

**CALL TO ORDER**

IN REGULAR SESSION Monday, June 1, 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: McNeil, Metzger, Miller, Mayor Reed, Schurig, and Williams.

Also Present: City Manager Tarkiewicz and Clerk Nelson.

Absent: None.

**Moved** Miller, supported Metzger, to accept, with regret, the resignation of Council Member Joe Caron. On a voice vote – MOTION CARRIED.

**INVOCATION/PLEDGE OF ALLEGIANCE**

David Good of First Baptist Church gave the invocation and Mayor Reed led the Pledge of Allegiance.

**APPROVAL OF THE AGENDA**

**Moved** Williams, supported Schurig, to approve the agenda with the addition of item 13A – Ward 5 Council Vacancy. On a voice vote – **MOTION CARRIED.**

**PUBLIC COMMENT ON AGENDA ITEMS**

Dan Shellenbarger of 904 Forest Street spoke in opposition of the Forest Street name change.

County Prosecutor David Gilbert announced the reinstatement of the Bad Check Department at the County.

**CONSENT AGENDA**

**Moved** Miller, supported Williams, to approve the Consent Agenda:

- A. Approve the 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. Approve 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. 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 a public hearing for Monday, July 20, 2015 to hear comments on the proposed changes to §97.04 – Keeping of Poultry;
- E. Minutes of the City Council Regular Session held on Monday, May 18, 2015;
- F. Approve city bills in the amount of \$ 717,383.07.

On a roll call vote – ayes: McNeil, Metzger, Miller, Mayor Reed, Schurig, and Williams; nays: none. **MOTION CARRIED.**

### **PRESENTATIONS AND RECOGNITIONS**

None.

### **INFORMATIONAL ITEMS**

None.

### **PUBLIC HEARINGS & SUBSEQUENT COUNCIL ACTION**

#### **A. IFT Certificate Application for Progressive Dynamics, Inc.:**

Mayor Reed opened the public hearing to hear public comment on the proposed IFT Certificate Application for Progressive Dynamics, Inc., 507 Industrial Road.

Associate Vice President of MAEDA, Jim Robey, provided background on the application for an Industrial Facilities Tax Exemption Certificate for Progressive Dynamics. The company is investing \$292,009, retaining 90 jobs, and creating 10 new jobs.

Hearing no additional comment, the hearing was closed.

**Moved** Miller, supported Schurig, to approve the application for an Industrial Facilities Tax Exemption Certificate for Progressive Dynamics, Inc., at 507 Industrial Road. On a roll call vote – ayes: Metzger, Miller, Mayor Reed, Schurig, Williams, and McNeil; nays: none. **MOTION CARRIED.**

### **CITY OF MARSHALL, MICHIGAN RESOLUTION #2015-21**

Minutes of a regular meeting of the City Council of the City of Marshall held on Monday, 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 Miller and supported by Council Member Schurig.

**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: McNeil, Metzger, Miller, Mayor Reed, Schurig, and Williams.

NAYS: None.

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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 1<sup>st</sup>, 2015.

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Trisha Nelson, City Clerk

### **OLD BUSINESS**

#### **A. Forest Street Name Change:**

**Moved** Williams, supported McNeil, to allow Council Member Metzger to abstain from voting due to a conflict of interest. On a voice vote – **MOTION CARRIED.**

**Moved** Miller, supported Williams, to change the name of Forest Street from Allen Road to O’Keefe Road to Briarwood Lane. On a roll call vote – ayes: Miller; nays: McNeil, Mayor Reed, Schurig, and Williams. **MOTION DEFEATED.**

**REPORTS AND RECOMMENDATIONS**

None.

**APPOINTMENTS/ELECTIONS**

**A. Ward 5 Council Vacancy:**

City Council discussed the process for filling the Ward 5 Council vacancy. Letters of interest/resumes will be accepted until July 1, 2015 and a decision will be made for a replacement at the July 20, 2015 City Council meeting.

**PUBLIC COMMENT ON NON-AGENDA ITEMS**

None.

**COUNCIL AND MANAGER COMMUNICATIONS**

**ADJOURNMENT**

The meeting was adjourned at 7:58 p.m.

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Jack Reed, Mayor

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Trisha Nelson, City Clerk