

**CALL TO ORDER**

IN REGULAR SESSION Monday, September 21, 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 Pro Tem Metzger.

**ROLL CALL**

Roll was called:

Present: Council Members: Gerten, McNeil, Mayor Pro Tem Metzger, Miller, Schurig, and Williams.

Also Present: City Manager Tarkiewicz and Clerk Nelson.

Absent: Mayor Reed.

Moved McNeil, supported Schurig, to excuse the absence of Mayor Reed. On a voice vote – **MOTION CARRIED.**

**INVOCATION/PLEDGE OF ALLEGIANCE**

Council Member Gerten gave the invocation and Mayor Pro Tem Metzger led the Pledge of Allegiance.

**APPROVAL OF THE AGENDA**

Moved Miller, supported Williams, to approve the agenda with the removal of items 13 A through D. On a voice vote – **MOTION CARRIED.**

**PUBLIC COMMENT ON AGENDA ITEMS**

None.

**CONSENT AGENDA**

Moved Schurig, supported Williams, to approve the Consent Agenda:

- A. Minutes of the City Council Work Session and Regular Session held on Monday, August 17, 2015;
- B. Approve city bills in the amount of \$ 2,312,223.05.

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

**PRESENTATIONS AND RECOGNITIONS**

None.

**INFORMATIONAL ITEMS**

None.

**PUBLIC HEARINGS & SUBSEQUENT COUNCIL ACTION**

**A. Chapter 111: Vehicles for Hire:**

Natalie Dean, Director of Community Services/Assistant City Manager provided background regarding the repeal of the Chapter 111: Vehicles for Hire ordinance. The City Attorney advised staff the City is not required to have an ordinance governing vehicles for hire, motorized or non-motorized.

Mayor Pro Tem Metzger opened the public hearing to hear public comment regarding the repeal of the Chapter 111: Vehicles for Hire ordinance.

Hearing no comment, the hearing was closed.

**Moved Williams**, supported McNeil, to approve the repealing of the Chapter 111: Vehicles for Hire ordinance. On a roll call vote – ayes: McNeil, Metzger, Miller, Schurig, Williams, and Gerten; nays: none. **MOTION CARRIED.**

**CITY OF MARSHALL, MICHIGAN  
ORDINANCE NO. #2015-03**

**AN ORDINANCE REPEALING CHAPTER 111: VEHICLES FOR HIRE;**

**WHEREAS**, the City of Marshall, Michigan has previously enacted an ordinance making it unlawful for any person to operate a Vehicle for Hire service in the City of Marshall without a permit; and

**WHEREAS**, the City of Marshall does not find it necessary to regulate a private Vehicle for Hire business; and

**WHEREAS**, repealing the Vehicles for Hire ordinance is not contradictory to any State or Federal law;

**NOW, THEREFORE,**

**THE CITY OF MARSHALL ORDAINS** that Chapter 111 of the Marshall City Code is hereby repealed in its entirety.

**REPEALER**

All Ordinances or parts of Ordinances in conflict herewith are hereby repealed only to the extent necessary to give this Ordinance full force and effect, and the City Of Marshall City Code shall remain in full force and effect, amended only as specified above.

### **SEVERABILITY**

If any section, clause or provision of this Ordinance shall be declared to be unconstitutional, void, illegal or ineffective by any Court of competent jurisdiction, such section, clause or provision declared to be unconstitutional, void or illegal shall thereby cease to be a part of this Ordinance, but the remainder of this Ordinance shall stand and be in full force and effect.

### **SAVINGS**

All proceedings pending and all rights and liabilities existing, acquired, or incurred at the time this ordinance takes effect are saved and may be consummated according to the law in force when they were commenced.

### **EFFECTIVE DATE**

The provisions of this Ordinance are hereby ordered to take effect on the date provided by applicable law following publication.

### **ENACTMENT**

This ordinance is declared to have been enacted by the City Council of the City of Marshall at a meeting called and held on the 21<sup>st</sup> day of September, 2015, and ordered to be given publication in the manner prescribed by law.

AYES: Gerten, McNeil, Metzger, Miller, Schurig and Williams.

NAYES: None.

STATE OF MICHIGAN

COUNTY OF CALHOUN

I, the undersigned, the qualified and acting City Clerk of the City of Marshall, Calhoun County, Michigan, do certify that the foregoing is a true and complete copy of the ordinance adopted by the City Council of the City of Marshall at a meeting called and held on the 21<sup>st</sup> day of September, 2015, the original of which is on file in my office.

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Trisha Nelson, City Clerk

Adopted: September 21, 2015

Published: September 26, 2015

**OLD BUSINESS**

None.

**REPORTS AND RECOMMENDATIONS**

**A. City Hall Roof Replacement:**

**Moved** Schurig, supported McNeil, to approve the bid for the City Hall roof replacement from Katz Roofing of Battle Creek, MI in the amount not to exceed \$37,710 and an additional amount up to \$10,000 for deck replacement to be determined following removal of the existing roofing. On a roll call vote – ayes: Miller, Schurig, Williams, Gerten, McNeil, and Metzger; nays: none. **MOTION CARRIED.**

**B. Janitorial Services for the MRLEC:**

**Moved** Miller, supported Williams, to approve the bid from D & D Maintenance of Albion, MI in the amount of \$53,456 per year for a 2 year contract for janitorial services for the Marshall Regional Law Enforcement Center. On a roll call vote – ayes: Schurig, Williams, Gerten, McNeil, Metzger, and Miller; nays: none. **MOTION CARRIED.**

**APPOINTMENTS/ELECTIONS**

None.

**PUBLIC COMMENT ON NON-AGENDA ITEMS**

None.

**COUNCIL AND MANAGER COMMUNICATIONS**

**ADJOURNMENT**

The meeting was adjourned at 7:29 p.m.

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Jack Reed, Mayor

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Trisha Nelson, City Clerk