

CALL TO ORDER

IN REGULAR SESSION Monday, March 15, 2010 at 7:00 P.M. in Council Chambers of Town Hall, 323 West Michigan Avenue, Marshall, MI, the Marshall City Council was called to order by Mayor Smith.

ROLL CALL

Roll was called:

Present: Council Members: Metzger, Mayor Smith, Traver and Williams.

Also Present: City Manager Tarkiewicz

Absent: Council Member Doane, Dyer and Miller.

Moved Williams, supported Metzger, to excuse the absence of Council Members Doane, Dyer and Miller. On a voice vote: **MOTION CARRIED**

INVOCATION/PLEDGE OF ALLEGIANCE

Richard Gerten of Family Bible Church gave the Invocation and Mayor Smith led the Pledge of Allegiance.

APPROVAL OF THE AGENDA

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

PRESENTATIONS AND RECOGNITION

Larry Strange from the Corradino Group presented the final report for DART Operational Study. **Moved** Williams, supported Traver, to accept the report as presented. On a voice vote: **MOTION CARRIED.**

INFORMATIONAL ITEMS

City Manager Tarkiewicz reported the annual spring brush pick-up will be on April 12.

PUBLIC COMMENT ON AGENDA ITEMS

None.

PUBLIC HEARINGS AND SUBSEQUENT COUNCIL ACTION

None.

OLD BUSINESS

A. Refuse Hauler Licenses:

Moved Williams, supported Metzger, to approve a one-year Refuse Hauler License for Republic Waste. On a roll call vote – ayes: Metzger, Mayor Smith, Traver and Williams; nays: none. **MOTION CARRIED.**

REPORTS AND RECOMMENDATIONS

A. Marshall House Window and Door Replacement:

Moved Metzger, supported Traver, to approve to accept the bid from Image Building Solutions, LLC in the amount of \$36,122 and a contingency of \$6,000 for a total of \$42,122 for the Marshall House window and door replacement. On a roll call vote – ayes: Metzger, Mayor Smith, Traver and Williams; nays: none. **MOTION CARRIED.**

B. Concession Stand Proposal:

Moved Williams, supported Metzger, to approve to accept the proposal from Justice Concessions of Battle Creek for concession services provided at the Athletic Field Complex. On a roll call vote – ayes: Metzger, Mayor Smith, Traver and Williams; nays: none. **MOTION CARRIED.**

C. AFG Insulating-Revocation of Industrial Facilities Exemption:

Moved Williams, supported Metzger, to approve to adopt the resolution to revoke the IFT certificate issued to AGC Flat Glass North America for 100% tax recapture of real and personal property taxes for the tax years 2001 through and including 2010. On a roll call vote – ayes: Metzger, Mayor Smith, Traver, and Williams; nays: none. **MOTION CARRIED.**

D. Personnel Policy Amendment-Workplace Violence:

Moved Metzger, supported Traver, to approve the addition of Section 2.05 Workplace Violence to the Personnel Policy Manual. On a voice vote: **MOTION CARRIED.**

E. Spruce Street Water Main Infrastructure Upgrade:

Moved Metzger, supported Williams, to approve to accept the proposal from C2AE for the design of the Spruce Street Water Main Infrastructure Upgrade for the not to exceed cost of \$9,900. On a roll call vote – ayes: Metzger, Mayor Smith, Traver, and Williams; nays: none. **MOTION CARRIED.**

F. Michigan Energy Efficiency & Conservation Block Grant:

Moved Travor, supported Metzger, to approve to authorize the City Manager to sign the Michigan Energy Efficiency & Conservation Block Grant (EECBG) contract for parking structure existing lighting retrofit. On a roll call vote – ayes: Metzger, Mayor Smith, Traver, and Williams; nays: none. **MOTION CARRIED.**

G. Dial-A-Ride Transit Title VI of the Civil Rights Act of 1964 Plan:

Moved Metzger, supported Williams, to approve to adopt the Title VI plan as required by the Federal Transportation Administration. On a voice vote: **MOTION CARRIED.**

APPOINTMENTS / ELECTIONS

None.

CONSENT AGENDA

Moved Williams, supported Traver, to approve the consent agenda as presented with the following amendment: Remove and table Item B. Personnel Policy Amendment-Family Medical Leave.

- A. Allow the use of the City parking lot west of the Brooks Building/Oaklawn Dialysis Center to hold the Annual Marshall Area Farm Market on Saturday mornings from May 15, 2010 through October 30, 2010.
- ~~B. Personnel Policy Amendment-Family Medical Leave.~~
- C. Approve a one-year Refuse Hauler License for Waste Management.
- D. Adopt the revisions to the Oakridge Cemetery Rules and Regulations, as presented.
- E. Approve the Compost Center Agreement with the Calhoun County Board of Public Works and authorize the Clerk-Treasurer to sign the agreement.
- F. Minutes of the City Council Work Session and Regular Session held on Monday, March 1, 2010;
- G. Approve city bills in the amount of \$1,445,166.86.

On a roll call vote – ayes: Metzger, Mayor Smith, Traver, and Williams; nays: none.
MOTION CARRIED.

PUBLIC COMMENT ON NON-AGENDA ITEMS

John LaPietra of 386 Boyer Court discussed the Guys and Dolls play at the Franke Center, Sunshine Week and upcoming work session planned for the FOIA policy.

COUNCIL AND MANAGER COMMUNICATIONS

None.

ADJOURNMENT

The meeting was adjourned at 8:16 p.m.

Bruce R. Smith, Mayor

Sandra Bird, Clerk-Treasurer