

### **CALL TO ORDER**

IN REGULAR SESSION Monday, April 17, 2017 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, Costa, McNeil, Metzger, Mayor Reed, Schurig, and Williams.

Also Present: City Manager Tarkiewicz and Clerk Nelson.

Absent: None.

### **INVOCATION/PLEDGE OF ALLEGIANCE**

Ralph McCarty, East Eckford Community of First Presbyterian Church gave the invocation and Mayor Reed led the Pledge of Allegiance.

### **APPROVAL OF THE AGENDA**

**Moved** Metzger, supported Williams, to approve the agenda with the addition of item 8A-Introduction of FiberNet Customer Service/Marketing Manager, addition of the Michigan South Central Power Agency invoice in the amount of \$654,570.30, and item 16 – Closed Session. On a voice vote – **MOTION CARRIED.**

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

Bob Serbantez of 625 Monroe St commented on lawn mowing services. First Class Lawncare is a local business with local customers and feels the Council needs to take into consideration what he does for Marshall.

Brock Howland, owner of US Lawns commented regarding the lawn mowing services. The company specializes in commercial contracts and his company gives back to local communities.

### **CONSENT AGENDA**

Moved Metzger, supported McNeil, to approve the Consent Agenda:

- A. Approve a one year extension of the Assessing Services Agreement with the City of Albion and authorize the City Clerk and Finance Director to sign the letter of agreement;
- B. Approve the purchase of a new Dial-A-Ride bus from Hoekstra Transportation in an amount not to exceed \$130,000;
- C. Approve the Controlled Substances and Alcohol Misuse Testing Policy;

- D. Approve the minutes of the City Council Work Session and Regular Session held on Monday, April 3, 2017 and the City Council Work Session held on Monday, April 10, 2017;
- E. Approve city bills in the amount of \$793,387.06.

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

### **PRESENTATIONS AND RECOGNITION**

Ed Rice, Director of Electric and Fiber Utilities, introduced Michael Reen as the new Customer Service/Marketing Manager for Marshall FiberNet.

### **INFORMATIONAL ITEMS**

Chief Jim Schwartz provided Event Reports for the Oaklawn Hospitality Classic/Health Fair 2017, Memorial Day Parade, Blues Fest, the Incredible Bed Race and Wonderful Wait Staff Race, Marshall Framing Studio 25<sup>th</sup> Anniversary Celebration, and Zion Lutheran Church Oktoberfest.

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

#### **A. Zoning Amendment #RZ17.01 to rezone from I-1 (Research and Technical District) to B-4 (Regional Commercial District):**

City Manager Tarkiewicz provided background on the request to rezone 924 West Hanover Street from I-1 (Research and Technical District) to B-4 (Regional Commercial District).

Mayor Reed opened the public hearing to hear public comment on zoning amendment #RZ17.01.

Hearing no comment, the hearing was closed.

**Moved** Williams, supported Schurig, to recuse Council Member Caron from voting. On a voice vote – **MOTION CARRIED.**

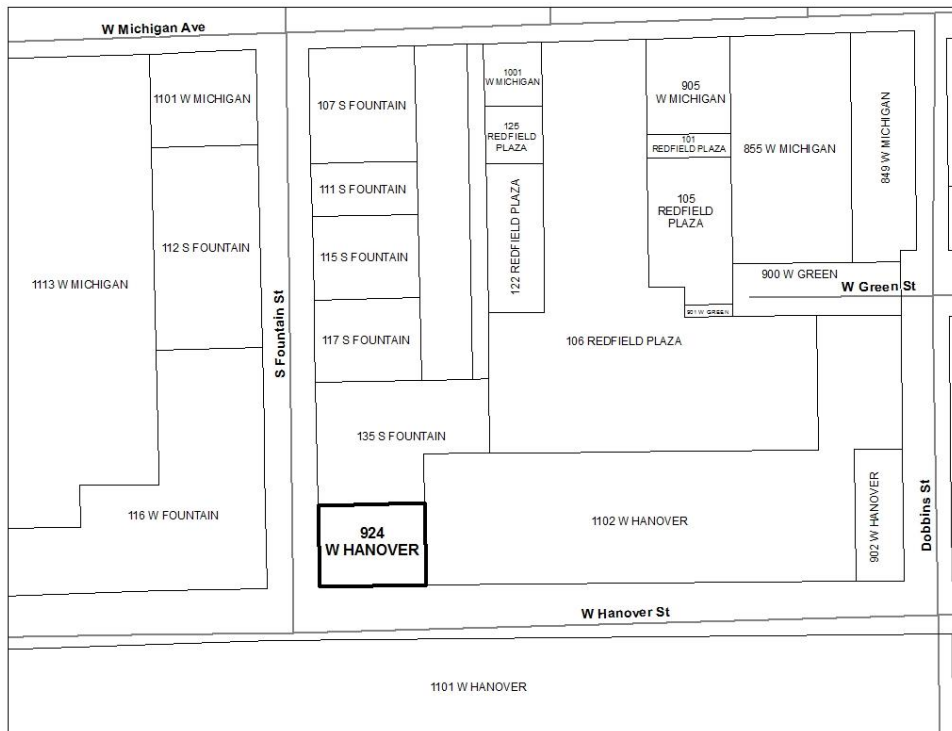
**Moved** McNeil, supported Metzger, to approve Zoning Amendment Application #RZ17.01 to rezone 924 West Hanover Street from I-1 (Research and Technical District) to B-4 (Regional Commercial District). On a roll call vote – ayes: Costa, McNeil, Metzger, Mayor Reed, Schurig, and Williams; nays: none. **MOTION CARRIED.**

**CITY OF MARSHALL  
ORDINANCE #2017-01**

AN ORDINANCE TO AMEND THE ZONING MAP OF THE CITY OF MARSHALL SO AS TO CHANGE THE ZONING OF ONE PARCEL OF REAL PROPERTY AT 924 W. HANOVER STREET, PARCEL #53-005-722-00 FROM THE ZONING DISTRICT OF RESEARCH AND TECHNICAL DISTRICT (I-1) TO REGIONAL COMMERCIAL DISTRICT (B-4).

THE CITY OF MARSHALL, MICHIGAN ORDAINS:

Section 1. Pursuant to the authority granted in Section 7.1 of the Marshall City Code, the Zoning Map of the City of Marshall is hereby amended so as to change the zoning district for the below described properties from Research and Technical District (I-1) to Regional Commercial District (B-4).



Property Descriptions

**PARCEL #53-005-722-00**

Marshall City, Fountain Place sub lots 22 & 23.

Common Addresses

924 West Hanover Street

Section 2. This Ordinance or a summary thereof 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, within ten (10) days after its adoption. This Ordinance shall be recorded in the Ordinance Book and such recording shall be authenticated by the signature of the Mayor and the City Clerk.

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

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

Adopted and signed this 17<sup>th</sup> day of April, 2017.

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Jack Reed, MAYOR

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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 April 17, 2017, 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.

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Trisha Nelson, CITY CLERK

### **OLD BUSINESS**

None.

### **REPORTS AND RECOMMENDATIONS**

#### **A. Lawn Mowing Services:**

**Moved** McNeil, supported Williams, to approve the bid from US Lawns of Kalamazoo, MI at the estimated amount of \$19,602.00 for mowing services at six City properties. On a roll call vote – ayes: Metzger, Mayor Reed, Schurig, Williams, Caron, Costa, and McNeil; nays: none. **MOTION CARRIED.**

#### **B. Pole Licensing Agreement:**

**Moved** Williams, supported Costa, to approve the use of the newly developed pole license agreement as the document for non-city entities to attach their facilities to city-owned electric poles and approve the pole license agreement for Wide Open West Mid-Michigan LLC (WOW) and authorize the City Clerk to sign the agreement. On a voice vote - **MOTION CARRIED.**

**APPOINTMENTS/ELECTIONS**

**Moved** Schurig, support Metzger, to approve the appointment of Kathy Maitland to the Marshall District Library Board with a term expiring March 31, 2020. On a voice vote – **MOTION CARRIED.**

**PUBLIC COMMENT ON NON-AGENDA ITEMS**

Brock Howland, owner of US Lawns, thanked City Council for the opportunity and looks forward to working in Marshall.

**COUNCIL AND MANAGER COMMUNICATIONS**

**CLOSED SESSION**

**Moved** Williams, supported Schurig, to enter into closed session under section 8 (c) of the Open Meeting Act to discuss strategy with the negotiation of a collective bargaining agreement. On a roll call vote – ayes: Williams, Caron, Costa, McNeil, Metzger, Mayor Reed, and Schurig; nays: none. **MOTION CARRIED.**

Enter into Closed Session at 7:58 p.m.

Return to open session at 8:21 p.m.

Council discussed economic development.

**ADJOURNMENT**

The meeting was adjourned at 9:00 p.m.

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Jack Reed, Mayor

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Trisha Nelson, City Clerk