
CITY COUNCIL MINUTES

March 6, 2023

Regular Meeting - 7:00 PM

1) CALL TO ORDER

IN A REGULAR SESSION held on Monday, March 6, 2023 at 7:00 PM in the Council Chambers of Town Hall, 323 West Michigan Ave, Marshall, MI 49068, the Marshall City Council was called to order by Mayor Schwartz.

2) ROLL CALL

Roll was called:

Present: Mayor James Schwartz, Joe Caron, Theresa Chaney-Huggett, Jacob Gates, Ryan Traver, Ryan Underhill, and Scott Wolfersberger

Also Present: Manager Perry and Clerk Eubank

Absent: None

3) INVOCATION

4) PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Mayor Schwartz.

5) APPROVAL OF AGENDA - Items can be added or deleted from the Agenda by City Council action.

Mayor Schwartz noted that the minutes for the regular session of February 21, 2023 were to be amended to reflect the addition of the ordinance language for items 10B and 10C.

Moved Scott Wolfersberger, supported Joe Caron to approve the agenda for the March 6, 2023 regular session of the Marshall City Council as amended. On a voice vote: **MOTION CARRIED.**

6) PUBLIC COMMENT ON AGENDA ITEMS Persons addressing Council are required to give their name and address for the record when called upon by the Mayor. Members of the public shall be limited to speaking for a maximum of five (5) minutes on agenda items only.

NONE.

7) CONSENT AGENDA

Moved Ryan Traver, supported Scott Wolfersberger to approve the consent agenda as amended. On a roll call vote:

Ayes: Joe Caron, Theresa Chaney-Huggett, Jacob Gates, Ryan Traver, Ryan Underhill, Scott Wolfersberger, and James Schwartz

Nays: None

Abstain: None

MOTION CARRIED.

A. City Council Minutes

Work Session- February 21, 2023
Regular Session - February 21, 2023

B. City Bills

Purchases- 2/17/2023	\$324,163.78
Purchases- 2/24/2023	\$1,725,119.34
Purchases- 3/7/2023	\$59,330.23
TOTAL	\$2,108,613.35

8) PRESENTATIONS AND RECOGNITIONS

9) INFORMATIONAL ITEMS

10) PUBLIC HEARINGS & SUBSEQUENT COUNCIL ACTION

11) OLD BUSINESS

12) REPORTS AND RECOMMENDATIONS

A. STEPS OF VALHALLA SPECIAL EVENT

Moved Jacob Gates, supported Ryan Underhill to approve the Steps of Valhalla Special Event Application subject to completion of the Park Use License Agreement, Proof of Liability Insurance and State of Michigan Alcohol required licenses and approvals. On a voice vote: **MOTION CARRIED.**

B. ALBAN HEFIN - CELTIC FESTIVAL SPECIAL EVENT REQUEST

Moved Scott Wolfersberger, supported Ryan Underhill to approve the Alban Hefin- Celtic Festival Special Event Application subject to completion of the Park Use License Agreement, Proof of Liability Insurance and State of Michigan Alcohol required licenses and approvals. On a voice vote: **MOTION CARRIED.**

C. THE DARK MASQUERADE (MICHIGAN VAMPIRE BALL) AND CARNIVAL OF SHADOWS

Moved Theresa Chaney-Huggett, supported Jacob Gates to approve the Dark Masquerade and Carnival of Shadows Special Event Application subject to completion of the Park Use License Agreement, Proof of Liability Insurance and State of Michigan Alcohol required licenses and approvals. On a voice vote: **MOTION CARRIED.**

D. OAKLAWN COLOR CLASSIC 5K AND FUN RUN SPECIAL EVENT

Moved Joe Caron, supported Ryan Underhill to Approve the Oaklawn Color Classic 5k and Fun Special Event Request to be held on June 10, 2023. On a voice vote: **MOTION CARRIED.**

E. OAKLAWN PET, BIKE, AND WAGON PARADE

Moved Scott Wolfersberger, supported Joe Caron to approve the Oaklawn Pet, Bike, and Wagon Parade Special Event Request to be held on July 4, 2023. On a voice vote: **MOTION CARRIED.**

F. RUEBEN RACE SPECIAL EVENT

Moved Theresa Chaney-Huggett, supported Ryan Underhill to approve the Rueban Race 10k, 5k, and fun run Special Event Application to be held on April 22, 2023. On a voice vote: **MOTION CARRIED.**

G. INDUSTRIAL ROAD CONSTRUCTION UPDATE AND ENGINEERING

Moved Joe Caron, supported Scott Wolfersberger to approve the construction engineering contract with VK Civil in the amount of \$71,000 with a contingency of \$8,000 for a total funded amount of \$79,000 and authorize a budget amendment and transfer in the amount of \$79,000 from the 2022 Water Revenue Bonds to the Water Capital Line 591-900-970. On a roll call vote:

Ayes: Theresa Chaney-Huggett, Jacob Gates, Ryan Traver, Ryan Underhill, Scott Wolfersberger, James Schwartz, and Joe Caron

Nays: None

Abstain: None

MOTION CARRIED.

H. NORTHEAST NIA- GREEN DEVELOPMENT VENTURES DEVELOPMENT AGREEMENT

Moved Scott Wolfersberger, supported Ryan Underhill to approve the Northeast NIA/Green Development Ventures Development Agreement in substantial form to assist in the addition of 17 homes on Forest Street and authorize the City Clerk to sign on behalf of the City. On a voice vote: **MOTION CARRIED.**

I. SENIOR MILLAGE GRANT REQUEST

Moved Jacob Gates, supported Theresa Chaney-Huggett to approve the submission of a \$150,000 grant to the Senior Millage Strategic Projects program. On a voice vote: **MOTION CARRIED.**

J. MLB - SCOTTS FIELD REFURBISHMENT GRANT

Moved Scott Wolfersberger, supported Ryan Underhill to approve the submission of a \$50,000 grant request to the MLB-Scotts Field Refurbishment Grant program. On a voice vote: **MOTION CARRIED.**

K. SECOND QUARTER FY2023 FINANCIAL REPORT

Moved Jacob Gates, supported Joe Caron to accept the Second Quarter FY 2023 Financial Report as presented and place it on file. On a voice vote: **MOTION CARRIED.**

L. SECOND QUARTER FY2023 INVESTMENT PORTFOLIO

Moved Joe Caron, supported Scott Wolfersberger to accept the Second Quarter FY 2023 Investment Portfolio report and place it on file. On a voice vote: **MOTION CARRIED.**

M. SECOND QUARTER FY2023 CASH POSITION REPORT

Moved Ryan Traver, supported Joe Caron to accept the Second Quarter FY2023 Cash Position Report and place on file. On a voice vote: **MOTION CARRIED.**

N. SECOND QUARTER FY2023 BUDGET AMENDMENTS

Moved Joe Caron, supported Ryan Underhill to adopt City Resolution 2023-06 to amend the FY 2023 Budget. On a voice vote: **MOTION CARRIED.**

CITY OF MARSHALL, MICHIGAN

RESOLUTION #2023-06
THE CITY OF MARSHALL
AMENDED GENERAL APPROPRIATION ACT RESOLUTION
July 1, 2022 – June 30, 2023

THE CITY OF MARSHALL RESOLVES that the revenues and expenditures for the fiscal year, commencing July 1, 2022, and ending June 30, 2023, are hereby amended on a departmental and fund total basis per the attachment, summarized as follows:

	Revenues	Expenditures
General (Fund 101)		16,355
City Hall		13,655
Crossing Guards		2,700
Cemetery Trust (Fund 151)		24,000
MVH Local (Fund 203)		315,000
Municipal Street (Fund 204)		148,000
Marshall House (Fund 536)		293,000

RESOLVED, the use of prior year's fund balance/net position reserves is not reflected in a Fund's revenue figure above, and that the source of funding for a Fund's Net Loss/(Deficit) shall be the use of prior year's fund balance/net position reserves.

This Resolution shall take effect upon adoption.
Dated March 6, 2023

Michelle Eubank, City Clerk

O. WARNER VINEYARDS JOINT OFF-PREMISE TASTING ROOM

Moved Ryan Traver, supported Theresa Chaney-Huggett to approve Resolution 2023-07 for the approval of Warner Vineyards Inc. Joint Off-Premises License. On a voice vote: **MOTION CARRIED.**

P. WARNER VINEYARDS SOCIAL DISTRICT REQUEST

Moved Jacob Gates, supported Joe Caron to approve Resolution 2023-08 approving the Warner Vineyards Social District Permit Application. On a voice vote: **MOTION CARRIED.**

13) APPOINTMENTS / ELECTIONS

14) PUBLIC COMMENT ON NON-AGENDA ITEMS

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when called upon by the Mayor. Members of the public shall be limited to speaking for a maximum of five (5) minutes on items not on the agenda.

Sandra Sinky of Squaw Creek spoke in opposition to the megasite.

Peter Driscoll of 114 S Mulberry requested a two-way conversation to take place about the megasite.

Justin Kazmar of Marengo Township spoke in opposition to the megasite.

Joan Chapman of Marshall Township spoke in opposition to the megasite.

Julie Bryant of 159 Squaw Creek Rd spoke in opposition to the megasite.

Melanie Snodgrass of 323 N Madison spoke in opposition to the megasite.

Elizabeth Elyea of Marshall Township spoke in opposition to the megasite.

Erica Macintosh of 314 N Madison spoke in opposition to the megasite.

Laura Bartlett of 314 N Linden spoke in opposition to the megasite.

Debra Byer of Fredonia Township spoke in opposition to the megasite.

Jason Blanchard of 311 N Madison spoke about proposed wages at the megasite.

Maggie Emerson Rich of 616 Union St spoke in opposition to the megasite.

Barry Wayne Adams of 622 W Green St spoke in opposition to the megasite.

Rick Sadler of Squaw Creek spoke in opposition to the megasite.

James Arver of 102 W Michigan offered to be an advisor to council and would like more transparency.

15) COUNCIL AND MANAGER COMMUNICATIONS

Ryan Underhill stated that the Ketchum Park committee is starting to look funding for work on Phase 2 of their master plan, which includes \$1.3 million in renovations.

Scott Wolfersberger stated that he was thankful to the city staff and Matt Miller for their hard work on getting the Forest St development moving forward.

Theresa Chaney-Huggett stated that she attended the airport board where they worked on setting a calendar of events for the next year.

Manager Perry stated that he received complaints that the Sherman retention pond is overflowing in to yards and may need some work. He further stated that he received a call from MDOT about how the city plows Michigan Ave.

Clerk Eubank stated that she would be out of the office for training the following week and that absentee ballot applications were going out the next day.

Mayor Schwartz stated that he was thankful to the DPW staff for their plowing during the snow storm the previous week.

16) ADJOURNMENT

The meeting was adjourned at 9:07 p.m.