



MARSHALL CITY COUNCIL AGENDA

MONDAY – 7:00 P.M.

June 1, 2015

- 1) CALL TO ORDER
- 2) ROLL CALL
- 3) INVOCATION – David Good, First Baptist Church
- 4) PLEDGE OF ALLEGIANCE
- 5) APPROVAL OF AGENDA – Items can be added or deleted from the Agenda by Council action.
- 6) PUBLIC COMMENT ON AGENDA ITEMS – Persons addressing Council are required to give their name and address for the record when called upon by the Mayor. Members of the public shall be limited to speaking for a maximum of five (5) minutes on any agenda item.
- 7) CONSENT AGENDA

A. Exchange Street/South Marshall Block Party P. 3

City Council will consider the recommendation to approve a street closure of South Marshall Avenue, between E. Spruce and Hanover Street on Saturday, August 1, 2015 from 5:00 p.m. to 9:00 p.m. for a Neighborhood Block Party.

B. Fire Vehicle Financing P. 4

City Council will consider the recommendation to enter into a 10-year financing agreement with Southern Michigan Bank & Trust in the amount of \$400,000 at a rate of 2.33% for the purchase of the new fire truck.

C. Pavement Repair Bids P. 5

City Council will consider the recommendation to approve the bid from Asphalt Solutions Plus, LLC of Marshall, MI in the amount of \$11,180 and an additional amount of \$18,820 for pavement repairs.

D. Schedule Public Hearing – Proposed Changes to §97.04 Keeping of Poultry P. 6

City Council will consider the recommendation to schedule a public hearing for Monday, July 20, 2015 to hear comments on the proposed changes to §97.04 Keeping of Poultry.

E. City Council Minutes P. 9

Regular Session..... Monday, May 18, 2015

F. City Bills P. 19

Regular Purchases	\$ 113,708.66
Weekly Purchases –5/15/15.....	\$ 563,840.81
Weekly Purchases –5/22/15.....	\$ 39,833.60
Total.....	\$ 717,383.07

8) PRESENTATIONS AND RECOGNITIONS

9) INFORMATIONAL ITEMS

Mayor:

Jack Reed

Council Members:

Ward 1 - Kari Schurig

Ward 2 - Nick Metzger

Ward 3 - Brent Williams

Ward 4 - Michael McNeil

Ward 5 - Joe Caron

At-Large - Kathy Miller



10) PUBLIC HEARINGS & SUBSEQUENT COUNCIL ACTION

- A. **Industrial Facilities Tax Exemption Certificate Application–Progressive Dynamics, Inc., 507 Industrial Road** **P. 24**

City Council will hear public comment on the proposed application for an Industrial Facilities Tax Exemption Certificate for Progressive Dynamics, Inc. at 507 Industrial Road.

11) OLD BUSINESS

- A. **Forest Street Name Change** **P. 29**

City Council will consider the request to change the name of Forest Street from Allen Road to O'Keefe Road to Briarwood Lane.

12) REPORTS AND RECOMMENDATIONS

13) APPOINTMENTS / ELECTIONS

14) PUBLIC COMMENT ON NON-AGENDA ITEMS

Persons addressing Council are required to give their name and address for the record when called upon by the Mayor. Members of the public shall be limited to speaking for a maximum of five (5) minutes on any item not on the agenda.

15) COUNCIL AND MANAGER COMMUNICATIONS

16) ADJOURNMENT

Respectfully submitted,

A handwritten signature in cursive script, appearing to read "Tom Tarkiewicz".

Tom Tarkiewicz
City Manager

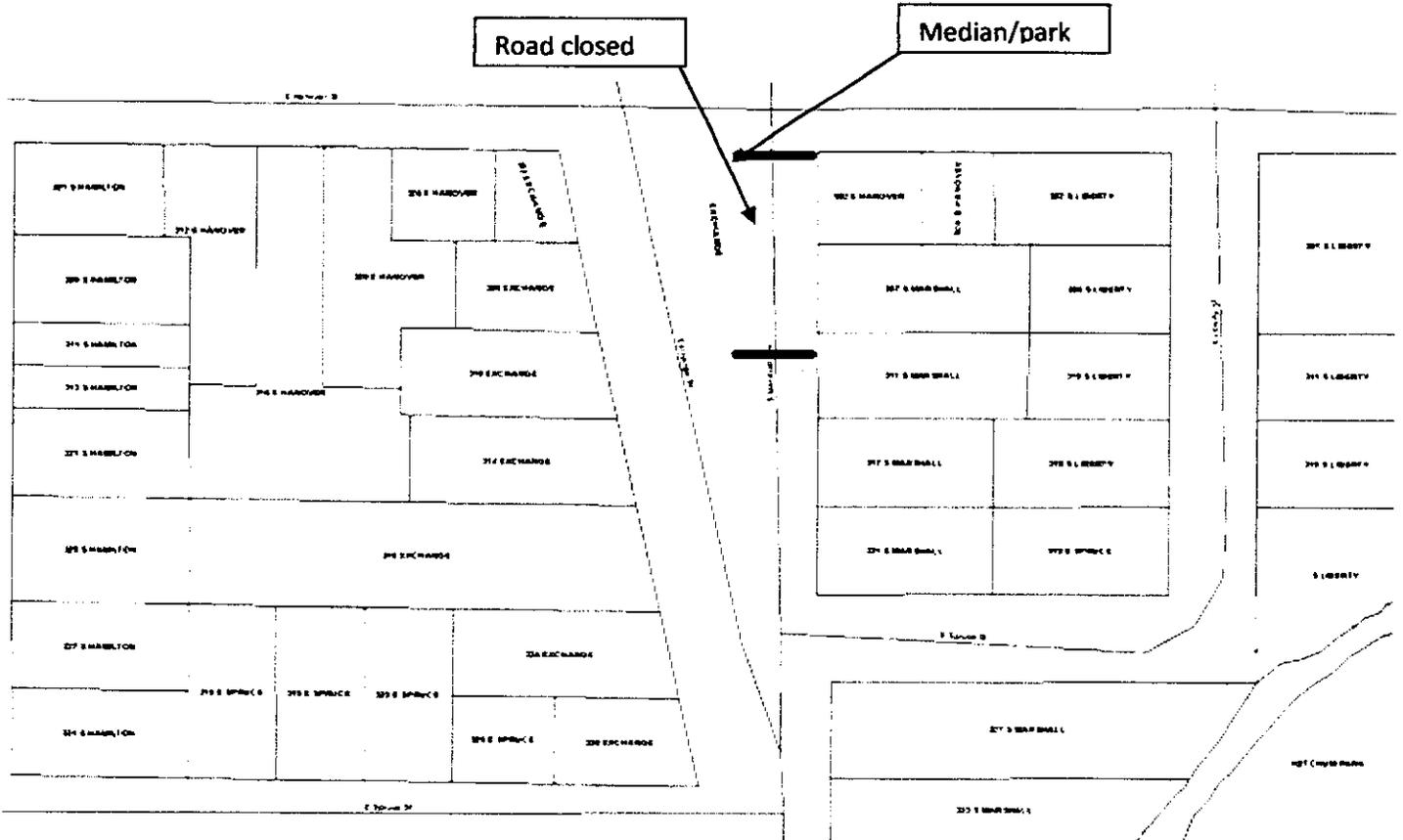
June 1, 2015

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May 25, 2015

Dear Tom Tarkiewicz and City Council members,

Once again, our neighborhood is asking permission to have our 2nd Annual Block Party this summer. Last year's party was such a success, we would like to do it again on Saturday, August 1, 2015. The party takes place in the median/park in between Exchange Street and South Marshall:



The block party will be held from 5pm-9pm (family-friendly hours). Neighbors will bring dishes to share and a band will be playing at 311 South Marshall Street in the driveway facing the park. The entire neighborhood is invited; last year, we even saw a few friends from other neighborhoods! Of course, City Council is invited too.

We are also requesting that South Marshall Avenue, between E. Spruce Street and Hanover Street be closed for this 4 hour period for safety. The organizers of the party (below) will be responsible for cleaning up and making sure the park is returned to its normal condition by the end of the night.

Thank you,

Natalie Dean

Natalie Dean
311 S. Marshall Ave.

Jessie Lampkin
Jessie Lampkin
306 Exchange St.

Stacey Leach
Stacey Leach
314 Exchange



ADMINISTRATIVE REPORT
JUNE 1, 2015 – CITY COUNCIL MEETING

REPORT TO: Honorable Mayor and City Council

FROM: Tom Tarkiewicz, City Manager
Ken Swisher, Finance Director

SUBJECT: Fire Vehicle Financing

BACKGROUND: The City Council authorized the purchase of a new fire vehicle at their meeting on May 18, 2015, from the FY 2016 adopted budget. After a review of the fire vehicle replacement account, it was determined that financing the vehicle over a 10 year period would provide a better cash flow and reduce the anticipated contribution to the replacement account for at least the next 10 years.

Indication rates were received from a number of financing sources as indicated below.

Southern Michigan Bank & Trust	2.33%
Hastings City Bank	2.62%
Chemical Bank	2.79%
Community Leasing	3.24%
Curtis Funding	3.2582%

RECOMMENDATION: It is recommended that the City enter into a 10 year financing agreement with Southern Michigan Bank & Trust in the amount of \$400,000 at a rate of 2.33%. The difference between the cost of the fire vehicle and the financed amount will be paid from the fire vehicle replacement account.

FISCAL EFFECTS: The FY 2016 cost is expected not to exceed \$196,000, and will be paid from funds set aside in the fire vehicle replacement account. Cost for the remaining years of the agreement will be approximately \$45,300, and will also be paid from the fire vehicle replacement account. It is anticipated that Council will be asked to consider as part of the FY 2017 Budget, an increase the contribution to the fire vehicle replacement account to \$75,000.

ALTERNATIVES: As suggested by Council.

Respectfully submitted,

Tom Tarkiewicz
City Manager

Ken Swisher
Finance Director

323 W. Michigan Ave.

Marshall, MI 49068

p 269.781.5183

f 269.781.3835

cityofmarshall.com



ADMINISTRATIVE REPORT
June 1, 2015 City Council Meeting

REPORT TO: Honorable Mayor and City Council
FROM: Kristin Bauer, Director of Public Services
Mike Hackworth, DPW Superintendent
Tom Tarkiewicz, City Manager
SUBJECT: Pavement Repair Bids

BACKGROUND: After reviewing the current General Fund Streets budget and reviewing expected May and June expenditures, there is approximately \$88,000 available to perform parking lot repairs. It is requested that \$30,000 of these funds to perform some additional work in several parking lots and complete some milling and asphalt paving on several street locations.

The following bids were received for the parking lot repairs:

Asphalt Solutions Plus LLC	Marshall, MI	\$11,180.00
Aim Asphalt, Inc.	Battle Creek, MI	\$11,643.00
Damron Brothers	Battle Creek, MI	No Price Received

The balance of the work to complete street milling and asphalt paving will not exceed \$18,820.00. A transfer from General Fund to the Major/Local Streets Fund will occur for this expenditure.

RECOMMENDATION: It is recommended City Council approve the bid from Asphalt Solutions Plus LLC of Marshall, MI in the amount of \$11,180.00 and an additional amount of \$18,820 for pavement repairs.

FISCAL EFFECT: Funds are available in the General Fund Capital Outlay account to cover the recommended transfer from General Fund to Major/Local Streets. Funds also exist in the Major/Local Street Capital Outlay accounts for the balance of the contract amount.

ALTERNATIVES: As suggested by Council.

Respectfully Submitted,

Kristin Bauer
Director of Public Services

Mike Hackworth
DPW Superintendent

Tom Tarkiewicz
City Manager

323 W. Michigan Ave.
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ADMINISTRATIVE REPORT
JUNE 1, 2015 - CITY COUNCIL MEETING

REPORT TO: Honorable Mayor and City Council Members

FROM: Natalie Dean, Director of Community Services/Assistant City Manager
Tom Tarkiewicz, City Manager

SUBJECT: Set public hearing for July 20, 2015 to hear comments on the proposed changes to §97.04 Keeping of Poultry

BACKGROUND: Every year, the Department of Community Services and Code Enforcement addresses questions and complaints from neighbors regarding the keeping of fowl. The section that currently governs fowl is part of the Animal Ordinance, and it carries very little regulation for raising fowl in an urban area:

No person shall keep chickens or other fowl in any house or yard within 50 feet of the dwelling house of any other person, except by permission of such other person.

Basically, this ordinance is loosely regulating where the fowl may be kept; not how many fowl a household may have, whether or not roosters are allowed, or even if a coop could be built in a front yard. With the current movement towards organic and homegrown food, it's certainly understandable why fowl are desirable; however, fowl attract predators such as foxes, skunks or raccoons and have been linked to certain toxins like Salmonella. Therefore, it is important that urban areas where neighbors can be affected have appropriate regulations in place.

After researching various ordinances, staff has found that there is a wide array of ordinances governing fowl. Therefore, pieces and parts were echoed from other ordinances being utilized in Michigan, forming the ordinance being proposed currently. The City Attorney has reviewed the proposed language.

RECOMMENDATION: Staff recommends that a public hearing be set for July 20, 2015 to hear comments on the proposed changes to §97.04 Keeping of Poultry.

FISCAL EFFECTS: None at this time.

ALTERNATIVES: As suggested by Council.

Respectfully submitted,

Natalie Dean
Director of Community Services
Assistant City Manager

Tom Tarkiewicz
City Manager

323 W. Michigan Ave.

Marshall, MI 49068

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**CITY OF MARSHALL
ORDINANCE #-15**

AN ORDINANCE TO AMEND CITY OF MARSHALL CODE, CHAPTER AND SECTION 97.04
ANIMALS: KEEPING OF POULTRY.

THE CITY OF MARSHALL ORDAINS:

Section 1. That section **§97.04 Keeping of Poultry** of the Marshall City Code, is hereby amended to read:

Keeping of Fowl.

~~No person shall keep chickens or other fowl in any house or yard within 50 feet of the dwelling house of any other person, except by permission of such other person.~~

(A) Any person residing in a residentially zoned district property, in a single-family detached structure, may keep not more than three (3) hen (female) fowl for personal use only and not for any business or commercial use.

(B) Fowl may be kept as family pets or to lay eggs for personal consumption only.

(C) Slaughtering of any fowl on the property is prohibited.

(D) Fowl shall be maintained at all times in a fully enclosed structure or a fenced enclosure.

(1) Fowl enclosure shall be placed in a rear yard only.

(2) The enclosure shall be setback a minimum of ten feet from all property lines of adjacent property and be located thirty (30) or more feet from the nearest wall of any dwelling.

(3) The enclosure may not exceed six (6) feet in height and eighty (80) square feet in area.

(4) The enclosure must be completely enclosed and built with chicken wire and/or lumber that is either pressure treated, of a decay-resistant species, or a wood/plastic composite.

(5) All enclosures for the keeping of fowl and fowl feed shall be constructed and maintained so as to prevent rats, mice or other rodents or vermin from being harbored, in compliance with §92 Health & Sanitation; Nuisances.

Section 2. This Ordinance [or a summary thereof as permitted by MCL 125.3401] shall be published in the *Marshall Chronicle*, a newspaper of general circulation in the City of Marshall qualified under state law to publish legal notices. This Ordinance shall be recorded in the Ordinance Book and such recording shall be authenticated by the signatures of the Mayor and the City Clerk.

Section 3. This Ordinance is declared to be effective immediately upon publication.

Adopted and signed this _____ day of _____, 2015.

Jack Reed, MAYOR

Trisha Nelson, CITY CLERK

I, Trisha Nelson, being duly sworn as the City Clerk for the City of Marshall, hereby certify that the foregoing is a true and complete copy of an ordinance approved by the City Council, City of Marshall, County of Calhoun, State of Michigan, at a regular meeting held on July 20, 2015, and that said meeting was conducted and public notice of said meeting was given pursuant to and in full compliance with the Open Meetings Act, being Act 267, Public Acts of Michigan, 1976, and that the minutes of said meeting were kept and will be or have been made available by said Act.

Trisha Nelson, CITY CLERK

CALL TO ORDER

IN REGULAR SESSION Monday, May 18, 2015 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 Reed.

ROLL CALL

Roll was called:

Present: Council Members: Caron, McNeil, Metzger, Miller, Mayor Reed, Schurig, and Williams.

Also Present: City Manager Tarkiewicz and Deputy Clerk Hall.

Absent: None.

INVOCATION/PLEDGE OF ALLEGIANCE

Zack Langford of Marshall Wesleyan Church gave the invocation and Mayor Reed led the Pledge of Allegiance.

APPROVAL OF THE AGENDA

Moved Caron, supported Williams, to approve the agenda as presented. On a voice vote – **MOTION CARRIED.**

PUBLIC COMMENT ON AGENDA ITEMS

Kristen Holbrook of 610 East Drive read a letter in support of the Marshall Carriage Company on behalf of Laura Bartlett.

Sarah Koplus expressed support for the Marshall Carriage Company and feels they attract people to Marshall and brings something special.

James Hackworth of 306 High Street, spoke in favor of the Marshall Carriage Company. He feels people come into town for carriage rides and then shop other businesses. The business is an important part of the downtown.

Carl Field of 904 E Green Street, has been involved with the equine industry for over 50 years and encouraged Council to approve Brian Mason's request for parking and feels it will not interfere with other businesses.

Mike Kinter of 148, 150, and 152 West Michigan Avenue, encouraged Council to support the Marshall Carriage Company and not handicap his business by limiting his hours of operation. Marshall is extremely fortunate to have an active downtown and the need for parking spaces is just minimal.

Brian Mason of 123 W. Prospect Street, stated his business is to promote Marshall and to support the local businesses and keep the downtown vibrant. He urged Council to think about the hours of operation for his business.

Theresa Chaney-Huggett of 227 N. Madison, spoke in support of the Marshall Carriage Company and their proven track record of bringing tourism to Marshall.

Ann Michaels spoke regarding her experience with the Carriage Company and urged Council to show him support.

Karen Diatta expressed her pleasure with seeing the horses pass by their home each day and urged Council to support the Marshall Carriage Company.

Jeff Wilson urged Council to support Brian's business and allow him to continue to promote Marshall's image and tourism as he has been the last 4 years.

CONSENT AGENDA

Moved Miller, supported Williams, to approve the Consent Agenda with the addition of the Michigan South Central Power Agency in the amount of \$586,317.97:

- A. Accept the proposal from the MML Worker's Compensation Fund in the amount of \$82,422 for FY 2016 and accept the contract for a term of three years for the periods ending June 30, 2016 through June 30, 2018;
- B. Schedule a public hearing for Monday, June 1, 2015 to hear public comment on the proposed IFT application for Progressive Dynamics, Inc., 507 Industrial Road;
- C. Minutes of the City Council Regular Session held on Monday, May 4, 2015;
- D. Approve city bills in the amount of \$ 971,246.27.

On a voice vote – **MOTION CARRIED.**

PRESENTATIONS AND RECOGNITIONS

A. Letters of Commendation:

Deputy Chief Scott McDonald presented Letters of Commendation to Jamie Cushman, Tim Sanders, and Jeff Taylor on behalf of the City Marshall.

B. Paint the Town Recognition:

Janet Ostrum spoke regarding the "Paint the Town" campaign.

INFORMATIONAL ITEMS

None.

PUBLIC HEARINGS & SUBSEQUENT COUNCIL ACTION

A. Fiscal Year 2016 Budget Adoption:

Mayor Reed opened the public hearing to hear public comment on the proposed budget and related property tax millage rates for the Fiscal Year 2016.

Finance Director Ken Swisher provided background on the FY 2016 proposed budget.

Hearing no comment, the hearing was closed.

Moved Williams, supported Metzger, to approve the Fiscal Year 2016 proposed budget and related property tax millage rates. On a roll call vote – ayes: McNeil, Metzger, Miller, Mayor Reed, Schurig, Williams, and Caron; nays: none. **MOTION CARRIED.**

CITY OF MARSHALL, MICHIGAN
RESOLUTION #2015-20

THE CITY OF MARSHALL
GENERAL APPROPRIATION ACT AND TAX LEVY RESOLUTION
July 1, 2015 – June 30, 2016

THE CITY OF MARSHALL RESOLVES that the expenditures for the fiscal year, commencing July 1, 2015, and ending June 30, 2016, are hereby appropriated on a departmental and fund total basis as follows:

<u>GENERAL FUND REVENUES</u>	
Taxes	\$3,497,613
Licenses and Permits	96,200
Intergovernmental Revenues	824,000
Charges for Services	120,000
Fines and Forfeits	115,500
Interest	10,000
Miscellaneous	217,150
Other Financing Sources	1,136,740
Marshall Reg. Law Enforce.	281,775
Recreation	397,459
Farmer's Market	14,023
Composting	27,750

Airport	<u>186,500</u>
Total Revenues	\$6,924,710
<u>GENERAL FUND EXPENDITURES</u>	
City Council	\$3,676
City Manager	138,568
Assessor	164,885
Attorney	55,000
Human Resources	69,641
Clerk	54,563
Finance/Treasurer	235,621
City Hall	81,548
Chapel	2,400
Other City Property	37,700
Cemetery	188,451
Non-Departmental	381,857
Police	1,632,529
Crossing Guards	12,487
Dispatch	112,900
Fire	927,110
Inspection	102,386
Planning/Zoning	150,384
Streets	871,292
Engineering	51,983
PSB Operations	122,042
Parks	101,988
Capital Improvements	164,300
Transfers Out	517,443
Marshall Reg. Law Enforce.	245,375
Recreation	430,397
Farmer's Market	13,101
Composting	60,072
Airport	<u>186,446</u>
Total Expenditures	\$7,116,145

Overall General Fund balance reserves shall be decreased by \$191,435 based on the FY 2016 revenues and expenditures for the General Fund budget. There is a \$32,939 planned use of fund balance for Recreation capital purchases.

The City Council does hereby levy a tax of 17.1629 mills for the period of July 1, 2015, through June 30, 2016 on all real and non-exempt personal taxable property in the City of Marshall, according to the valuation of the same. This tax is levied for the purpose of defraying the general expense and liability of the City of Marshall and is levied pursuant to Section 8.01, Article 8 of the Charter of the City of Marshall.

The City Council does hereby levy a tax of .4000 mills for the period of July 1, 2015, through June 30, 2016, on all real and non-exempt personal taxable property in the City of Marshall, according to the valuation of the same. This tax is levied for the purpose of defraying the expense of operating the Leaf, Brush and Trash Removal Services of the City of Marshall as authorized by a vote of the citizens on November 6, 2012.

The City Council does hereby levy a tax of .4840 mills for the period of July 1, 2015, through June 30, 2016, on all real and non-exempt personal taxable property in the City of Marshall, according to the valuation of the same. This tax is levied to operate the Dial-A-Ride Transportation System in the City of Marshall as authorized by a vote of the citizens on August 5, 1975.

The City Council does hereby levy a tax of .9393 mills for the period of July 1, 2015, through June 30, 2016, on all real and non-exempt personal taxable property in the City of Marshall, according to the valuation of the same. This tax is levied for the purpose of defraying the expense of operating the Recreation Department of the City of Marshall as authorized by a vote of the citizens on April 4, 1959.

The City Council does hereby levy a tax of 1.6129 mills for the period of July 1, 2015, through June 30, 2016, on all real and non-exempt personal taxable property in the City of Marshall, according to the valuation of the same in a district known as the Downtown Development District. This tax is levied for the purpose of defraying the cost of the Downtown Development Authority.

	PROPOSED	ACTUAL	DIFFERENCE
	<u>FY 2016</u>	<u>FY 2015</u>	
General Operating	17.1629	17.1629	0.0000
Leaf, Brush and Trash Removal Services	.4000	.5000	0.1000
Recreation	.9393	.9393	0.0000
Dial-A-Ride	.4840	.4840	0.0000
Downtown Development Authority	1.6129	1.6129	0.0000
TOTAL	<u>20.5991</u>	<u>20.6991</u>	<u>0.1000</u>

The City Manager is authorized to make budgetary transfers within the appropriation centers established through this budget, and that all transfers between appropriations may be made by the City Manager in an amount not to exceed \$10,000 per year without prior Council approval pursuant to Section 19.2 of the provisions of the Michigan Uniform Accounting and Budgeting Act.

The City Council establishes the budget for the period of July 1, 2015, through June 30, 2016 for the following funds in the amounts set forth below:

ALL FUNDS REVENUES

General Fund	\$6,924,710
MVH-Major & Trunkline	448,800
MVH-Local	235,160
Leaf, Brush and Trash Removal	74,966
Local Development Finance	440,000
Downtown Development	216,540
Marshall House	622,510
Electric	14,408,000
Dial-a-Ride	379,523
Wastewater	1,592,100
Water	1,578,100
Data Processing	163,720
Motorpool	<u>696,650</u>
Total Revenues	\$27,780,779

ALL FUNDS EXPENDITURES

General Fund	\$7,116,145
MVH-Major & Trunkline	382,941
MVH-Local	307,360
Leaf, Brush and Trash Removal	95,532
Local Development Finance	865,850
Downtown Development	239,624
Marshall House	702,135
Electric	14,407,813
Dial-a-Ride	441,693
Wastewater	1,850,358
Water	1,628,096
Data Processing	154,017
Motor Pool	<u>1,041,197</u>
Total Expenditures	\$29,232,761

Total fund balance reserves shall be decreased by \$1,451,982 based on the FY 2016 revenues and expenditures for All Funds.

The City Council of the City of Marshall did give notice of the time and place when a public hearing on adoption of the budget would be held in accordance with Public Act 43 of 1963, proof of publication of the Notice of Public Hearing is now on file, and which Public Hearing was duly held pursuant to said notice and in conformity therewith. A copy of the budget proposal was on file with the City Clerk and available for public inspection for at least one week prior to adoption of the budget; and

Further, the City Council of the City of Marshall did give notice of the time and place when a public hearing would be held in conformity with the provisions of Public Act 5 of 1982 authorizing a tax rate in excess of the present authorized tax rate for

General Operating, Recreation, Dial-A-Ride and Downtown Development Authority tax levies, proof of publication of Notice of Public Hearing is now on file, and which Public Hearing was duly held pursuant to said notice and in conformity therewith; and

This Resolution shall take effect July 1, 2015.

Dated: May 18, 2015

Trisha Nelson, City Clerk

I, Trisha Nelson, being duly sworn as the City Clerk 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 May 18, 2015 and that said meeting was conducted and that the minutes of said meeting were kept and will be or have been made available.

Trisha Nelson, City Clerk

OLD BUSINESS

A. Fire Withholding Act:

Moved Miller, supported McNeil, to approve the resolution requesting the City of Marshall be placed on the Fire Withholding Participants List and approving the establishment of an escrow account for Fire Withholding in order to comply with the requirements contained in Act 495 of the Public Acts of 1980; as amended by Act 216 of the Public Acts of 1998. On a voice vote – **MOTION CARRIED.**

CITY OF MARSHALL, MICHIGAN RESOLUTION #2015-19

WHEREAS, the provision 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 Marshall health or safety standards; and

WHEREAS, the City of Marshall 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 Marshall 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, IT IS HEREBY RESOLVED as follows:

1. That the City of Marshall 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 2227 to all properties within the City of Marshall.
2. That the City of Marshall 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 of Marshall Finance Director.
3. That the City of Marshall Finance Director shall establish an escrow account with Chemical 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.

Dated: May 18, 2015

Trisha Nelson, City Clerk

I, Trisha Nelson, being duly sworn as the City Clerk 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 May 18, 2015 and that said meeting was conducted and that the minutes of said meeting were kept and will be or have been made available.

Trisha Nelson, City Clerk

REPORTS AND RECOMMENDATIONS

A. Marshall Carriage Company:

Moved Miller, supported Schurig, to approve a traffic control order for a vehicle for hire parking only area, 7 days a week in front of 107 West Michigan Avenue consisting of two spaces. On a roll call vote – ayes: Miller, Mayor Reed, Schurig, Williams, Caron, McNeil, and Metzger; nays: none. **MOTION CARRIED.**

B. Water Tower Painting:

Moved, Williams, supported McNeil, to approve the bid from L & T Painting of Shelby Township, MI in the amount of \$179,000 for the repainting of the 500,000 Gallon water tower and approve a proposal from Dixon Engineering, Inc. in the amount of \$14,380 for construction engineering on the project. On a roll call vote – ayes: Mayor Reed, Schurig, Williams, Caron, McNeil, Metzger, and Miller; nays: none. **MOTION CARRIED.**

C. Fire Truck Purchase:

Moved Williams, supported Metzger, to authorize the purchase of a 2016 Rosenbauer Pumper/Rescue from EV+ of Holland, MI in the amount not to exceed \$550,000. On a roll call vote – ayes: Schurig, Williams, Caron, McNeil, Metzger, Miller, and Mayor Reed; nays: none. **MOTION CARRIED.**

D. Fire Department Demolition:

Moved McNeil, supported Williams, to approve the bid from Clark Construction for \$259,400 for the demolition of the fire apparatus bay, repairs to the office structure, reconstruction of the parking lot and site improvements. On a roll call vote – ayes: Williams, Caron, McNeil, Metzger, Miller, Mayor Reed, and Schurig; nays: none. **MOTION CARRIED.**

E. Department of Public Services Contract – Teamsters Local 214:

Moved Schurig, supported Williams, to approve the contract with Teamsters Local 214. On a roll call vote – ayes: Caron, McNeil, Metzger, Miller, Mayor Reed, Schurig, and Williams; nays: none. **MOTION CARRIED.**

F. Annual Compensation of Administrative Officials, Department Heads, and Salaried Personnel:

Moved Williams, supported Metzger, to approve the proposed FY16 wages for the Administrative Officials, Departments heads and Salaried Personnel as presented. On a roll call vote – ayes: McNeil, Metzger, Miller, Mayor Reed, Schurig, Williams, and Caron; nays: none. **MOTION CARRIED.**

G. Fiber to the Premise (FTTP):

Moved Miller, supported Caron, to approve the \$30,000 due diligence expenditure to determine the feasibility of a Fiber to the Premise project for the City of Marshall. On a roll call vote – ayes: Metzger, Miller, Mayor Reed, Schurig, Williams, Caron, and McNeil; nays: none. **MOTION CARRIED.**

H. FY 2016 Police Vehicle Purchase:

Moved Williams, supported Metzger, to approve the purchase of a 2016 Ford Police Interceptor Utility Vehicle from Boshears Ford in the amount of \$27,282. On a roll call vote – ayes: Miller, Mayor Reed, Schurig, Williams, Caron, McNeil, and Metzger; nays: none. **MOTION CARRIED.**

APPOINTMENTS/ELECTIONS

Moved Miller, supported Metzger, to approve the appointment of Helen Starkey to the Parks and Recreation Board with a term expiring July 1, 2016. On a voice vote – **MOTION CARRIED.**

PUBLIC COMMENT ON NON-AGENDA ITEMS

None.

COUNCIL AND MANAGER COMMUNICATIONS

ADJOURNMENT

The meeting was adjourned at 9:02 p.m.

Jack Reed, Mayor

Trisha Nelson, City Clerk

INVOICE NUMBER	VENDOR NAME	DESCRIPTION	PO NUMBER	AMOUNT
117369	ADRIAN COMMUNICATIONS	COAX CABLE, CONN		1,332.90
AA-17615	AIM ASPHALT, INC	ASPHALT REPAIR	2015.326	2,300.00
9927245201	AIRGAS USA LLC	CYLINDER RENTAL		92.75
85274	ALL-TRONICS INC	PSB - MOVE DART OFFICE EXTENSIONS		172.00
92424	AMERICAN BUSINESS EQU	LEXMARK X464 SERVICE		118.00
13-753726	ARROW UNIFORM	CUST #010198-02		54.32
13-753728	ARROW UNIFORM	CUST #010198-03		124.59
13-753730	ARROW UNIFORM	CUST #010198-05		20.00
13-746004	ARROW UNIFORM	CUST #010198-04		51.42
13-746007	ARROW UNIFORM	CUST #010198-05		20.00
13-745999	ARROW UNIFORM	CUST #010198-01		27.47
13-746003	ARROW UNIFORM	CUST #010198-02		124.59
13-746005	ARROW UNIFORM	CUST #010198-03		54.32
13-746006	ARROW UNIFORM	CUST #010198-06		31.23
13-753729	ARROW UNIFORM	CUST #010198-06		31.23
13-753721	ARROW UNIFORM	CUST #010198-01		27.47
13-753727	ARROW UNIFORM	CUST #010198-04		51.42
388-105690-01	AUSTIN-BATTERIES PLUS	BATTERIES		115.30
225-362420	AUTO VALUE MARSHALL	RETURNED MATERIAL INV 225-362272		(88.69)
101826	B S & A SOFTWARE	INV MNGMNT & MISC RECVABLES SOFTWARE	2015.329	6,270.00
228519-IN	BEAVER RESEARCH CO	KLEEN & GLOW, FOAMING DEGREASER		159.50
050515	BIRCH, JORDAN	ADDITIONAL WORK FOR FARMERS MARKET ON S		87.08
81783570	BOUND TREE MEDICAL LL	BANDAGES		31.29
81778184	BOUND TREE MEDICAL LL	SUPPLIES		219.12
59699	C2AE	SERVICES FOR MARSHALL FIRE STATION CONS	2015.160	7,402.58
596999A	C2AE	FIRE STATION PROJECT	2015.210	1,117.67
12315	CARL COMMUNICATIONS	INSTALLED CAT5E DROPS IN DART OFFICE		801.43
3022	CB HALL ELECTRIC COMP	TEMPORARY SERVICE AT KETCHUM PARK		140.00
38077	CENTEC CAST METAL PRO	US FLAG		125.08
15331	CEREAL CITY WINDOW CL	WINDOW CLEANING AT CHAPEL BLDG		275.00
051815	CONSTANTINE TURF FARM	223 YDS		689.00
050915	CONTINENTAL PASTRIES	CAKES, PHOTOS		136.80
78701	DADOW POWER EQUIPMENT	ARM, GOVERNOR		16.04
465970	DARLING ACE HARDWARE	SPIRAL STAKE, SUPER AUGER STAKE TIEOUT		13.98
466002	DARLING ACE HARDWARE	BLADE JIG 4"		6.49
465746	DARLING ACE HARDWARE	BACKPACK BLOWER, TRIMMER, TRIMMER LINE		731.08
465997	DARLING ACE HARDWARE	KEY		1.99
465371	DARLING ACE HARDWARE	WRENCHES		36.99
465733	DARLING ACE HARDWARE	CHLOR TABS, LIQUID CHLORINE		67.95
464425	DARLING ACE HARDWARE	CONNCTRS, PLUGS, ELBOW PVC, CABLE TIES,		178.86
463638	DARLING ACE HARDWARE	BOLTS		20.88
466193	DARLING ACE HARDWARE	HANGING BASKET		73.98
466547	DARLING ACE HARDWARE	CHLORINE		12.50
466300	DARLING ACE HARDWARE	WASHER		0.99
465963	DARLING ACE HARDWARE	CAULK, MOTOMIX HIGH PERF FUEL, WOODCUTT		31.26
466047	DARLING ACE HARDWARE	SPRAY PAINT, STENCILS		28.74
260408	ELHORN ENGINEERING CO	CARUS 4500	2015.024	3,320.00
86754	ERIC DALE HEATING & A	SERVICE CALL - PRESSURE SWITCH SHORTED		144.00
86803	ERIC DALE HEATING & A	SERVICE CALL		75.00
93573B	EVIDENT INC	DNA LABELS, 4051-BLANK 25 - GUN BOXES		43.00
189968	FARWEST LINE SPECIALT	STANDARD STAPLES STICK		63.04
MIMA159437	FASTENAL COMPANY	CABLE TIES		14.13
MIMA159153	FASTENAL COMPANY	SUPPLIES		265.93
MIMA159256	FASTENAL COMPANY	STEEL HANDL WATR WANDS		106.07
MIMA159335	FASTENAL COMPANY	KEYSTK		4.36
MIMA159334	FASTENAL COMPANY	BRASS TAG, CBLE TIES		21.93
915992	FIRST ADVANTAGE	8 APPLICANTS		110.00
9732258224	GRAINGER	REPAIR KIT, COMPRESSOR		336.40
9739900281	GRAINGER	KNEELING PAD		142.90
84024	GREAT LAKES ENERGY	APPRENTICE SCHOOL- APRIL 2015 TO MARCH	2015.325	7,325.00
20150292	GRP ENGINEERING INC	ENGINEERING WORK- SERVICES RENDERED APR	2015.332	3,131.47
245412	GWIN, DARWIN	LEVEL 2 FOOD PLOTS		100.00
9360206	HACH COMPANY	AMMONIA		285.34
100726-0515	HERITAGE CLEANERS	DRY CLEANING, LAUNDRY		31.90
100243-0515	HERITAGE CLEANERS	CLEANING/LAUNDRY		300.40
71225	HERMANS MARSHALL HARD	BOWL BRUSHES		5.58
71205	HERMANS MARSHALL HARD	CONCRETE		17.97
71191	HERMANS MARSHALL HARD	DOOR STOPPERS, BOLTS		7.81
71178	HERMANS MARSHALL HARD	L-BRACKETS, BULB		6.05
71167	HERMANS MARSHALL HARD	BITS		4.58
71200	HERMANS MARSHALL HARD	ROUND UP CONCENTRATE		27.99
71198	HERMANS MARSHALL HARD	KEYS		7.47
71217	HERMANS MARSHALL HARD	ANCHORS, MASON BITS		65.94
71179	HERMANS MARSHALL HARD	ROUNDUP		87.96
71228	HERMANS MARSHALL HARD	WASHERS		1.38
71194	HERMANS MARSHALL HARD	ROUNDUP, ANTI-RUST		58.97
35093	HOFFMAN AG SERVICE, L	19-19-19 BAG		96.00
MN0000000700	INTERACT 911	MONTHLY RMS MAINTENANCE		1,000.00
051415	ISAAC & SONS	4TH FLOOR HALLWAYS		495.00

INVOICE NUMBER	VENDOR NAME	DESCRIPTION	PO NUMBER	AMOUNT
95842	J & K PLUMBING SUPPLY	FOUNTAIN REPAIR		85.57
95489	J & K PLUMBING SUPPLY	OATEY PURPLE PRIMER, PIPECONX		8.61
043015	JIMMY'S JOHNS	COMPOST CENTER CREDIT		(63.75)
503753	KAR LABORATORIES INC	CYANIDE ANALYSIS		100.00
502456	KAR LABORATORIES INC	CYANIDE ANALYSIS		100.00
28243	LAKELAND ASPHALT CORP	BITUMINOUS AGGREGATES		103.74
200026.10-2150405	LAWSON-FISHER ASSOCIA	LICENSING ACTIVITIES		143.52
1034661	LEGG LUMBER	OSB		8.99
10449	LEWEY'S SHOE REPAIR	LYNN COOK - BOOT ALLOWANCE		160.00
9132	LOU'S GLOVES INC	GLOVES		86.00
47	MAGIC MAIDS	JUNE CLEANING SERVICES		1,400.00
46	MAGIC MAIDS	APT #401 CLEANING		100.00
11664	MARSHALL TIRE CITY	RPR 1 TIRE ON FIRE TRUCK		59.23
\$3769077.001	MEDLER ELECTRIC COMPA	ELTRN BLST		101.83
1279993	MILLER CANFIELD PADDO	GENERAL EMPLOYMENT MATTERS		1,001.00
355164	NORTH CENTRAL LABORAT	LAB SUPPLIES	2015.012	205.91
3106	OERTHERS	WIND CHIME		62.30
050515	PARTY TIME TENTS & MO	BANQUET TABLES		125.50
5924823	POWER LINE SUPPLY	METER SEALS		329.00
5922350	POWER LINE SUPPLY	MATERIALS FOR NORTH CIRCUIT RECLOSURE P	2015.311	149.04
5922701	POWER LINE SUPPLY	MATERIALS FOR NORTH CIRCUIT RECLOSURE P	2015.311	18.40
5924824	POWER LINE SUPPLY	LED PHOTO EYE FOR RIVERWALK PROJECT	2015.328	2,030.00
5924826	POWER LINE SUPPLY	INSULATOR SPOOL POLYMER		172.10
5924825	POWER LINE SUPPLY	CONNECTOR H-TAP WR189		29.45
5925274	POWER LINE SUPPLY	ATB2 ROADWAY LED LIGHT FIXTURES	2015.293	5,616.00
689	QUALITY LAWN CARE	2015 LAWN MOWING AT BROOKS AIRPORT	2015.291	1,020.00
7843	R-S TRUCK & DIESEL, I	SERVICE CALL		82.40
10063	RADIO COMMUNICATIONS	KEYBOARD		392.12
8119	REDSTONE ARCHITECTS I	SERVICES FOR MRLEC	2015.226	13,345.09
607329.00	RESCO	GE LED FIXTURES FOR RIVERWALK WITH CUST	2015.283	16,444.00
10174-643480	SCHWEITZER ENGINEERIN	RECLOSURE CONTROL FOR THE HIGH SCHOOL C	2015.282	3,995.00
1026	SMITH'S PAINTING & HO	PAINT ONE BEDROOM UNIT		285.00
FD377972	SNETHKAMP LANSING DOD	2015 JEEP PATRIOT (FWD) MIDEAL #3905-00	2015.269	16,573.00
189064	STANLEY LAWN & GARDEN	UNIVERSAL SPEED HEAD		103.44
897265	STANTEC CONSULTING MI	AIR PERMIT ASSISTANCE	2015.074	923.50
8034175449	STAPLES ADVANTAGE	SOAP DSP, HANDSOAP		149.97
8034286364	STAPLES ADVANTAGE	BAR STOOL		65.49
7001806369	STAPLES CONTRACT & CO	INK, PAPER		171.78
7001810897	STAPLES CONTRACT & CO	TONER		151.29
7001806361	STAPLES CONTRACT & CO	ORGANIZER, PAPER, PENS, HI-LITRS, CLEAN		56.01
7001795526	STAPLES CONTRACT & CO	TONER, RIBBON		257.96
256675	STEENSMA	JOHN DEERE Z645 EZTRAK ZERO TURN RADIUS	2015.309	5,895.00
161003	THOMAS, JEFFERY	CLEAN INTERIOR OF BLDG AT 610 HOMER RD		375.00
052715	WMACP	SERGEANT ADAM OTTJEPKA RENEWAL		35.00
R17442002	YOURMEMBERSHIP.COM IN	ENGINEER JOB POSTING		215.00
				113,708.66

APPROVAL LISTING FOR CITY OF MARSHALL
 EXP CHECK RUN DATES 05/15/2015 - 05/15/2015
 UNJOURNALIZED OPEN
 BANK CODE: MAIN

INVOICE NUMBER	VENDOR NAME	DESCRIPTION	PO NUMBER	AMOUNT
269781444705-15	A T & T	269 781-4447 749 4		190.69
269781981505-15	A T & T	269 781-9815 267 0		2,268.35
269781907005-15	A T & T	269 781-9070 573 1		62.33
050815	CAIN-DEROUIN, JULIE	TRAVEL EXPENSES FOR APRIL		471.89
2550994715-0515	CHEMICAL BANK SOUTH	HSA ACCT #2550994715 KIP SUNDBERG		585.00
19425	CLARK CONSTRUCTION CO	CONSTRUCTION MANAGER SERVICES-POLICE DE	2014.152	507,892.33
666894	COMMERCIAL OFFICE PRO	PAPER, TONER		471.85
666624	COMMERCIAL OFFICE PRO	PENS, MARKERS, CORR TAPE, TACKS		99.36
201181597185	CONSUMERS ENERGY	1000 0033 5602		2,348.69
05/13/2015	FRUIN, AMBER	UB refund for account: 3205280031		81.94
48124	HUB INTERNATIONAL MID	P&C INSURANCE FOR THE POLICY YEAR	11/1 2015.152	44,241.25
05/13/2015	IVES, TIM	UB refund for account: 2900080037		75.82
05/13/2015	KEOUGH, RYAN	UB refund for account: 2303361000		21.79
S3764166.002	MEDLER ELECTRIC COMPA	ELECT TAPE		44.06
S3764166.001	MEDLER ELECTRIC COMPA	ELECT TAPE		73.44
051215	MEYER, STEVE	OUT OF TOWN MEAL		10.17
M 04-15	MICHIGAN SOUTH CENTRA	APRIL NATURAL GAS PURCHASES		613.21
4060736	MOORE, GARRETT	BOOT ALLOWANCE		157.84
790004405582930705	NEOFUNDS BY NEOPOST	7900 0440 5582 9307		3,000.00
3856490-1A	POTTER, MATTHEW	BOOT ALLOWANCE		90.09
3856490-1	POTTER, MATTHEW	CYCLE GLOVES, SHORTS		138.84
050715	QUALITY ASPHALT PAVIN	REFUND DEPOSIT LESS ONE DAY'S HYDRANT F		240.00
21063-0515	SPARTAN STORES	APRIL CHARGE		82.91
043015	VOSBURG, CHERYL	GREENING OF MARSHALL SUPPLIES		55.60
051315	ZEBOLSKY, JOEL	CDL TESTING & LICENSE FEE		168.36
				563,485.81

05/15/2015 10:23 AM
User: ctanner
DB: Marshall

APPROVAL LISTING FOR CITY OF MARSHALL
EXP CHECK RUN DATES 05/15/2015 - 05/15/2015
UNJOURNALIZED OPEN
BANK CODE: MAIN VENDOR CODE: 8148

Page: 1/1

INVOICE NUMBER	VENDOR NAME	DESCRIPTION	PO NUMBER	AMOUNT
042515	GANO, DARYL	INSPECTOR COMMISSION		355.00 355.00

05/22/2015 10:06 AM
 User: ctanner
 DB: Marshall

APPROVAL LISTING FOR CITY OF MARSHALL
 EXP CHECK RUN DATES 05/22/2015 - 05/22/2015
 UNJOURNALIZED OPEN
 BANK CODE: MAIN

Revised

INVOICE NUMBER	VENDOR NAME	DESCRIPTION	PO NUMBER	AMOUNT
Z1406436PE	AMERICAN MESSAGING	ACCT #Z1-406436		66.54
287238047810X05111	AT&T MOBILITY	ACCT # 287238047810		46.34
7016312710/0007-06	BLUE CROSS BLUE SHIEL	GROUP 007016312710/0007		2,105.18
052115	BOYNE USA RESORTS	VOSBURG, CHERYL - 06/20/15 THRU 06/24/1		1,096.76
062115	BOYNE USA RESORTS	JAMES SCHWARTZ, SCOTT MCDONALD 06/21/15		574.42
911-GOVAGNCY-2015-	CALHOUN COUNTY CONS D	2015 2ND QTR DISPATCH SERVICES	2015.166	28,552.10
2551293919	CHEMICAL BANK SOUTH	HSA ACCT #2551293919 KRISTIN BAUER		195.00
2551002427-0515	CHEMICAL BANK SOUTH	HSA ACCT #2551002427 RON GOODWIN		585.00
667241	COMMERCIAL OFFICE PRO	TONER		66.63
241723	COURY, JAMES	WELDED WIRE PURCHASED 11/11/14		74.19
051915	DOPP, WILLIAM	HAT		10.60
052015	DYER, JAMES	ENERGY OPTIMIZATION - FURNACE, A/C, THE		365.00
7018274-0515	EARTHLINK BUSINESS	ACCT #0007018274		1,022.45
051915	FULLER, MIKE	LUNCH REIMBURSEMENT		7.62
05/21/2015	HARTMAN, BRANDI	UB refund for account: 3003070028		21.89
051915	HAZEL, CHAD	LUNCH REIMBURSEMENT		13.92
82130231059095-051	LOWES BUSINESS ACCOUN	ACCT #821 3023 105909 5		155.45
7681-0515	MARSHALL COMMUNITY CU	7681 - TARKIEWICZ		179.33
4562-0515	MARSHALL COMMUNITY CU	4562 - DEAN		104.00
1773-0515	MARSHALL COMMUNITY CU	1773 - MCCOMB		761.68
4868-0515	MARSHALL COMMUNITY CU	4868 - RICE		16.47
3507-0515	MARSHALL COMMUNITY CU	3507 - MCDONALD		19.95
3217-0515	MARSHALL COMMUNITY CU	3217 - SWISHER		99.79
05/21/2015	MELMS, CHRISTOPHER	UB refund for account: 1600570009		14.33
05/21/2015	MTH MANAGEMENT	UB refund for account: 2104210007 DUPL		61.09
052115	MWEA	VOSBURG, CHERYL - REGISTRATION		350.00
052015	PARSONS-DAUME, PAMELA	ENERGY OPTIMIZATION - FURNACE & A/C		350.00
12017	QUALITY LAWN CARE	STATE FARM MOWING & CLEANUP		1,142.50
051815	ROBINSON, LARRY	ENERGY OPTIMIZATION - CFL BULBS		3.75
386004708-052015	STATE OF MICHIGAN	38-6004708, 01-2015 RETURN PERIOD, SUW		86.41
8948000000150508	TELNET WORLDWIDE	ACCT # CORP-008948		940.19
9744939057	VERIZON WIRELESS	ACCT #987146080-00001		745.02
				39,833.60



ADMINISTRATIVE REPORT
June 1, 2015 – City Council Meeting

REPORT TO: Honorable Mayor and Council Members

FROM: Tom Tarkiewicz, City Manager
Jim Robey, Associate Vice President, MAEDA

SUBJECT: Progressive Dynamics, Inc. 507 Industrial Road
Industrial Facilities Tax Exemption Public Hearing

BACKGROUND: The City of Marshall has received a request from Progressive Dynamics, Inc., for an Industrial Facilities Tax Exemption Certificate. The requested abatement is to consider a \$292,009.80 investment in plant and equipment.

RECOMMENDATION: After hearing comments at the public hearing it is recommended that the Progressive Dynamics, Inc. Industrial Facilities Tax exemption request be approved as required by the Industrial Facilities Tax Exemption Certificate Application.

FISCAL EFFECTS: If the IFT is granted, the City will forego an estimated \$33,440 in taxes over the next 12 years. The company will receive an estimated \$80,293 in tax savings over the next 12 years. This assumes that personal property will remain taxable.

ALTERNATIVES: As suggested by Council.

Respectfully submitted,

Tom Tarkiewicz
City Manager

Jim Robey
Associate Vice President, MAEDA

323 W. Michigan Ave.

Marshall, MI 49068

p 269.781.5183

f 269.781.3835

cityofmarshall.com

**CITY OF MARSHALL, MICHIGAN
RESOLUTION #2015-**

Minutes of a regular meeting of the City Council of the City of Marshall held on June 1, 2015, in the Council Chambers of City Hall in Michigan 323 West Michigan Avenue, Marshall, Michigan.

The following preamble and resolution were offered by Council Member _____ and supported by Council Member _____.

**RESOLUTION TO APPROVE APPLICATION OF
PROGRESSIVE DYNAMICS, INC.
507 INDUSTRIAL ROAD,
INDUSTRIAL FACILITIES EXEMPTION CERTIFICATE FOR
REAL AND PERSONAL PROPERTY - NEW MACHINERY AND EQUIPMENT**

WHEREAS, pursuant to P.A. 198 of 1974, MCL 211.551 et seq., after a duly noticed public hearing held on August 16, 2010, the Council by Resolution established Industrial Development District No. D-33 as requested; and

WHEREAS, Progressive Dynamics, Inc. has filed an application for an Industrial Facilities Exemption Certificate with respect to real and personal property improvements and the acquisition and installation of new machinery and equipment within Industrial Development District D-31; and

WHEREAS, in accordance with Act 334, P.A. 1993 amending Act 198, P.A. 1974, a written agreement shall be executed between the applicant and the City of Marshall allowing, under specific circumstances, the reduction and/or revocation of the certificate and recapture of the taxes abated; and

WHEREAS, before acting on said application, the City of Marshall held a hearing on June 1, 2015 in the Council Chambers of City Hall, located at 323 West Michigan Avenue, Marshall, Michigan, at 6:00 p.m. at which hearing the applicant, public, Assessor and a representative of the affected taxing units were given written notice and were afforded an opportunity to be heard on said application; and

WHEREAS, the acquisition and installation of the new equipment, had not begun earlier than six (6) months before May 13, 2015, the date of acceptance of the application for the Industrial Facilities Exemption Certificate; and

WHEREAS, the acquisition of the new equipment and machinery is calculated to and will, at the time of issuance of the certificate, have the reasonable likelihood to retain, create or prevent the loss of employment in the City of Marshall; and

WHEREAS, the granting of said certificate shall not have the effect of substantially impeding the operation of the City of Marshall, or impairing the financial soundness of a taxing unit which levies ad-valorem property taxes in the City of Marshall; and

WHEREAS, the aggregate SEV of real and personal property exempt from ad valorem taxes within the City of Marshall, after granting this certificate, will exceed 5% of an amount equal to the sum of the SEV of the local unit, plus the SEV of personal and real property thus exempted; and

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Marshall that:

1. The City Council find and determine that the granting of the Industrial Facilities Exemption Certificate considered together with the aggregate amount of certificates previously granted and currently in force under Act No. 198 of the Public Acts of 1974, shall not have the effect of substantially impeding the operation of the City of Marshall, or impairing the financial soundness of a taxing unit which levies ad valorem property taxes in the City of Marshall.
2. The application of Progressive Dynamics, Inc., 507 Industrial Drive, for an Industrial Facilities Exemption Certificate, with respect to real property improvements and personal property improvements described as new machinery and equipment to be acquired and installed within the Industrial Development District No. D-33 is hereby approved.
3. The Industrial Facilities Exemption Certificate, when issued, shall be and remain in force and effect for a period of (12) twelve years under the rules and regulations of Act 198 of Public Acts of 1974, as amended, for the new machinery and equipment from the date of approval by the State Tax Commission.

AYES:

NAYS:

Trisha Nelson, City Clerk

I hereby certify that the foregoing constitutes a true and complete copy of a resolution adopted by the City Council of the City of Marshall, County of Calhoun, Michigan, at a regular meeting held June 1st, 2015.

Trisha Nelson, City Clerk

Application for Industrial Facilities Tax Exemption Certificate

Issued under authority of Public Act 198 of 1974, as amended. Filing is mandatory.

INSTRUCTIONS: File the original and two copies of this form and the required attachments (three complete sets) with the clerk of the local government unit. The State Tax Commission (STC) requires two complete sets (one original and one copy). One copy is retained by the clerk. If you have any questions regarding the completion of this form, call (517) 373-3302.

To be completed by Clerk of Local Government Unit	
Signature of Clerk <i>Juska Nelson</i>	Date Received by Local Unit 5/13/15
STC Use Only	
Application Number	Date Received by STC

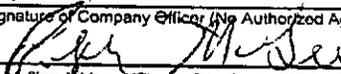
APPLICANT INFORMATION
All boxes must be completed.

1a. Company Name (Applicant must be the occupant/operator of the facility) Progressive Dynamics, Inc.		1b. Standard Industrial Classification (SIC) Code - Sec. 2(10) (4 or 6 Digit Code) 3679	
1c. Facility Address (City, State, ZIP Code) (real and/or personal property location) 507 Industrial Road, Marshall, MI 49068		1d. City/Township/Village (indicate which) Marshall	1e. County Calhoun
2. Type of Approval Requested <input checked="" type="checkbox"/> New (Sec. 2(5)) <input type="checkbox"/> Transfer <input type="checkbox"/> Speculative Building (Sec. 3(8)) <input type="checkbox"/> Rehabilitation (Sec. 3(6)) <input type="checkbox"/> Research and Development (Sec. 2(10)) <input type="checkbox"/> Increase/Amendment		3a. School District where facility is located Marsahall	3b. School Code 13110
		4. Amount of years requested for exemption (1-12 Years) 12	
5. Per section 5, the application shall contain or be accompanied by a general description of the facility and a general description of the proposed use of the facility, the general nature and extent of the restoration, replacement, or construction to be undertaken, a descriptive list of the equipment that will be part of the facility. Attach additional page(s) if more room is needed. <div style="text-align: center;"> <p>Modernization of manufacturing processes and replacement of old equipment in order to improve efficiency and increase throughput to support continued growth.</p> </div>			
6a. Cost of land and building improvements (excluding cost of land) * Attach list of improvements and associated costs. * Also attach a copy of building permit if project has already begun.		▶ <u>46,108.80</u> Real Property Costs	
6b. Cost of machinery, equipment, furniture and fixtures * Attach itemized listing with month, day and year of beginning of installation, plus total		▶ <u>245,901.00</u> Personal Property Costs	
6c. Total Project Costs * Round Costs to Nearest Dollar		▶ <u>292,009.80</u> Total of Real & Personal Costs	
7. Indicate the time schedule for start and finish of construction and equipment installation. Projects must be completed within a two year period of the effective date of the certificate unless otherwise approved by the STC.			
	<u>Begin Date (M/D/Y)</u>	<u>End Date (M/D/Y)</u>	
Real Property Improvements	▶ <u>11-17-14</u>	<u>3-29-15</u>	▶ <input checked="" type="checkbox"/> Owned <input type="checkbox"/> Leased
Personal Property Improvements	▶ <u>Jan 2015</u>	<u>April 2015</u>	▶ <input checked="" type="checkbox"/> Owned <input type="checkbox"/> Leased
8. Are State Education Taxes reduced or abated by the Michigan Economic Development Corporation (MEDC)? If yes, applicant must attach a signed MEDC Letter of Commitment to receive this exemption. <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No			
9. No. of existing jobs at this facility that will be retained as a result of this project. 90		10. No. of new jobs at this facility expected to create within 2 years of completion. 10	
11. Rehabilitation applications only: Complete a, b and c of this section. You must attach the assessor's statement of SEV for the entire plant rehabilitation district and obsolescence statement for property. The Taxable Value (TV) data below must be as of December 31 of the year prior to the rehabilitation.			
a. TV of Real Property (excluding land)		_____	
b. TV of Personal Property (excluding inventory)		_____	
c. Total TV		_____	
12a. Check the type of District the facility is located in: <input checked="" type="checkbox"/> Industrial Development District <input type="checkbox"/> Plant Rehabilitation District			
12b. Date district was established by local government unit (contact local unit) 3/19/2012		12c. Is this application for a speculative building (Sec. 3(8))? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	

APPLICANT CERTIFICATION - complete all boxes.

The undersigned, authorized officer of the company making this application certifies that, to the best of his/her knowledge, no information contained herein or in the attachments hereto is false in any way and that all are truly descriptive of the industrial property for which this application is being submitted.

It is further certified that the undersigned is familiar with the provisions of P.A. 198 of 1974, as amended, being Sections 207.551 to 207.572, inclusive, of the Michigan Compiled Laws; and to the best of his/her knowledge and belief, (s)he has complied or will be able to comply with all of the requirements thereof which are prerequisite to the approval of the application by the local unit of government and the issuance of an Industrial Facilities Exemption Certificate by the State Tax Commission.

13a. Preparer Name Randy Rial	13b. Telephone Number 269-781-4241	13c. Fax Number 269-781-7802	13d. E-mail Address rrial@progressivedyn.com
14a. Name of Contact Person Randy Rial	14b. Telephone Number 269-781-4241	14c. Fax Number 269-781-7802	14d. E-mail Address rrial@progressive.com
▶ 15a. Name of Company Officer (No Authorized Agents) Ralph McGee			
15b. Signature of Company Officer (No Authorized Agents) 		15c. Fax Number 269-781-7802	15d. Date 5-11-15
▶ 15e. Mailing Address (Street, City, State, ZIP Code) 507 Industrial Road, Marshall, MI 49068		15f. Telephone Number 269-781-4241	15g. E-mail Address rmcgee@progressivedyn.

LOCAL GOVERNMENT ACTION & CERTIFICATION - complete all boxes.

This section must be completed by the clerk of the local governing unit before submitting application to the State Tax Commission. Check items on file at the Local Unit and those included with the submittal.

▶ 16. Action taken by local government unit <input type="checkbox"/> Abatement Approved for _____ Yrs Real (1-12), _____ Yrs Pers (1-12) After Completion <input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Denied (Include Resolution Denying)		16b. The State Tax Commission Requires the following documents be filed for an administratively complete application: Check or Indicate N/A if Not Applicable <input type="checkbox"/> 1. Original Application plus attachments, and one complete copy <input type="checkbox"/> 2. Resolution establishing district <input type="checkbox"/> 3. Resolution approving/denying application. <input type="checkbox"/> 4. Letter of Agreement (Signed by local unit and applicant) <input type="checkbox"/> 5. Affidavit of Fees (Signed by local unit and applicant) <input type="checkbox"/> 6. Building Permit for real improvements if project has already begun <input type="checkbox"/> 7. Equipment List with dates of beginning of installation <input type="checkbox"/> 8. Form 3222 (if applicable) <input type="checkbox"/> 9. Speculative building resolution and affidavits (if applicable)	
16a. Documents Required to be on file with the Local Unit Check or Indicate N/A if Not Applicable <input type="checkbox"/> 1. Notice to the public prior to hearing establishing a district. <input type="checkbox"/> 2. Notice to taxing authorities of opportunity for a hearing. <input type="checkbox"/> 3. List of taxing authorities notified for district and application action. <input type="checkbox"/> 4. Lease Agreement showing applicants tax liability.		16c. LUCI Code	
17. Name of Local Government Body		16d. School Code	
		▶ 18. Date of Resolution Approving/Denying this Application	

Attached hereto is an original application and all documents listed in 16b. I also certify that all documents listed in 16a are on file at the local unit for inspection at any time, and that any leases show sufficient tax liability.

19a. Signature of Clerk	19b. Name of Clerk	19c. E-mail Address
19d. Clerk's Mailing Address (Street, City, State, ZIP Code)		
19e. Telephone Number	19f. Fax Number	

State Tax Commission Rule Number 57: Complete applications approved by the local unit and received by the State Tax Commission by October 31 each year will be acted upon by December 31. Applications received after October 31 may be acted upon in the following year.

Local Unit: Mail one original and one copy of the completed application and all required attachments to:

Michigan Department of Treasury
State Tax Commission
PO Box 30471
Lansing, MI 48909

(For guaranteed receipt by the STC, it is recommended that applications are sent by certified mail.)

STC USE ONLY				
▶ LUCI Code	▶ Begin Date Real	▶ Begin Date Personal	▶ End Date Real	▶ End Date Personal



ADMINISTRATIVE REPORT
June 1, 2015 - CITY COUNCIL MEETING

TO: Honorable Mayor and City Council
FROM: Tom Tarkiewicz, City Manager
SUBJECT: Forest Street Name Change

BACKGROUND: At the May 4th Council meeting, Jerry Clifton requested that the Council approve the name change of Forest Street from Allen Road to O'Keefe Road to Briarwood Lane. A petition which Mr. Clifton circulated showed that only one of the five home owners did not want the name change.

A letter was sent to all property owners affected by the possible name change. Three home owners contacted the City Manager and were not in favor of the name change.

RECOMMENDATION: After deliberations, the Council may change the name of Forest Street from Allen Road to O'Keefe Road to Briarwood Lane.

FISCAL EFFECTS: If the Council determines to change the street name, Mr. Clifton will be invoiced for the new street name signs.

ALTERNATIVES: As suggested by City Council.

Respectfully submitted,

Tom Tarkiewicz
City Manager

323 W. Michigan Ave.

Marshall, MI 49068

p 269.781.5183

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cityofmarshall.com