

**OATH OF OFFICE**

City Clerk, Trisha Nelson, administered the oath of office to Mayor Jack Reed, Council Member Joe Caron, Council Member Robert Costa, Council Member Nick Metzger, and Council Member Michael McNeil.

**CALL TO ORDER**

IN REGULAR SESSION Tuesday, January 3, 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.

**ROLLCALL**

Roll was called:

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

Also Present: City Manager Tarkiewicz and Clerk Nelson.

Absent: Council Members: None.

**INVOCATION/PLEDGE OF ALLEGIANCE**

Kris Tarkiewicz of Family Bible Church gave the invocation and Mayor Reed led the Pledge of Allegiance.

**APPROVAL OF THE AGENDA**

**Moved** Metzger, supported Schurig, to approve the agenda as presented. On a voice vote - **MOTION CARRIED.**

**CITY COUNCIL ORGANIZATION**

**A. Election of Mayor Pro-Tem:**

**Moved** McNeil, supported Williams, to approve the appointment of Council Member Metzger as Mayor Pro-Tem. On a voice vote- **MOTION CARRIED.**

**B. Boards and Commissions Liaison Appointments:**

**Moved** Williams, supported McNeil, to approve the Mayor's recommendation for the Boards and Commissions Liaison Appointments. On a voice vote- **MOTION CARRIED.**

Airport Board

MAFFAA

DDA & LDFA Board

Council Member McNeil

Council Member Metzger

Council Member Williams

Farmer's Market Advisory Board  
Parks and Recreation  
Planning Commission  
Zoning Board of Appeals

Council Member Costa  
Council Member Schurig  
Council Member Metzger  
Council Member Caron

**C. Firekeeper's Local Revenue Sharing Board Appointment:**

**Moved** Schurig, supported Metzger, to appoint Mayor Jack Reed as the representative on the Firekeeper's Local Revenue Sharing Board and appoint Tom Tarkiewicz as the Alternate. On a voice vote-**MOTION CARRIED.**

**CITY OF MARSHALL, MICHIGAN  
RESOLUTION #2017- 01**

**RESOLUTION APPOINTING REPRESENTATIVE AND ALTERNATES  
TO THE LOCAL REVENUE SHARING BOARD**

WHEREAS, the Urban Cooperation Act of 1967 (MCL 124.501 et seq., as amended: hereinafter the "Urban Cooperation Act") provides that Public agencies of the State of Michigan and Public agencies of the United States may enter into interlocal agreements to exercise jointly with each other any power, privilege or authority that the agencies share in common and that each may exercise separately; and

WHEREAS, under subsection 2(e) of the Urban Cooperation Act (MCL 124.502(e)), Calhoun County, Emmett Charter Township, the City of Battle Creek, the City of Marshall, and Athens Township are Public agencies of the State of Michigan, each of which have the authority to enter into an interlocal agreement; and

WHEREAS, for purposes of the Urban Cooperation Act, the Nottawaseppi Huron Band of the Potawatomi Indians (hereinafter "the Tribe") is treated as a Public agency of the United States with the authority to enter into an interlocal agreement; and

WHEREAS, in accordance with the Indian Gaming Regulatory Act (25 U.S.C. 2701 et seq.; hereinafter referred to as "IGRA"), on December 3, 1998 the State of Michigan and the Tribe made and entered into a Compact providing for the conduct of casino gaming, as approved by the U.S. Secretary of the Interior by publication in the Federal Register on February 18, 1999 (64 Fed. Reg. 8111), and as amended on July 23, 2009 in accordance with Section 16 of the Compact and approved by the U.S. Secretary of the Interior by publication in the Federal Register on October 8, 2009, (74 Fed. Reg. 51875) (hereinafter collectively referred to as the "Compact"); and

WHEREAS, the Tribe, a federally-recognized Indian tribe, acting under its governmental authority in accordance with IGRA and the Compact, commenced casino gaming operations on August 1, 2009, at the Firekeepers Casino (hereinafter the "Casino") on land located in Emmett Township, Michigan that is held in trust for the Nottawaseppi Huron Band by the United States; and

WHEREAS, growth and development on and in the vicinity of the Pine Creek Indian Reservation, which is the governmental and community center of the Tribe, will have impacts on Athens Township, which will be affected by the Tribe's operation of the Casino; and

WHEREAS, the Compact provides that the local units of government that are in the immediate vicinity or are otherwise directly affected by the Casino, together with the local government(s) affected by growth and development of the Tribe's governmental and community facilities on and in the immediate vicinity of the Pine Creek Reservation that will result from the operation of the Casino, may, at their option, form a Local Revenue Sharing Board in conjunction with the Tribe for the purpose of receiving and directing the disbursement of revenue sharing payments required by the Compact; and

WHEREAS, by entering into this interlocal agreement (hereinafter this "Agreement"), the parties hereto seek to create a Local Revenue Sharing Board, consistent with the terms and provisions of the Compact and for the purposes stated therein; and

WHEREAS, the Local Revenue Sharing Board bylaws allow appointment of a Board representative and Board alternates.

NOW, THEREFORE, BE IT HEREBY RESOLVED that the City of Marshall appoints Mayor Jack Reed as the Board representative and City Manager Tom Tarkiewicz as the Board alternate.

Motion by: Council Member Schurig. Supported: Council Member Metzger.

AYES, Council members: Caron, Costa, McNeil, Metzger, Mayor Reed, Schurig, and Williams.

NAYES, Council members: None.

ABSTAIN, Council members: None.

RESOLUTION DECLARED ADOPTED.

CERTIFICATE

The foregoing is a true and a complete copy of the resolution adopted by the City Council and the City of Marshall at a regular meeting on January 3, 2017. Public

notice was given and the meeting was conducted in full compliance with the Michigan Open Meetings Act (PA 267, 1976, as amended). Minutes of the meeting will be available as required by the Act.

City of Marshall

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By: Trisha Nelson  
Its: Clerk

Date: January 3, 2017

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

None

### **CONSENT AGENDA**

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

- A. Accept and authorize the publication of the FY16 DDA Annual Report;
- B. Accept and authorize the publication of the FY16 LDFA Annual Report;
- C. Minutes of the City Council Regular Session held on Monday, December 5, 2016;
- D. Approve city bills in the amount of \$ 964,364.89.

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

### **PRESENTATIONS AND RECOGNITION**

None.

### **INFORMATIONAL ITEMS**

None.

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

#### **A. Adoption of the June 1, 2017 - June 30, 2023 Capital Improvement Program:**

Finance Director Jon Bartlett provided background regarding the plan and reiterated the proposed plan was only a guideline.

Mayor Reed opened the public hearing to hear comment regarding the proposed June 1, 2017 through June 30, 2023 Capital Improvement Plan.

Hearing no public comment, the hearing was closed.

Marshall City Council, Regular Session  
Tuesday, January 3, 2017  
Unofficial

**Moved** Williams, supported McNeil, to approve the adoption of the June 1, 2017 through June 30, 2023 Capital Improvement Program. On a voice vote -**MOTION CARRIED.**

**OLD BUSINESS**

None.

**REPORTS AND RECOMMENDATIONS**

None.

**APPOINTMENTS/ELECTIONS**

**A. Marshall Farmer's Market Advisory Board Appointment:**

**Moved** Schurig, supported Caron, to approve the appointment of Kathy Miller to the Marshall Farmer's Market Advisory Board with a term expiring October 20, 2019. On a voice vote-**MOTION CARRIED.**

**PUBLIC COMMENT ON NON-AGENDA ITEMS**

None.

**COUNCIL AND MANAGER COMMUNICATIONS**

**ADJOURNMENT**

The meeting was adjourned at 7:32 p.m.

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Jack Reed, Mayor

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Trisha Nelson, City Clerk