

**CITY OF SWARTZ CREEK
SWARTZ CREEK, MICHIGAN
MINUTES OF THE REGULAR COUNCIL MEETING
DATE 12/18/2023**

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: Spillane, Gilbert, Hicks, Krueger, Knickerbocker, Henry.

Councilmembers Absent: Cramer.

Staff Present: City Manager Adam Zettel, Clerk Renee Kraft.

Others Present: Chief Plumb, Chief Bade, Steve Tabit.

Others Virtually Attended: Lania Rocha, Sandi Brill

Motion by Councilmember Henry to excuse Councilmember Cramer for illness. Seconded by Councilmember Gilbert. Unanimous voice vote.

APPROVAL OF MINUTES

Resolution No. 231218-01

(Carried)

Motion by Councilmember Spillane
Second by Councilmember Gilbert

I Move the Swartz Creek City Council approve the Minutes of the Regular Council Meeting held Monday, December 11, 2023, to be circulated and placed on file.

YES: Spillane, Gilbert, Hicks, Krueger, Knickerbocker, Henry.
NO: None. ABSENT: Cramer. Motion Declared Carried.

APPROVAL OF AGENDA

Resolution No. 231218-02

(Carried)

Motion by Councilmember Henry
Second by Councilmember Gilbert

I Move the Swartz Creek City Council approve the Agenda as printed for the Regular Council Meeting of December 18, 2023, to be circulated and placed on file.

YES: Gilbert, Hicks, Krueger, Knickerbocker, Henry, Spillane.
NO: None. ABSENT: Cramer. Motion Declared Carried.

CITY MANAGER'S REPORT

Resolution No. 231218-03

(Carried)

Motion by Mayor Pro Tem Hicks
Second by Councilmember Gilbert

I Move the Swartz Creek City Council accept the City Manager's Report of December 18, 2023, including reports and communications to be circulated and placed on file.

Discussion Ensued.

YES: Hicks, Krueger, Knickerbocker, Henry, Spillane, Gilbert.
NO: None. ABSENT: Cramer. Motion Declared Carried.

MEETING OPENED TO THE PUBLIC:

None.

PUBLIC HEARING FOR PUBLIC SAFETY SPECIAL ASSESSMENT DISTRICT:

Opened at 7:07 p.m.

Sandi Brill: Asked for Chief Plumbs comments to be repeated.

Closed at 7:25 p.m.

COUNCIL BUSINESS:

RESOLUTION TO APPROVE A PUBLIC SAFETY ASSESSMENT DISTRICT, APPROVE ASSESSMENT ROLL, ORDER WARRANT, AND ORDER COLLECTION

Resolution No. 231218-04

(Carried)

Motion by Councilmember Gilbert
Second by Councilmember Hicks

WHEREAS, in accordance with the provisions of PA 33 of 1951 (MCL 41.801 et seq), on November 13, 2023, the City Council approved establishment of a city wide public safety special assessment district; and

WHEREAS following receipt of said special assessment roll, the City Council scheduled a public hearing on said roll to be held on December 18, 2023; and

WHEREAS, due notice of same having been published and mailed as required by law, the City Council has conducted said public hearing.

NOW, THEREFORE, BE IT RESOLVED that the Swartz Creek City Council hereby determines that it is satisfied that the special assessments on the roll have been spread in proportion to the benefits received by the properties in the district; and

BE IT FURTHER RESOLVED that the City Council hereby confirms the special assessment roll for the public safety special assessment district which will consist of all parcels located within the City of Swartz Creek and directs that said special assessment roll be placed on file with the city clerk; and

BE IT FURTHER RESOLVED that the city clerk is hereby directed to attach her warrant to the special assessment roll within 10 days from the date hereof; and

BE IT FURTHER RESOLVED that the city assessor is hereby directed to assign the amounts on the special assessment roll and directs the city treasurer to collect the amounts on the said special assessment roll beginning with the summer 2024 tax collection.

Discussion Ensued.

YES: Krueger, Knickerbocker, Henry, Spillane, Hicks.
NO: Gilbert. ABSENT: Cramer. Motion Declared Carried.

RESOLUTION TO APPROVE THE MDOT AGREEMENT FOR THE TRANSPORTATION ECONOMIC DEVELOPMENT FUND CATEGORY B

Resolution No. 231218-05

(Carried)

Motion by Councilmember Knickerbocker
Second by Councilmember Henry

WHEREAS, the City of Swartz Creek owns, operates, and maintains a system of major and local streets, some of which qualify for grant funds, as supplied by the State of Michigan MDOT via the Transportation Economic Development Fund (TED) Category "B"; and

WHEREAS, the City has been awarded \$248,850 of such funds to rehabilitate existing asphalt surfaces on select streets in an area known as Winchester Woods, including the provision of hot mix asphalt to Chesterfield Drive, Eton Court, Birchcrest Drive, Young Drive, Oakview Drive, and Valleyview Drive; and

WHEREAS, the project requires an agreement with the MDOT to provide terms and conditions for the commencement of the project and payment by the State of Michigan.

NOW, THEREFORE, BE IT RESOLVED, the Swartz Creek City Council approves the agreement with the MDOT for the TED funds as detailed in the attached agreement,

referenced as Contract #23-5534, Control Section Number EDV 25000, Job Number 220037CON.

BE IT FURTHER RESOLVED, the Swartz Creek City Council designates Mayor David A. Krueger and Clerk Renee Kraft as signatories for the MDOT contract.

Discussion Ensued.

YES: Knickerbocker, Henry, Spillane, Gilbert, Hicks, Krueger.
NO: None. ABSENT: Cramer. Motion Declared Carried.

**RESOLUTION TO AUTHORIZE ADMINISTRATIVE APPROVAL OF CONTRACTOR
PROGRESS PAYMENT REQUESTS FOR USDA RURAL DEVELOPMENT FUNDS
AND STREET RECONSTRUCTION**

Resolution No. 231218-06

(Carried)

Motion by Councilmember Spillane
Second by Councilmember Henry

WHEREAS, the City of Swartz Creek closed on a USDA grant and loan program to support water main improvements in the city, and

WHEREAS, the USDA requires that all expenses related to the water main projects be approved by the city council for a reimbursement draw, prior to submitting such a request to the USDA, and

WHEREAS, the expenses for the work have been approved with a unit-based contract, and

WHEREAS, routine draws are to be processed by the City Treasurer, reviewed by the City Council, and submitted to the USDA for reimbursement within narrow time limits.

NOW, THEREFORE, BE IT RESOLVED the City of Swartz Creek City Council authorizes the City Manager to approve progress payment requests for the USDA and related road work within the limits and expectations of the 2024 City of Swartz Creek water main and Local Road Improvements construction contract on file in the city clerk's office.

BE IT FURTHER RESOLVED, that the Treasurer shall submit evidence of such payment to the city council on a monthly basis.

Discussion Ensued.

YES: Henry, Spillane, Gilbert, Hicks, Krueger, Knickerbocker.
NO: None. ABSENT: Cramer. Motion Declared Carried.

MEETING OPENED TO THE PUBLIC:

Sandi Brill: Appreciates Councilmember Spillane's questions and commitment to his constituents. Regarding work on the roads, asked where parking will be for residents during the build. Response-They will provide temporary driveway access-they usually pour half a driveway at a time. Asked if the City Manager still does grant writing? Response-Some, but the city has grant writers for government grants, etc. Asked Mayor if the city might consider creating a separate committee for rehabilitation of our creek, working with Flint River Watershed, the State and Federal grants. Believes it is more than the Parks Committee can handle. Response-The mayor asked her to discuss with the City Manager.

REMARKS BY COUNCILMEMBERS:

Councilmember Spillane: There are poinsettias in the vestibule for anyone to take. They were from Genysis Hospital. Happy Holidays.

Councilmember Henry: Merry Christmas and Happy New Year.

Councilmember Knickerbocker: Merry Christmas and Happy New Year.

Councilmember Gilbert: Merry Christmas and Happy New Year.

Mayor Pro Tem Hicks: Questioned if Sherman's is closing. Response-Might just be moving. Merry Christmas and Happy New Year.

Mayor Krueger: The goal is to make the best City in the Nation. He appreciates the support of the citizens. Merry Christmas and Happy New Year.

ADJOURNMENT

Resolution No. 231218-07

(Carried)

Motion by Councilmember Gilbert
Second by Councilmember Henry

I Move the Swartz Creek City Council adjourn the regular meeting at 8:01 p.m.

Unanimous Voice Vote.

David A. Krueger, Mayor

Renee Kraft, CMC, MiPMC
Renee Kraft, CMC, MiPMC, City Clerk