

Marshall City Council, Regular Session  
Monday, May 18, 2009

IN REGULAR SESSION Monday, May 18, 2009, 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 Smith.

Roll was called:

Present: Council Members: Dyer, Metzger, K. Miller, L. Miller, Mayor Smith, Traver and Williams.

Also Present: Interim City Manager Tarkiewicz and Interim Clerk-Treasurer Habedank.

Absent: None.

The invocation was given by Scott Loughrige, Cross Roads Church & Ministries.

Mayor Smith led the Pledge of Allegiance.

#### ***APPROVAL OF THE AGENDA***

**Moved** K. Miller, supported Williams, to approve the agenda with the addition of the Michigan South Central Power Agency invoice in the amount of \$769,302.20. On a voice vote: **MOTION CARRIED.**

#### ***PRESENTATIONS AND RECOGNITIONS***

None.

#### ***INFORMATIONAL ITEMS***

None

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

John LaPietra of 386 Boyer Court corrected the bill total that was previously stated with the addition of the Michigan South Central Power Agency invoice.

#### ***PUBLIC HEARINGS AND SUBSEQUENT COUNCIL ACTION***

None.

#### ***OLD BUSINESS***

None.

#### ***REPORTS AND RECOMMENDATIONS***

**Moved** Dyer, supported Williams, to approve the Special Land Use Permit #SLU02-2009 for a drive-through window at P.S. Food Mart, 1002 West Michigan Avenue. On a roll call vote -- ayes: Dyer, Metzger, K. Miller, L. Miller, Mayor Smith, Traver, and Williams; nays: none. **MOTION CARRIED.**

***CONSENT AGENDA***

**Moved** Williams, supported Dyer, to approve the consent agenda as presented:

- 2010 Census Partner Proclamation;
- approve one year licenses for amusement devices and music machines for various businesses;
- schedule a public hearing on Monday, June 1, 2009 for the proposed 2009-2010 fiscal year General Fund, Special Revenue Fund, Enterprise Fund and Internal Service Fund budgets;
- minutes of the City Council Closed Session held Monday, April 20, 2009;
- minutes of the City Council Work Session held Monday, May 4, 2009;
- minutes of the Regular City Council meeting held Monday, May 4, 2009;
- minutes of the City Council Closed Session held Monday, May 4, 2009;
- approve city bills in the amount of \$1,029,570.23.

On a roll call vote 6 ayes: Metzger, K. Miller, L. Miller, Mayor Smith, Traver, Williams, and Dyer; nays: none. **MOTION CARRIED**

***PUBLIC COMMENT ON NON-AGENDA ITEMS***

Creighton Burrows of 19254 B Drive North inquired about a pothole at the corner of Maple and Clinton streets.

John LaPietra of 386 Boyer Court asked Council for future consideration to be taken for bicycles in the city and he also inquired about the city's FOIA policy.

**Moved** Dyer, supported K. Miller to go into closed session under Section 8 of the Michigan Open Meetings Act to discuss strategies in negotiations concerning collective bargaining agreements.

On a roll call vote 6 ayes: K. Miller, L. Miller, Mayor Smith, Traver, Williams, Dyer, and Metzger; nays: none. **MOTION CARRIED**

At 7:22 p.m. move to the conference room for the closed session

At 8:18 p.m. returned to open session.

The meeting was adjourned at 8:21 p.m.

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Bruce R. Smith, MAYOR

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Dennis Habedank, Clerk-Treasurer