIBRARY	29.50	5.74	0.21	1.03		
792.0 P S BLDG	17.50	2.91	0.14	0.46		
793.0 CITY HALL	5.74	1.02	0.02	0.26		
794.0 COMM PROMO						
796.0 CEMETERY						
202 MAJOR STREET FUND						
429.0 SAFETY						
441.0 PARK & RIDE	2.00	0.40		0.15		
463.0 STREET MAIN	31.00	5.20		0.44		
474.0 TRAFFIC	4.00	0.86	0.13	0.33		8.00
478.0 SNOW & ICE	83.00	18.03	12.27	5.26	67.50	71.50
482.0 ADMIN	5.50	1.10				
203 LOCAL STREET FUND						
429.0 SAFETY						
463.0 STREET MAIN	2.00	0.22		0.01		3.00
474.0 TRAFFIC						
478.0 SNOW & ICE	162.00	36.41	19.44	9.38	13.50	32.00
482.0 ADMIN	5.50	1.10				
226 GARBAGE FUND						
528.0 COLLECT	2.00	0.53	0.13			
530.0 WOODCHIPPING	12.00	2.57		0.29		4.00
782.0 WINSHALL PARK GARBAGE	1.00	0.29		0.14		
783.0 ELMS PARK GARBAGE	1.00	0.29		0.14		
793.0 CITY HALL	5.74	1.02	0.02	0.26		
590 WATER						
540.0 WATER SYSTEM	128.00	26.26	0.89	1.29	2.50	
540.0 WATER-ON CALL	4.00	5.28	4.29	0.14		
542.0 READ & BILL	32.50	11.01	1.06	0.78		2.00
793.0 CITY HALL	5.76	1.02	0.02	0.26		
591 SEWER						
536.0 SEWER SYSTEM	100.00	21.18	3.27	0.96		2.00
536.0 SEWER-ON CALL	4.00	5.28	4.29	0.14		
537.0 LIFT STATION	11.00	2.88	3.00	0.74		6.00
542.0 READ & BILL	21.50	8.09	0.34	0.78		
793.0 CITY HALL	5.76	1.02	0.02	0.26		
661 MOTOR POOL FUND						
795.0 CITY GARAGE	28.00	6.62	6.20	2.00		
DAILY HOURS TOTAL	718.00	168.00	56.00	26.00	83.50	128.50

Public Works
Monthly Work Orders

02/04/14

Work Order # Work Order Status	Location ID	Customer Name Service Address	Date Recd Date Comp	Type
13-000006	CI10-008083-0000-01	CITY OF SWARTZ CREEK 8083 CIVIC DR	01/27/14	JET SEWER
BXRP14-0080	CC10-005914-0000-01	FLORINE, ROBERT 5914 CROSSCREEK DR	01/14/14	CURB BOX REPAIR
CKME14-0222 COMPLETED	MO10-004374-0000-01	PARENTEAU, BETTY 4374 MORRISH RD	01/17/14 01/17/14	CHECK METER
CKME14-0223 COMPLETED	ET10-009294-0000-01	HAMILTON, DENISE 9294 ETON CT	01/17/14 01/17/14	CHECK METER
CKME14-0224	AS10-000111-0000-01	GASPEROSKY, PHILIP 111 ASHLEY CIR	01/17/14	CHECK METER
CKME14-0225 COMPLETED	LU10-009052-0000-07	HATFIELD, TRACIE 9052 LUEA LN	01/17/14 01/17/14	CHECK METER
CKME14-0226 COMPLETED	SE20-005234-0000-02	SOVIA, SHERRY 5234 SEYMOUR RD	01/22/14 01/22/14	CHECK METER
CKME14-0227 COMPLETED	BR20-006289-0000-05	COTNOIR, STEVE 6289 BRISTOL RD	01/23/14 01/23/14	CHECK METER
DRAN14-0022 COMPLETED	WI10-005188-0000-01	HOWEY, ARDIS 5188 WINSHALL DR	01/13/14 01/13/14	STORM DRAINS
FLAG14-0098	CI10-008083-0000-01	CITY OF SWARTZ CREEK 8083 CIVIC DR	01/31/14	LOWER/RAISE FLAG
FNRD13-0635 COMPLETED	HT10-003346-0000-02	GAFFNEY, TRACY 3346 HERITAGE BLVD	01/02/14 01/03/14	FINAL READ
FNRD14-0636 COMPLETED	CA10-008359-0000-02	TRETHEWAY, BRIAN 8359 CAPPY LN	01/20/14 01/23/14	FINAL READ
FNRD14-0637 COMPLETED	CH10-008507-0000-01	FORSYTH, GREG 8507 CHELMSFORD DR	01/27/14 01/27/14	FINAL READ
FNRD14-0638	CH20-008493-0000-06	ARSENEAU II, JARED 8493 CHESTERFIELD DR	01/31/14 01/31/14	FINAL READ
FNRD14-0639 COMPLETED	SP10-004373-0000-01	LUCE, WILLIAM 4373 SPRINGBROOK DR	01/30/14 01/30/14	FINAL READ
FNRD14-0640	WI10-005185-0000-06	ZERKA, JOHN 5185 WINSHALL DR	01/31/14	FINAL READ
MNT14-0158 COMPLETED	CI10-008095-0000-01	PERKINS LIBRARY 8095 CIVIC DR	01/02/14 01/23/14	BUILDING MAINTENA
MNT14-0159 COMPLETED	CI10-008100-0000-01	PUBLIC SAFETY BUILDING 8100 CIVIC DR	01/07/14 01/08/14	BUILDING MAINTENA
MNT14-0160	CI10-008100-0000-01	PUBLIC SAFETY BUILDING 8100 CIVIC DR	01/31/14	BUILDING MAINTENA
MTRP14-0409 COMPLETED	MO10-005232-0000-01	WOODSIDE BUILDERS 5232 MORRISH RD	01/14/14 01/14/14	METER REPAIR

Work Order # Work Order Status	Location ID	Customer Name Service Address	Date Recd Date Comp	Type
MTRP14-0410 COMPLETED	MI10-007240-0000-01	HARTSON, REX J 7240 MILLER RD	01/22/14 01/22/14	METER REPAIR
WMBK14-0042 COMPLETED	GR10-005326-0000-05	BANGHART, JACOB 5326 GREENLEAF DR	01/17/14 01/17/14	WATER MAIN BREAK
WOFF14-1041 COMPLETED	WI10-005182-0000-01	ALEXANDER, LINDA J 5182 WINSHALL DR	01/06/14 01/06/14	WATER TURN OFF
WOFF14-1042 CANCELLED	WO10-005215-0000-04	SMYTH, CHRISTINE 5215 WORCHESTER DR	01/06/14	WATER TURN OFF
WOFF14-1043 COMPLETED	CH20-008475-0000-01	BRITTON, GERALD 8475 CHESTERFIELD DR	01/07/14 01/07/14	WATER TURN OFF
WOFF14-1044 CANCELLED	MA20-008041-0000-03	PARRY, GERRY 8041 MAPLE ST	01/16/14	WATER TURN OFF
WOFF14-1045 CANCELLED	SC20-005021-0000-07	HALL, AMANDA 5021 SCHOOL ST	01/16/14	WATER TURN OFF
WOFF14-1046 CANCELLED	VA10-005307-0000-03	GILMORE, DARCI E. 5307 VALLEYVIEW DR	01/16/14	WATER TURN OFF
WOFF14-1047 CANCELLED	WI10-005280-0000-02	MYERS, SHANNON 5280 WINSHALL DR	01/16/14	WATER TURN OFF
WOFF14-1048 COMPLETED	SE20-005234-0000-02	SOVIA, SHERRY 5234 SEYMOUR RD	01/22/14 01/22/14	WATER TURN OFF
WOFF14-1049 COMPLETED	WI10-005348-0000-02	VASH INVESTMENT GROUP 5348 WINSHALL DR	01/23/14 01/24/14	WATER TURN OFF
WOFF14-1050	MI10-007168-0000-01	RACHWAL, STANLEY & LUCILLE 7168 MILLER RD	01/28/14	WATER TURN OFF
WOFF14-1051	MI10-008053-0000-01	ASSENMACHER, MATTHEW 8053 MILLER RD	01/28/14	WATER TURN OFF

Total Records: 33

JANUARY 2014	MILES DRIVEN	GALLONS GAS PURCHASED	GALLONS DIESEL PURCHASED
#1 P/U 4WD			
#3 P/U 4WD	535	68	
07-03 P/U 4WD	486		110
09-03 P/U 4WD	892		126
#2 P/U 2WD	376	26	
#6-00 BACKHOE			42
#9 DUMP			
#10 DUMP			
#11 DUMP			
#12-02 DUMP	894		240
#12-04 DUMP	848		233
#12-99 GENERATOR			
#9-02 BRUSH HOG			
#17 CASE BACKHOE			46
#19 JD TRACTOR			
#06-99 BUCKET TRUCK	12		12
#21 WOOD CHIPPER			
#23 STREET SWEEPER			
#42 ASPHALT HEATER			
#37 TRAIL ARROW			
#10-98 3" PUMP			
#28A 3" PUMP			
3" PUMP			
#30 4" PUMP			
#31 4" PUMP			
#32 4" PUMP			
1" PUMP			
S-10			
TOTAL	4043	94	808

02/06/2014

CHECK REGISTER FOR CITY OF SWARTZ CREEK
CHECK DATE FROM 01/01/2014 - 01/31/2014

Check Date	Check	Vendor Name	Description	Amount
Bank GEN CONSOLIDATED ACCOUNT				
01/03/2014	38519	ARROW UNIFORM RENTAL	UNIFORMS, MATS, SUPPLIES, ENV.	81.72
			MATS, SUPPLIES	32.78
			UNIFORMS, MATS, SUPPLIES, ENV.	95.17
			MATS, SUPPLIES	32.70
			MATS, SUPPLIES	32.78
			UNIFORMS, MATS, SUPPLIES, ENV.	81.72
				356.87
01/03/2014	38520	BRADYS BUSINESS SYSTEMS	COPY MACH MAINT AGRMNT 9/21-12/20/13	1,479.51
01/03/2014	38521	C & H CONSTRUCTION CO INC	REPAIR CATCH BASIN ABBEY/YARMY	1,495.00
			REPAIR CATCH BASIN MORRISH RD BRIDGE	907.00
			REPAIR CATCH BASIN CAPPY/DON SHENK	960.00
			WATERMAIN REPAIR WINSTON/MILLER	1,662.50
				5,024.50
01/03/2014	38522	COMCAST BUSINESS	12/26/13-1/25/14 CITY HALL	278.75
01/03/2014	38523	COMCAST BUSINESS	1/1-1/31/14 PUBLIC SAFETY BUILDING	144.80
01/03/2014	38524	COOKS DIESEL RV & TRUCK REPAIR	REPLACED REAR DRIVE SHAFT U JOINTS	820.01
01/03/2014	38525	DETROIT SALT COMPANY	ROAD SALT @ \$54.69 PER TON	2,576.54
			ROAD SALT @ \$54.69 PER TON	2,701.94
			ROAD SALT @ \$54.69 PER TON	2,730.40
			ROAD SALT @ \$54.69 PER TON	2,613.42
			ROAD SALT @ \$54.69 PER TON	2,649.78
				13,272.08
01/03/2014	38526	DONALD KORTH	RESOLVE ISSUE WITH EJS/POLICE	75.00
01/03/2014	38527	FIDELITY SECURITY LIFE INSUR/EYEMED	JAN 2014 VISION - RETIREES (4)	20.98
01/03/2014	38528	GARNO BROTHERS HEATING & COOLING CO	REPAIR FURNACE AT POLICE STATION	190.00
01/03/2014	38529	GCGC	2014 ANNUAL DUES AGUILAR/KORTH	40.00
01/03/2014	38530	GEN CTY METROPOLITAN ALLIANCE	2014 MEMB DUES GILBERT/SCHULTZ	150.00
01/03/2014	38531	MICHIGAN PIPE AND VALVE	REPAIR CLAMP	415.32
01/03/2014	38532	MMTA	D KORTH DUES 2014	50.00
01/03/2014	38533	ROBERT R DAVIS	OCT-DEC 2013 MECH/PLUMB INSPECTIONS	1,240.00
01/03/2014	38534	ROWE PROFESSIONAL SERVICES CO	PREPARE PAPERWORK MORRISH RD BRIDGE CONS	286.75
01/03/2014	38535	ROWE PROFESSIONAL SERVICES CO	DESIGN BID CONST ENG AND GRANT ADMIN SCR	1,248.25
01/03/2014	38536	SCHAEFER'S OFFICE SOURCE	ROLL PAPER TOWELS	63.92
01/03/2014	38537	SPRINGBROOK EAST CONDO ASSOC	MOWING 11/1/13 VACANT LOTS LINDSEY/RUSSE	130.44
01/03/2014	38538	STATE OF MICHIGAN-DEQ WTR	DRINKING WATER LAB TESTING 10/30-12/11/1	192.00
01/03/2014	38539	SUBURBAN AUTO SUPPLY	HYDROLIC OIL/FUNNEL	55.88
01/03/2014	38540	UNDERGROUND SECURITY COMPANY	SECURITY RECORDS STORAGE	149.10
01/03/2014	38541	VALLEY PETROLEUM	DIESEL FUEL	334.32
			DIESEL FUEL	122.09
			DIESEL FUEL	34.39
			DIESEL FUEL	120.10
				610.90
01/03/2014	38542	VALLEY PETROLEUM	12/16-12/31/13 FUEL USAGE - POLICE	855.73
01/03/2014	38543	VALLEY PETROLEUM	12/16-12/31/13 FUEL USAGE - DPW	1,111.10

01/03/2014	38544	VERIZON WIRELESS	DEC 2013 MONTHLY INVOICE	463.56
01/09/2014	38545	AMERICAN PLANNING ASSOCIATION	APA DUES & MEMB/AICP MEMB/MI CHAPTER	478.00
01/09/2014	38546	ARROW UNIFORM RENTAL	UNIFORMS, MATS, SUPPLIES, ENV. MATS, SUPPLIES	81.53 32.70
				114.23
01/09/2014	38547	C & H CONSTRUCTION CO INC	SNOW REMOVAL WATERMAIN REPAIR 4284 CHAPEL	880.00 699.68
				1,579.68
01/09/2014	38548	CITI MORTGAGE	REF WINTER TAX OVRPMT 58-02-503-091	219.89
01/09/2014	38549	CONSUMERS ENERGY	12/1-12/31/13 TRAFFIC SIGNALS	405.07
01/09/2014	38550	CONSUMERS ENERGY	12/1-12/31/13 SIRENS	27.00
01/09/2014	38551	CONSUMERS ENERGY	12/1-12/31/13 ELMS PARKING LOT	29.17
01/09/2014	38552	CONSUMERS ENERGY	12/1-12/31/13 STREET LIGHTS	10,121.56
01/09/2014	38553	CONSUMERS ENERGY	12/1-12/31/13 4524 MORRISH RD	42.76
01/09/2014	38554	CORELOGIC TAX SERVICE	REF WIN TAX OVRPMT 58-36-528-001	467.81
01/09/2014	38555	D & D TRUCK & TRAILER PARTS	CUTTING EDGE CUTTING EDGE BOLTS AND NUTS	239.16 17.90
				257.06
01/09/2014	38556	DONALD KORTH	SETUP ADAM ZETTEL COMPUTER PHONE SYSTEM REPAIR/SHIPPING/PUBLIC SAFE	75.00 323.00
				398.00
01/09/2014	38557	FAMILY FARM AND HOME INC	CORD PLUG/CORD CONNECTOR RATCHET SET BOOSTER CABLES ANTIFREEZE/FUEL TRTMNT/BLASTR/PENTRNT/ST 4" ADAPTER (2) GLOVES (3)/VEST (2) GARBAGE BAGS	8.98 39.99 74.99 62.90 5.78 64.95 9.99
				267.58
01/09/2014	38558	GILL ROYS HARDWARE	CLEAR LIGHTSET LIGHT SETS (5) GREEN EXT. CORD FLUSH LEVER LIGHT SETS (6) AMBER FLAME BULBS (3)/NUTS, BOLTS, SCREW AMBER FLAME BULB PVC PIPE (6)/COUPLING (5) PVC COUPLING/PVC PIPE RETURNS NUTS, BOLTS, SCREWS LED MULTICOLOR LIGHTS (2) PRO LIGHT KEEPER FURNACE FILTER (3) GARBAGE BAGS SAW CHAIN/STARTING FLUID DEC 2013 DISCOUNT	29.98 74.95 12.99 5.49 79.83 16.26 4.99 29.89 (5.08) 11.58 79.98 21.99 20.97 37.98 28.58 (21.79)

				428.59
01/09/2014	38559	GREEN TREE SERVICING	REF WIN TAX OVRPMT 58-03-533-035	210.56
01/09/2014	38560	JOHNS TRUCK SERVICE	REPLACE STARTER	238.39
			RPLC BULB& LIGHT, BLT TNSN, INSTALL BLT,	432.02
			BATTERY/JUMPER CABLE (2)/BLOCK HEATER	286.55
				956.96
01/09/2014	38561	LEON BUNING	ELEC INSP OCT-DEC 2013	560.00
01/09/2014	38562	LIGHTHOUSE TITLE INC	WI 13 TAX OVRPMT 9228 YOUNG DR	18.45
01/09/2014	38563	MATT BELMONTI	CLEAR CITY LOTS & WALKS 12/15-12/30/13	1,942.00
01/09/2014	38564	MCLAREN MEDICAL MANAGEMENT INC	HEP B INJ/MATTSON	67.00
01/09/2014	38565	MCLAREN MEDICAL MANAGEMENT INC	ROUTINE PHYSICAL/ZETTEL	70.00
01/09/2014	38566	MICHIGAN LOCAL GOVT MGMT ASSOC	ANNUAL MEMBERSHIP/ZETTEL	110.00
01/09/2014	38567	MY-CAN LLC	12/29/13-1/26/14 PORTAJON RENTAL ELMS PA	140.00
01/09/2014	38568	SUBURBAN AUTO SUPPLY	WIPER BLADES (6)	59.94
01/09/2014	38569	TRACY GAFFNEY	UB REFUND FOR 3346 HERITAGE	242.81
01/14/2014	38570	CITY OF SWARTZ CREEK	INCREAST POLICE PETTY CASH	100.00
01/14/2014	38571	U. S. POST OFFICE	POSTAGE FOR JAN 2014 UTILITY BILLS	669.34
01/16/2014	38572	ADAM H ZETTEL	CONSULTING SERVICES	862.50
			CONSULTING SERVICES	262.50
				1,125.00
01/16/2014	38573	AMERAPLAN INC	MONTHLY BILLING FOR HEALTH CARE	254.25
01/16/2014	38574	AMERICAN MESSAGING	JAN 2014 8108332563 8108331159	24.63
01/16/2014	38575	BLUE CARE NETWORK-EAST MI	FEB 2014 RETIREE MED INS/KELLY	706.62
			FEB 2014 RETIREE MED INS/PETRUCHA	1,479.62
			FEB 2014 RETIREE MED INS/TYLER	677.72
			FEB 2014 RETIREE MED INS/SHANNON	748.01
			FEB 2014 RETIREE MED INS/OBRIEN	1,239.83
				4,851.80
01/16/2014	38576	BRADYS BUSINESS SYSTEMS	MAINT AGREEMENT COPY MACHINE	64.42
01/16/2014	38577	CITY OF SWARTZ CREEK	REIMBURSE PETTY CASH	189.27
01/16/2014	38578	CITY OF SWARTZ CREEK	REIMBURSE PETTY CASH	181.89
01/16/2014	38579	CONSUMERS ENERGY	12/5/13-1/6/14 E WINSHALL RESTROOMS	28.15
01/16/2014	38580	CONSUMERS ENERGY	12/5/13-1/6/14 E 8011 MILLER RD	31.62
01/16/2014	38581	CONSUMERS ENERGY	12/5/13-1/6/14 E 8059 FORTINO DR	56.82
01/16/2014	38582	CONSUMERS ENERGY	12/5/13-1/6/14 E 8095 CIVIC DR	1,173.66
01/16/2014	38583	CONSUMERS ENERGY	12/6/13-1/6/14 E 8301 CAPPY LN	344.23
01/16/2014	38584	CONSUMERS ENERGY	12/6/13-1/6/14 E 8499 MILLER RD	24.55
01/16/2014	38585	CONSUMERS ENERGY	12/5/13-1/6/14 E 9099 MILLER RD	27.38
01/16/2014	38586	CONSUMERS ENERGY	12/7/13-1/9/14 E 4125 ELMS RD	32.26
01/16/2014	38587	CONSUMERS ENERGY	12/7/13-1/9/14 4125 ELMS RD PAVILION	25.57
01/16/2014	38588	CONSUMERS ENERGY	12/5/13-1/6/14 E 5121 MORRISH RD	639.34
01/16/2014	38589	CONSUMERS ENERGY	12/5/13-1/6/14 E 5257 WINSHALL DR	23.52
01/16/2014	38590	CONSUMERS ENERGY	12/5/13-1/6/14 E 5361 WINSHALL DR	23.52
01/16/2014	38591	CONSUMERS ENERGY	12/7/13-1/8/14 E 6425 MILLER PARK AND RI	91.28
01/16/2014	38592	CONSUMERS ENERGY	12/5/13-1/6/14 E 8083 CIVIC DR	1,053.37
01/16/2014	38593	CONSUMERS ENERGY	12/5/13-1/6/14 E 8100 CIVIC DR	1,746.67
01/16/2014	38594	COOKS DIESEL RV & TRUCK REPAIR	REPLACED ALTERNATOR	361.89
01/16/2014	38595	CREEK AUTO SERVICES LLC	REPLACE FRONT STABILIZER/MONTH MAINT 12-	140.95
01/16/2014	38596	DELTA DENTAL PLAN	FEB 2014 DENTAL - RETIREES (5)/EST. TAX	332.29
01/16/2014	38597	DETROIT SALT COMPANY	ROAD SALT @ \$54.69 PER TON	2,728.82
01/16/2014	38598	DONALD KORTH	SHIPPING/HANDLING ON PARTNER ACS 509 REP	14.00
01/16/2014	38599	ELITE BUSINESS PRODUCTS	OFFICE SUPPLIES	12.35

01/16/2014	38600	INSULMASTER INC	PAINT CITY MANAGERS OFFICE	527.00
01/16/2014	38601	INTOXIMETERS INC	PBT MOUTHPIECES (250)	78.00
01/16/2014	38602	LANDMARK APPRAISAL CO	ASSESSOR SERVICES JAN 2014	2,324.00
01/16/2014	38603	MEDLAW LLC	BLOOD DRAW 11-21-13 TYLER MARBLE	90.00
01/16/2014	38604	MICHIGAN MUNICIPAL LEAGUE	MEMBERSHIP RENEWAL 2/1/14-1/31/15	2,978.00
01/16/2014	38605	MLIVE MEDIA GROUP	PUBLIC HEARING NOTICE 12/1/13 FOR SAD	235.85
01/16/2014	38606	NOTARY EXPRESS INC	NOTARY RENEWAL C. ESKEW	89.99
01/16/2014	38607	PUMMELL BUSINESS FORMS INC	WATER BILLS (QTY 10,000)	424.56
01/16/2014	38608	RWS OF MID MICHIGAN	FY14 GARBAGE/RECYCLING/YARD WASTE DEC 20	21,148.85
01/16/2014	38609	SCHAEFER'S OFFICE SOURCE	FAX MACHINE TONER (2)	159.98
			CREDIT FOR DEFECTIVE TONER	(79.99)
			OFFICE SUPPLIES	92.61
			ROLL PAPER TOWELS/GARBAGE BAGS/BATH TISS	169.78
				342.38
01/16/2014	38610	SHEBAR VIDEOTRONICS	INSTALL CAMERA FOR INTERVIEW ROOM	1,823.00
			24" MONITOR FOR SYSTEM	249.00
				2,072.00
01/16/2014	38611	SIMEN FIGURA & PARKER PLC	DEC 2013 GEN'L/TRAFFIC/ORDIN	1,583.75
01/16/2014	38612	SUBURBAN AUTO SUPPLY	EXACT FIT (4)	47.96
			DOOR MIRROR	41.35
				89.31
01/16/2014	38613	SW CREEK AREA CHAMBER OF COMMERCE	CHAMBER ANNUAL MEMB 2014	159.00
01/16/2014	38614	SWARTZ CREEK AREA FIRE DEPT.	DEC 2013 MONTHLY RUNS	4,714.42
01/16/2014	38615	UNUM LIFE INSURANCE	FEB 2014 LIFE INS SHANNON	10.35
01/16/2014	38616	VILLAGE CLEANERS	NOV 2013 UNIFORM CLEANING	211.00
01/22/2014	38617	GENESEE CTY DRAIN COMMISSIONER	SEWER OCT-DEC 2013	147,437.13
01/22/2014	38618	GENESEE CTY DRAIN COMMISSIONER	11/26-12/23/13 COMM/READY TO SERVE	92,172.53
01/22/2014	38619	SWARTZ CREEK AREA SENIOR CITZ.	DEC 2013 EXPENDITURES OF 2012 GRANT	1,845.36
01/22/2014	38620	VALLEY PETROLEUM	1/1-1/15/14 FUEL USAGE - DPW	1,592.41
01/22/2014	38621	VALLEY PETROLEUM	1/1-1/15/14 FUEL USAGE - POLICE	934.51
01/23/2014	38622	ADS PLUS PRINTING LLC	BUSINESS CARDS/A. ZETTEL (500)	116.30
01/23/2014	38623	ARROW UNIFORM RENTAL	UNIFORMS, MATS, SUPPLIES, ENV.	81.53
			MATS, SUPPLIES	32.70
				114.23
01/23/2014	38624	C & H CONSTRUCTION CO INC	SNOW REMOVAL	595.00
			SNOW REMOVAL/CITY OFFICES	460.00
				1,055.00
01/23/2014	38625	CITY OF SWARTZ CREEK	9/20-12/20/13 4125 ELMS	249.40
			9/20-12/20/13 UB 5121 MORRISH	118.77
			9/20-12/20/13 UB 5363 WINSHALL	249.40
			9/20-12/20/13 UB 8059 FORTINO	47.45
			9/20-12/20/13 UB 8083 CIVIC	411.32
			9/20-12/20/13 UB 8095 CIVIC	167.09
			9/20-12/20/13 UB 8100 CIVIC	510.30
				1,753.73

01/23/2014	38626	COMCAST BUSINESS	1/26-2-25/14 CITY HALL	278.75
01/23/2014	38627	DETROIT SALT COMPANY	ROAD SALT @ \$54.69 PER TON	2,753.05
01/23/2014	38628	DONALD KORTH	2 YR RENEWAL DOMAIN CITYOFSWARTZCREEK	21.76
01/23/2014	38629	ELIZABETH JOHNSON	UB REFUND 7550 CHURCH	182.04
01/23/2014	38630	FLINT WELDING SUPPLY	COMPRESSED OXYGEN/DISSOLVED ACETYLENE/DE	116.40
01/23/2014	38631	GENESEE CTY DRAIN COMMISSIONER	DISPUTED SEWER TAPS 4197 BIRCH LANE	183.31
			DISPUTED SEWER TAPS 4172 HICKORY LN	183.31
			DISPUTED SEWER TAPS 7362 CROSSCREEK	183.31
			DISPUTED SEWER TAPS 7376 CROSSCREEK	183.31
			DISPUTED SEWER TAPS 9262 JILL MARIE	183.31
			DISPUTED SEWER TAPS 6199 BRISTOL	183.31
				1,099.86
01/23/2014	38632	KNAPHEIDE TRUCK EQUIPMENT	CUTTING EDGE	960.01
01/23/2014	38633	LAURA TILSON	REFUND CREDIT BALANCE 138 ASHLEY	1.40
01/23/2014	38634	MATT BELMONTI	CLEAR CITY LOTS & WALKS 1/2-1/6/13	2,108.00
01/23/2014	38635	MID STATES BOLT AND SCREW CO	BOLTS FOR BLADES LOCKNUTS (24)/BOLTS (24	44.44
01/23/2014	38636	NOEL SAXTON	UB REFUND FOR 9265 CEDAR CREEK	250.71
01/23/2014	38637	SUBURBAN AUTO SUPPLY	16-14 GUAGE TERM WIRE	9.29
			SPRAY FOR LOCKS	3.19
				12.48
01/23/2014	38638	SWARTZ CREEK AREA FIRE DEPT.	BAL OF INV BB2014ASC OPER BUDGET	3,906.25
01/23/2014	38639	VALUE HOMES	UB REFUND 138 ASHLEY	34.94
01/30/2014	38640	AGROSCAPING INC.	FAX/SPRINKLER WINTERIZATION	75.00
01/30/2014	38641	ALLIE BROTHERS INC	(2) UNIFORM PANT CLOLINGER	129.98
01/30/2014	38642	ARROW UNIFORM RENTAL	UNIFORMS, MATS, SUPPLIES, ENV.	81.53
			MATS, SUPPLIES	32.70
				114.23
01/30/2014	38643	BETTY SHANNON	FAX/JAN-FEB 2014 PER CONTRACT HEALTH REI	196.00
01/30/2014	38644	BRADYS BUSINESS SYSTEMS	COPY MACHINE MAINT AGREEMENT 1/15-2/14/1	64.42
01/30/2014	38645	BROWNING POWER SYSTEMS LLC	EML/GENERATOR MAINTC/PUBLIC SAFETY BLDG	699.00
01/30/2014	38646	C & H CONSTRUCTION CO INC	BAL OF INVOICE SNOW REMOVAL/CITY OFFICES	210.00
			WATERMAIN REPAIR 5326 GREENLEAF	757.50
				967.50
01/30/2014	38647	COMCAST BUSINESS	2/1-2/28/14 PUBLIC SAFETY BLDG	144.80
01/30/2014	38648	FLINT TOWNSHIP	SWR TRANS MAINT CHRNG 42 UNITS	31.50
01/30/2014	38649	GENESEE COUNTY	FIRST INSTALLMENT PICTOMETRY 2014	503.03
01/30/2014	38650	KCI	PRE-PAID POSTAGE FOR ASSESSMENTS	1,023.75
01/30/2014	38651	KNAPHEIDE TRUCK EQUIPMENT	ORANGE FLORESCENT NYLON MARKERS	32.09
01/30/2014	38652	MI MUNICIPAL WORKERS COMP FUND	7/1/12-7/1/13 PAYROLL AUDIT	484.00
01/30/2014	38653	NICK PAUL	HOLSTER & GUN LIGHT FOR OFC. PAUL	206.00
01/30/2014	38654	ROWE PROFESSIONAL SERVICES CO	PREPARE PAPERWORK MORRISH RD BRIDGE CONS	671.75
01/30/2014	38655	SCHAEFER'S OFFICE SOURCE	OFFICE SUPPLIES	156.80
			CREDIT FOR RIBBON CHARGED TWICE INVOICE	(11.45)
				145.35
01/30/2014	38656	SUBURBAN AUTO SUPPLY	PLUG-IN PIGTAIL	7.39

RADIATOR CAP	6.99
NEW BATTERY/PRORATED REPLACEMENT	64.40
DIESEL 911/HEADLAMP (2)	36.97
MINI LAMP	8.94

124.69

01/30/2014	38657	ULINE	EVIDENCE POLYTUBING	324.95
01/30/2014	38658	UNITED WAY/KGCB	2014 HOUSEHOLD HAZARDOUS WASTE COLLECTIO	750.00
01/30/2014	38659	VILLAGE CLEANERS	UNIFORM CLEANING DEC 2013	130.25

GEN TOTALS:

Total of 141 Disbursements: 367,000.45