

IN REGULAR SESSION Monday, March 2, 2009, AT 7:00 P.M. in the Council Chambers of Town Hall, 323 West Michigan Avenue, Marshall, MI, the Marshall City Council was called to order by Mayor Smith.

Roll was called:

Present: Council Members: Dyer, K. Miller, Metzger, Mayor Smith, Traver and Williams.

Also Present: City Manager Olson and Assistant Clerk/Treasurer Nelson

Absent: Council Members: L. Miller.

**Moved** Williams, supported K. Miller, to excuse the absence of Council Member L. Miller. On a voice vote: **MOTION CARRIED.**

The invocation was given by Jason Schick of the Marshall Church of Christ.

Mayor Smith led the Pledge of Allegiance.

#### ***APPROVAL OF THE AGENDA***

**Moved** K. Miller, supported Dyer, to approve the agenda with the removal of Closed Session minutes from the Consent Agenda and the addition of item 11E ó Interim City Manager. On a voice vote: **MOTION CARRIED.**

#### ***PRESENTATIONS AND RECOGNITIONS***

None.

#### ***INFORMATIONAL ITEMS***

Information was provided from the Calhoun County Road Commission regarding Spring Tire and Appliance Collection, the Electronic Recycling Event, and the Household Hazardous Waste Collection.

City Manager Olson read a letter on behalf of Standard Printing thanking the Marshall Firefighters for their help and support.

#### ***PUBLIC COMMENT ON AGENDA ITEMS***

John LaPietra of 386 Boyer Court wanted to know if the information for Agenda item 11A would be made available online or at the library.

Kent Anderson of 16483 F Drive North was pleased to see the compost agreement on the agenda and stated his appreciation for the work that has been put into it for the residents.

#### ***PUBLIC HEARINGS AND SUBSEQUENT COUNCIL ACTION***

None.

***OLD BUSINESS***

None.

***REPORTS AND RECOMMENDATIONS***

**Moved** Williams, supported Dyer, to schedule a special council meeting on March 30, 2009 at 7:00 p.m. at City Hall to hold a public hearing to hear comments on the proposed Energy Optimization Plan and Renewable Energy Plan. On a voice vote: **MOTION CARRIED.**

**Moved** Dyer, supported Williams, to schedule a work session on the Electric Rates, Rules, and Regulations for March 21, 2009 at 11:00 a.m. at the Public Services Building. On a voice vote : **MOTION CARRIED.**

**Moved** Williams, supported Metzger, to set the salary of the Fire Chief at \$63,000 and have the Deputy Chief position remain unfilled for the remainder of this fiscal year. On a roll call vote -- ayes: Dyer, K. Miller, Metzger, Mayor Smith, Traver, and Williams; nays: none. **MOTION CARRIED.**

**Moved** Williams, supported K. Miller, to approve the salary of \$41,200 for the Planning & Zoning Administrator and the Human Resource Coordinator effective November 1, 2008. On a roll call vote -- ayes: none; nays: K. Miller, Metzger, Mayor Smith, Traver, Williams, and Dyer. **MOTION DEFEATED.**

**Moved** K. Miller, supported Dyer, to approve the salary adjustment of \$41,200 for the Planning & Zoning Administrator and Human Resource Coordinator effective November 1, 2008 and expiring on June 30, 2009. On a roll call vote -- ayes: Metzger, Mayor Smith, Traver, Williams, Dyer, and K. Miller; nays: none. **MOTION CARRIED.**

**Moved** K. Miller, supported Williams, to authorize the City Manager to enter into on behalf of the City of Marshall the Community Compost Center Agreement including the proposed fees with the Calhoun County Board of Public Works. On a roll call vote -- ayes: Mayor Smith, Traver, Williams, Dyer, K. Miller, and Metzger; nays: none. **MOTION CARRIED.**

**Moved** Dyer, supported Williams, to appoint Tom Tarkiewicz as Interim City Manager effective March 13, 2009. On a roll call vote -- ayes: Traver, Williams, Dyer, K. Miller, Metzger, and Mayor Smith; nays: none. **MOTION CARRIED.**

***APPOINTMENTS / ELECTIONS***

**Moved** Dyer, supported Williams, to approve the appointment of John Fleming to the Planning Commission for the remainder of the term ending November 1, 2010 and the reappointment of Dave Stevenson and Susan Collins to the Planning Commission for terms ending November 1, 2011. On a voice vote: **MOTION CARRIED.**

***CONSENT AGENDA***

**Moved** Williams, supported Dyer, to approve the consent agenda as presented:

- approve the resolution authorizing Tom Tarkiewicz, Director of Utilities & Infrastructure and Cassandra Heitfeld, Payroll/Accounting Clerk as legal signers for accounts belonging to the City of Marshall;

**RESOLUTION #09-10**

**WHEREAS**, all financial institutions require a resolution to change persons authorized to act for a corporation or voluntary association on checking, savings, pool funds or share accounts; and

**WHEREAS**, Christopher S. Olson is City Manager and currently an authorized person on all City of Marshall bank accounts and will be leaving March 12, 2009;

**WHEREAS**, Tracy Hovarter is Clerk-Treasurer and currently an authorized person on all City of Marshall bank accounts and she will be leaving February 27, 2009;

**THEREFORE, BE IT RESOLVED**, that the Marshall City Council certifies to all financial institutions where accounts are held in the name of and on behalf of the City of Marshall that the following persons are authorized to transact business on said bank accounts effective March 13, 2009:

Tom Tarkiewicz, Director of Utilities & Infrastructure  
Cassandra Heitfeld, Payroll/Accounting Clerk

AYES: Dyer, Metzger, K. Miller, Mayor Smith, Traver, and Williams

NAYS: None.

Dated March 2, 2009

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Bruce R. Smith

I, Bruce R. Smith, being duly sworn as the Mayor for the city of Marshall, hereby certify that the foregoing is a true and complete copy of a resolution adopted by the City Council, city of Marshall, county of Calhoun, state of Michigan, at a regular meeting held on March 2, 2009 and that said meeting was conducted in accordance with the Open Meeting Act and that the minutes of said meeting were kept and will be or have been made available to the public.

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Bruce R. Smith, Mayor

- approve the resolution appointing Keith Zienert as the MSCPA Alternate Commissioner;

**RESOLUTION 09-11**

**WHEREAS**, the incorporation and organization of the Michigan South Central Power Agency, a joint agency, is governed by Public Act 448 of the State of Michigan, and

**WHEREAS**, the City of Marshall has entered into a Joint Agency with four other municipalities by signed agreements, and

**WHEREAS**, Public Act 448 stipulates that a Commissioner and alternate must be appointed by the governing body of each municipality to represent them on this Commission,

**NOW, THEREFORE, BE IT RESOLVED** the City Council appoints Keith Zienert as the alternate representative for the City of Marshall on the Commission.

Dated: \_\_\_\_\_

\_\_\_\_\_  
Bruce Smith, Mayor  
CITY OF MARSHALL

- support the 2009 Hospitality Classic races on Saturday, May 16, 2009 from 7:00 a.m. to 1:00 p.m.
- minutes of the City Council Work Session held Tuesday, February 17, 2009;
- minutes of the Regular City Council meeting held Tuesday, February 17, 2009;
- approve city bills in the amount of \$1,277,183.55.

On a roll call vote -- ayes: Metzger, Mayor Smith, Williams, Dyer and K. Miller; nays: none.  
**MOTION CARRIED.**

***PUBLIC COMMENT ON NON-AGENDA ITEMS***

John LaPietra of 386 Boyer Court wanted to know how the city was monitoring Broadstripe since his bill went up again and if the council would be participating in Agenda item 13C.

The meeting was adjourned at 8:35 p.m.

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Bruce R. Smith, MAYOR

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Dennis Habedank, CLERK-TREASURER