

CALL TO ORDER

IN REGULAR SESSION, Monday, March 21, 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 Pro-Tem Traver.

ROLL CALL

Roll was called:

Present: Council Members: Gates, Rice, Traver, and Underhill.

Also Present: City Manager Perry and Clerk Nelson

Absent: Mayor Caron, Schwartz, and Wolfersberger.

Moved Underhill, supported Gates, to excuse the absence of Mayor Caron, Schwartz, and Wolfersberger. On a voice vote – **MOTION CARRIED.**

INVOCATION/PLEDGE OF ALLEGIANCE

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

APPROVAL OF THE AGENDA

Moved Gates, supported Rice, to approve the agenda as presented. On a voice vote – **MOTION CARRIED.**

PUBLIC COMMENT ON AGENDA ITEMS

None.

CONSENT AGENDA

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

- A. Schedule a public hearing for Monday, April 4, 2022 to consider the submission of a CDBG application for the support of the proposed project at 125-127 West Michigan Avenue;
- B. Approve the resolution to appoint Mayor Joe Caron as the Local Revenue Sharing Board representative and City Manager Derek N. Perry as the Board Alternate;
- C. Minutes of the City Council Regular Session held on Monday, March 7, 2022;
- D. Approve city bills in the amount of \$1,527,918.76.

On a roll call vote – ayes: Gates, Rice, Traver, and Underhill; nays: none. **MOTION CARRIED.**

PRESENTATIONS AND RECOGNITION

None.

INFORMATIONAL ITEMS

None.

PUBLIC HEARINGS & SUBSEQUENT COUNCIL ACTION

A. Zoning Amendment Application #RZ22.03 to rezone 423 Mitchell Street from MFRD-Multi Family Residential Development to I-1 Research and Technical District:

Trisha Nelson, Planning and Zoning Administrator, provided background on the rezoning request. Josh Karaba, owner of 423 Mitchell Street, is seeking to rezone 423 Mitchell Street from the current zoning of MFRD Multi-Family Residential District to I-1 Research and Technical District. The Planning Commission held a public hearing on Wednesday, March 9, 2022 regarding the rezoning request and worked through the Rezoning Criteria worksheet and found the facts to be favorable and is recommending approval from City Council.

Mayor Pro-Tem Traver opened the public hearing to hear public comment regarding Zoning Amendment Application #RZ22.03 to rezone 423 Mitchell Street from MFRD-Multi Family Residential Development to I-1 Research and Technical District.

Hearing no comment, the hearing was closed.

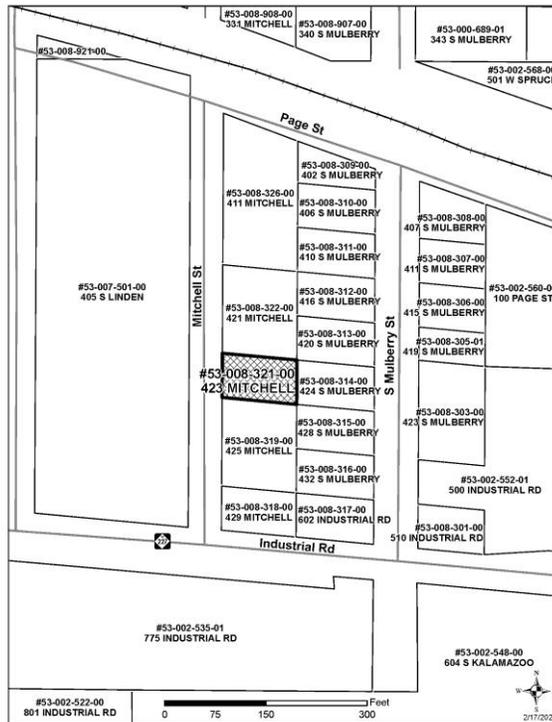
Moved Rice, supported Underhill, to approve Rezoning Request #RZ22.03 to rezone 423 Mitchell Street from MFRD-Multi Family Residential Development to I-1 Research and Technical District. On a roll call vote – ayes: Underhill, Gates, Rice, and Traver; nays: none. **MOTION CARRIED.**

**CITY OF MARSHALL
ORDINANCE #2022- 03**

AN ORDINANCE TO AMEND THE ZONING MAP OF THE CITY OF MARSHALL SO AS TO CHANGE THE ZONING OF A PARCEL OF REAL PROPERTY AT 423 MITCHELL STREET #53-008-321-00 FROM THE ZONING DISTRICT OF MULTIPLE FAMILY RESIDENTIAL DISTRICT (MFRD) TO RESEARCH AND TECHNOLOGY DISTRICT (I-1).

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 Multiple Family Residential District (MFRD) to Research and Technology District (I-1).



TAX PARCEL #53-008-321-00 (423 MITCHELL STREET) LEGAL DESCRIPTION

MARSHALL CITY, MARTIN & HATCH ADDITION LOT 21.

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.

Adopted and signed this 21st day of March, 2022.

Joe Caron, MAYOR

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 March 21, 2022, 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.

OLD BUSINESS

None.

REPORTS AND RECOMMENDATIONS

A. MDOT Bridge Program Application:

Moved Gates, supported Rice, to approve the resolution authorizing the application to the Local Bridge Program for the South Marshall Avenue Bridge over Rice Creek. On a voice vote – **MOTION CARRIED.**

**CITY OF MARSHALL, MICHIGAN
RESOLUTION #2022- 10**

**RESOLUTION FOR S. MARSHALL AVENUE BRIDGE REPLACEMENT
THROUGH THE LOCAL BRIDGE PROGRAM**

WHEREAS, the City of Marshall is preparing a Local Bridge Program Funding Application for the replacement of the S. Marshall Avenue Bridge over Rice Creek, and

WHEREAS, the City of Marshall may be eligible for a maximum of up to 95 percent participation from Federal and/or State sources, and

WHEREAS, the condition of the bridge listed below has deteriorated to such an extent that replacement is necessary and

WHEREAS, the budget of the City of Marshall will not allow replacement of this bridge without additional funds from other sources.

THEREFORE, BE IT NOW RESOLVED that the City of Marshall request local bridge program funds for replacement of the S. Marshall Avenue over the Rice Creek Bridge for the year 2025.

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 March 21, 2022. 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

By: Trisha Nelson
Its: Clerk

B. Special Land Use #SLU22.01 for a Group Child Care Home at 606 S. Marshall Avenue:

Moved Gates, supported Underhill, to approve the Special Land Use Application #SLU22.01 for a Group Child Care Home at 606 S. Marshall Avenue with the condition of executing a license agreement with the City of Marshall for use of the right of way for the driveway. On a roll call vote – ayes: Gates, Rice, Traver, and Underhill; nays: none. **MOTION CARRIED.**

APPOINTMENTS/ELECTIONS

None.

PUBLIC COMMENT ON NON-AGENDA ITEMS

Treasa Davidson of Galesburg spoke to Council regarding the use of a city park to hold a 3-day Viking festival. The event can attract up to 200-300 people and would be held April 29 – May 1st.

COUNCIL AND MANAGER COMMUNICATIONS

ADJOURNMENT

The meeting was adjourned at 7:25 p.m.

Joe Caron, Mayor

Trisha Nelson, City Clerk