

**CITY OF SWARTZ CREEK
SWARTZ CREEK, MICHIGAN
MINUTES OF THE REGULAR COUNCIL MEETING
DATE 09/26/2022**

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, Director of Public & Community Services Rob Bincsik.

Others Present: Lania Rocha, Fire Chief Plumb, Rob Merinsky, M. McLanahan, Mark Branoff, Vickie Sturgess, Metro PD Chief Bade.

Others Virtually Attended: None.

APPROVAL OF MINUTES

Resolution No. 220926-01

(Carried)

Motion by Councilmember Florence
Second by Councilmember Cramer

I Move the Swartz Creek City Council approve the Minutes of the Regular Council Meeting held Monday September 12, 2022, to be circulated and placed on file.

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

APPROVAL OF AGENDA

Resolution No. 220926-02

(Carried)

Motion by Councilmember Henry
Second by Councilmember Gilbert

I Move the Swartz Creek City Council approve the Agenda as, amended for the Regular Council Meeting of September 26, 2022, to be circulated and placed on file.

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

CITY MANAGER'S REPORT

Resolution No. 220926-03

(Carried)

Motion by Councilmember Cramer
Second by Councilmember Gilbert

I Move the Swartz Creek City Council accept the City Manager's Report of September 26, 2022, including reports and communications to be circulated and placed on file.

Discussion Ensued.

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

MEETING OPENED TO THE PUBLIC:

None.

COUNCIL BUSINESS:

RESOLUTION TO APPORTION FUNDS FOR THE PURCHASE OF BREATHING APPARATUS BY THE SWARTZ CREEK AREA FIRE DEPARTMENT

Resolution No. 220926-04

(Carried)

Motion by Mayor Pro Tem Hicks
Second by Councilmember Cramer

WHEREAS, the city operates a joint fire department with Clayton Township and such department has a board that functions in accordance with the terms and conditions set in the interlocal agreement as approved pursuant to the Urban Cooperation Act of 1967, MCL 124.501 et al; and

WHEREAS, the board has analyzed the need for replacement of their air packs in consultation with Clayton Township and the City of Swartz Creek; and

WHEREAS, the department tested, rated, and quoted equipment to replace their existing air packs from Municipal Emergency Services for the price of \$255,371, with a city share of \$127,685.50; and

WHEREAS, the equipment need has been planned for and budgeted by both participating municipalities; and

WHEREAS, the city has been presented with the equipment needs of the fire department and concurs with the findings and recommendation of the fire board.

NOW, THEREFORE, BE IT RESOLVED the City of Swartz Creek, conditioned upon equal participation of the Clayton Township Board, hereby approves payment to the Swartz Creek Area Fire Department in the amount of \$127,685.50 towards the purchase of SCBA gear as quoted by MES on September 13, 2022.

BE IT FURTHER RESOLVED, the payment for the apparatus shall be appropriated from the Fire Equipment Fund 402 upon invoice from the SCAFD.

Discussion Ensued.

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

NO: None. Motion Declared Carried.

RESOLUTION TO PURCHASE ROAD SALT

Resolution No. 220926-05

(Carried)

Motion by Councilmember Gilbert
Second by Councilmember Henry

WHEREAS, the city finds it necessary to control ice and snow accumulation on public streets and parking areas with the application of road salt during winter months; and

WHEREAS, this process requires approximately 1,100 tons of rock salt during a winter season; and

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

WHEREAS, the Genesee County Road Commission has previously bid and/or negotiated the purchase of rock salt for application to public right-of-ways during those relentless and invasive Michigan winters; and

WHEREAS, the GCRC negotiated a salt price for the coming winter, with year over year increase, with Detroit Salt Company of 12841 Sanders St., Detroit, at a unit

cost of \$69.90 per ton, and a cooperative purchasing invitation has been extended to the City from the Genesee County Road Commission on April 5, 2022; and

WHEREAS, the City finds the per-ton cost of \$69.90 to be extremely competitive.

NOW, THEREFORE, BE IT RESOLVED the City of Swartz Creek City Council accepts the Genesee County Road Commission's cooperative purchasing agreement and appropriate an amount not to exceed \$76,890, plus 10% contingency, for the purchase of rock salt from the Detroit Salt Company, expenses to be distributed proportionate to use at the direction of the City's Treasurer.

Discussion Ensued.

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

NO: None. Motion Declared Carried.

RESOLUTION TO APPROVE A PROFESSIONAL SERVICE AGREEMENT TO STUDY THE POTENTIAL FOR PARKING ON MILLER ROAD, FROM MORRISH TO HAYES

Resolution No. 220926-06

(Carried)

Motion by Councilmember Pinkston

Second by Councilmember Henry

WHEREAS, the City of Swartz Creek owns, operates, and maintains a network of streets; and

WHEREAS, Miller Road is due to receive funding to resurface the segment between Morrish and N. Seymour between 2023 and 2025; and

WHEREAS, the City, with its partner DDA, desires to calm traffic and add parking in the downtown area to make the area more walkable; and

WHEREAS, on street parking on select blocks of Miller Road may be an option to safely reduce traffic speeds and noise, while increasing business parking.

NOW, THERFORE, the City of Swartz Creek City Council hereby approves the proposal for engineering services agreement dated September 13, 2022 to model, analyze, and provide traffic options for Miller Road, Morrish to Hayes, as it relates to on street parking.

Discussion Ensued.

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

NO: None. Motion Declared Carried.

RESOLUTION TO APPROVE COMMISSION APPOINTMENTS

Resolution No. 220926-07

(Carried)

Motion by Councilmember Florence
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 officers 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 a vacancies in such positions; and

WHEREAS, said appointments are a 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:

- | | | |
|--------------------|--|------------------------|
| #220926-8C1 | <u>MAYOR APPOINTMENT:</u>
Planning Commission
Remainder of Three year term, expiring June 30, 2024 | Mark Branoff |
| #220926-8C2 | <u>MAYOR APPOINTMENT:</u>
Planning Commission
Three year term, expiring June 30, 2025 | Vickie Sturgess |
| #220926-8C3 | <u>MAYOR APPOINTMENT:</u>
Genesee County Metropolitan Alliance
Remainder of two year term, expiring November 22, 2022 | _____ |
| #220926-8C4 | <u>MAYOR APPOINTMENT:</u>
Park Board
Three year term, expiring June 30, 2025 | Krystle Lynch |
| #220926-8C5 | <u>MAYOR APPOINTMENT:</u>
Downtown Development Authority
Remainder of four year term, expiring March 31, 2026 | _____ |

Discussion Ensued.

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

A RESOLUTION TO APPROVE BIDS FOR SNOW AND ICE REMOVAL FROM CITY PARKING AREAS AND SIDEWALKS

Resolution No. 220926-08

(Carried)

Motion by Councilmember Henry
Second by Councilmember Florence

WHEREAS, the City of Swartz Creek sought sealed bids for the removal of snow and ice from city-owned properties, with an emphasis on parking areas, for services to be provided through April 2025; and

WHEREAS, Ace Outdoor Services was found to be the responsible low bidder out of two submitted bids.

NOW, THEREFORE, BE IT RESOLVED, the City of Swartz Creek accept the low bid of \$674.00 per “push”, for snow removal as per the specifications set forth in the bid package, and award the work to Ace Outdoor Services, LLC of Grand Blanc, Michigan, for a period ending April 30, 2025, with the stipulation that Ace Outdoor Services, LLC enter into a contractor’s agreement with the City.

Discussion Ensued.

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

RESOLUTION TO APPROVE CRACK SEALING BIDS FOR CITY STREETS

Resolution No. 220926-09

(Carried)

Motion by Councilmember Cramer
Second by Councilmember Henry

WHEREAS, the city’s streets are in need of surface treatments as part of the recognized need to apply proper asset management practices to infrastructure assets; and

WHEREAS, one of the fundamental and affordable forms of surface treatment is overband crack sealing, which is generally applied to those street segments that are not in need of more intensive forms of rehabilitation; and

WHEREAS, the city has been seeking unit cost quotes from multiple vendors for the past months and has received its first response in the last week to apply such treatment to Elms Road; and

WHEREAS, there is not much time remaining in this construction season for the application of the emulsification; and

WHEREAS, Ordinance 2-402(a)(2) allows for approval of works and services without sealed bids if the council finds that, “Due to circumstances beyond the control of the city, the market for such product, material or service is not competitive even though such product, material or service is normally competitive in nature”; and.

WHEREAS, Asphalt Management Inc., submitted a price of \$0.75 per linear foot for the application of crack filler (\$0.70 for projects over 40,000 linear feet).

NOW, THEREFORE, BE IT RESOLVED the City of Swartz Creek hereby approves the quote for preventative maintenance services from Asphalt Management Inc as a unit cost proposal, said services to be performed on Elms Road, as well as Bristol (Miller to Elms) and other streets, within the confines of the established maintenance budgets.

BE IT FURTHER RESOLVED the City of Swartz Creek directs the City Manager to execute a standard contractor agreement with the bidder and further directs the Treasurer to appropriate funds from the general fund, local street fund, and major street fund as appropriate.

Discussion Ensued.

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

NO: Gilbert. Motion Declared Carried.

MEETING OPENED TO THE PUBLIC:

M. McLanahan 5070 McLain St., while walking her granddaughter to a football game on a Saturday morning a car almost hit them while walking across the street. She would like something to be done. She knows studies are being done but something needs to be done. She suggests more police presence and tickets wrote.

Mark Branoff 7216 ParkRidge Pkwy., would like a crosswalk at entrance of Park Ridge subdivision and he has concerns about the speeding in the subdivision.

REMARKS BY COUNCILMEMBERS:

Councilmember Gilbert thanked everyone for their thoughts during his wife’s passing.

Mayor Pro Tem Hicks asked Mr. Zettel to put something in the next newsletter about pedestrians having right of way.

Councilmember Cramer reminded everyone of the October 1st fundraiser for Officer Storms at 1-7pm at the American Legion. The September 18th fundraiser for Officer Storms at Jan’s raised \$5000.

Councilmember Henry isn't sure what to do with the speeding on Ingalls and he hopes the studies done help. He reminded everyone of Jeepers Creeker, October 8th, lots of stuff going on.

Councilmember Florence sees lots of hiring signs and still we are having issues with companies not having enough employees.

Mayor Krueger thanked everyone for attending the meeting and thanks to the 2 new appointees.

ADJOURNMENT

Resolution No. 220926-08

(Carried)

Motion by Councilmember Gilbert
Second by Councilmember Henry

I Move the Swartz Creek City Council adjourn the regular meeting at 8:33 p.m.

Unanimous Voice Vote.

David A. Krueger, Mayor

Connie Olger, City Clerk