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## CITY COUNCIL MINUTES

March 20, 2023

Regular Meeting - 7:00 PM

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1) **CALL TO ORDER**

IN A REGULAR SESSIONS held on Monday, March 20, 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, Ryan Traver, Scott Wolfersberger

Also Present: Manager Perry and Clerk Eubank

Absent: Jacob Gates and Ryan Underhill

**Moved** Joe Caron, supported Ryan Traver to excuse members Jacob Gates and Ryan Underhill. On a voice vote: **MOTION CARRIED.**

3) **INVOCATION**

Scott Loughrige of Cross Road Church and Ministries led the invocation.

4) **PLEDGE OF ALLEGIANCE**

Mayor Schwartz led the Pledge of Allegiance.

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

Mayor Schwartz noted that the agenda needed to be amended to include item 7D-Schuler's Rental Rehabilitation Grant Closeout- Set Public Hearing, in the consent agenda.

**Moved** Scott Wolfersberger, supported Joe Caron to approve the agenda as amended. On a roll call vote:

Ayes: Joe Caron, Theresa Chaney-Huggett, Ryan Traver, Scott Wolfersberger, James Schwartz

Nays: None

Abstain: None

**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.

**NONE**

7) **CONSENT AGENDA**

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

Ayes: James Schwartz, Joe Caron, Theresa Chaney-Huggett, Ryan Traver, Scott Wolfersberger

Nays: None

Abstain: None

**A. City Council Minutes**

Work Session- March 6, 2023

Regular Session - March 6, 2023

**B. City Bills**

Purchases- 3/3/23 \$72,930.92

Purchases 3/10/23 \$207,934.71

February Power Purchase \$809,977.80

**TOTAL \$1,090,843.43**

**C. 125-127 WEST MICHIGAN AVENUE OPRA- INTRO AND SET PUBLIC HEARING**

**D. SCHULER'S RENTAL REHABILITATION GRANT CLOSEOUT**

**8) PRESENTATIONS AND RECOGNITIONS**

**A. DAVE PHANER- BROOKS NATURE CENTER**

Due to technical difficulties, the presentation was postponed.

**9) INFORMATIONAL ITEMS**

**10) PUBLIC HEARINGS & SUBSEQUENT COUNCIL ACTION**

**11) OLD BUSINESS**

**12) REPORTS AND RECOMMENDATIONS**

**A. 2026 MDOT BRIDGE PROGRAM GRANT SUBMISSION**

**Moved** Ryan Traver, supported Joe Caron to approve the MDOT Bridge Program grant application for South Marshall Avenue bridge over Rice Creek for fiscal year 2026 and authorize the City Clerk to sign Resolution 2023-9 committing the City to the funding match requirements of the program. On a voice vote: **MOTION CARRIED.**

**B. WASTEWATER TREATMENT PLANT CLARIFIER REHABILITATION**

**Moved** Theresa Chaney-Huggett, supported Scott Wolfersberger to approve the equipment purchase contract with Westech in the amount of \$434,586 with a contingency of \$44,000 and the construction engineering amount, to be executed under the City's Master Service Agreement with Stantec, in the amount of \$35,500. On a roll call vote:

Ayes: James Schwartz, Joe Caron, Theresa Chaney-Huggett, Ryan Traver, Scott Wolfersberger

Nays: None

Abstain: None

**MOTION CARRIED.**

**C. MARSHALL AREA FARMERS MARKET ANNUAL UPDATE**

**Moved** Joe Caron, supported Ryan Traver to receive the Annual Update Report and approve the use of City parking lot #11 for the 2023 Marshall Area Farmers Market starting on May 6, 2023. On a voice vote: **MOTION CARRIED.**

**D. MARIHUANA ODOR ORDINANCE UPDATE- INTRO AND SET PUBLIC HEARING**

**Moved** Scott Wolfersberger, supported Ryan Traver to introduce and set a Public Hearing for Ordinance 2023-07. On a voice vote: **MOTION CARRIED.**

**13) APPOINTMENTS / ELECTIONS**

**14) PUBLIC COMMENT ON NON-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 non-agenda items.

Laura Bartlett of N Linden St spoke in opposition to Ford.

Debra Bonaire of 9960 13 1/2 Mile Rd spoke in opposition to Ford.

Mark Robinson of 1114 Fennimore spoke in opposition to the megasite.

Jason Blanchard of 311 N Madison spoke in opposition to the megasite.

**15) COUNCIL AND MANAGER COMMUNICATIONS**

Wolfersberger stated that the Zoning Board of Appeals approved a variance for a sign for Schuler's and a use variance for 302 N Madison.

Perry noted that Jim Daily will not be renewing his term on the ZBA and that there are other appointments that will need to be made in the next month.

**16) ADJOURNMENT**

The meeting was adjourned at 8:07 p.m.