

**CITY OF SWARTZ CREEK
SWARTZ CREEK, MICHIGAN
MINUTES OF THE REGULAR COUNCIL MEETING
DATE April 22, 2024**

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

Councilmembers Absent: None.

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

Others Present: Marianne McLanahan, M. Olsowy, Mason Burns, Rhyannan Burns, Ken Brill, Sandi Brill, Boots Abrams, Susan Mesack.

Others Virtually Attended: Lania Rocha, Stephanie Delane.

APPROVAL OF MINUTES

Resolution No. 240422-01 (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 April 8, 2024, to be circulated and placed on file.

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

APPROVAL OF AGENDA

Resolution No. 240422-02 (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 April 22, 2024, to be circulated and placed on file.

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

NO: None. Motion Declared Carried.

CITY MANAGER’S REPORT

Resolution No. 240422-03

(Carried)

Motion by Councilmember Cramer
Second by Councilmember Gilbert

I Move the Swartz Creek City Council accept the City Manager’s Report of April 22, 2024, including reports and communications to be circulated and placed on file.

Discussion Ensued.

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

MEETING OPENED TO THE PUBLIC:

Marrienne McLanahan: Requested the digital read out sign be put back up near her home. Requested more 25 mph signs on Engels. Has photos where people park behind the “Do Not Park” sign. Can’t make the Metro meeting to let them know.

Sandi Brill, President of Friends of Abrams Park: Supports the Eagle Scout project – Book Nook - by Mason Burns and thanks him on behalf of the committee. They look forward to seeing the new structure.

Ken Brill: Complimented Adam on his work on speed issues. Discussed road conditions- roads should be checked regularly for raised concrete and holes.

Stephanie Delane: Commented that the Swartz Creek website is not ADA compliant.

COUNCIL BUSINESS:

BOOK NOOK DONATION ACCEPTANCE

Resolution No. 240422-04

(Carried)

Motion by Mayor Pro Tem Hicks
Second by Councilmember Henry

WHEREAS, the City of Swartz Creek owns operates and maintains a system of parks; and

WHEREAS, an Eagle Scout candidate has offered to donate materials and labor sufficient to install a reading nook structure near the Tot Lot at Abrams Park; and

WHEREAS, the Park Board, and after deliberation, found the reading nook to be in the best interests of the park and approved the donation at their meeting on April 16, 2024.

NOW, THEREFORE, BE IT RESOLVED, the City of Swartz Creek City Council hereby accepts the Eagle Scout donation of a reading nook enclosure in Abrams Park, conditioned upon the following:

1. The project shall be overseen by the Director of Public Works and not commence until the ability to ensure project completion is evidenced.
2. The city will own and maintain the structure in a reasonable manner, with eventual replacement or removal dependent on the best interests of the city at a future date.

Discussion Ensued.

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

NO: None. Motion Declared Carried.

RESOLUTION TO ESTABLISH A DATE FOR THE PUBLIC HEARING REGARDING THE 2024-2025 FY BUDGET

Resolution No. 240422-05

(Carried)

Motion by Councilmember Gilbert
Second by Councilmember Cramer

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 13, 2024 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 2024-2025 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 23, 2024.

Discussion Ensued.

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

NO: None. Motion Declared Carried.

MASTER RESOLUTION TO APPROVE VARIOUS PERMITS RELATED TO THE 2024 HOMETOWN DAYS EVENTS

Resolution No. 240422-06

(Carried)

Motion by Councilmember Knickerbocker

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, 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 240422-8B1 through 240422-8B10, allowing for the various permits related to the annual Swartz Creek Hometown Days festival, to be held beginning Tuesday, May 28, 2024 and concluding on Monday, June 3, 2024, 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: Henry, Cramer, Spillane, Gilbert, Hicks, Krueger, Knickerbocker.

NO: None. Motion Declared Carried.

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

Resolution No. 240422-06a

(Carried)

Motion by Councilmember Knickerbocker
Second by Councilmember Cramer

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

Street and City property use, unless otherwise indicated, begins Tuesday, May 28, 2024 at 9:00 a.m. until Monday June 3, 2024 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; Mark O'Brien 5099 South Morrish; Kallas Heating and Cooling 8077 Miller; Swartz Creek Schools 8354 Cappy (High School/Middle School); 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.

Discussion Ensued.

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

NO: None. Motion Declared Carried.

HOMETOWN DAYS, STREET USAGE PERMIT, MOTOR AND PEDESTRIAN PARADE

Resolution No. 240422-06b

(Carried)

Motion by Councilmember Knickerbocker
Second by Councilmember Cramer

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 1, 2024 from 9:00 a.m. until 12:30 p.m. for purposes of conducting a parade, streets to be used include the high school performing arts center entrance, Miller Rd, and Fredrick Street 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.

Discussion Ensued.

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

HOMETOWN DAYS PERMIT, AERIAL FIREWORKS DISPLAY

Resolution No. 240422-06c

(Carried)

Motion by Councilmember Knickerbocker
Second by Councilmember Cramer

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, May 31, 2024, at or shortly after dusk, with a cancellation date of Saturday, June 1, 2024, 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 Ms. 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.

Discussion Ensued.

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

NO: None. Motion Declared Carried.

HOMETOWN DAYS PERMIT, OPERATE ENTERTAINMENT TENT

Resolution No. 240422-06d

(Carried)

Motion by Councilmember Knickerbocker
Second by Councilmember Cramer

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, May 30, 2024 11:59 PM through Sunday, June 2, 2024, 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, May 30, 2024 and after 1:30 a.m. on Friday, May 31, 2024 (Saturday Morning), and Saturday,

June 1, 2024 (Sunday Morning), and Sunday, June 2, 2024, 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.

Discussion Ensued.

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

HOMETOWN DAYS PERMIT, CEREMONIAL DISCHARGE OF A FIREARM

Resolution No. 240422-06e

(Carried)

Motion by Councilmember Knickerbocker
Second by Councilmember Cramer

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, May 31, 2023, at approximately 9:00 p.m., in conjunction with a concert and aerial fireworks display, with a backup rain date of Saturday, June 1, 2023 at approximately 10:00 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.

Discussion Ensued.

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

HOMETOWN DAYS PERMIT, CEREMONIAL DISCHARGE OF A FIREARM

Resolution No. 240422-06f

(Carried)

Motion by Councilmember Knickerbocker
Second by Councilmember Cramer

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 1, 2024, 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.

Discussion Ensued.

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

WAIVER OF INSPECTION FEE, HOMETOWN DAYS COMMITTEE

Resolution No. 240422-06g

(Carried)

Motion by Councilmember Knickerbocker
Second by Councilmember Cramer

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.

Discussion Ensued.

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

TRAFFIC CONTROL APPROPRIATION

Resolution No. 240422-06h

(Carried)

Motion by Councilmember Knickerbocker
Second by Councilmember Cramer

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.

Discussion Ensued.

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

RESOLUTION TO APPROVE THE POSSESSION OF ANIMALS OTHERWISE PROHIBITED BY ORDINANCE

Resolution No. 240422-06i

(Carried)

Motion by Councilmember Knickerbocker
Second by Councilmember Cramer

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 20, 2024; 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 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.

Discussion Ensued.

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

RESOLUTION TO APPROVE A TEMPORARY SPECIAL EVENT CURFEW BY ORDINANCE

Resolution No. 240422-06j

(Carried)

Motion by Councilmember Knickerbocker
Second by Councilmember Cramer

WHEREAS, Ordinance Section 10-310 provides provisions for a temporary curfew to be enforced for special events as deemed necessary by the City Council; and

WHEREAS, the Hometown Days Committee is enforcing a curfew on the grounds of the festival and requests that public grounds adjacent to the festival also enforce such an ordinance; and

WHEREAS, the City Council finds that a curfew that mirrors the special event curfew will protect the health, safety, and welfare of the public as outlined in Ordinance Section 10-310.

NOW, THEREFORE, BE IT RESOLVED the Swartz Creek City Council hereby authorizes the enforcement of a temporary Special Event Curfew to commence on Thursday, May 30, 2024 through Sunday, June 2, 2024, said curfew to be in effect between 7:00 p.m. and 6:00 a.m.

BE IT FURTHER RESOLVED that the area designated for the Special Event Curfew shall match that of the outer boundaries of the Swartz Creek Downtown Development Authority, as indicated in the 2022 Downtown Development Plan.

BE IT FURTHER RESOLVED that the City Clerk shall post notice of this curfew, including a map at the city offices and in a newspaper of general circulation.

Discussion Ensued.

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

NO: None. Motion Declared Carried.

RESOLUTION TO APPROVE A COOPERATIVE STREET REHABILITIATION PROJECT FOR ELMS ROAD

Resolution No. 240422-07

(Carried)

Motion by Councilmember Spillane

Second by Councilmember Henry

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

WHEREAS, a section of Elms Road, between Miller and the south city limits is in disrepair and requires improvement; and

WHEREAS, private investment plans for the area are unknown but are likely to require substantial changes to this section of Elms Road, thereby limiting the amount of prudent investment in this section of road; and

WHEREAS, the Genesee County Road Commission is engaging in such work at a large scale, including Elms Road in Gaines/Mundy Townships, and the city finds it to be in the best interest of the public to cooperate in the cooperative bid as offered by the GCRC; and

WHEREAS, the City of Swartz Creek encourages cooperative bidding and pricing, and the City's Purchasing Ordinance, Sec. 2-402, enables the negotiation of services when the economic interests of the city are best served.

NOW, THEREFORE, BE IT RESOLVED the City of Swartz Creek approves the Local Road Estimate with Genesee County Road Commission for improvements to Elms Road, as included in the April 22, 2024 city council packet.

BE IT FURTHER RESOLVED, that the City Council directs the City Manager to execute said proposal on behalf of the city and for the city treasurer to appropriate such constructoin costs to the Major Street Fund.

BE IT FURTHER RESOLVED, that the City Council authorizes the City Manager to execute an agreement based on said proposal if required by GCRC to commence repairs.

Discussion Ensued.

YES: Cramer, Hicks, Krueger, Knickerbocker, Henry.

NO: Spillane, Gilbert. Motion Declared Carried.

RESOLUTION TO APPROVE 2024-2026 SEWER CLEANING AND INSPECTIONS

Resolution No. 240422-08

(Carried)

Motion by Councilmember Henry
Second by Mayor Pro Tem Hicks

WHEREAS, the city owns, operates, and maintains a sewer collection system that consists of clay, lined clay, and plastic pipes, as well as manholes; and

WHEREAS, the city is nearing completion of a twenty year plan that includes inspections and lining of older clay pipes; and

WHEREAS, the critical collection lines have been addressed, and the city now seeks to reevaluate the system through inspections and to commence a routine cleaning program; and

WHEREAS, bids were solicited to commence with the first three years of cleaning and inspections as part of an eight year cleaning cycle; and

WHEREAS, Foco Inc, doing business as Dependable Sewer, submitted the lowest responsible bid, which includes unit pricing.

NOW, THEREFORE, BE IT RESOLVED the City of Swartz Creek hereby approves the bid by Foco Inc, as a unit cost bid, as included in the April 22, 2024 city council packet, in the amount of \$78,320, funds to be appropriated to the Sewer 590 fund.

NOW, THEREFORE, BE IT FURTHER RESOLVED the City of Swartz Creek hereby directs the city manager to create and execute a standard contractor agreement with the contractor.

Discussion Ensued.

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

RESOLUTION TO ENGAGE THE CITY IN THE MICHIGAN FIRE INSURANCE WITHHOLDING PROGRAM

Resolution No. 240422-09

(Carried)

Motion by Councilmember Cramer
Second by Councilmember Henry

WHEREAS, the provisions of Act 495 of the Public Acts of 1980; as amended by Act 216 of the Public Acts of 1998, and the provisions of Act 217 of the Public Acts of 1998, provide that a portion of certain casualty losses for fire or explosion otherwise payable by insurers may be withheld in escrow by participating municipalities in order to secure repair, replacement or removal of damaged structures which violate the City of Swartz Creek health or safety standards; and

WHEREAS, the City of Swartz Creek has determined that participation in said program would protect and promote the public health, safety and welfare and wishes to be included in the list of participating municipalities published by the Commissioner of Insurance; and,

WHEREAS, the City of Swartz Creek desires to implement all procedures necessary to administer said program by designating the City official responsible for administration of the program and establish an escrow account for said purpose.

NOW, THEREFORE, BE IT RESOLVED as follows:

1. That the City of Swartz Creek does hereby become a participating municipality in the program providing for the escrow of fire insurance as established by Act 495 of the Public Acts of 1980; as amended by Act 216 of the Public Acts of 1998, or as established by Act 217 of the Public Acts of 1998, and does declare its intention to uniformly apply the provisions of Section 2845 or Section 2227 to all property within the City of Swartz Creek.

2. That the City of Swartz Creek official responsible for the administration of Section 2845 or 2227 of said Acts and any rules promulgated by the Commissioner of Financial and Insurance Services is hereby designated as follows:

City Manager

3. That the City of Swartz Creek Official shall establish an escrow account with the Chase Bank for the purpose of receiving and holding deposits of money received from insurers pursuant to Section 2845 or 2227 of said Acts, which account shall be separately maintained from all other accounts and may be an interest bearing account.

Discussion Ensued.

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

NO: None. Motion Declared Carried.

RESOLUTION TO ENGAGE IN A WAYFINDING SIGN PROGRAM AND APPOINT A TEMPORARY STEERING COMMITTEE

Resolution No. 240422-10

(Carried)

Motion by Mayor Pro Tem Hicks
Second by Councilmember Cramer

WHEREAS, under the General Operating Rules of the Council, the Mayor, with the advice and consent of Council, may appoint temporary committees whose membership may include persons not on Council; and

WHEREAS, such committees must be temporary in nature, have a specific purpose, and include a specific time frame for their activities; and

WHEREAS, the city and DDA maintain various development plans that set tasks for the improvement and development of the community; and

WHEREAS, the DDA and MEDC are able and willing to fund a wayfinding sign study that will provide a detail plan for sign locations, content, and design; and

WHEREAS, the DDA recommends the council enable the pursuit of this study as a means to improve the resident and visitor experience in the community, as well as to positively brand the community and downtown; and

WHEREAS, the council desires to enable a committee of residents, DDA members, councilmembers, experts, and staff to further deliberate on the particulars relating to a potential Wayfinding Sign Program.

NOW, THEREFORE, BE IT RESOLVED, the City of Swartz Creek City Council hereby authorizes the study of a wayfinding sign program for the city and the city's downtown, as contracted by the DDA and funded by the DDA and MEDC.

BE IT FURTHER RESOLVED, the City of Swartz Creek City Council hereby creates a temporary committee, to be referred to as the "Wayfinding Sign Project Committee," for the purpose of engaging the program consultants and delivering a complete wayfinding sign program to the city for review.

BE IT FURTHER RESOLVED, the Wayfinding Sign Project Committee shall endeavor to deliver such findings at or before the regular meeting on December 16, 2024 and be subsequently dissolved unless otherwise engaged in further reviews at the direction of the city council.

BE IT FURTHER RESOLVED, the membership of the Wayfinding Sign Project Committee shall be composed of the following individuals:

Discussion Ensued.

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

RESOLUTION TO AUTHORIZE PLANNING FOR HOLLAND SQUARE AND APPOINT A TEMPORARY STEERING COMMITTEE

Resolution No. 240422-11

(Carried)

Motion by Councilmember Gilbert
Second by Councilmember Cramer

WHEREAS, under the General Operating Rules of the Council, the Mayor, with the advice and consent of Council, may appoint temporary committees whose membership may include persons not on Council; and

WHEREAS, such committees must be temporary in nature, have a specific purpose, and include a specific time frame for their activities; and

WHEREAS, the city and DDA maintain various development plans that set tasks for the improvement and development of the community; and

WHEREAS, the DDA is proposing to activate Holland Square for enhanced events and activities through the construction of a permanent and versatile structure; and

WHEREAS, the DDA recommends the council enable the pursuit of this project as a means to improve the downtown and community overall; and

WHEREAS, the council desires to enable a committee of residents, DDA members, councilmembers, experts, and staff to further deliberate on the particulars relating to a potential Holland Square structural investment.

NOW, THEREFORE, BE IT RESOLVED, the City of Swartz Creek City Council hereby authorizes the creation of a Holland Square structure plan.

BE IT FURTHER RESOLVED, the City of Swartz Creek City Council hereby creates a temporary committee, to be referred to as the “Holland Square Committee,” for the purpose of engaging the program consultants and delivering a complete design and funding plan to the city for review.

BE IT FURTHER RESOLVED, the Holland Square Committee shall endeavor to deliver such findings at or before the regular meeting on December 16, 2024 and be subsequently dissolved unless otherwise engaged in further reviews at the direction of the city council.

BE IT FURTHER RESOLVED, the membership of the Holland Square Committee shall be composed of the following individuals:

- Mayor Krueger
- Councilmember/Planning Commissioner Henry
- Park Board/DDA Member Barclay
- DDA Chair Beedy
- Samantha Fountain and/or Adam Zettel as Staff Liaison (non-voting)
- AMA Architects – Consultant Designers (non-voting)
- Jeremy Morgan – Consultant Builder (non-voting)

Discussion Ensued.

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

RESOLUTION TO RECOGNIZE THE SWARTZ CREEK PERFORMING ARTS BOOSTER, INC AS A LOCAL NONPROFIT

Resolution No. 240422-12

(Carried)

Motion by Councilmember Knickerbocker

Second by Councilmember Cramer

WHEREAS, the Michigan Lottery, Charitable Gaming Division provides opportunities for nonprofits to engage in charitable gaming for the purposes of financially supporting their objectives; and

WHEREAS, the State requires that local governments recognize local nonprofits by resolution in order for them to successfully apply for such licenses; and

WHEREAS, the Swartz Creek Performing Arts Booster, Inc, located at One Dragon Drive, Swartz Creek, MI is seeking such a license for a raffle; and

WHEREAS, the City of Swartz Creek, in reviewing the organizational documents, finds the Swartz Creek Performing Arts Boost, Inc. organization to be a local nonprofit.

NOW, THEREFORE, BE IT RESOLVED that the request from Swartz Creek Performing Arts Booster, Inc., of Swartz Creek, County of Genesee, asking that they be recognized as a nonprofit organization operating in the community for the purpose of obtaining charitable gaming license, be considered for approval.

Discussion Ensued.

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

RESOLUTION TO APPROVE A PRELIMINARY ENGINEERING PROPOSAL FOR DON SHENK DRIVE AND CAPPY LANE

Resolution No. 240422-13

(Carried)

Motion by Councilmember Spillane
Second by Mayor Pro Tem Hicks

WHEREAS, the city owns, operates, and maintains a system of major and local street assets; and

WHEREAS, the city administers a street asset management plan that is funded by a local street levy, state revenue sharing road monies, and the general fund, said plan include a provision for the replacement and rehabilitation of Don Shenk and Cappy Lane; and

WHEREAS, the city administers a water capital improvement plan that includes a provision for replacement of the older sections of Cappy Lane; and

WHEREAS, the city needs to select a professional engineer to perform preliminary engineering design work for these projects in order to be able to bid and perform any such work; and

WHEREAS, OHM Advisors is a federally pre-qualified engineer that has been designing the city streets and water main projects, and they submitted a proposal to perform the engineering service as outlined in the attached proposal dated April 17, 2024; and

WHEREAS, the city finds OHM Advisors to be a qualified firm performing a professional service.

NOW, THEREFORE, BE IT RESOLVED the City of Swartz Creek approve the design engineering proposal by OHM Advisors as dated April 17, 2024 and included in the April 22, 2024 city council packet, in the amount of \$132,154 for Don Shenk Drive reconstruction, Cappy Lane Street reconstruction/rehabilitation, and limited Cappy Lane water main.

BE IT FURTHER RESOLVED the City of Swartz Creek authorizes and directs the Mayor to execute this proposal on behalf of the city.

Discussion Ensued.

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

MEETING OPENED TO THE PUBLIC:

Marianne McLanahan: Discussed an accident that happened at her corner last week. Is pleading for help on that corner.

REMARKS BY COUNCILMEMBERS:

Councilmember Henry: All are invited to Samantha Fountains breakfast tomorrow. Discussion ensued.

Councilmember Gilbert: Stated that the road construction caused a hole in someone's door and a couple of flat tires. Discussion ensued.

Councilmember Cramer: Discussed a firing of councilmembers in Macosta County.

Councilmember Knickerbocker: All are welcome to attend the luncheon tomorrow. Discussion ensued.

ADJOURNMENT

Resolution No. 240422-14

(Carried)

Motion by Councilmember Gilbert
Second by Councilmember Cramer

I Move the Swartz Creek City Council adjourn the regular meeting at 9:06pm.

Unanimous Voice Vote.

David A. Krueger, Mayor

Renee Kraft

Renee Kraft, CMC, MiPMC II, City Clerk