

**CITY OF SWARTZ CREEK
SWARTZ CREEK, MICHIGAN
MINUTES OF THE REGULAR COUNCIL MEETING
DATE 04/25/2022**

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

Invocation and Pledge of Allegiance.

Councilmembers Present: Cramer, Florence, Gilbert, Hicks, Krueger, Pinkston, Henry.

Councilmembers Absent: None.

Staff Present: City Manager Adam Zettel, Clerk Connie Olger, City Attorney Chris Stritmatter.

Others Present: David Mayers, Dawn Weier, Brenda Huyck, Daniel Spaniola, Jason Dover, Jared Oginsky, M. McLanahan, Metro PD Chief Bade.

Others Virtually Attended: Lania Rocha, Erik Jamison

APPROVAL OF MINUTES

Resolution No. 220425-01

(Carried)

Motion by Councilmember Florence
Second by Councilmember Gilbert

I Move the Swartz Creek City Council approve the Minutes of the Regular Council Meeting held Monday April 11, 2022, to be circulated and placed on file.

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

CLOSED SESSION MINUTES – April 11, 2022

Resolution No. 220425-02

(Carried)

Motion by Councilmember Henry
Second by Councilmember Florence

I Move the Swartz Creek City Council approve the Minutes of the Closed Session Council Meeting held Monday, April 11, 2022, to be placed on file.

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

APPROVAL OF AGENDA

Resolution No. 220425-03 **(Carried)**

Motion by Councilmember Cramer
Second by Councilmember Florence

I Move the Swartz Creek City Council approve the Agenda as, printed for the Regular Council Meeting of April 25, 2022, to be circulated and placed on file.

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

CITY MANAGER’S REPORT

Resolution No. 220425-04 **(Carried)**

Motion by Mayor Pro Tem Hicks
Second by Councilmember Cramer

I Move the Swartz Creek City Council accept the City Manager’s Report of April 25, 2022, including reports and communications to be circulated and placed on file.

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

MEETING OPENED TO THE PUBLIC:

Dawn Weier introduced herself as a candidate for 67th District Court.

Mary McLanahan 5070 McLain, wanted an update on the speed study on Ingalls. The Mayor responded that the information was in the council packet at the last meeting. Councilmember Cramer happened to have a copy and gave it to her.

Dave Mayers, Swartz Creek Chamber President let everyone know he was attending tonight in case there were any questions regarding the car show resolution on the agenda.

COUNCIL BUSINESS:

******Master Resolution******

MASTER RESOLUTION TO APPROVE VARIOUS PERMITS RELATED TO THE 2022

HOMETOWN DAYS EVENTS

Resolution No. 220425-05

(Carried)

Motion by Councilmember Gilbert
Second by Councilmember Cramer

WHEREAS, Swartz Creek Hometown Days organization is a recognized charitable entity that operates in Swartz Creek; and

WHEREAS, Hometown Days is seeking permits and approvals to operate an annual festival on private and public grounds within the city, including a parade, carnival, petting zoo, fireworks display, ‘beer tent’, food/drink vendors, a car show, and numerous other activities; and

WHEREAS, the City Council finds the Hometown Days organization and the event to be beneficial to the public and in good standing; and

WHEREAS, the Section 13.01.G of Appendix A of the City Code of Ordinances provides for conditions of approval for a festival within the city, provided that the duration is less than 10 days, the operator is a charitable entity, and city council approval is required.

NOW, THEREFORE BE IT RESOLVED that the City of Swartz Creek hereby approves Resolutions/Motions 220425-5A1 through 220425-5A9, allowing for the various permits related to the annual Swartz Creek Hometown Days festival, to be held beginning Tuesday, May 31, 2022 and concluding on Monday, June 6, 2022, inclusive of all stipulations and conditions as specified and listed within, including the provision of valid insurance that lists the City of Swartz Creek as an additionally insured party for all events.

Discussion Ensued.

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

HOMETOWN DAYS, STREET CARNIVAL, GENERAL STREET & PROPERTY USE PERMITS

Resolution No. 220425-05A1

I Move the City of Swartz Creek approve and authorize the Swartz Creek Hometown Days Committees’ application for street closing and City property use permits for the following locations:

1. Morrish between Miller and Ingalls-Wade, Carnival.
2. Holland between Miller and Ingalls, Vendor – Carnival.
3. City Lot located at the southwest corner of Miller and Morrish, Carnival.
4. Ingalls at Holland and Park Land located to the North and Northwest of the intersection of Morrish and Ingalls, Carnival.
5. City owned property, 4438 South Morrish Road.
6. City owned property, 4505 Fortino.
7. City owned property, Fortino (Branoff)
8. City owned property, 5012 Holland Drive
9. Fire Hall out lot properties.
10. Use of DPW Yard and Generator (access subject to department).

Street and City property use, unless otherwise indicated, begins Tuesday, May 31, 2022 at 9:00 a.m. until Monday June 6, 2022 at 9:00 A.M., for the purpose of, and authorization to conduct a carnival, vendor/display areas, car show and or other similar events under the following stipulations:

1. Insurance certificate naming the City as insured in the amount not less than \$1,000,000.00 (One-Million Dollars)
2. Written permission from deed holders of any private properties to be used and appropriate insurance certificates naming such parties as additional insured: City of Swartz Creek 8083 Civic Drive; Atkinson Construction 12568 Lansing Hwy, Durand; William Kincaid & Kincaid Properties 5086 South Morrish; St. Mary's Catholic Church 4413 Morrish Road; Pentecostal Church of God / The Oasis / Dan Rhanor / Family Worship Center 4484 Morrish & 4494 Morrish Road; Mark O'Brien 5099 South Morrish; Kallas Heating and Cooling 8077 Miller; Swartz Creek Schools 8354 Cappy (High School Middle School); Red's Body Works 3175 S Elms Rd; SC Masonic Temple 7449 Miller Rd; Ashley Hotchkiss 8280 Crapo; Swartz Creek Area Fire Department; Rite – Aid 9090 Miller Road.
3. Sufficient number of portable bathrooms placed and located, and liter control program in accordance and under the approval of Director of Community Services.
4. Approval by the Chief of Police. Traffic control and pedestrian safety plan in accordance with and under the approval of office of Chief of Police.

HOMETOWN DAYS, STREET USAGE PERMIT, MOTOR AND PEDESTRIAN PARADE

Resolution No. 220425-05A2

I Move the Swartz Creek City Council approve and authorize the Swartz Creek Hometown Days Committees' application for street closing / usage permit for Saturday, June 4, 2022 from 10:00 a.m. until 2:00 p.m. for purposes of conducting

a parade, streets to be used include the high school performing arts center entrance, Miller Rd, under the following stipulations:

1. Insurance certificate naming the City as an additional insured party in the amount not less than \$1,000,000.00 (One Million Dollars).
2. No candy or other objects be thrown or handed from, to or at any vehicle, trailer, float, or similar, and further, that the Hometown Days Committee establish and maintain a list of all participants and/or entries in the parade that identifies a contact person, such contact to be informed by the Hometown Days Committee of the stipulation and motor vehicle code enforcement actions for violations thereof.
3. General approval, and under the direction and control of the Office of the Chief of Police.

HOMETOWN DAYS PERMIT, AERIAL FIREWORKS DISPLAY

Resolution No. 220425-05A3

I Move the Swartz Creek City Council approve and authorize the Swartz Creek Hometown Days Committee's application for one fireworks aerial display to be held on Friday, June 3, 2022, at or shortly after dusk, with a cancellation date of Saturday, June 4, 2022, at or shortly after dusk, to be launched from properties directly west of the Swartz Creek Middle School Building, said properties owned by the Swartz Creek School District and Mr. Ashley, under the following stipulations and conditions:

1. Insurance certificate naming the City as insured in an amount to be determined adequate by the City Manager.
2. Written permission from the aforementioned parcel owners along with acceptable insurance certificates naming said parcel owners as additional insured parties, in an amount to be determined adequate by the City Manager.
3. Traffic Control Plan and administration by the Offices of Chief of Police and Director of Community Services.
4. Detailed Plan submitted to and approved by the Fire Chief.
5. All decisions concerning the event and cancellation thereof, if needed, under the direction and control of the Fire Chief.

HOMETOWN DAYS PERMIT, OPERATE ENTERTAINMENT TENT

Resolution No. 220425-05A4

I Move the Swartz Creek City Council approve and authorize the Swartz Creek Hometown Days Committee application to operate an entertainment tent with the sale of beer and wine for consumption on the premises, along with live entertainment, to be held on Parcel No. 58-02-200-014, owned by William Kincaid

and located 5086 Morrish Road, south of Wade Street, beginning Thursday, June 2, 2022 12:00 PM through Sunday, June 5, 2022, 9:30 PM, under the following stipulations:

1. Michigan Liquor Control Commission Approved Application with appropriate insurance in accordance with the rules of the L.C.C. and naming the City and all other property owners as additional insured parties, in an amount not less than \$1,000,000 (One Million Dollars).
2. Portable bathrooms appropriately located and litter control program in accordance and under the approval of Director of Community Services.
3. Traffic control and pedestrian safety plan in accordance with and under the approval of Office of Chief of Police.
4. Adherence to all L.C.C. stipulations and regulations, state and local laws.
5. No music after 11:00 p.m. Thursday, June 2, 2022 and after 1:30 a.m. on Friday, June 3, 2022 (Saturday Morning), and Saturday, June 4, 2022(Sunday Morning), and Sunday, June 5, 2022, 9:30 PM.
6. Adequate security as approved by the Chief of Police.
7. Adherence to and under the direction and control of the Office of the Chief of Police.

HOMETOWN DAYS PERMIT, CEREMONIAL DISCHARGE OF A FIREARM

Resolution No. 220425-05A5

I Move the Swartz Creek City Council, pursuant to section 10-212(3) of the Code of Ordinances, approve and authorize the Swartz Creek Hometown Days Committee to discharge weapons as a part of a military concert and ceremonial military honor guard, to be held at the Swartz Creek High School's outdoor football stadium, on Friday, June 3, 2022, at approximately 9:00 p.m., in conjunction with a concert and aerial fireworks display, with a backup rain date of Saturday, June 4, 2022 at approximately 9:00 p.m. under the following stipulations and conditions:

1. Insurance certificate naming the City as an additional insured party in an amount not less than \$1,000,000.00 (One Million Dollars).
2. The party(ies) discharging the weapon(s) must be a practicing military honor guard trained and capable in the handling of firearms.

HOMETOWN DAYS PERMIT, CEREMONIAL DISCHARGE OF A FIREARM

Resolution No. 220425-05A6

I Move the Swartz Creek City Council, pursuant to section 10-212(3) of the Code of Ordinances, approve and authorize the Swartz Creek Hometown Days Committee to discharge weapons in conjunction with a Parade and as a

ceremonial military honor guard, to be held along Miller Road on Saturday, June 4, 2022, at approximately 10:00 A.M., under the following stipulations and conditions:

1. Insurance certificate naming the City as an additional insured party in an amount not less than \$1,000,000.00 (One Million Dollars).
2. The party(ies) discharging the weapon(s) must be a practicing military honor guard trained and capable in the handling of firearms.

WAIVER OF INSPECTION FEE, HOMETOWN DAYS COMMITTEE

Resolution No. 220425-05A7

I Move the City of Swartz Creek waive the permit fees for the temporary structure (trailer) and electrical permit inspection fees for the Swartz Creek Hometown Days Committee.

TRAFFIC CONTROL APPROPRIATION

Resolution No. 220425-05A8

I Move the City of Swartz Creek provide traffic control devices to ensure the safety of the public during the duration of the Swartz Creek Hometown Days event and hereby direct the Director of Public Works to order or supply barricades sufficient to do so at a cost not to exceed \$1,750, appropriated to the community promotions department of the general fund.

RESOLUTION TO APPROVE THE POSSESSION OF ANIMALS OTHERWISE PROHIBITED BY ORDINANCE

Resolution No. 220425-05A9

WHEREAS, the festival activities include various animal events and attractions that include animals that are prohibited without approval as outlined in Ordinance Section 3-1.; and

WHEREAS, the Hometown Days Chairperson requested the city council to affirm approval of certain animal events and activities as outlined in a letter dated March 26th, 2022; and

WHEREAS, the City Council finds these activities to be in line with prior events and approvals as part of the routine functions of the festival.

NOW, THEREFORE, BE IT RESOLVED the Swartz Creek City Council hereby authorizes the Mulow exotic reptile show, Whispering Pines Mobile Farm/Petting Zoo, the Agricultural tent, and related features and animals to operate and be

present within the city and for such operation to hereby be incorporated into the festival permit for Hometown Days.

RESOLUTION TO APPROVE A MONTHLY FOOD TRUCK EVENT AND CRAFT SHOW IN DOWNTOWN

Resolution No. 220425-06

(Carried)

Motion by Councilmember Pinkston
Second by Councilmember Cramer

WHEREAS, Jeepers Creekers, Inc. is a recognized charitable entity that is in good standing and that operates in Swartz Creek; and

WHEREAS, said organization proposes to organize and host a monthly vendor market within Holland Square and on Holland Drive, including food trucks, and they therefore seek a permit to use the city streets and the plaza from 5:00 p.m. to 9:00 p.m. on the following Saturdays of May 21st, June 18th, July 16th, August 20th, and September 17th; and

WHEREAS, the City Council finds the organization and the event to be beneficial to the public and in good standing.

NOW, THEREFORE BE IT RESOLVED that the City of Swartz Creek hereby approves the application for a street usage permit to conduct a craft market and food truck event on the Saturdays of May 21st, June 18th, July 16th, August 20th, and September 17th, from 5:00 p.m. to 9:00 p.m., applicant: the Jeepers Creekers, Inc., in accordance with the application submitted, under the direction and control of the Chief of Police and contingent upon the provision of valid insurance listing the City of Swartz Creek as an additionally insured party.

YES: Henry, Cramer, Florence, Gilbert, Hicks, Krueger, Pinkston.

NO: None. Motion Declared Carried.

RESOLUTION TO ESTABLISH A DATE FOR THE PUBLIC HEARING REGARDING THE 2022-2023 FY BUDGET

Resolution No. 220425-07

(Carried)

Motion by Councilmember Florence
Second by Councilmember Henry

WHEREAS, the City of Swartz Creek observes a fiscal year, beginning on July 1 of each year; and,

WHEREAS, the City Charter requires a public hearing on the proposed budget and encourages adoption prior to the third Monday in May; and,

WHEREAS, city staff have prepared budget revenues and expenses in draft form in the timeliest manner practical based upon determinations available for taxable value.

NOW, THEREFORE BE IT RESOLVED the City of Swartz Creek hereby sets a Public Hearing, to be held on Monday May 23, 2022 at 7:00 PM, at the regularly scheduled City Council Meeting, or as soon thereafter as this matter can be heard, to hear public comments and needs regarding the Proposed 2022-2023 Fiscal Year Budget, and further, post a notice of the public hearing in the View News, with a copy of the proposed budget to be available in the Clerk's Office beginning April 26, 2022.

Discussion Ensued.

YES: Cramer, Florence, Gilbert, Hicks, Krueger, Pinkston, Henry.

NO: None. Motion Declared Carried.

RESOLUTION TO APPROVE VARIOUS POLICIES TO SUPPLEMENT THE ADMINISTRATIVE SERVICE OF THE CITY AND DDA, INCLUDING AN MDOT LOGO SIGN POLICY, SPECIAL EVENT POLICY, PARADE POLICY, AND FOOD TRUCK POLICY

Resolution No. 220425-08

(Carried)

Motion by Councilmember Henry
Second by Councilmember Cramer

WHEREAS, the City and its component unit, the Downtown Development Authority, are the recipients of more and more requests to support economic development and to host special events, parades, and food trucks on public property; and

WHEREAS, the City Council and City Manager's Office maintain and oversee various policies to guide such activities; and

WHEREAS, the City desires to update and add to these policies to supplement the administrative service, as recommended by the City Manager's Office per Section 7.2(C)9 of the City Charter; and

WHEREAS, the DDA has been reviewing such policies and recommended approval at their regular meeting of April 14, 2022.

NOW, THEREFORE, BE IT RESOLVED, that the City of Swartz Creek approves the MDOT Logo Sign Policy of the DDA, the special event policy, the parade policy, and the food truck policy as included in the City Council Packet of April 25, 2022.

BE IT FURTHER RESOLVED that the City of Swartz Creek authorize the City Manager to augment or amend these policies to accommodate special or unforeseen circumstances that impact the public health, safety, and welfare of the city.

Discussion Ensued.

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

RESOLUTION TO APPROVE COMMISSION APPOINTMENTS

Resolution No. 220425-09

(Carried)

Motion by Councilmember Cramer
Second by Councilmember Henry

WHEREAS, the laws of the State of Michigan, the Charter and Ordinances of the City of Swartz Creek, interlocal agreements in which the City of Swartz Creek is a member, and previous resolutions of the city council require and set terms of offices for various appointments to city boards and commissions, as well as appointments to non-city boards and commissions seeking representation by city officials; and

WHEREAS, there exist vacancies for such positions; and

WHEREAS, said appointments are Mayoral appointments subject to affirmation of the city council.

NOW, THEREFORE, BE IT RESOLVED, the Swartz Creek City Council concur with the Mayor and City Council appointments as follows:

#220425-9E1 **MAYOR APPOINTMENT:** **Todd Beedy**
DDA Boardmember, Non-DDA Property Interest
Four year term, expiring March 31, 2026

#220425-9E2 **MAYOR APPOINTMENT:** **Jason Keene**
DDA Boardmember, DDA Property Interest
Four year term, expiring March 31, 2026

#220425-9E3 **MAYOR APPOINTMENT:** **Sandi Brill**
Park Board, City Resident
Three year term, expiring December 31, 2024

Discussion Ensued.

YES: Hicks, Krueger, Pinkston, Henry, Cramer, Florence .

NO: Gilbert. Motion Declared Carried.

RESOLUTION TO APPROVE AN AGREEMENT WITH ATLAS NORTH TO ENABLE ENFORCEMENT OF CERTAIN POLICE ORDINANCES ON PRIVATE PROPERTY AND TO ASSIGN ENFORCEMENT RESPONSIBILITIES TO THE METRO POLICE AUTHORITY OF GENESEE COUNTY

Resolution No. 220425-10

(Carried)

Motion by Mayor Pro Tem Hicks
Second by Councilmember Florence

WHEREAS, the City is empowered to provide police protection services throughout the City; and

WHEREAS, the City is a party to the Interlocal Agreement Establishing the Metro Police Authority of Genesee County (“the Authority”) whereby it provides police protection services by and through the Authority; and

WHEREAS, the City desires to enter into the Agreement for Police Services that is attached hereto (“the Agreement”) with the Atlas North, that will enable enforcement of the Uniform Traffic Code and other ordinances within the residential housing complex known as Atlas North; and

WHEREAS, the City wishes to assign to the Authority, and the Authority agrees to accept, the rights and responsibilities specified in the Agreement.

NOW, THEREFORE, BE IT RESOLVED, that the City of Swartz Creek approves the Agreement for Police Services, with the Atlas North, as included in the April 25, 2022 city council packet, and directs the Mayor to execute said agreement on behalf of the city.

BE IT FURTHER RESOLVED that the City of Swartz Creek assign or transfer to the Metro Police Authority of Genesee County all of its rights and responsibilities of the Agreement attached hereto.

Discussion Ensued.

YES: Hicks, Krueger, Pinkston, Henry, Cramer, Florence, Gilbert.

NO: None. Motion Declared Carried.

RESOLUTION TO ASSESS DELINQUENT CHARGES TO THE ASSESSMENT ROLL

Resolution No. 220425-11

(Carried)

Motion by Councilmember Gilbert
Second by Councilmember Cramer

WHEREAS, the city, by virtue of enforcing certain ordinances and charter provisions, incurs expenses related to the improvement, maintenance, and/or replacement of private and public property; and

WHEREAS, the city also provides utility services, of which some recipients of said services have outstanding and overdue balances related to the same; and

WHEREAS, the city's ordinances related to the provision of water and sewer services, as well as those pertaining to the maintenance of sidewalks, noxious weeds, and fire cost recovery provide for the collection of expenses and related fees; and

WHEREAS, such outstanding expenses, service charges, and fees are able to be assessed to real property per Chapter 10 of the City Charter.

NOW, THEREFORE, BE IT RESOLVED the City of Swartz Creek directs the Treasurer to prepare an audit of all outstanding debts owed to the City for delinquent sidewalk snow removal, utility services and fire cost recovery, and further, to cause such debts to be assessed against the property owner of record, in accordance with City Ordinance and State Statute, said debts to be placed against the summer 2022 tax collection roll.

Discussion Ensued.

YES: Krueger, Pinkston, Henry, Cramer, Florence, Gilbert, Hicks .

NO: None. Motion Declared Carried.

SWARTZ CREEK AREA CHAMBER OF COMMERCE, STREET FESTIVAL, GENERAL STREET & PROPERTY USE PERMITS

Resolution No. 220425-12

(Denied)

I Move the City of Swartz Creek approve and authorize the Swartz Creek Area Chamber of Commerce's application for street closing and City property use permits for the following locations:

1. 5012 Holland Drive
2. Miller Road (Morrish to Hayes)
3. Holland between Miller and Ingalls
4. Park Land located to the North and Northwest of the intersection of Morrish and Ingalls

Street and City property use subject to the following stipulations:

1. Insurance certificate naming the City as insured in the amount not less than \$1,000,000.00 (One-Million Dollars)
2. Sufficient number of portable bathrooms placed and located, and litter control program in accordance and under the approval of Director of Community Services.
3. Approval by the Chief of Police. Traffic control and pedestrian safety plan in accordance with and under the approval of office of Chief of Police.

YES: Henry, Florence, Krueger.

NO: Pinkston, Cramer, Gilbert, Hicks. Motion Declared Denied.

SWARTZ CREEK CHAMBER, HOLLAND SQUARE USAGE PERMIT

Resolution No. 220425-12A1

I Move the Swartz Creek City Council approve and authorize the Swartz Creek Area Chamber of Commerce, Inc's application for use of Holland Square from 5pm to 9pm on May 26, June 23, July 28, August 25, and September 22, under the following stipulations:

1. Insurance certificate naming the City as an additional insured party in the amount not less than \$1,000,000.00 (One Million Dollars).
2. General approval, and under the direction and control of the Office of the Chief of Police.
3. Adherence to the city's event and public plaza usage procedures

SWARTZ CREEK CHAMBER, STREET USAGE PERMIT

Resolution No. 220425-12A2

I Move the Swartz Creek City Council approve and authorize the Swartz Creek Area Chamber of Commerce, Inc's application for street closing / usage permit for from 5pm to 9pm on May 26, June 23, July 28, August 25, and September 22 for purposes of conducting a car show on Miller Road (Morrish to Hayes) and Holland Drive under the following stipulations:

1. Insurance certificate naming the City as an additional insured party in the amount not less than \$1,000,000.00 (One Million Dollars).
2. General approval, and under the direction and control of the Office of the Chief of Police.
3. Adherence to the city's street closure and usage procedures.

SWARTZ CREEK AREA CHAMBER OF COMMERCE, STREET FESTIVAL, GENERAL STREET & PROPERTY USE PERMITS

Resolution No. 220425-13

(Amend)

Motion by Mayor Pro Tem Hicks
Second by Councilmember Cramer

I Move to amend the Swartz Creek Area Chamber of Commerce, General Street & Property permit to omit the May 26 date.

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

RESOLUTION TO ENTER CLOSED SESSION TO CONSIDER REAL ESTATE (ROLL CALL VOTE)

Resolution No. 220425-14

(Carried)

Motion by Mayor Pro Tem Hicks
Second by Councilmember Cramer

WHEREAS, the City of Swartz Creek City Council and City Attorney desire to consider options related to the sale or lease of real property, as well as a potential settlement for a Michigan Tax Tribunal filing, and;

WHEREAS, the MCL 15.268(d & e) permits a governing body to enter a closed session to consult with the city attorney regarding the lease of real property and to consult with the attorney regarding a settlement strategy.

NOW THEREFORE, BE IT RESOLVED the City of Swartz Creek City Council exit the regular session of the city council and enter into a closed session for the purpose of discussion with the city attorney.

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

ENTER INTO REGULAR SESSION

Motion No. 220425-15

(Carried)

Motion by Councilmember Cramer
Second by Mayor Pro Tem Hicks

I Move the Swartz Creek City Council enter back into regular council meeting session.

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

MEIJER TAX APPEAL

Motion No. 220425-16

(Carried)

Motion by Councilmember Henry
Second by Councilmember Florence

I Move that we authorize the city attorney to proceed with the settlement in the Meijer tax appeal as discussed in closed session.

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

MEETING OPENED TO THE PUBLIC:

Jared Oginsky would like clarification about what happened with the resolution on the car show event. The mayor responded that the resolution was denied. Councilmember Pinkston feels it needs to be presented better. Mayor Pro Tem Hicks would like more organization with the event. Councilmembers requested they come back with more organized paperwork with the deletion of the May date.

REMARKS BY COUNCILMEMBERS:

Councilmember Gilbert everyone have a good night and think spring.

Councilmember Cramer would like to thank the staff for all the hard work they did on the budget. He also wanted to invite everyone to the Swartz Creek Area Food Basket fundraiser May 8th, 5-8 p.m.

Mayor Pro Tem Hicks commented the Women's Club will be making a donation to the pavilion.

Councilmember Henry encouraged everyone to go to Knights of Columbus Euchre night.

Mayor reminded everyone that Monday, May 2, 2022, is the 40th Anniversary Concert of the Winds Symphony Concert 7:30 p.m.

ADJOURN

Motion No. 220425-17

(Carried)

Motion by Councilmember Gilbert
Second by Councilmember Henry

I Move the Swartz Creek City Council adjourn the regular council meeting of April 25, 2022 at 8:39 p.m.

Unanimous Voice Vote.

David A. Krueger, Mayor

Connie Olger, City Clerk