

CALL TO ORDER

IN REGULAR SESSION, Monday, July 18, 2022 at 7:00 P.M., in the Council Chambers of City Hall, 323 West Michigan Avenue, Marshall, MI 49068. City Council was called to order by Mayor Caron.

ROLL CALL

Roll was called:

Present: Council Members: Mayor Caron, Schwartz, Underhill, and Wolfersberger.

Also Present: City Manager Perry and Clerk Nelson.

Absent: Member Gates, Rice, and Traver.

Moved Wolfersberger, supported Underhill, to excuse the absence of Council Members Gates, Rice, and Traver. On a voice vote – **MOTION CARRIED.**

INVOCATION/PLEDGE OF ALLEGIANCE

Brandon Crawford of Grace Baptist Church gave the invocation and Mayor Caron led the Pledge of Allegiance.

APPROVAL OF THE AGENDA

Moved Wolfersberger, supported Underhill, to approve the agenda with the addition of the Michigan South Central Power Agency invoice in the amount of \$1,063,464.29. On a voice vote – **MOTION CARRIED.**

PUBLIC COMMENT ON AGENDA ITEMS

Jerry Klein of 407 Allen Road commented regarding the dead branches at the corner of Mann Road and East Drive and his concern with all of the weeds at the old State Farm Property site.

CONSENT AGENDA

Moved Schwartz, supported Underhill, to approve the Consent Agenda:

- A. Approve the Airport Crack Sealing and Pavement Markings Contract with MDOT, contract No. 2022-0768, and authorize the City Clerk to sign on behalf of the City;
- B. Minutes of the City Council Regular Session held on Monday, June 20, 2022;
- C. Approve city bills in the amount of \$ 2,154,217.77.

On a roll call vote – ayes: Wolfersberger, Mayor Caron, Schwartz, and Underhill; nays: none. **MOTION CARRIED.**

PRESENTATIONS AND RECOGNITION

None.

INFORMATIONAL ITEMS

None.

PUBLIC HEARINGS & SUBSEQUENT COUNCIL ACTION

A. 125-127 West Michigan Avenue OPRA District:

Director of Community Services Eric Zuzga explained the City has received a request from Justin and Heather Cahill to consider approval of an Obsolete Property Rehabilitation District (OPRA) to assist in the redevelopment of the second floor of 125-127 West Michigan Avenue. The approval of the OPRA would assist in the creation of five (5) apartments. The first step in the process is the creation of an OPRA district for the property.

Mayor Caron opened the public hearing to hear public comment regarding the request to create an OPRA district at 125-127 West Michigan Avenue.

Hearing no comment, the hearing was closed.

Moved Underhill, supported Wolfersberger, to approve the resolution which would create an OPRA district at 125-127 West Michigan Avenue. On a voice vote – **MOTION CARRIED.**

**CITY OF MARSHALL, MICHIGAN
RESOLUTION 2022-20**

RESOLUTION TO ESTABLISH AN OBSOLETE PROPERTY REHABILITATION DISTRICT

Minutes of a regular meeting of the Council of the City of Marshall, held on July 18, 2022 at Marshall City Hall in Marshall, MI at 7:00 PM.

PRESENT: Mayor Caron, Schwartz, Underhill, and Wolfersberger.

ABSENT: Gates, Rice, and Traver

The following preamble and resolution were offered by Member Underhill, and supported by Member Wolfersberger.

Resolution 2022- 20 Establishing an Obsolete Property Rehabilitation (OPRA) District for Justin and Heather Cahill

WHEREAS, pursuant to PA 146 of 2000, the City of Marshall has the authority to establish “Obsolete Property Rehabilitation Districts” within the City of Marshall; and

WHEREAS, Justin and Heather Cahill have filed a written request with the clerk of the City of Marshall requesting the establishment of the Obsolete Property Rehabilitation District for an area in the vicinity of 125-127 West Michigan Avenue

located in the City of Marshall hereinafter described; and

WHEREAS, the City Council of the City of Marshall determined that the district meets the requirements set forth in section 3(1) of PA 146 of 2000; and

WHEREAS, written notice has been given by mail to all owners of real property located within the proposed district and to the public by newspaper advertisement in the Marshall Advisor and/or by public posting of the hearing on the establishment of the proposed district; and

WHEREAS, on July 18, 2022 a public hearing was held and all residents and taxpayers of the City of Marshall were afforded an opportunity to be heard thereon; and

WHEREAS, the City Council deems it to be in the public interest of the City of Marshall to establish the Obsolete Property Rehabilitation District as proposed.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Marshall that the following described parcel(s) of land situated in the City of Marshall, Calhoun County, and State of Michigan, to wit:

MARSHALL CITY, LOWER VILLAGE E 1/2 LOT 4 BLK 24 LYING N OF ALLEY
be and here is established as an Obsolete Property Rehabilitation District pursuant to the provisions of PA 146 of 2000 to be known as Cahill Obsolete Property Rehabilitation District No. 1.

AYES: Schwartz, Underhill, Wolfersberger, and Mayor Caron.

NAYS: None.

RESOLUTION DECLARED ADOPTED.

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 on July 18, 2022.

Trisha Nelson
Clerk

OLD BUSINESS

None.

REPORTS AND RECOMMENDATIONS

A. Grand River Special Event Changes:

Moved Schwartz, supported Underhill, to approve the Special Event Request from Grand River Brewery for the event date change from July 28, 2022 to July 29, 2022. On a voice vote – **MOTION CARRIED.**

B. Purchase of 15 KV Copper Underground Cable:

Moved Wolfersberger, supported Underhill, to award the bid for purchase of 4,500 feet of 15-kV copper underground cable to low-bidder Power Line Supply of Reed City, Michigan in the firm amount of \$47,295.00 with an estimated nine- to eleven-week delivery lead time. On a roll call vote – ayes: Schwartz, Underhill, Wolfersberger, and Mayor Caron; nays: none. **MOTION CARRIED.**

C. MSCPA Amended and Restated Articles of Incorporation:

Moved Underhill, supported Schwartz, to approve the Michigan South Central Power Agency Amended and Restated Articles of Incorporation and authorize the City Clerk to publish and file the same as required by Act 448. On a voice vote - **MOTION CARRIED.**

D. South Marshall Avenue Watermain Construction:

Moved Schwartz, supported Underhill, to approve the construction contract for the South Marshall Avenue Watermain Construction with Quality Excavators for the amount of \$296,301, plus a contingency of \$30,000 for a total funded amount of \$326,301 and approve the construction engineering services with Stantec in the amount of \$44,238.00. On a roll call vote – ayes: Underhill, Wolfersberger, Mayor Caron, and Schwartz; nays: none. **MOTION CARRIED.**

E. South Kalamazoo and Leggitt Road Engineering:

Moved Underhill, supported Wolfersberger, to approve the engineering design contract with ENG for the South Kalamazoo and Leggitt Road Engineering in the amount of \$75,972. On a roll call vote – ayes: Schwartz, Underhill, Wolfersberger, and Mayor Caron; nays: none. **MOTION CARRIED.**

F. Carver Park Fountain Repairs:

Moved Wolfersberger, supported Schwartz, to approve the water proofing repair to the Carver Park Fountain by DC Byers Company of Grand Rapids in the amount of \$13,048. On a roll call vote – ayes: Underhill, Wolfersberger, Mayor Caron, and Schwartz; nays: none. **MOTION CARRIED.**

APPOINTMENTS/ELECTIONS

A. Marshall Farmers Market Advisory Board Appointment:

Moved Underhill, supported Wolfersberger, to approve the appointment of Julie Koledo to the Marshall Farmers Market Advisory Board with a term expiring October 20, 2025. On a voice vote – **MOTION CARRIED.**

PUBLIC COMMENT ON NON-AGENDA ITEMS

None.

COUNCIL AND MANAGER COMMUNICATIONS

ADJOURNMENT

The meeting was adjourned at 7:43 p.m.

Joe Caron, Mayor

Trisha Nelson, City Clerk